

**ESHB 2134 - S AMD 736**  
By Senator Liiias

**ADOPTED AS AMENDED 02/27/2024**

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

3 **"2023-2025 FISCAL BIENNIUM**

4 **GENERAL GOVERNMENT AGENCIES—OPERATING**

5 **Sec. 101.** 2023 c 472 s 105 (uncodified) is amended to read as  
6 follows:

7 **FOR THE DEPARTMENT OF AGRICULTURE**

8 Motor Vehicle Account—State Appropriation. . . . . (~~(\$1,462,000)~~)  
9 \$1,473,000

10 **Sec. 102.** 2023 c 472 s 108 (uncodified) is amended to read as  
11 follows:

12 **FOR THE DEPARTMENT OF COMMERCE**

13 Carbon Emissions Reduction Account—State  
14 Appropriation. . . . . \$5,000,000  
15 Electric Vehicle Account—State Appropriation. . . . . \$220,000  
16 Multimodal Transportation Account—State Appropriation. . . . \$300,000  
17 TOTAL APPROPRIATION. . . . . \$5,520,000

18 The (~~appropriation~~) appropriations in this section (~~is~~) are  
19 subject to the following conditions and limitations:

20 (1) \$220,000 of the electric vehicle account—state appropriation  
21 is provided solely to the department to commission an independent  
22 study, based on the findings of the transportation electrification  
23 strategy authorized under RCW 43.392.040, of costs of installation,  
24 maintenance, and operation of electrical distribution infrastructure  
25 on the utility's side of the meter to commercial customers  
26 installing electric vehicle supply equipment. The department shall  
27 gather data from at least five electric utilities serving retail  
28 customers in the state for purposes of completing the study. The  
29 department shall submit a report of study findings and an explanation

1 of how those findings will support implementation of the  
2 transportation electrification strategy authorized  
3 under RCW 43.392.040 to the governor and appropriate legislative  
4 committees by November 1, 2024.

5 (2) Beginning January 1, 2025, \$5,000,000 of the carbon emissions  
6 reduction account—state appropriation is provided solely for a tribal  
7 electric boat grant program. Federally recognized tribes are eligible  
8 to apply for grant funds for the purchase of or conversion to  
9 electric boats and motors.

10 (3)(a) \$300,000 of the multimodal transportation account—state  
11 appropriation is provided solely to the department, in collaboration  
12 with the interagency electric vehicle coordinating council,  
13 appropriate state and local agencies, climate and environmental  
14 justice organizations, consumer and ratepayer advocates, industry  
15 representatives, labor representatives, consumer-owned electric  
16 utilities, investor-owned electric utilities, and building owners and  
17 operators, to develop legislative recommendations regarding:

18 (i) Maximum timelines for electric vehicle supply equipment  
19 project permitting and interconnection;

20 (ii) Necessary reporting requirements for electric utilities on  
21 transportation electrification efforts;

22 (iii) Requirements for consumer information on electric vehicle  
23 supply equipment;

24 (iv) Extending right-to-charge policies to tenants and homeowners  
25 outside of common interest communities;

26 (v) Reliability standards for both publicly funded and publicly  
27 available electric vehicle supply equipment; and

28 (vi) Other policies to implement recommendations on improving  
29 electric vehicle supply equipment availability and use in the  
30 transportation electrification strategy under RCW 43.392.040.

31 (b) The department, in collaboration with the entities listed  
32 under (a) of this subsection, must also evaluate the best method to  
33 develop a comprehensive and publicly available inventory of all  
34 electric vehicle supply equipment in Washington, to include, but not  
35 be limited to:

36 (i) Reporting requirements for electric vehicle supply equipment  
37 providers, owners, and operators or any other entities necessary to  
38 develop and implement the inventory;

39 (ii) Rules necessary to determine required information, such as  
40 counts of operational electric vehicle supply equipment and ports,

1 electrical power, utilization, reliability data, and other  
2 nonproprietary data, and a reporting process for collecting such data  
3 for the inventory; and

4 (iii) Identifying data that may be classified as confidential and  
5 a means for protecting such data, including data aggregation and the  
6 consideration of using a third-party entity to receive and secure  
7 data.

8 (c) The department must provide a report to the appropriate  
9 committees of the legislature on initial recommendations described  
10 under (a) of this subsection and the evaluation results under (b) of  
11 this subsection by December 31, 2024, and a final report with all  
12 remaining recommendations by June 30, 2025.

13 **Sec. 103.** 2023 c 472 s 109 (uncodified) is amended to read as  
14 follows:

15 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

16 Pilotage Account—State Appropriation. . . . . (~~(\$3,574,000)~~)  
17 \$3,577,000

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

20 (1) The board of pilotage commissioners shall file the annual  
21 report to the governor and chairs of the transportation committees  
22 required under RCW 88.16.035(1)(f) by September 1, 2023, and annually  
23 thereafter. The report must include the continuation of policies and  
24 procedures necessary to increase the diversity of pilots, trainees,  
25 and applicants, including a diversity action plan. The diversity  
26 action plan must articulate a comprehensive vision of the board's  
27 diversity goals and the steps it will take to reach those goals.

28 (2) \$232,000 of the pilotage account—state appropriation is for a  
29 temporary environmental planner position to support rule making to  
30 fulfill the requirements of chapter 289, Laws of 2019.

31 **Sec. 104.** 2023 c 472 s 111 (uncodified) is amended to read as  
32 follows:

33 **FOR THE UNIVERSITY OF WASHINGTON**

34 Motor Vehicle Account—State Appropriation. . . . . \$1,470,000  
35 Multimodal Transportation Account—State  
36 Appropriation. . . . . (~~(\$5,000,000)~~)  
37 \$5,060,000

1            TOTAL APPROPRIATION. . . . . \$6,530,000

2            The (~~appropriation~~) appropriations in this section (~~is~~) are  
3 subject to the following conditions and limitations:

4            (1) \$5,000,000 of the multimodal transportation account—state  
5 appropriation is provided solely for the University of Washington's  
6 sidewalk inventory and accessibility mapping project to develop a  
7 public dataset under an open license and develop the tools needed to  
8 publish that data according to an open data specification. The  
9 project must include, but is not limited to, utilization of existing  
10 data sources, imagery, detailed surveys, and manually collected,  
11 detailed data for city streets, county rural and urban local access  
12 roads and collectors/arterials, state roads of all types, and roads  
13 owned by other entities. The project may draw on partially developed  
14 sidewalk data for all state facilities. To the extent practicable,  
15 the final product must be suitable for use by the department of  
16 transportation, local and regional agencies, tribal governments, and  
17 the general public. For the 2023-2025 fiscal biennium, the project  
18 will produce a base active transportation data layer for all  
19 counties, with priority given to counties with high proportions of  
20 overburdened communities. A project status report is due to the  
21 transportation committees of the legislature on December 1st of each  
22 year until the work is completed. The legislature intends that in the  
23 2025-2027 fiscal biennium, \$5,000,000 of multimodal transportation  
24 account funds be provided to complete a second phase of work on the  
25 active transportation data.

26            (2)(a) \$60,000 of the multimodal transportation account—state  
27 appropriation is provided solely for the University of Washington  
28 center for real estate research, in collaboration with the Puget  
29 Sound regional council, to complete a review of transit-oriented  
30 development conditions in cities in King, Pierce, Spokane, Clark, and  
31 Snohomish counties that (i) have populations of more than 12,500; and  
32 (ii) have at least one major transit stop, as defined in RCW  
33 36.70A.030.

34            (b) The review must be based on any comprehensive plans, housing-  
35 focused local tax and fee programs, and development regulations  
36 required to be adopted on or before December 31, 2024. The review  
37 must also include the following elements in a report that enables  
38 comparison of transit-oriented development conditions on a city-by-  
39 city basis:

1 (i) A summary of zoned density, floor area ratio, height or bulk  
2 limitations, parking requirements, impact fees, and other relevant  
3 development constraints or requirements, fees, charges, or conditions  
4 that apply to transit-oriented development within the jurisdiction;

5 (ii) A summary and analysis of any local or state housing tax,  
6 charge or fee rates, exactions and incentives, affordable housing  
7 requirements, and antidisplacement strategies that apply to transit-  
8 oriented development; and

9 (iii) Recommendations on strategies to increase the supply and  
10 affordability of transit-oriented development.

11 (c) The review must apply to areas within the following distances  
12 of a major transit stop:

13 (i) One-half mile radius of an entrance to a train station with a  
14 stop on a light rail system, a commuter rail stop, or a stop on rail  
15 or fixed guideway system; and

16 (ii) One-quarter mile radius of a stop on a fixed route bus  
17 system that is funded in part or in full by the United States  
18 department of transportation funding for bus rapid transit.

19 (d) The center must seek input from a broad range of stakeholders  
20 with expertise in transit-oriented development, including nonprofit  
21 and for-profit developers of affordable housing, developers of  
22 market-rate and workforce housing, local governments, the Washington  
23 housing finance commission, and other stakeholders as determined by  
24 the center.

25 (e) The center must provide its review and a preliminary report  
26 to the appropriate committees of the legislature by December 31,  
27 2024, and a final report, updated to reflect any intervening  
28 comprehensive plan revisions, by June 30, 2025.

29 (3) (a) \$1,470,000 of the motor vehicle account—state  
30 appropriation is provided solely for the Washington state  
31 transportation center to fund:

32 (i) Intern programs with the department of transportation;

33 (ii) A road scholars short-term training program; and

34 (iii) Professional master's degree fellowships between the  
35 department of transportation and the University of Washington within  
36 a program in civil and environmental engineering.

37 (b) Of the amounts provided in this subsection, \$81,000 is  
38 provided solely for the center to consult with the board of  
39 registration for professional engineers & land surveyors to conduct a  
40 statewide survey and analysis assessing workforce shortages of civil

1 engineers, civil engineering technicians, land surveyors, land  
2 surveyor technicians, and related disciplines. The center shall  
3 create a recommended action plan, with input from the legislative  
4 transportation committees, to address engineering workforce shortages  
5 and to meet the increased demand for services. The analysis and  
6 recommended action plan must include, for civil engineers, civil  
7 engineering technicians, land surveyors, land surveyor technicians,  
8 and related disciplines, at a minimum:

9 (i) Opportunities to create diverse and equitable engineering  
10 workforce;

11 (ii) Workforce data and gaps;

12 (iii) Current education pathways and licensure processes;

13 (iv) Current programs focused on workforce development and  
14 position skill-up opportunities;

15 (v) Strategies to retain workforce within the state;

16 (vi) Outreach opportunities and interinstitutional partnerships  
17 with middle schools, high schools, postsecondary institutions, and  
18 postgraduate programs; and

19 (vii) Recommendations for additional scholarships, internship and  
20 apprenticeship opportunities, undergraduate and graduate fellowship  
21 opportunities, and industry partnership opportunities.

22 (c) The center shall provide a preliminary plan with proposed  
23 actions, budgets, and outcomes to the transportation committees of  
24 the legislature by November 2024. The center shall provide a final  
25 action plan report with relevant recommendations to the  
26 transportation committees of the legislature by December 31, 2024.

27 **Sec. 105.** 2023 c 472 s 114 (uncodified) is amended to read as  
28 follows:

29 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

30 Carbon Emissions Reduction Account—State

31 Appropriation. . . . . \$6,000,000

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

34 (1) \$6,000,000 of the carbon emissions reduction account—state  
35 appropriation is provided solely for zero emission electric vehicle  
36 supply equipment infrastructure at facilities to accommodate charging  
37 station installations. The electric vehicle charging equipment (~~must~~  
38 ~~allow for the collection of usage data and~~) must be coordinated with

1 the state efficiency and environmental performance program. The  
2 department must prioritize locations based on state efficiency and  
3 environmental performance location priorities and where zero emission  
4 fleet vehicles are located or are scheduled to be purchased.

5 (2) The department must report when and where the equipment was  
6 installed(~~(, usage data at each charging station,)~~) and the state  
7 agencies and facilities that benefit from the installation of the  
8 charging station to the fiscal committees of the legislature by June  
9 30, 2025, with an interim report due January 2, 2024. The department  
10 shall collaborate with the interagency electric vehicle coordinating  
11 council to implement this section and must work to meet benchmarks  
12 established in chapter 182, Laws of 2022 (transportation resources).

13 (3) In carrying out this section, the department shall cooperate  
14 and provide assistance, as requested, in the joint transportation  
15 committee's development of program delivery evaluation tools and  
16 methodologies provided under section 204 (~~(of this act)~~), chapter  
17 472, Laws of 2023 for programs that receive funding from the carbon  
18 emissions reduction account.

19 (4) The department, with the assistance of designated staff in  
20 the Washington state department of transportation, must register for  
21 the clean fuels credit program and start tracking revenue generation  
22 pursuant to chapter 70A.535 RCW for investments funded in an omnibus  
23 transportation appropriations act.

24 NEW SECTION. **Sec. 106.** A new section is added to 2023 c 472  
25 (uncodified) to read as follows:

26 **FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**

27 Ignition Interlock Device Revolving Account—State

28 Appropriation. . . . . \$400,000

29 The appropriation in this section is subject to the following  
30 conditions and limitations: \$400,000 of the ignition interlock device  
31 revolving account—state appropriation is provided solely for an  
32 evaluation of compliance and results associated with the state's  
33 ignition interlock device requirements. The evaluation must include,  
34 but is not limited to, the following: (1) An assessment of the  
35 compliance rates for individuals with a legal requirement to have an  
36 ignition interlock device installed on their vehicle; (2) a review of  
37 impediments or barriers to individual compliance with ignition  
38 interlock device installation and use requirements; (3) an

1 examination of state and local agency performance in monitoring and  
2 enforcing ignition interlock device requirements; and (4) prioritized  
3 recommendations of potential procedural, policy, or statutory  
4 changes, including additional fiscal resources to state or local  
5 agencies, which will improve ignition interlock device compliance  
6 rates. The office of financial management shall place the amount  
7 provided in this section in unallotted status until the joint  
8 legislative and audit review committee indicates that the evaluation  
9 can be completed within its workplan for the 2023-2025 fiscal  
10 biennium. If the evaluation cannot be initiated in the 2023-2025  
11 fiscal biennium, the joint legislative and audit review committee  
12 must prioritize the evaluation of compliance and results associated  
13 with the state's ignition interlock device requirements in its  
14 workplan for the 2025-2027 fiscal biennium. The director of the  
15 office of financial management or the director's designee shall  
16 consult with the chairs and ranking members of the transportation  
17 committees of the legislature before making a decision to allot these  
18 funds.

19 NEW SECTION. **Sec. 107.** A new section is added to 2023 c 472  
20 (uncodified) to read as follows:

21 **FOR THE DEPARTMENT OF ECOLOGY**

22 Model Toxics Control Capital Account—State  
23 Appropriation. . . . . \$15,715,000

24 The appropriation in this section is subject to the following  
25 conditions and limitations: \$15,715,000 of the model toxics control  
26 capital account—state appropriation is provided solely for the  
27 department to provide grants to transition from diesel school buses  
28 and other student transport vehicles to zero emissions vehicles and  
29 for the necessary fueling infrastructure needed for zero emissions  
30 student transportation. The department must prioritize school  
31 districts serving tribes and vulnerable populations in overburdened  
32 communities as defined under RCW 70A.02.010. Up to five percent of  
33 the appropriation in this section may be used for technical  
34 assistance and grant administration.

35 NEW SECTION. **Sec. 108.** A new section is added to 2023 c 472  
36 (uncodified) to read as follows:

37 **FOR WESTERN WASHINGTON UNIVERSITY**



1 Multimodal Transportation Account—State  
2 Appropriation. . . . . \$140,000

3 The appropriation in this section is subject to the following  
4 conditions and limitations: \$140,000 of the multimodal transportation  
5 account—state appropriation is provided solely for the Western  
6 Washington University center for economic and business research to  
7 conduct an economic study focused on multiple economic activities  
8 surrounding the Washington state ferry system. Specifically, the  
9 study must analyze the direct economic impacts of Washington state  
10 ferry system spending, along with peer-reviewed, estimated ranges for  
11 economic activities supported by the ferry fleets' movement of  
12 passengers and freight as it relates to tourism, labor, and commerce.  
13 The department must collaborate with the university regarding the  
14 analysis by making administrative data, including financial and  
15 ridership data, available to the university. The university must  
16 submit a report summarizing the analysis to the office of the  
17 governor and the transportation committees of the legislature by  
18 December 31, 2024.

19 NEW SECTION. **Sec. 109.** A new section is added to 2023 c 472  
20 (uncodified) to read as follows:

21 **FOR WASHINGTON STATE UNIVERSITY**

22 Highway Safety Account—State Appropriation. . . . . \$150,000  
23 Multimodal Transportation Account—State  
24 Appropriation. . . . . \$100,000  
25 TOTAL APPROPRIATION. . . . . \$250,000

26 The appropriations in this section are subject to the following  
27 conditions and limitations: \$150,000 of the highway safety account—  
28 state appropriation is provided solely to convene a work group that  
29 includes, but is not limited to, the attorney general's office, the  
30 department of transportation, Washington state patrol, and the  
31 Washington traffic safety commission, to develop recommended  
32 legislation, by December 1, 2024, regarding the use of sobriety  
33 checkpoints in DUI enforcement. The work group must review the legal  
34 findings and holdings by the Washington supreme court in *City of*  
35 *Seattle v. Mesiani* and evaluate previous legislation from Washington  
36 and other states, as well as federal case law, authorizing the use of  
37 sobriety checkpoints.

1 NEW SECTION. **Sec. 110.** A new section is added to 2023 c 472  
2 (uncodified) to read as follows:

3 **FOR THE EVERGREEN STATE COLLEGE**

4 Aeronautics Account—State Appropriation. . . . . \$188,000

5 The appropriation in this section is subject to the following  
6 conditions and limitations: \$188,000 of the aeronautics account—state  
7 appropriation is provided solely for the Washington state institute  
8 for public policy to:

9 (1) Conduct an independent, nonpartisan assessment of  
10 the passenger and air cargo forecasts cited in the Puget Sound  
11 regional council regional aviation baseline study, including an  
12 evaluation of the underlying data, assumptions, methodologies, and  
13 calculation of the level of uncertainty around the forecast;

14 (2) Conduct a comprehensive literature review to identify  
15 effective national and international strategies to reduce demand for  
16 air travel, including diverting such demand to other modes to avoid  
17 environmental impacts to overburdened communities and vulnerable  
18 populations;

19 (3) Conduct a review of existing operational and technological  
20 enhancements to address environmental impacts from commercial  
21 aviation activities, including, but not limited to, climate friendly  
22 routing of aircraft, innovations intended to address the climate  
23 change effects of noncarbon dioxide emissions from aviation  
24 activities, simulation models applied to congested airports, and  
25 online tools to track, analyze, and improve carbon footprints related  
26 to aviation activities. The review should identify the feasibility of  
27 enhancements to be deployed in the state of Washington; and

28 (4) Provide a report to the office of the governor and the  
29 transportation committees of the legislature by December 31, 2025.

30 **Sec. 111.** 2023 c 472 s 110 (uncodified) is amended to read as  
31 follows:

32 **FOR THE OFFICE OF THE GOVERNOR**

33 State Patrol Highway Account—State Appropriation. . . . . \$750,000

34 The appropriation in this section is subject to the following  
35 conditions and limitations: \$750,000 of the state patrol highway  
36 account—state appropriation is provided solely to the state office of  
37 equity to contract with an independent consultant to conduct the

1 ((~~studies, evaluations, and reporting~~) functions required in RCW  
2 43.06D.060.

(End of part)

**TRANSPORTATION AGENCIES—OPERATING**

**Sec. 201.** 2023 c 472 s 201 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

Highway Safety Account—State Appropriation. . . . .	( <del>(\$5,252,000)</del> )
	<u>\$8,841,000</u>
Highway Safety Account—Federal Appropriation. . . . .	( <del>(\$27,735,000)</del> )
	<u>\$35,744,000</u>
Highway Safety Account—Private/Local Appropriation. . . . .	\$60,000
Cooper Jones Active Transportation Safety Account—	
State Appropriation. . . . .	( <del>(\$636,000)</del> )
	<u>\$836,000</u>
School Zone Safety Account—State Appropriation. . . . .	\$850,000
TOTAL APPROPRIATION. . . . .	( <del>(\$34,533,000)</del> )
	<u>\$46,331,000</u>

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

(1) Within existing resources, the commission must examine national safety reports and recommendations on alcohol and drug impaired driving and report to the transportation committees of the legislature, by December 15, 2023, any recommendations for legislative or policy changes to improve traffic safety in Washington state.

(2) (a) \$235,500 of the Cooper Jones active transportation safety account—state appropriation is provided solely for the commission to conduct research pertaining to the issue of street lighting and safety, including a public input component and learning from counties, cities, the state, and other impacted entities. Research may include the following:

(i) Interviewing additional local and regional roads departments, water-sewer districts, and other utility services to gather a holistic data set or further input on which authority assumes primary responsibility for street illumination in various underserved areas throughout the state;

(ii) Systematically soliciting information from communities with poor street illumination and lighting to gather input as to whether this is an issue the community would like to see improved;

1 (iii) Conferring with regional and state-level police, fire, and  
2 emergency medical services to assess and document potential delays in  
3 emergency response times due to poor street illumination;

4 (iv) Further assessing the impact of using LED lights in roadway  
5 and pedestrian scale lighting in reducing carbon emissions and light  
6 pollution throughout the United States; and

7 (v) Subject to more in-depth findings, convening a meeting with  
8 appropriate state, regional, and local stakeholders and community  
9 partners.

10 (b) The commission must report research results and provide any  
11 recommendations for legislative or policy action to the  
12 transportation committees of the legislature by January 1, 2025.

13 (3) Within existing resources, the commission, through the Cooper  
14 Jones active transportation safety council, must prioritize the  
15 review of pedestrian, bicyclist, or nonmotorist fatality and serious  
16 injury review when the victim is a member of a federally recognized  
17 tribe. Consistent with RCW 43.59.156(5), the commission may recommend  
18 any policy or legislative changes to improve traffic safety for  
19 tribes through such review.

20 (4) Within existing resources, the commission must review and  
21 report to the transportation committees of the legislature, by  
22 December 15, 2023, on strategies and technologies used in other  
23 states to prevent and respond to wrong-way driving crashes.

24 ~~(5) ((The Washington traffic safety commission shall coordinate  
25 with each city that implements a pilot program as authorized in RCW  
26 46.63.170(6) to provide the transportation committees of the  
27 legislature with the following information by June 30, 2025:~~

28 ~~(a) The number of warnings and infractions issued to first-time  
29 violators under the pilot program;~~

30 ~~(b) The number of warnings and infractions issued to the  
31 registered owners of vehicles that are not registered with an address  
32 located in the city conducting the pilot program; and~~

33 ~~(c) The frequency with which warnings and infractions are issued  
34 on weekdays versus weekend days.~~

35 ~~(6))~~ \$50,000 of the highway safety account—state appropriation  
36 is provided solely for the implementation of chapter 471, Laws of  
37 2023 (negligent driving). If chapter 471, Laws of 2023 is not enacted  
38 by June 30, 2023, the amount provided in this subsection lapses.

39 ~~((7))~~ (6) The Washington traffic safety commission may oversee  
40 a pilot program in up to three cities implementing the use of

1 automated vehicle noise enforcement cameras in zones that have been  
2 designated by ordinance as "Stay Out of Areas of Racing."

3 (a) Any programs authorized by the commission must be authorized  
4 by December 31, 2024.

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

10 (c) Any city administering a pilot program overseen by the  
11 traffic safety commission shall use the following guidelines to  
12 administer the program:

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

17 (ii) The law enforcement agency of the city or county government  
18 shall install two signs facing opposite directions within 200 feet,  
19 or otherwise consistent with the uniform manual on traffic control  
20 devices, where the automated vehicle noise enforcement camera is used  
21 that state "Street Racing Noise Pilot Program in Progress";

22 (iii) Cities testing the use of automated vehicle noise  
23 enforcement cameras must post information on the city website and  
24 notify local media outlets indicating the zones in which the  
25 automated vehicle noise enforcement cameras will be used;

26 (iv) A city may only issue a warning notice with no penalty for a  
27 violation detected by automated vehicle noise enforcement cameras in  
28 a Stay Out of Areas of Racing zone. Warning notices must be mailed to  
29 the registered owner of a vehicle within 14 days of the detected  
30 violation;

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

34 (vi) Notwithstanding any other provision of law, all photographs,  
35 videos, microphotographs, audio recordings, or electronic images  
36 prepared under this subsection (~~((7))~~) (6) are for the exclusive use  
37 of law enforcement in the discharge of duties under this section and  
38 are not open to the public and may not be used in a court in a  
39 pending action or proceeding. No photograph, microphotograph, audio  
40 recording, or electronic image may be used for any purpose other than

1 the issuance of warnings for violations under this section or  
2 retained longer than necessary to issue a warning notice as required  
3 under this subsection (~~(7)~~) (6); and

4 (vii) By June 30, 2025, the participating cities shall provide a  
5 report to the commission and appropriate committees of the  
6 legislature regarding the use, public acceptance, outcomes, warnings  
7 issued, data retention and use, and other relevant issues regarding  
8 automated vehicle noise enforcement cameras demonstrated by the pilot  
9 projects.

10 (7) \$200,000 of the Cooper Jones active transportation safety  
11 account—state appropriation is provided solely for the commission, in  
12 consultation with the Cooper Jones active transportation safety  
13 council, to research and develop a pilot program for the use of light  
14 meters by law enforcement to measure lighting levels at locations  
15 where a serious injury or fatality involving a vehicle has occurred.  
16 However, the funds must be held in unallotted status until the  
17 commission submits a spending plan for the pilot program to the  
18 transportation committees of the legislature and the office of the  
19 governor.

20 (8) \$300,000 of the highway safety account—state appropriation is  
21 provided solely for the commission to purchase telematics data from a  
22 qualified vendor that provides anonymized information on vehicle  
23 speeds and driver behaviors, such as hard braking, on a statewide  
24 basis and in selected geographical areas based upon demographic  
25 characteristics and crash history. The commission must provide an  
26 annual report summarizing findings from the telematics data to the  
27 transportation committees of the legislature beginning by June 30,  
28 2025, and until June 30, 2027.

29 (9) \$750,000 of the highway safety account—state appropriation is  
30 provided solely for a pilot program for dedicated probation or  
31 compliance officers at the local level to improve compliance with  
32 ignition interlock device installation requirements associated with  
33 impaired driving offenses. The commission must select locations based  
34 on an assessment of ignition interlock device compliance rates, and  
35 the willingness and ability to have staff dedicated to this activity.  
36 By June 30, 2025, the commission must provide to the transportation  
37 committees of the legislature a status report on the specific  
38 locations selected and any outcome information.

1 (10) \$2,000,000 of the highway safety account—state appropriation  
2 is provided solely to implement a multifaceted approach to supplement  
3 existing funding targeted at impaired driving and other enforcement.  
4 The areas of emphasis expected to be funded include additional high  
5 visibility enforcement, indigenous knowledge-informed tribal traffic  
6 safety support, expanded enforcement training, and additional traffic  
7 enforcement equipment. Funding is also provided for the commission to  
8 administer and provide oversight of these activities. By June 30,  
9 2025, the commission must provide a report to the transportation  
10 committees of the legislature on these funded activities and any  
11 outcome information.

12 **Sec. 202.** 2023 c 472 s 202 (uncodified) is amended to read as  
13 follows:

14 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

15 Rural Arterial Trust Account—State Appropriation. . . . .	(\$2,405,000)
	<u>\$1,766,000</u>
17 Motor Vehicle Account—State Appropriation. . . . .	(\$3,005,000)
	<u>\$3,373,000</u>
19 County Arterial Preservation Account—State	
20 Appropriation. . . . .	(\$1,808,000)
	<u>\$1,840,000</u>
22 TOTAL APPROPRIATION. . . . .	(\$7,218,000)
	<u>\$6,979,000</u>

24 The appropriations in this section are subject to the following  
25 conditions and limitations: Within appropriated funds, the county  
26 road administration board may opt in as provided under RCW 70A.02.030  
27 to assume all of the substantive and procedural requirements of  
28 covered agencies under chapter 70A.02 RCW. The board shall include in  
29 its 2023 and 2024 annual reports to the legislature a progress report  
30 on opting into the healthy environment for all act and a status  
31 report on diversity, equity, and inclusion within the board's  
32 jurisdiction.

33 **Sec. 203.** 2023 c 472 s 203 (uncodified) is amended to read as  
34 follows:

35 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

36 Transportation Improvement Account—State	
37 Appropriation. . . . .	(\$4,798,000)



1 \$4,820,000

2 The appropriation in this section is subject to the following  
3 conditions and limitations: Within appropriated funds, the  
4 transportation improvement board may opt in as provided under RCW  
5 70A.02.030 to assume all of the substantive and procedural  
6 requirements of covered agencies under chapter 70A.02 RCW. The board  
7 shall include in its 2023 and 2024 annual reports to the legislature  
8 a progress report on opting into the healthy environment for all act  
9 and a status report on diversity, equity, and inclusion within the  
10 board's jurisdiction.

11 **Sec. 204.** 2023 c 472 s 204 (uncodified) is amended to read as  
12 follows:

13 **FOR THE JOINT TRANSPORTATION COMMITTEE**

14	Carbon Emissions Reduction Account—State	
15	Appropriation. . . . .	\$3,000,000
16	Multimodal Transportation Account—State	
17	Appropriation. . . . .	(( <del>\$125,000</del> ))
18		<u>\$602,000</u>
19	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$4,270,000</del> ))
20		<u>\$6,050,000</u>
21	TOTAL APPROPRIATION. . . . .	(( <del>\$7,395,000</del> ))
22		<u>\$9,652,000</u>

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

25 (1)(a) \$300,000 of the motor vehicle account—state appropriation  
26 is for the joint transportation committee, from amounts set aside out  
27 of statewide fuel taxes distributed to cities according to RCW  
28 46.68.110(2), to convene a study of a statewide retail delivery fee  
29 on orders of taxable retail items delivered by motor vehicles within  
30 the state. The study must:

31 (i) Determine the annual revenue generation potential of a range  
32 of fee amounts;

33 (ii) Examine options for revenue distributions to state and local  
34 governments based upon total deliveries, lane miles, or other  
35 factors;

36 (iii) Estimate total implementation costs, including start-up and  
37 ongoing administrative costs; and

1 (iv) Evaluate the potential impacts to consumers, including  
2 consideration of low-income households and vulnerable populations and  
3 potential impacts to businesses.

4 (b) The study should document and evaluate similar programs  
5 adopted in other states. The joint transportation committee must  
6 submit a report on the study to the transportation committees of the  
7 legislature by June 30, 2024.

8 (2) (a) \$400,000 of the motor vehicle account—state appropriation  
9 is for the joint transportation committee, in collaboration with the  
10 department of transportation, to convene a work group to study and  
11 recommend a new statutory framework for the department's public-  
12 private partnership program. The committee may contract with a third-  
13 party consultant for work group support and drafting the new  
14 statutory framework.

15 (b) (i) The work group must consist of, but is not limited to, the  
16 following members:

17 (A) The secretary of transportation or their designee;

18 (B) Joint transportation committee executive committee members or  
19 their designees;

20 (C) The state treasurer or the state treasurer's designee;

21 (D) A representative of a national nonprofit organization  
22 specializing in public-private partnership program development;

23 (E) A representative of the construction trades; and

24 (F) A representative from an organization representing general  
25 contractors.

26 (ii) The work group must also consult with the Washington state  
27 transportation commission and the department of commerce.

28 (c) (i) The work group must review the 2012 joint transportation  
29 committee's "Evaluation of Public-Private Partnerships" study,  
30 consisting of an evaluation of the recommendations for replacing  
31 chapter 47.29 RCW and development of a process for implementing  
32 public-private partnerships that serve the defined public interest,  
33 including, but not limited to:

34 (A) Protecting the state's ability to retain public ownership of  
35 assets constructed or managed under a public-private partnership  
36 contract;

37 (B) Allowing for the most transparency during the negotiation of  
38 terms of a public-private partnership agreement; and

39 (C) Addressing the state's ability to oversee the private  
40 entity's management of the asset.

1 (ii)(A) The work group must identify any barriers to the  
2 implementation of funding models that best protect the public  
3 interest, including statutory and constitutional barriers.

4 (B) The work group may also evaluate public-private partnership  
5 opportunities for required fish passage and culvert work on state  
6 highways, for the construction of, replacement of, or commercial  
7 retail options within Washington state ferries' terminals, and for  
8 other projects as determined by the work group.

9 (iii) The work group must update the 2012 recommendations and  
10 devise an implementation plan for the state.

11 (d) The work group must submit a preliminary report, including  
12 any recommendations or draft legislation, to the office of the  
13 governor and the transportation committees of the legislature by  
14 December 15, 2023. The work group must submit a final report with  
15 draft legislation to the office of the governor and the  
16 transportation committees of the legislature by July 1, 2024.

17 (~~(4)~~) (3) \$300,000 of the motor vehicle account—state  
18 appropriation is for the joint transportation committee, from amounts  
19 set aside out of statewide fuel taxes distributed to cities according  
20 to RCW 46.68.110(2), to contract with the municipal research and  
21 services center to convene a department of transportation-local  
22 government partnership work group to create a procedure in which the  
23 department of transportation can partner with a local jurisdiction to  
24 perform preservation and maintenance and construct projects on state  
25 highways.

26 (a) The work group must consist of, but is not limited to, the  
27 following members:

28 (i) One representative from a city with a population of more than  
29 5,000 and fewer than 50,000;

30 (ii) One representative from a city with a population of more  
31 than 50,000;

32 (iii) One representative from a county with a population of more  
33 than 100,000 and fewer than 400,000;

34 (iv) One representative from a county with a population of more  
35 than 400,000;

36 (v) At least one representative of a public port;

37 (vi) A representative from the county road administration board;

38 (vii) A representative of the transportation improvement board;

39 (viii) At least one representative from the department of  
40 transportation's local programs division;

1 (ix) At least two representatives from the department of  
2 transportation with expertise in procurement and legal services; and

3 (x) At least one member from the house of representatives  
4 transportation committee and at least one member from the senate  
5 transportation committee.

6 (b) Of the members described in (a) of this subsection, at least  
7 one of the city representatives and one of the county representatives  
8 must have public works contracting experience, and at least one of  
9 the city representatives and one of the county representatives must  
10 have public works project management experience.

11 (c) The work group must make recommendations of how the  
12 department of transportation could better work in partnership with  
13 local jurisdictions to ensure that roadway construction projects can  
14 be performed when funds are made available in the omnibus  
15 transportation appropriations act even if the department of  
16 transportation does not have the capacity to be the project manager  
17 on a project and a local jurisdiction is ready, willing, and able to  
18 implement the project within the time frames envisioned in the  
19 omnibus transportation appropriations act. In developing its  
20 recommendations, the work group must consider, at a minimum:

21 (i) Differing roadway and construction standards between state  
22 and local agencies;

23 (ii) Revenue, reimbursement, and financial agreements between  
24 state and local agencies;

25 (iii) Differing procurement processes between state and local  
26 agencies;

27 (iv) Liability; and

28 (v) Other issues as determined by the work group.

29 (d) The work group must submit a preliminary report, including  
30 any recommendations, to the office of the governor and the  
31 transportation committees of the legislature by December 15, 2023.  
32 The work group must submit a final report to the office of the  
33 governor and the transportation committees of the legislature by July  
34 1, 2024.

35 (~~(+5)~~) (4)(a) \$2,000,000 of the carbon emissions reduction  
36 account—state appropriation is for the joint transportation committee  
37 to oversee:

38 (i) The design of an infrastructure and incentive strategy to  
39 drive the purchase and use of zero emission medium and heavy duty  
40 vehicles, as well as cargo handling and off-road equipment, in the

1 state including, but not limited to, programs for tractor trucks, box  
2 trucks, drayage trucks, refuse trucks, step and panel vans, heavy and  
3 medium-duty buses, school buses, on and off-road terminal tractors,  
4 transport refrigeration units, forklifts, container handling  
5 equipment, airport cargo loaders, and railcar movers; and

6 (ii) A review of the passenger vehicle tax incentive in current  
7 law and evaluation of its utility, to include possible modification  
8 of the criteria for eligibility and tax incentive amount maximums, as  
9 applicable.

10 (b) Design development must include recommendations for  
11 encouraging vehicle conversions for smaller commercial vehicle fleets  
12 and owner-operators of commercial vehicles, as well as tools for  
13 facilitating carbon emission reductions to benefit vulnerable  
14 populations and overburdened communities. Infrastructure and  
15 incentive programs recommended may include, but are not limited to,  
16 grant, rebate, tax incentive, and financing assistance programs.

17 (c) Consultation with legislative members identified by the chair  
18 and ranking members of the transportation committees of the  
19 legislature throughout design of the infrastructure and incentive  
20 strategy is required. A report is due to the transportation  
21 committees of the legislature by January 2, 2024.

22 ((+6)) (5) \$125,000 of the motor vehicle account—state  
23 appropriation and \$125,000 of the multimodal transportation account—  
24 state appropriation are for the joint transportation committee to  
25 evaluate potential options and make recommendations for a statewide  
26 household travel survey and additional analytical capacity regarding  
27 transportation research.

28 (a) The recommendation on the statewide household travel survey  
29 must be based on how well a statewide survey investment would:  
30 Address policy questions related to household travel; address gaps  
31 between separate regional and local transportation models; and create  
32 a dataset to allow both for analysis and response to policymakers'  
33 questions relating to household travel and for transportation  
34 modeling and development. In evaluating potential survey options, the  
35 committee shall consider opportunities for the state to partner and  
36 expand on developed established household travel surveys, including  
37 surveys conducted at both the Puget Sound regional council and the  
38 federal highway administration. In its recommendation, the committee  
39 shall outline the process required for a statewide survey, including  
40 the costs and timing of each option.

1 (b) The committee shall recommend an agency or agencies to  
2 perform ongoing analysis of a statewide household travel survey and  
3 other transportation research. The committee shall consider the  
4 ability of an agency or agencies to meet shorter timeline policy  
5 needs, as well as longer timeline research projects. The  
6 recommendation must include the timing and costs associated with the  
7 development of such analytical capacity.

8 ~~((7))~~ (6) \$1,000,000 of the carbon emissions reduction account—  
9 state appropriation is for the joint transportation committee to  
10 oversee the development of tools and methodologies to assist in  
11 program delivery evaluation for programs that receive appropriations  
12 from the carbon emissions reduction account. Program delivery  
13 evaluation must include carbon emissions reduction estimates by  
14 program and by unit of time, program cost per unit of emission  
15 reduction, quantified benefits to vulnerable populations and  
16 overburdened communities by program cost, any additional appropriate  
17 qualitative and quantitative metrics, and actionable recommendations  
18 for improvements in program delivery. A report is due to the  
19 transportation committees of the legislature by October 1, 2024.

20 ~~((8))~~ (7) \$500,000 of the motor vehicle account—state  
21 appropriation is for the joint transportation committee to engage an  
22 independent review team to work in coordination with the Washington  
23 state department of transportation's analysis, funded in section  
24 217~~((11) of this act)~~ (10), chapter 472, Laws of 2023, of highway,  
25 road, and freight rail transportation needs, options, and impacts  
26 from shifting the movement of freight and goods that currently move  
27 by barge through the lower Snake river dams to highways, other roads,  
28 and rail.

29 (a) The department shall include the independent review team in  
30 all phases of the analysis to enable the team to develop an  
31 independent assessment of the analysis, assumptions, stakeholder  
32 engagement, and cost and impact estimates. Summary findings from the  
33 independent assessment must be provided to the department, the  
34 governor's office, and the transportation committees of the  
35 legislature on a quarterly basis, with ~~((a final))~~ an end of biennium  
36 report due to the governor and the transportation committees of the  
37 legislature by June 30, 2025.

38 (b) The independent review team must conduct an independent  
39 stakeholder engagement effort. The river transportation work group  
40 must be formed to provide data and guidance to the independent review

1 team for the independent stakeholder engagement effort. The river  
2 transportation work group must be made up of stakeholders, including  
3 farming and agricultural production, (~~federally recognized tribes~~  
4 ~~and~~) fishing industry, tug and barge operators, shippers and  
5 receivers, public ports, railroad operators, cruise lines, the  
6 federal highway administration, and the army corps of engineers.  
7 Consultations with federally recognized tribes must also occur in  
8 coordination with the Washington state department of transportation.

9 (c) The independent review team shall make regular presentations  
10 to the joint transportation committee and, by request, to the  
11 transportation committees of the legislature.

12 (~~(9)~~) (8) The joint transportation committee shall also convene  
13 a work group that includes, but is not limited to, the executive  
14 committee of the joint transportation committee, the office of  
15 financial management, the Washington state department of  
16 transportation, and the Washington state treasurer's office to  
17 develop recommendations, by October 15, 2023, to meet the challenge  
18 of identifying an achievable delivery schedule for completing  
19 transportation projects across the state.

20 (9) \$300,000 of the multimodal transportation account—state  
21 appropriation is for the joint transportation committee to review  
22 the composition of boards of Washington transit agencies. As part of  
23 the assessment, the review must survey current governance structures  
24 identifying unique or innovative models, and best practices currently  
25 being deployed. Working with agencies and key stakeholders, the study  
26 must develop a list of options for transit agencies to consider for  
27 increasing representation or engagement from transit riders, labor,  
28 and other underrepresented community groups identified through the  
29 process. A report of preliminary findings must be submitted to the  
30 transportation committees of the legislature by December 15, 2024. A  
31 final report is due to the transportation committees of the  
32 legislature by June 30, 2025, including any recommended revisions to  
33 current statutes that are necessary to implement any identified  
34 options.

35 (10) (a) \$400,000 of the motor vehicle account—state appropriation  
36 is for the joint transportation committee to conduct a study and make  
37 recommendations on alternative project delivery methods that may be  
38 used by the Washington state department of transportation in public  
39 works contracting. The study must review use of design-build, design-  
40 bid-build, progressive design build, general contractor/construction

1 manager, public-private partnerships, and other contracting methods,  
2 and how choice of project delivery method impacts cost, contract  
3 competition, and project delivery schedule. The study must also  
4 include recommendations on any changes to current practices and  
5 statutory requirements.

6 (b) In developing project delivery method recommendations, the  
7 joint transportation committee must engage with industry stakeholders  
8 including, but not limited to, engineering, contracting, and women  
9 and minority-owned business communities.

10 (c) To assist the department as it continues to make progress on  
11 meeting the requirements of the federal *U.S. v. Washington* court  
12 injunction and to address estimated programmatic cost increases, and  
13 within the funding provided in this subsection, the department shall  
14 analyze contracting methods, alternative bundling concepts, and other  
15 options to manage costs.

16 (d) A preliminary report is due to the office of the governor and  
17 the transportation committees of the legislature by December 15,  
18 2024. A final report is due to the office of the governor and the  
19 transportation committees of the legislature by June 30, 2025.

20 (11) (a) \$300,000 of the motor vehicle account—state appropriation  
21 is to conduct a study and make recommendations on opportunities for  
22 streamlining current Washington state department of transportation  
23 project permitting practices to accelerate project delivery. The  
24 study should:

25 (i) Identify the types of permits required for projects by local,  
26 state, and federal agencies for various project types across the  
27 state;

28 (ii) Conduct a case study of at least six recently completed  
29 projects that are geographically distributed across the state, and a  
30 mix of projects that were either completed in a timely manner or  
31 faced delays; and

32 (iii) Review and recommend practices for streamlining the  
33 permitting processes with local, state, and federal agencies that  
34 would result in accelerating project delivery.

35 (b) A preliminary report is due to the transportation committees  
36 of the legislature by December 15, 2024. A final report is due to  
37 transportation committees of the legislature by June 30, 2025.

38 (12) (a) \$300,000 of the motor vehicle account—state appropriation  
39 is to conduct a study and make recommendations on opportunities for  
40 innovative project delivery practices that could be utilized to



1 accelerate project delivery. The study should evaluate practices  
2 utilized around the country and evaluate Washington state-specific  
3 possibilities such as:

4 (i) Increased use of the advanced environmental mitigation  
5 revolving account and advance right-of-way revolving fund as cost  
6 containment strategies; and

7 (ii) Benefits and costs associated with bundling bridge, culvert,  
8 or other groups of projects into single procurement packages.

9 (b) A preliminary report is due to the transportation committees  
10 of the legislature by December 15, 2024. A final report is due to  
11 transportation committees of the legislature by June 30, 2025.

12 (13) \$400,000 of the motor vehicle account—state appropriation is  
13 for the joint transportation committee to contract for a staffing and  
14 performance review and audit of the field operations bureau of the  
15 Washington state patrol.

16 (a) The contractor must be assisted by, consult with, and seek  
17 guidance from the Washington state patrol as the contractor deems  
18 appropriate to conduct its work. The contractor must review relevant  
19 previous recommendations made by the joint legislative and audit  
20 review committee and evaluate compliance and improvements made from  
21 those prior recommendations.

22 (b) The fact finding phase of the work may include a review of  
23 and findings on: (i) The field operations bureau staffing levels to  
24 meet the current traffic safety needs statewide and by regions; (ii)  
25 whether the proportion of the agency's budget dedicated to the field  
26 operations bureau to meet its core traffic safety functions are  
27 proportionally weighed against its nonfield operations bureau needs  
28 and funding level; (iii) whether the agency's current staffing  
29 deployment or allocation methods are being driven by need based on  
30 speeding violations, driving under the influence behaviors,  
31 collisions, car accidents, reckless driving, and other appropriate  
32 metrics; (iv) methods and documentation used in evaluating trooper  
33 and field operation bureau productivity; (v) the agency's policy and  
34 procedure manuals in comparison to state law enforcement agency best  
35 practices and current standards; and (vi) whether the agency is using  
36 the most effective use of its available tools to reduce turnover,  
37 maximize new cadet and lateral recruitment, and achieve full field  
38 operations bureau authorized staffing levels.

39 (c) The contractor must conduct its own independent review and  
40 develop recommendations on staffing levels for the field operations

1 bureau, trooper staffing allocation informed by the appropriate  
2 metrics, response availability for priority calls, overall response  
3 time, performance measures that are related to outputs or outcomes  
4 that can be affected by the agency, and the necessary ongoing  
5 reporting and monitoring of those performance measures targeted at  
6 traffic safety.

7 (d) The contractor must provide at least two presentations to the  
8 joint transportation committee before presenting its final report and  
9 recommendations by December 1, 2025.

10 (14) (a) \$375,000 of the motor vehicle account—state appropriation  
11 is for the joint transportation committee to contract with the  
12 municipal research and services center to convene a project delivery  
13 streamlining work group to review streamlining options and recommend  
14 practices that support expedited project delivery.

15 (b) The work group must consist of, but is not limited to, the  
16 following members:

17 (i) One representative from a city with a population of more than  
18 5,000 and fewer than 50,000;

19 (ii) One representative from a city with a population of more  
20 than 50,000;

21 (iii) One representative from a county with a population of more  
22 than 100,000 and fewer than 400,000;

23 (iv) One representative from a county with a population of more  
24 than 400,000;

25 (v) At least one representative of a transit agency serving a  
26 rural county;

27 (vi) At least one representative of a transit agency serving an  
28 urban county;

29 (vii) At least one representative of a regional transit  
30 authority;

31 (viii) At least one representative of a public port;

32 (ix) A representative from the county road administration board;

33 (x) A representative of the transportation improvement board;

34 (xi) At least one representative from the department of  
35 transportation's local programs division with experience in federal  
36 funding oversight; and

37 (xii) At least two representatives from the department of  
38 transportation with expertise in procurement and the multiagency  
39 permit program.

1 (c) Of the members described in (b) of this subsection, at least  
2 one of the city representatives and one of the county representatives  
3 must have public works contracting experience, and at least one of  
4 the city representatives and one of the county representatives must  
5 have public works project management experience.

6 (d) The work group must review options for project streamlining  
7 to expedite project delivery that include, but are not limited to:  
8 Preapplication communication; partnership agreements; contracting  
9 processes; fund sources; mitigation; land use; rights-of-way;  
10 permitting; and shared technology; and must identify opportunities  
11 for pilot projects to test some of these recommendations.

12 (e) The work group must submit a preliminary report to the office  
13 of the governor and the transportation committees of the legislature  
14 by December 15, 2024. The work group must submit a final report to  
15 the office of the governor and the transportation committees of the  
16 legislature by June 30, 2025.

17 **Sec. 205.** 2023 c 472 s 205 (uncodified) is amended to read as  
18 follows:

19 **FOR THE TRANSPORTATION COMMISSION**

20	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$3,029,000</del> ))
21		<u>\$3,039,000</u>
22	Interstate 405 and State Route Number 167 Express	
23	Toll Lanes Account—State Appropriation. . . . .	\$150,000
24	Multimodal Transportation Account—State	
25	Appropriation. . . . .	\$200,000
26	State Route Number 520 Corridor Account—State	
27	Appropriation. . . . .	(( <del>\$288,000</del> ))
28		<u>\$413,000</u>
29	Tacoma Narrows Toll Bridge Account—State	
30	Appropriation. . . . .	\$179,000
31	Alaskan Way Viaduct Replacement Project Account—	
32	State Appropriation. . . . .	\$167,000
33	TOTAL APPROPRIATION. . . . .	(( <del>\$4,013,000</del> ))
34		<u>\$4,148,000</u>

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

37 (1) \$125,000 of the multimodal transportation account—state  
38 appropriation and \$125,000 of the motor vehicle account—state

1 appropriation are provided solely for the commission to update the  
2 statewide transportation plan required under RCW 47.01.071(4). The  
3 update process must be informed by guidance from a steering committee  
4 comprised of the commission, the joint transportation committee's  
5 executive committee, the governor's office, the secretary of the  
6 department of transportation, and representatives of metropolitan and  
7 regional transportation planning organizations. As part of the update  
8 process, the commission shall undertake specific actions in the  
9 following order:

10 (a) Conduct stakeholder outreach, gathering input, and framing  
11 the outreach around the current plan's policy construct and high  
12 level priorities, the 2022 transportation revenue package, and  
13 recently enacted significant policy legislation;

14 (b) Report outreach findings and results to the joint  
15 transportation committee for review and input;

16 (c) Restructure the plan to (i) primarily focus on high level  
17 policy priorities within the six transportation policy goals under  
18 RCW 47.04.280 and (ii) align policies, strategies, and objectives  
19 with the interests of stakeholders and legislators;

20 (d) Gather further input from stakeholders and the joint  
21 transportation committee on the restructured plan's format and  
22 content; and

23 (e) Finalize the updated plan, based upon input from stakeholders  
24 and the joint transportation committee.

25 (2) The legislature finds that the current balance of and  
26 projected revenues into the Alaskan Way viaduct replacement project  
27 account are sufficient to meet financial obligations during fiscal  
28 years 2024 and 2025.

29 (3) Within the parameters established under RCW 47.56.880, the  
30 commission shall review toll revenue performance on the Interstate  
31 405 and state route number 167 corridor and adjust Interstate 405  
32 tolls as appropriate to increase toll revenue to provide sufficient  
33 funds for payments of future debt pursuant to RCW 47.10.896 and to  
34 support improvements to the corridor. The commission shall consider  
35 adjusting maximum toll rates, minimum toll rates, and time-of-day  
36 rates, and restricting direct access ramps to transit and HOV  
37 vehicles only, or any combination thereof, in setting tolls to  
38 increase toll revenue. The commission is encouraged to make any  
39 adjustments to toll rates in coordination with the planned expansion  
40 of express toll lanes between the cities of Renton and Bellevue.

1 (4) \$500,000 of the motor vehicle account—state appropriation is  
2 provided solely for the commission to conduct a route jurisdiction  
3 study aimed at assessing the current state highway inventory and  
4 local roadway designations to determine if changes are needed in  
5 jurisdictional assignment between the state, county, and city road  
6 systems. The study must also review current criteria used to define  
7 the state highway system to determine if such criteria continue to be  
8 applicable. The commission shall submit a report of study findings  
9 and recommendations to the transportation committees of the  
10 legislature by July 1, 2025.

11 (5) The commission may coordinate with the department of  
12 transportation to jointly seek federal funds available through the  
13 federal strategic innovations in revenue collection grant program,  
14 applying toll credits for meeting match requirements. The commission  
15 must provide draft applications for federal grant opportunities to  
16 the chairs and ranking members of the transportation committees of  
17 the legislature for review and comment prior to submission.

18 (6) The transportation commission shall conduct an assessment  
19 aimed at identifying approaches to streamlining the current rule-  
20 making process for setting toll rates and policies for eligible toll  
21 facilities, while maintaining public access and providing  
22 opportunities to provide input on proposals. The intent of the  
23 assessment is to identify rule-making approaches that support the  
24 state's ability to set toll rates and policies in a timely and  
25 efficient manner, so that the state can meet anticipated funding  
26 obligations. This assessment should include a review of rate-setting  
27 processes used by toll authorities in other states. The  
28 transportation commission shall provide recommendations to the  
29 transportation committees of the legislature by July 31, 2024.

30 (7) The commission shall provide regular updates on the status of  
31 ongoing coordination with the state of Oregon on any bistate  
32 agreements regarding the mutual or joint setting, adjustment, and  
33 review of toll rates and exemptions. Prior to finalizing any such  
34 agreement, the commission shall provide a draft of the agreement to  
35 the transportation committees of the legislature for review and  
36 input. Additionally, the commission shall advise on the status of any  
37 bistate agreements to the joint transportation committee beginning in  
38 September 2023 and quarterly thereafter until any agreements are  
39 finalized.

1 (8) \$200,000 of the motor vehicle account—state appropriation is  
2 provided solely for the commission to carry out a study assessing  
3 approaches to increasing safety and compliance of high occupancy  
4 vehicle lanes, express toll lanes, tolled facilities, and  
5 construction zones, facilitated by advanced technologies.

6 (a) The approaches assessed must, at a minimum, focus on advanced  
7 roadside technologies that: Are able to operate independently without  
8 connection to the department of transportation's existing  
9 communication systems and utilities; have a limited physical  
10 footprint that does not use over-roadway infrastructure; and have a  
11 95 percent or greater license plate reading accuracy.

12 (b) The study must review current laws, including assessing  
13 underlying policies related to prohibitions on program cost coverage  
14 coming from infraction or other revenues generated by advanced  
15 technology systems, and identify provisions needed to enable a future  
16 technology-based safety and compliance program.

17 (c) The commission shall submit an interim report to the  
18 transportation committees of the legislature by January 10, 2024,  
19 that, at a minimum, provides an initial assessment of the viability  
20 of deploying a system into operation. A final report of findings and  
21 recommendations must be submitted to the transportation committees of  
22 the legislature by June 30, 2024.

23 (9) \$75,000 of the multimodal transportation account—state  
24 appropriation is provided solely for the commission to carry out an  
25 initial assessment and scoping effort to determine the feasibility of  
26 creating a future west coast transportation network plan. This plan  
27 would serve to proactively identify and coordinate improvements and  
28 investments across the west coast states to freight rail, passenger  
29 rail, highways, and air transportation. The intent for the plan is to  
30 leverage and align west coast efforts to reduce our collective carbon  
31 footprint, improve freight and passenger mobility, and strengthen  
32 west coast resiliency. This effort must be carried out in partnership  
33 with the Oregon and California transportation commissions and the  
34 state department of transportations from each state, and must  
35 consider, but not be limited to:

36 (a) Current state activities, investments, and plans that support  
37 the establishment of clean transportation in the air, on the  
38 highways, and on rail lines moving freight and passengers;

1 (b) Currently identified resiliency risks along the west coast  
2 and existing strategic plans and investments that could inform a  
3 future west coast unified plan; and

4 (c) Incorporation of work from the statewide transportation  
5 policy plan.

6 (10) \$125,000 of the state route number 520 corridor account—  
7 state appropriation is provided solely for the commission, in  
8 consultation with the department of transportation, to initiate a  
9 public outreach campaign regarding the potential for implementing  
10 segment tolling on the state route number 520 corridor. By July 1,  
11 2025, the commission shall submit a status report to the  
12 transportation committees of the legislature regarding the outreach.

13 **Sec. 206.** 2023 c 472 s 206 (uncodified) is amended to read as  
14 follows:

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

16 Multimodal Transportation Account—State

17 Appropriation. . . . . \$400,000

18 Freight Mobility Investment Account—State

19 Appropriation. . . . . ((~~\$1,591,000~~))

20 \$1,596,000

21 TOTAL APPROPRIATION. . . . . ((~~\$1,991,000~~))

22 \$1,996,000

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

25 (1) Within appropriated funds, the freight mobility strategic  
26 investment board may opt in as provided under RCW 70A.02.030 to  
27 assume all of the substantive and procedural requirements of covered  
28 agencies under chapter 70A.02 RCW. The board shall include in its  
29 2023 and 2024 annual reports to the legislature a progress report on  
30 opting into the healthy environment for all act and a status report  
31 on diversity, equity, and inclusion within the board's jurisdiction.

32 (2) The board shall on an annual basis provide a status update on  
33 project delivery, including information on project timeline, cost,  
34 and budgeted cash flow over time to the office of financial  
35 management and the transportation committees of the legislature on  
36 the delivery of the freight mobility strategic investment projects on  
37 LEAP Transportation Document ((~~2023-2~~)) 2024-2 ALL PROJECTS, as  
38 developed on ((~~April 21, 2023~~)) February 20, 2024.

1 (3) \$731,000 of the freight mobility investment account—state  
2 appropriation is provided solely for the implementation of chapter  
3 167, Laws of 2023 (freight mobility priorities). If chapter 167, Laws  
4 of 2023 is not enacted by June 30, 2023, the amount provided in this  
5 subsection lapses.

6 (4) \$400,000 of the multimodal transportation account—state  
7 appropriation is provided solely for the board, in consultation with  
8 the department of transportation, to develop an implementation plan  
9 for specific truck parking solutions. It is the intent of the  
10 legislature for the board to identify specific sites to increase  
11 truck parking capacity in the near term, as well as to recommend  
12 other steps that can be taken in the 2024 and 2025 legislative  
13 sessions to increase truck parking capacity. The board must provide a  
14 status report that includes funding recommendations for the 2024  
15 legislative session to the transportation committees of the  
16 legislature by December 1, 2023, and a final report that includes  
17 detailed findings on additional specific sites and specific actions  
18 recommended to expand truck parking capacity in the near term to the  
19 transportation committees of the legislature by December 1, 2024.

20 **Sec. 207.** 2023 c 472 s 207 (uncodified) is amended to read as  
21 follows:

22 **FOR THE WASHINGTON STATE PATROL**

23 Alaskan Way Viaduct Replacement Project Account—  
24 State Appropriation. . . . . \$43,000  
25 State Patrol Highway Account—State Appropriation. . . . . (~~(\$610,711,000)~~)  
26 \$626,400,000  
27 State Patrol Highway Account—Federal Appropriation. . . . . (~~(\$20,340,000)~~)  
28 \$19,359,000  
29 State Patrol Highway Account—Private/Local  
30 Appropriation. . . . . \$4,594,000  
31 Highway Safety Account—State Appropriation. . . . . (~~(\$1,447,000)~~)  
32 \$1,736,000  
33 Ignition Interlock Device Revolving Account—State  
34 Appropriation. . . . . (~~(\$1,959,000)~~)  
35 \$2,209,000  
36 Multimodal Transportation Account—State  
37 Appropriation. . . . . \$316,000  
38 State Route Number 520 Corridor Account—State



1	Appropriation. . . . .	\$89,000
2	Tacoma Narrows Toll Bridge Account—State	
3	Appropriation. . . . .	\$275,000
4	I-405 and SR 167 Express Toll Lanes Account—State	
5	Appropriation. . . . .	\$2,895,000
6	TOTAL APPROPRIATION. . . . .	<del>(\$642,669,000)</del>
7		<u>\$657,916,000</u>

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

10 (1) \$580,000 of the state patrol highway account—state  
11 appropriation is provided solely for the operation of and  
12 administrative support to the license investigation unit to enforce  
13 vehicle registration laws in southwestern Washington. The Washington  
14 state patrol, in consultation with the department of revenue, shall  
15 maintain a running estimate of the additional vehicle registration  
16 fees, sales and use taxes, and local vehicle fees remitted to the  
17 state pursuant to activity conducted by the license investigation  
18 unit. Beginning October 1, 2023, and semiannually thereafter, the  
19 Washington state patrol shall submit a report detailing the  
20 additional revenue amounts generated since July 1, 2023, to the  
21 director of the office of financial management and the transportation  
22 committees of the legislature. At the end of the fiscal quarter in  
23 which it is estimated that more than \$625,000 in state sales and use  
24 taxes have been remitted to the state since July 1, 2023, the  
25 Washington state patrol shall notify the state treasurer and the  
26 state treasurer shall transfer funds pursuant to section 406 (~~of~~  
27 ~~this act~~), chapter 472, Laws of 2023.

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

37 (3) (a) By December 1st of each year during the 2023-2025 fiscal  
38 biennium, the Washington state patrol must report to the

1 transportation committees of the legislature on the status of  
2 recruitment and retention activities as follows:

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

4 (ii) The number of transportation funded staff vacancies by major  
5 category;

6 (iii) The number of applicants for each of the positions by these  
7 categories;

8 (iv) The composition of workforce;

9 (v) Other relevant outcome measures with comparative information  
10 with recent comparable months in prior years; and

11 (vi) Activities related to the implementation of the agency's  
12 workforce diversity plan, including short-term and long-term,  
13 specific comprehensive outreach, and recruitment strategies to  
14 increase populations underrepresented within both commissioned and  
15 noncommissioned employee groups.

16 (b) During the 2023-2025 fiscal biennium, the office of financial  
17 management, with assistance of the Washington state patrol, must  
18 conduct two surveys regarding the competitiveness with law  
19 enforcement agencies within the boundaries of the state of Washington  
20 pursuant to RCW 43.43.380, with the first survey being informational  
21 regarding the change since the last survey was conducted and the  
22 second survey used as part of the collective bargaining process.  
23 Prior to the 2024 legislative session, the office of financial  
24 management, with assistance of the Washington state patrol, must also  
25 provide comparison information regarding recruitment bonus amounts  
26 currently being offered by local law enforcement agencies in the  
27 state.

28 (4) (a) \$6,575,000 of the state patrol highway account—state  
29 appropriation is provided solely for the land mobile radio system  
30 replacement, upgrade, and other related activities.

31 (b) Beginning January 1, 2024, the Washington state patrol must  
32 report semiannually to the office of the chief information officer on  
33 the progress related to the projects and activities associated with  
34 the land mobile radio system, including the governance structure,  
35 outcomes achieved in the prior six-month time period, and how the  
36 activities are being managed holistically as recommended by the  
37 office of the chief information officer. At the time of submittal to  
38 the office of the chief information officer, the report must be  
39 transmitted to the office of financial management and the  
40 transportation committees of the legislature.

1        ~~((+6))~~ (5) \$2,688,000 of the state patrol highway account—state  
2 appropriation is provided solely for enhancing the state patrol's  
3 diversity, equity, and inclusion program, a community engagement  
4 program to improve relationships with historically underrepresented  
5 communities and to recruit and retain a diverse workforce, and  
6 contracting with an external psychologist to perform exams. The state  
7 patrol will work with the governor's office of equity and meet all  
8 reporting requirements and responsibilities pursuant to RCW  
9 43.06D.060. Funds provided for the community engagement program must  
10 ensure engagement with communities throughout the state.

11        ~~((+7))~~ (6)(a) \$10,000 of the state patrol highway account—state  
12 appropriation is provided solely for the Washington state patrol to  
13 administer a pilot program that implements a yellow alert system  
14 notifying the public when a hit-and-run accident resulting in a  
15 fatality or substantial bodily harm has occurred and been reported to  
16 the state patrol or other local law enforcement entity. The  
17 Washington state patrol must post on traffic message boards or share  
18 on public communication systems any identifying information acquired  
19 including, but not limited to, a complete or partial license plate  
20 number or a description of the vehicle. Each alert must be posted or  
21 shared as such for at least 24 hours.

22        (b) The Washington state patrol must report the following to the  
23 transportation committees of the legislature annually until June 30,  
24 2025:

- 25        (i) The number of yellow alerts received;  
26        (ii) The number of arrests made from accidents reported on the  
27 yellow alert system;  
28        (iii) The number of hit-and-run accidents resulting in a fatality  
29 or substantial bodily harm statewide;  
30        (iv) The number of arrests made from accidents described under  
31 (b)(iii) of this subsection; and  
32        (v) The number of hit-and-run accidents reported statewide.

33        (c) The Washington state patrol must also report on the efficacy  
34 of the program and recommend in its final report if the pilot program  
35 should continue or be enacted on a permanent basis and implemented  
36 statewide, based on the results of the report.

37        ~~((+8))~~ (7)(a) ~~((+\$2,608,000))~~ \$2,243,000 of the state patrol  
38 highway account—state appropriation is provided solely for  
39 administrative costs, advertising, outreach, and bonus payments

1 associated with developing and implementing a state trooper expedited  
2 recruitment incentive program for the purpose of recruiting and  
3 filling vacant trooper positions in the 2023-2025 fiscal biennium.  
4 The legislature is committed to continuing the state trooper  
5 expedited recruitment incentive program until the vacancy levels are  
6 significantly reduced from current levels. The recruitment,  
7 advertising, and outreach associated with this program must continue  
8 efforts to create a more diverse workforce and must also provide an  
9 accelerated pathway for joining the state patrol for high quality  
10 individuals who have previously been employed as a general authority  
11 peace officer.

12 (b) The state trooper expedited recruitment incentive program  
13 established by the Washington state patrol must include:

14 (i) Thorough hiring procedures to ensure that only the highest  
15 quality candidates are selected as cadets and as lateral hires,  
16 including extensive review of past law enforcement employment history  
17 through extensive reference checks, Brady list identification, and  
18 any other issues that may impact the performance, credibility, and  
19 integrity of the individual.

20 (ii) An accelerated training program for lateral hires from other  
21 agencies that recognizes the knowledge and experience of candidates  
22 previously employed in law enforcement; and

23 (iii) A sign-on bonus for each trooper hired through the  
24 expedited recruitment incentive program as follows:

25 (A) \$5,000 for each cadet after completion of the Washington  
26 state patrol academy;

27 (B) \$5,000 for each successful graduating cadet after completion  
28 of a one-year probation period;

29 (C) \$8,000 for each lateral hire after completion of the  
30 accelerated training program for lateral hires;

31 (D) \$6,000 for each lateral hire after completion of a one-year  
32 probation period; and

33 (E) \$6,000 for each lateral hire after completion of two years of  
34 service.

35 (c) The expenditure on the state trooper expedited recruitment  
36 incentive program is contingent upon execution of an appropriate  
37 memorandum of understanding between the governor or the governor's  
38 designee and the exclusive bargaining representative, consistent with  
39 the terms of this section. Expenditures and eligibility for the state  
40 trooper expedited recruitment incentive program established in this

1 section are subject to the availability of amounts appropriated for  
2 this specific purpose.

3 (d) For the purposes of this subsection:

4 (i) "Cadet" means a person employed for the express purpose of  
5 receiving the on-the-job training required for attendance at the  
6 Washington state patrol academy and for becoming a commissioned  
7 trooper.

8 (ii) "Lateral hire" means an eligible employee previously  
9 employed as a general authority peace officer.

10 ~~((9))~~ (8) \$3,896,000 of the state patrol highway account—state  
11 appropriation is provided solely for implementation of chapter 17,  
12 Laws of 2023 (speed safety cameras). If chapter 17, Laws of 2023 is  
13 not enacted by June 30, 2023, the amount provided in this subsection  
14 lapses.

15 ~~((10))~~ (9) \$500,000 of the state patrol highway account—state  
16 appropriation is provided solely for bonuses and other recruitment  
17 and retention-related compensation adjustments for communication  
18 officers and other noncommissioned staff of the Washington state  
19 patrol who are covered by a collective bargaining agreement. Funding  
20 in this subsection must first be used for targeted adjustments for  
21 communication officers. Remaining amounts may be used for  
22 compensation adjustments for other noncommissioned staff. Funding  
23 provided in this subsection is contingent upon the governor or the  
24 governor's designee reaching an appropriate memorandum of  
25 understanding with the exclusive bargaining representative.  
26 Agreements reached for compensation adjustments under this section  
27 may not exceed the amounts provided. If any agreement or combination  
28 of agreements exceed the amount provided in this subsection, all the  
29 agreements are subject to the requirements of RCW 41.80.010(3).

30 ~~((11) \$4,732,000))~~ (10) \$3,226,000 of the state patrol highway  
31 account—state appropriation is provided solely for two accelerated  
32 training programs for lateral hires. It is the intent of the  
33 legislature that the second accelerated training program for lateral  
34 hires offered in fiscal year 2025 achieves at least 40 qualified  
35 graduates based on the Washington state patrol aggressively  
36 recruiting, advertising bonus policies, and taking other steps to  
37 achieve this outcome.

38 ~~((12))~~ (11) \$98,000 of the state patrol highway account—state  
39 appropriation is provided solely for the implementation of chapter

1 26, Laws of 2023 (nonconviction data). If chapter 26, Laws of 2023 is  
2 not enacted by June 30, 2023, the amount provided in this subsection  
3 lapses.

4 ~~((13))~~ (12) \$76,000 of the state patrol highway account—state  
5 appropriation is provided solely for the implementation of chapter  
6 471, Laws of 2023 (negligent driving). If chapter 471, Laws of 2023  
7 is not enacted by June 30, 2023, the amount provided in this  
8 subsection lapses.

9 ~~((14))~~ (13) \$107,000 of the state patrol highway account—state  
10 appropriation is provided solely for the implementation of chapter  
11 462, Laws of 2023 (domestic violence). If chapter 462, Laws of 2023  
12 is not enacted by June 30, 2023, the amount provided in this  
13 subsection lapses.

14 ~~((15))~~ (14) By December 1, 2024, the Washington state patrol  
15 must provide a report to the governor and appropriate committees of  
16 the legislature on the status of *McClain v. Washington State Patrol*  
17 and an update on legal expenses associated with the case.

18 ~~((16))~~ (15) \$32,000 of the state patrol highway account—state  
19 appropriation is provided solely for the implementation of chapter  
20 283, Laws of 2023 (illegal racing). If chapter 283, Laws of 2023 is  
21 not enacted by June 30, 2023, the amount provided in this subsection  
22 lapses.

23 (16) \$5,905,000 of the state patrol highway account—state  
24 appropriation is provided solely for a third arming and third trooper  
25 basic training class. The cadet class is expected to graduate in June  
26 2025.

27 (17) \$1,905,000 of the state patrol highway account—state  
28 appropriation is provided solely for the Washington state patrol to  
29 implement the provisions of the settlement agreement under *Washington*  
30 *State Patrol Troopers Association v. Washington State Patrol*, Public  
31 Employment Relations Commission Case No. 134557-U-21.

32 (18) \$2,307,000 of the state patrol highway account—state  
33 appropriation is provided solely for the migration of the agency's  
34 active directory into the state enterprise active directory.

35 (19) \$250,000 of the state patrol highway account—state  
36 appropriation is provided solely to expand the activities of the  
37 license investigation unit to King county on a pilot basis beyond the  
38 unit's current activities in southwestern Washington. By February 15,

1 2025, the Washington state patrol must provide a status report on the  
2 pilot implementation.

3 (20) \$2,222,000 of the state patrol highway account—state  
4 appropriation is provided solely for replacing one aging Cessna  
5 aircraft. This funding was provided in the 2023-2025 omnibus  
6 transportation appropriations act. It is the intent of the  
7 legislature to fund an additional Cessna replacement without  
8 financing the acquisition as soon as the aircraft can be received in  
9 the 2025-2027 fiscal biennium, and therefore, the Washington state  
10 patrol may take the necessary steps to ensure delivery of the  
11 aircraft as soon as possible in the 2025-2027 fiscal biennium.

12 (21) \$300,000 of the state patrol highway account—state  
13 appropriation is provided solely for individual gun safes for  
14 troopers and other staff to allow the safe storage of firearms used  
15 in the performance of their duties.

16 (22) \$35,000 of the state patrol highway account—state  
17 appropriation is provided solely for implementation of chapter . . .  
18 (Substitute Senate Bill No. 6146), Laws of 2024 (tribal warrants). If  
19 chapter . . . (Substitute Senate Bill No. 6146), Laws of 2024 is not  
20 enacted by June 30, 2024, the amount provided in this subsection  
21 lapses.

22 (23) \$250,000 of the ignition interlock device revolving account—  
23 state appropriation is provided solely to improve compliance with  
24 ignition interlock device requirements associated with impaired  
25 driving offenses. By June 30, 2025, the Washington state patrol must  
26 provide a report detailing the staff hired, the activities  
27 undertaken, and outcome information associated with improving  
28 ignition interlock device compliance rates.

29 **Sec. 208.** 2023 c 472 s 208 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF LICENSING**

32 Driver Licensing Technology Support Account—State	
33 Appropriation. . . . .	\$1,743,000
34 Marine Fuel Tax Refund Account—State Appropriation. . . . .	\$34,000
35 Motorcycle Safety Education Account—State	
36 Appropriation. . . . .	<del>(\$5,299,000)</del>
37	<u>\$5,321,000</u>
38 Limited Fish and Wildlife Account—State	

1	Appropriation. . . . .	(( <del>\$765,000</del> ))
2		<u>\$769,000</u>
3	Highway Safety Account—State Appropriation. . . . .	(( <del>\$277,256,000</del> ))
4		<u>\$282,392,000</u>
5	Highway Safety Account—Federal Appropriation. . . . .	\$2,371,000
6	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$98,824,000</del> ))
7		<u>\$101,981,000</u>
8	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$1,336,000
9	Ignition Interlock Device Revolving Account—State	
10	Appropriation. . . . .	(( <del>\$6,401,000</del> ))
11		<u>\$6,417,000</u>
12	Department of Licensing Services Account—State	
13	Appropriation. . . . .	(( <del>\$8,972,000</del> ))
14		<u>\$9,128,000</u>
15	License Plate Technology Account—State Appropriation. . . . .	(( <del>\$4,204,000</del> ))
16		<u>\$4,657,000</u>
17	Abandoned Recreational Vehicle Account—State	
18	Appropriation. . . . .	\$3,091,000
19	Limousine Carriers Account—State Appropriation. . . . .	\$126,000
20	Electric Vehicle Account—State Appropriation. . . . .	\$443,000
21	DOL Technology Improvement & Data Management	
22	Account—State Appropriation. . . . .	\$944,000
23	Agency Financial Transaction Account—State	
24	Appropriation. . . . .	\$16,998,000
25	Move Ahead WA Flexible Account—State Appropriation. . . . .	\$2,096,000
26	TOTAL APPROPRIATION. . . . .	(( <del>\$430,903,000</del> ))
27		<u>\$439,847,000</u>

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

30 (1) \$1,100,000 of the highway safety account—state appropriation  
31 and \$1,100,000 of the move ahead WA flexible account—state  
32 appropriation are provided solely for the department to provide an  
33 interagency transfer to the department of children, youth, and  
34 families for the purpose of providing driver's license support. In  
35 addition to support services required under RCW 74.13.338(2), support  
36 services may include reimbursement of:

37 (a) The cost for a youth in foster care of any eligible age to  
38 complete a driver training education course, as outlined in chapter  
39 46.82 or 28A.220 RCW;



1 (b) The costs incurred by foster youth in foster care for a motor  
2 vehicle insurance policy;

3 (c) The costs of roadside assistance, motor vehicle insurance  
4 deductibles, motor vehicle registration fees, towing services, car  
5 maintenance, comprehensive car insurance, and gas cards; and

6 (d) Any other costs related to obtaining a driver's license and  
7 driving legally and safely.

8 (2) \$150,000 of the highway safety account—state appropriation is  
9 provided solely for the department to conduct a study on the  
10 feasibility of implementing a mobile application for driver  
11 licensing. The department must submit a report of the study findings  
12 and any recommendations to the governor and the transportation  
13 committees of the legislature by December 1, 2024. The study must:

14 (a) Review the adoption actions in other states, including  
15 successes and lessons learned;

16 (b) Examine existing technical infrastructure and potential  
17 changes needed to maximize interoperability, utility, and privacy  
18 protection;

19 (c) Identify the technical investments and other costs associated  
20 with issuing digital drivers' licenses through a mobile application;

21 (d) Identify how the technology may impact and can be used by  
22 external stakeholders, such as law enforcement;

23 (e) Recommend any process changes required to implement the  
24 program successfully and ensure customer satisfaction; and

25 (f) Recommend any statutory changes required to allow for the  
26 usage of digital drivers' licenses, including recognition of  
27 interstate travelers.

28 (3) (a) \$350,000 of the highway safety account—state appropriation  
29 is provided solely for the department, in consultation with the  
30 Washington traffic safety commission, the department of health, the  
31 elder law section of the Washington state bar association,  
32 organizations representing older drivers, and driver rehabilitation  
33 specialists, to develop a comprehensive plan aimed at improving older  
34 driver safety. The department must submit a report on the  
35 comprehensive plan to the governor and the transportation committees  
36 of the legislature by December 1, 2024. The plan must include, but is  
37 not limited to:

38 (i) A comprehensive review of department policies surrounding  
39 older drivers and medically at-risk drivers, including:

40 (A) The medical assessment review process; and

1 (B) The counter assessment process in licensing service offices;

2 (ii) A feasibility analysis of the department establishing a  
3 medical advisory board to advise on general policy for at-risk  
4 drivers, driving privileges for individual medically at-risk drivers,  
5 and an appeals process for drivers whose privileges are revoked or  
6 restricted due to medical conditions;

7 (iii) A recommended assessment tool to determine a driver's  
8 potential risk to themselves or others when operating a motor vehicle  
9 so the department may make informed decisions on appropriate courses  
10 of action within the older driver program; and

11 (iv) Detailed information on how each component of the plan  
12 improves the safety associated with older drivers, while preserving  
13 the maximum level of older driver independence and privacy;

14 (b) The department may also use funds provided in this subsection  
15 to implement improvements to older driver traffic safety within  
16 existing authority.

17 (4) \$5,499,000 of the motor vehicle account—state appropriation  
18 is provided solely for the department to upgrade and improve its  
19 prorate and fuel tax system, and is subject to the conditions,  
20 limitations, and review requirements of section 701 (~~of this act~~),  
21 chapter 472, Laws of 2023. In each phase of the project, the  
22 department must ensure and document the increase in business  
23 capabilities and customer service outcomes, the improvements in fuel  
24 tax collection related information designed to resolve historical  
25 discrepancies in reporting information, and how the implementation  
26 plan mitigates risks associated with the proposed timeline and  
27 results in the sustainability of systems and platforms for the  
28 future. Before initiating the implementation phase of the project,  
29 the department must report to the office of the chief information  
30 officer on how the project meets its FAST act modernization roadmap,  
31 and vendor management and resource plans.

32 (5) \$16,000 of the motorcycle safety education account—state  
33 appropriation, \$2,000 of the limited fish and wildlife account—state  
34 appropriation, \$947,000 of the highway safety account—state  
35 appropriation, \$308,000 of the motor vehicle account—state  
36 appropriation, \$14,000 of the ignition interlock device revolving  
37 account—state appropriation, and \$14,000 of the department of  
38 licensing services account—state appropriation are provided solely  
39 for the department to redesign and improve its online services and

1 website, and are subject to the conditions, limitations, and review  
2 requirements in section 701 (~~(of this act)~~), chapter 472, Laws of  
3 2023.

4 (6) The department shall report on a quarterly basis on licensing  
5 service office operations, associated workload, and information with  
6 comparative information with recent comparable months in prior years.  
7 The report must include detailed statewide and by licensing service  
8 office information on staffing levels, average monthly wait times,  
9 the number of enhanced drivers' licenses and enhanced identicards  
10 issued and renewed, and the number of primary drivers' licenses and  
11 identicards issued and renewed. By November 1, 2024, the department  
12 must prepare a report with recommendations on the future of licensing  
13 service office operations based on the recent implementation of  
14 efficiency measures designed to reduce the time for licensing  
15 transactions and wait times, and the implementation of statutory and  
16 policy changes made during the pandemic.

17 (7) For the 2023-2025 fiscal biennium, the department shall  
18 charge \$1,336,000 for the administration and collection of a motor  
19 vehicle excise tax on behalf of a regional transit authority, as  
20 authorized under RCW 82.44.135. The amount in this subsection must be  
21 deducted before distributing any revenues to a regional transit  
22 authority.

23 (8) \$742,000 of the motor vehicle account—state appropriation is  
24 provided solely for the increased costs associated with improvements  
25 desired to resolve delays in the production of license plates,  
26 including converting all subagents to the standard ordering process  
27 as recommended in the December 2022 plate inventory report, and to  
28 provide updated annual reports detailing changes in license plate  
29 production, inventory, and other practices taken to guard against  
30 plate production delays. The reports must be submitted to the  
31 governor and the transportation committees of the legislature by  
32 December 1, 2023, and December 1, 2024.

33 (9) \$243,000 of the highway safety account—state appropriation is  
34 provided solely for the department to continue to provide written  
35 materials on, place signage in licensing service offices regarding,  
36 and include into new driver training curricula, the requirements of  
37 RCW 46.61.212, the slow down and move over law.

38 (~~((11))~~) (10) \$3,082,000 of the abandoned recreational vehicle  
39 disposal account—state appropriation is provided solely for providing

1 reimbursements in accordance with the department's abandoned  
2 recreational vehicle disposal reimbursement program. It is the intent  
3 of the legislature that the department prioritize this funding for  
4 allowable and approved reimbursements and not to build a reserve of  
5 funds within the account. During the 2023-2025 fiscal biennium, the  
6 department must report any amounts recovered to the office of  
7 financial management and appropriate committees of the legislature on  
8 a quarterly basis.

9 ~~((12))~~ (11) \$1,077,000 of the highway safety account—federal  
10 appropriation is provided solely for implementation of chapter 35,  
11 Laws of 2023 (CDL drug and alcohol clearinghouse) ~~((or chapter . . .~~  
12 ~~(House Bill No. 1448), Laws of 2023 (CDL drug and alcohol~~  
13 ~~clearinghouse))~~. If ~~((neither))~~ chapter 35, Laws of 2023 ~~((or~~  
14 ~~chapter . . . (House Bill No. 1448), Laws of 2023 are))~~ is not  
15 enacted by June 30, 2023, the amount provided in this subsection  
16 lapses.

17 ~~((13))~~ (12) \$116,000 of the highway safety account—state  
18 appropriation is provided solely for implementation of  
19 ~~((chapter . . . (Senate Bill No. 5251), Laws of 2023 (streamlining~~  
20 ~~CDL issuance) or))~~ chapter 57, Laws of 2023 (streamlining CDL  
21 issuance). If ~~((neither chapter . . . (Senate Bill No. 5251), Laws of~~  
22 ~~2023 or))~~ chapter 57, Laws of 2023 ~~((are))~~ is not enacted by June 30,  
23 2023, the amount provided in this subsection lapses.

24 ~~((14))~~ (13) \$845,000 of the highway safety account—state  
25 appropriation is provided solely for the implementation of chapter  
26 445, Laws of 2023 (improving young driver safety). If chapter 445,  
27 Laws of 2023 is not enacted by June 30, 2023, the amount provided in  
28 this subsection lapses.

29 ~~((15))~~ (14) \$180,000 of the motor vehicle account—state  
30 appropriation is provided solely for the implementation of chapter  
31 440, Laws of 2023 (open motor vehicle safety recalls). If chapter  
32 440, Laws of 2023 is not enacted by June 30, 2023, the amount  
33 provided in this subsection lapses.

34 ~~((16))~~ (15) \$497,000 of the highway safety account—state  
35 appropriation is provided solely for the implementation of chapter  
36 466, Laws of 2023 (updating processes related to voter registration).  
37 If chapter 466, Laws of 2023 is not enacted by June 30, 2023, the  
38 amount provided in this subsection lapses.

1        ~~((20))~~ (16) \$29,000 of the highway safety account—state  
2 appropriation is provided solely for the implementation of chapter  
3 118, Laws of 2023 (driver's abstract changes). If chapter 118, Laws  
4 of 2023 is not enacted by June 30, 2023, the amount provided in this  
5 subsection lapses.

6        ~~((21))~~ (17) \$47,000 of the highway safety account—state  
7 appropriation is provided solely for the implementation of chapter  
8 453, Laws of 2023 (competency evaluations). If chapter 453, Laws of  
9 2023 is not enacted by June 30, 2023, the amount provided in this  
10 subsection lapses.

11        ~~((22))~~ (18) \$23,000 of the highway safety account—state  
12 appropriation is provided solely for the implementation of chapter  
13 283, Laws of 2023 (illegal racing). If chapter 283, Laws of 2023 is  
14 not enacted by June 30, 2023, the amount provided in this subsection  
15 lapses.

16        ~~((23))~~ (19) \$155,000 of the highway safety account—state  
17 appropriation is provided solely for the implementation of chapter  
18 316, Laws of 2023 (jury diversity). If chapter 316, Laws of 2023 is  
19 not enacted by June 30, 2023, the amount provided in this subsection  
20 lapses.

21        ~~((24))~~ (20)(a) \$36,000 of the motor vehicle account—state  
22 appropriation is provided solely for the issuance of nonemergency  
23 medical transportation vehicle decals to implement the high occupancy  
24 vehicle lane access pilot program established in section 217(2) (~~of~~  
25 ~~this act~~), chapter 472, Laws of 2023. A for hire nonemergency  
26 medical transportation vehicle is a vehicle that is a "for hire  
27 vehicle" under RCW 46.04.190 that provides nonemergency medical  
28 transportation, including for life-sustaining transportation  
29 purposes, to meet the medical transportation needs of individuals  
30 traveling to medical practices and clinics, cancer centers, dialysis  
31 facilities, hospitals, and other care providers.

32        (b) As part of this pilot program, the owner of a for hire  
33 nonemergency medical transportation vehicle may apply to the  
34 department, county auditor or other agent, or subagent appointed by  
35 the director, for a high occupancy vehicle exempt decal for a for  
36 hire nonemergency medical transportation vehicle. The high occupancy  
37 vehicle exempt decal allows the for hire nonemergency medical  
38 transportation vehicle to use a high occupancy vehicle lane as

1 specified in RCW 46.61.165 and 47.52.025 during the 2023-2025 fiscal  
2 biennium.

3 (c) For the exemption in this subsection to apply to a for hire  
4 nonemergency medical transportation vehicle, the decal:

5 (i) Must be displayed on the vehicle so that it is clearly  
6 visible from outside the vehicle;

7 (ii) Must identify that the vehicle is exempt from the high  
8 occupancy vehicle requirements; and

9 (iii) Must be visible from the rear of the vehicle.

10 (d) The owner of a for hire nonemergency medical transportation  
11 vehicle or the owner's representative must apply for a high occupancy  
12 vehicle exempt decal on a form provided or approved by the  
13 department. The application must include:

14 (i) The name and address of the person who is the owner of the  
15 vehicle;

16 (ii) A full description of the vehicle, including its make,  
17 model, year, and the vehicle identification number;

18 (iii) The purpose for which the vehicle is principally used;

19 (iv) An attestation signed by the vehicle's owner or the owner's  
20 representative that the vehicle's owner has a minimum of one contract  
21 or service agreement to provide for hire transportation services for  
22 medical purposes with one or more of the following entities: A health  
23 insurance company; a hospital, clinic, dialysis center, or other  
24 medical institution; a day care center, retirement home, or group  
25 home; a federal, state, or local agency or jurisdiction; or a broker  
26 who negotiates these services on behalf of one or more of these  
27 entities; and

28 (v) Other information as required by the department upon  
29 application.

30 (e) The department, county auditor or other agent, or subagent  
31 appointed by the director shall collect the fee required under (f) of  
32 this subsection when issuing or renewing a high occupancy vehicle  
33 exempt decal.

34 (f) The department, county auditor or other agent, or subagent  
35 must collect a \$5 fee when issuing or renewing a decal under this  
36 subsection, in addition to any other fees and taxes required by law.

37 (g) A high occupancy vehicle exempt decal expires June 30, 2025,  
38 and must be marked to indicate its expiration date. The decal may be  
39 renewed if the pilot program is continued past the date of a decal's  
40 expiration. The status as an exempt vehicle continues until the high

1 occupancy vehicle exempt decal is suspended or revoked for misuse,  
2 the vehicle is no longer used as a for hire nonemergency medical  
3 transportation vehicle, or the pilot program established in section  
4 217(2) (~~(of this act)~~), chapter 472, Laws of 2023 is terminated.

5 (h) The department may adopt rules to implement this subsection.

6 (~~((25))~~) (21) (a) \$265,000 of the highway safety account—state  
7 appropriation is provided solely for the department to provide an  
8 interagency transfer to the Washington center for deaf and hard of  
9 hearing youth, in consultation with the department and the office of  
10 the superintendent of public instruction, to fund the cost of  
11 interpreters for driver training education for deaf and hard of  
12 hearing youth to enable them to access driver training education at  
13 the same cost as their peers, and to pilot a sustainable driver  
14 training education program to determine how best to meet the driver  
15 training education needs of deaf and hard of hearing youth in the  
16 state in the future. The pilot must include:

17 (i) Determination of an appropriate number of instructors and an  
18 appropriate method of certification for instructors who are fluent in  
19 American Sign Language (ASL);

20 (ii) Determination of how best to provide driver training  
21 education statewide to deaf and hard of hearing novice drivers;

22 (iii) Development of a program to offer the required curriculum  
23 under RCW 28A.220.035 to deaf and hard of hearing novice drivers; and

24 (iv) Capped course instruction costs for deaf and hard of hearing  
25 students at the average rate of their hearing peers.

26 (b) The department shall submit a report to the transportation  
27 committees of the legislature developed by the Washington center for  
28 deaf and hard of hearing youth by March 1, 2024, that provides  
29 recommendations for a permanent program to make driver education  
30 equitably accessible for deaf and hard of hearing students.

31 (~~((26))~~) (22) \$350,000 of the highway safety account—state  
32 appropriation is provided solely for the department to improve the  
33 process for commercial driver's license (CDL) holders to submit  
34 medical certification documents and update self-certification status  
35 to the department. The department shall:

36 (a) Update license express to improve the process and make it  
37 more user friendly;

38 (b) Add options for the driver to renew or replace the driver's  
39 CDL credentials as part of the medical or self-certification process;

1 (c) Add a customer verification step confirming the requested  
2 changes and clearly stating how this change will impact the driver's  
3 CDL; and

4 (d) Add improved messaging throughout the process.

5 In addition, the department shall make available on the driving  
6 record abstract a complete medical certificate downgrade history, and  
7 provide a one-time mailing to all current CDL holders explaining the  
8 process to update their medical certificate documents and self-  
9 certification.

10 ~~((27))~~ (23) \$1,962,000 of the highway safety account—state  
11 appropriation is provided solely for the establishment of a pilot  
12 mobile licensing unit to provide licensing and identicard services.  
13 By December 1, 2024, the department must submit a report to the  
14 governor and the transportation committees of the legislature  
15 detailing the locations served, the number and type of documents  
16 issued, and other outcome measures associated with the mobile  
17 licensing unit. The report must include consideration of the facility  
18 needs of licensing service offices in the context of flexible mobile  
19 licensing services.

20 ~~((28) \$2,000,000)~~ (24) \$2,500,000 of the highway safety account  
21 —state appropriation is provided solely for driver's license  
22 assistance and support services in King county with an existing  
23 provider that is already providing these services to low-income  
24 immigrant and refugee women, and for additional contracts in fiscal  
25 year 2025 with organizations providing driver's license assistance  
26 and other related support services in other parts of the state. By  
27 December 1st of each year, the department must submit information on  
28 the contracted ~~((provider))~~ providers, including: The annual budget  
29 of the contracted ~~((provider))~~ providers in the preceding year;  
30 information regarding private and other governmental support for the  
31 activities of the ~~((provider))~~ providers; and a description of the  
32 number of people served, services delivered, and outcome measures. In  
33 developing its 2025-2027 biennial budget submittal, the department,  
34 after consulting with the existing provider in King county and  
35 organizations receiving funds within the fiscal year 2025 expansion,  
36 must develop a statewide delivery plan that maximizes the number of  
37 people served, promotes efficiency in service delivery, and  
38 recognizes different models based on needs in particular areas of the  
39 state.



1        ~~((30))~~ (25) \$8,000 of the motorcycle safety education account—  
2 state appropriation is provided solely for the implementation of  
3 chapter 137, Laws of 2023 (motorcycle safety board). If chapter 137,  
4 Laws of 2023 is not enacted by June 30, 2023, the amount provided in  
5 this subsection lapses.

6        ~~((32))~~ (26) \$29,000 of the motor vehicle account—state  
7 appropriation is provided solely for the implementation of chapter  
8 431, Laws of 2023 (transportation resources). If chapter 431, Laws of  
9 2023 is not enacted by June 30, 2023, the amount provided in this  
10 subsection lapses.

11        ~~((34))~~ (27) \$282,000 of the highway safety account—state  
12 appropriation is provided solely for the implementation of chapter  
13 471, Laws of 2023 (negligent driving). If chapter 471, Laws of 2023  
14 is not enacted by June 30, 2023, the amount provided in this  
15 subsection lapses.

16        (28) \$4,464,000 of the highway safety account—state appropriation  
17 is provided solely for costs associated with relocating licensing  
18 service offices during the 2023-2025 fiscal biennium. This includes  
19 \$2,790,000 provided for relocations in the 2023-2025 omnibus  
20 transportation appropriations act. By June 30th of each year, the  
21 department must submit a status report on licensing service offices  
22 planned for relocation during the 2023-2025 fiscal biennium.

23        (29) \$1,564,000 of the motor vehicle account—state appropriation  
24 is provided solely for implementation of chapter . . . (Engrossed  
25 House Bill No. 1964), Laws of 2024 (enhancing prorated and fuel tax  
26 collections). If chapter . . . (Engrossed House Bill No. 1964), Laws  
27 of 2024 is not enacted by June 30, 2024, the amount provided in this  
28 subsection lapses.

29        (30) \$100,000 of the highway safety account—state appropriation  
30 is provided solely for implementation of chapter . . . (Senate Bill  
31 No. 5800), Laws of 2024 (improving access to department of licensing  
32 issued documents). If chapter . . . (Senate Bill No. 5800), Laws of  
33 2024 is not enacted by June 30, 2024, the amount provided in this  
34 subsection lapses.

35        (31) \$294,000 of the motor vehicle account—state appropriation is  
36 provided solely for implementation of chapter . . . (Engrossed Senate  
37 Bill No. 5032), Laws of 2024 (impaired driving). If chapter . . .  
38 (Engrossed Senate Bill No. 5032), Laws of 2024 is not enacted by June  
39 30, 2024, the amount provided in this subsection lapses.

1       (32) \$150,000 of the motor vehicle account—state appropriation is  
2 provided solely for the department to conduct a study on the  
3 feasibility of implementing a process for the electronic submittal of  
4 title and registration documents for motor vehicles, within the  
5 current vehicle licensing model. The department must submit a report  
6 of the study findings and any recommendations to the governor and the  
7 transportation committees of the legislature by September 1, 2025.  
8 The study must: (a) Review the current processes in Washington and  
9 other states, including how such processes addressed fraud prevention  
10 and document security; (b) examine existing technical infrastructure  
11 and potential changes needed to allow for completion and submittal of  
12 lien and titling documents by financial institutions and vehicle  
13 dealers to vehicle licensing offices and the department of licensing,  
14 while maximizing interoperability, utility, data security, and  
15 customer privacy; (c) identify the technical investments and other  
16 costs associated with the submission of electronic documents by  
17 financial institutions and vehicle dealers to vehicle licensing  
18 offices and the department of licensing; (d) recommend any statutory  
19 changes required to allow for the submission of electronic  
20 documentation to vehicle licensing offices; and (e) examine the  
21 impact of these technology changes on external stakeholders  
22 including, but not limited to, vehicle licensing offices, financial  
23 institutions, vehicle dealers, and insurance companies.

24       (33) \$8,000 of the motorcycle safety education account—state  
25 appropriation, \$1,000 of the limited fish and wildlife account—state  
26 appropriation, \$572,000 of the highway safety account—state  
27 appropriation, \$193,000 of the motor vehicle account—state  
28 appropriation, \$7,000 of the ignition interlock device revolving  
29 account—state appropriation, and \$9,000 of the department of  
30 licensing services account—state appropriation are provided solely  
31 for the department for additional finance and budget staff. By  
32 December 1, 2024, the department shall submit a report to the  
33 governor and appropriate committees of the legislature on the  
34 specific steps the department has taken to address the findings of  
35 the state auditor's office fiscal year 2022 accountability audit  
36 report no. 1032793.

37       (34) \$75,000 of the highway safety account—state appropriation is  
38 provided solely for the department, in conjunction with development  
39 of its comprehensive implementation plan to expand driver training

1 education requirements for driver's license purposes to persons age  
2 18 through 24, due to the legislature by October 1, 2024, pursuant to  
3 chapter 445, Laws of 2023, to analyze inclusion of a mandatory  
4 driver's education refresher course consisting of in-person or  
5 virtual classroom-based instruction on risk management and hazard  
6 protections one year after licensure. The department must consider  
7 related policies regarding appropriate subsidies to help pay for the  
8 refresher course and course appropriateness for intermediate license  
9 holders. The department must include this analysis in the plan due by  
10 October 1, 2024, or, alternatively, as an appendix to the plan or in  
11 a separate report due to the legislature by March 1, 2025.

12 (35) \$38,000 of the highway safety account—state appropriation is  
13 provided solely for implementation of chapter . . . (Substitute  
14 Senate Bill No. 6115), Laws of 2024 (speed safety cameras). If  
15 chapter . . . (Substitute Senate Bill No. 6115), Laws of 2024 is not  
16 enacted by June 30, 2024, the amount provided in this subsection  
17 lapses.

18 (36) \$28,000 of the motor vehicle account—state appropriation is  
19 provided solely for implementation of chapter . . . (Engrossed Senate  
20 Bill No. 5590), Laws of 2024 (Mount St. Helens license plate). If  
21 chapter . . . (Engrossed Senate Bill No. 5590), Laws of 2024 is not  
22 enacted by June 30, 2024, the amount provided in this subsection  
23 lapses.

24 **Sec. 209.** 2023 c 472 s 209 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE**  
27 **—PROGRAM B**

28	State Route Number 520 Corridor Account—State	
29	Appropriation. . . . .	(( <del>\$58,854,000</del> ))
30		<u>\$62,913,000</u>
31	State Route Number 520 Civil Penalties Account—State	
32	Appropriation. . . . .	\$4,178,000
33	Tacoma Narrows Toll Bridge Account—State	
34	Appropriation. . . . .	(( <del>\$30,729,000</del> ))
35		<u>\$34,398,000</u>
36	Alaskan Way Viaduct Replacement Project Account—	
37	State Appropriation. . . . .	(( <del>\$20,701,000</del> ))
38		<u>\$22,542,000</u>

1	Interstate 405 and State Route Number 167 Express	
2	Toll Lanes Account—State Appropriation. . . . .	(( <del>\$23,756,000</del> ))
3		<u>\$25,524,000</u>
4	TOTAL APPROPRIATION. . . . .	(( <del>\$138,218,000</del> ))
5		<u>\$149,555,000</u>

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

8 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state  
9 appropriation and \$12,484,000 of the state route number 520 corridor  
10 account—state appropriation are provided solely for the purposes of  
11 addressing unforeseen operations and maintenance costs on the Tacoma  
12 Narrows bridge and the state route number 520 bridge, respectively.  
13 The office of financial management shall place the amounts provided  
14 in this subsection, which represent a portion of the required minimum  
15 fund balance under the policy of the state treasurer, in unallotted  
16 status. The office may release the funds only when it determines that  
17 all other funds designated for operations and maintenance purposes  
18 have been exhausted.

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

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

34 (b) Underlying congestion measurements, that is, speeds, that are  
35 being used to generate the summary graphs provided, to be made  
36 available in a digital file format.

37 (3) \$314,000 of the Interstate 405 and state route number 167  
38 express toll lanes account—state appropriation, \$734,000 of the state  
39 route number 520 corridor account—state appropriation, \$315,000 of

1 the Tacoma Narrows toll bridge account—state appropriation, and  
2 \$413,000 of the Alaskan Way viaduct replacement project account—state  
3 appropriation are provided solely for the reappropriation of unspent  
4 funds on the new tolling back office system from the 2021-2023 fiscal  
5 biennium.

6 (4) The department shall make detailed annual reports to the  
7 transportation committees of the legislature and the public on the  
8 department's website in a manner consistent with past practices as  
9 specified in section 209(5), chapter 186, Laws of 2022.

10 (5) As part of the department's 2025-2027 biennial budget  
11 request, the department shall update the cost allocation  
12 recommendations that assign appropriate costs to each of the toll  
13 funds for services provided by relevant Washington state department  
14 of transportation programs, the Washington state patrol, and the  
15 transportation commission. The recommendations shall be based on  
16 updated traffic and toll transaction patterns and other relevant  
17 factors.

18 (6) Up to \$16,460,000 of the amounts provided for operations and  
19 maintenance expenses on the state route number 520 facility from the  
20 state route number 520 corridor account during the 2023-2025 fiscal  
21 biennium in this act are derived from the receipt of federal American  
22 rescue plan act of 2021 funds and not toll revenues.

23 (7) \$500,000 of the state route number 520 corridor account—state  
24 appropriation is provided solely for the department to begin a  
25 traffic and revenue study of segment tolling on the state route  
26 number 520 corridor. The department, in consultation with the  
27 transportation commission, shall initiate planning work regarding the  
28 anticipation of segment tolling on the state route number 520  
29 corridor.

30 **Sec. 210.** 2023 c 472 s 210 (uncodified) is amended to read as  
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM**  
33 **C**

34 Transportation Partnership Account—State	
35 Appropriation. . . . .	\$1,494,000
36 Motor Vehicle Account—State Appropriation. . . . .	<del>(\$122,240,000)</del>
37	<u>\$122,725,000</u>
38 Puget Sound Ferry Operations Account—State	

1	Appropriation. . . . .	\$307,000
2	Multimodal Transportation Account—State	
3	Appropriation. . . . .	<del>((2,986,000))</del>
4		<u>\$2,988,000</u>
5	Transportation 2003 Account (Nickel Account)—State	
6	Appropriation. . . . .	\$1,488,000
7	TOTAL APPROPRIATION. . . . .	<del>((128,515,000))</del>
8		<u>\$129,002,000</u>

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

11 ~~((1))~~ \$2,006,000 of the motor vehicle account—state  
12 appropriation is provided solely for hardware cost increases. Before  
13 any hardware replacement, the department, in consultation with  
14 WaTech, must further review leasing options.

15 ~~((2) The appropriations in this section provide sufficient  
16 funding for the department assuming vacancy savings that may change  
17 over time. Funding for staffing will be monitored and adjusted in the  
18 2024 supplemental transportation appropriations act to restore  
19 funding as authorized staffing levels are achieved.)~~

20 **Sec. 211.** 2023 c 472 s 211 (uncodified) is amended to read as  
21 follows:

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

24	Motor Vehicle Account—State Appropriation. . . . .	<del>((39,987,000))</del>
25		<u>\$40,354,000</u>
26	Move Ahead WA Account—State Appropriation. . . . .	\$2,532,000
27	State Route Number 520 Corridor Account—State	
28	Appropriation. . . . .	\$34,000
29	TOTAL APPROPRIATION. . . . .	<del>((42,553,000))</del>
30		<u>\$42,920,000</u>

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

33 ~~((2)(a)(i))~~ (1) \$500,000 of the move ahead WA account—state  
34 appropriation is provided solely for the department to conduct a  
35 detailed space study and develop an implementation plan that builds  
36 off the findings and recommendations of the department's "Telework  
37 Impact Study" completed in September 2022. Such efforts must also  
38 incorporate office space use reduction requirements for the

1 department in this act as well as current and planned telework  
2 levels. The detailed space study and development of the  
3 implementation plan must be conducted in consultation with the office  
4 of financial management and the department of enterprise services,  
5 and must focus on office and administrative space efficiency,  
6 providing specific recommendations, cost estimates, and cost savings.  
7 While focused on office and administrative space, the department is  
8 encouraged to review other types of facilities where efficiencies can  
9 be achieved. The final study report must include:

10 ~~((A))~~ (a) The development of low, medium, and high scenarios  
11 based on reducing space use, with the high space reduction scenario  
12 being based on a minimum of a 30 percent reduction by 2030;

13 ~~((B))~~ (b) Detailed information on any increased capital and  
14 other implementation costs under each scenario;

15 ~~((C))~~ (c) Detailed information on reduced costs, such as  
16 leases, facility maintenance, and utilities, under each scenario;

17 ~~((D))~~ (d) An analysis of opportunities to collocate with other  
18 state, local, and other public agencies to reduce costs and improve  
19 cost-efficiency while meeting utilization standards; and

20 ~~((E))~~ (e) An assessment of the commercial value and return to  
21 the state transportation funds associated with the sale of the  
22 property from consolidation and other space efficiency measures.

23 ~~((ii))~~ (2)(a) The department must submit the implementation  
24 plan and final report from the detailed space study to the office of  
25 financial management and the transportation committees of the  
26 legislature by October 1, 2024.

27 ~~((i))~~ (b) ~~((a))~~ Conducting the detailed space study under ~~((a))~~  
28 subsection (1) of this ~~((subsection))~~ section must not prevent or  
29 delay the department from meeting other space use and related  
30 requirements, or where warranted by current information or  
31 opportunities.

32 ~~((ii))~~ (c) In addition to the reporting requirement under  
33 ~~((a))~~ subsection (1) of this ~~((subsection))~~ section, the department  
34 must provide information to the office of financial management in its  
35 comparative analysis of office space, leases, and relocation costs  
36 required by the omnibus operating appropriations act.

37 **Sec. 212.** 2023 c 472 s 212 (uncodified) is amended to read as  
38 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION EQUIPMENT FUND—**  
2 **PROGRAM E**

3	<u>Motor Vehicle Account—State Appropriation. . . . .</u>	<u>\$700,000</u>
4	Move Ahead WA Account—State Appropriation. . . . .	\$20,000,000
5	Multimodal Transportation Account—State	
6	Appropriation. . . . .	\$433,000
7	TOTAL APPROPRIATION. . . . .	<del>((20,433,000))</del>
8		<u>\$21,133,000</u>

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

11 (1) The entire move ahead WA account—state appropriation is  
12 provided solely for the department's costs related to replacing  
13 obsolete transportation equipment and replacing fuel sites. Beginning  
14 December 1, 2024, and annually thereafter, the department must  
15 provide a report to the office of financial management and the  
16 transportation committees of the legislature detailing the current  
17 progress on replacing obsolete equipment, progress towards reaching a  
18 level purchasing state, and the status of a fuel site replacement  
19 prioritization plan. The report must also include:

20 (a) A list of department owned and managed fuel sites prioritized  
21 by urgency of replacement;

22 (b) A discussion of department practices that would create a  
23 sustained revenue source for capital repair and replacement of fuel  
24 sites; and

25 (c) A discussion of to what extent the fuel site infrastructure  
26 can support zero emissions vehicles.

27 (2)(a) \$100,000 of the multimodal transportation account—state  
28 appropriation is provided solely for the department to administer a  
29 pilot program to install and test intelligent speed monitoring  
30 technology in a portion of the department's fleet of vehicles while  
31 using global positioning system technology and other mapping tools to  
32 monitor vehicle location and corresponding speed limits on traveled  
33 roadways.

34 (b) The pilot program must begin by January 1, 2024, for a 12-  
35 month period. By June 30, 2025, the department must report to the  
36 transportation committees of the legislature the results of the pilot  
37 program and provide any legislative or policy recommendations.



1       **Sec. 213.** 2023 c 472 s 213 (uncodified) is amended to read as  
2 follows:

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

4	Aeronautics Account—State Appropriation. . . . .	(( <del>\$13,979,000</del> ))
5		<u>\$14,572,000</u>
6	Aeronautics Account—Federal Appropriation. . . . .	(( <del>\$3,650,000</del> ))
7		<u>\$5,579,000</u>
8	Aeronautics Account—Private/Local Appropriation. . . . .	\$60,000
9	TOTAL APPROPRIATION. . . . .	(( <del>\$17,689,000</del> ))
10		<u>\$20,211,000</u>

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

13       (1) \$2,000,000 of the aeronautics account—state appropriation is  
14 provided solely for the move ahead WA aviation grants. The department  
15 shall prioritize projects eligible for federal funding.

16       (2) \$1,476,000 of the aeronautics account—state appropriation is  
17 provided solely for sustainable aviation grants recommended by the  
18 department under the sustainable aviation grants program. The  
19 department shall submit a report to the transportation committees of  
20 the legislature by October 1, 2024, identifying a selection of  
21 sustainable aviation projects for funding by the legislature. In  
22 considering projects to recommend to fund, the department shall only  
23 consider projects that advance the state of sustainable aviation  
24 technology and lead to future innovation. Innovative sustainable  
25 aviation projects may include, but are not limited to, pilot projects  
26 demonstrating the use of:

- 27       (a) Mobile battery charging technology;
- 28       (b) Hydrogen electrolyzers and storage;
- 29       (c) Electric ground equipment; and
- 30       (d) Hanger charging technology.

31       (3) \$300,000 of the aeronautics account—state appropriation is  
32 provided solely for the department to develop a statewide advanced  
33 air mobility aircraft plan to develop and integrate advanced air  
34 mobility aircraft into current modal systems. The department shall  
35 submit a report by June 1, 2025, to the office of financial  
36 management and the transportation committees of the legislature  
37 including, but not limited to:

1 (a) Near, medium, and long-term recommendations for land use  
2 planning for advanced and urban air mobility vertiports and  
3 vertistops;

4 (b) An inventory of infrastructure needs to support a statewide  
5 vertiport network and a recommended program to deploy funds to local  
6 governments to share costs;

7 (c) Proposed state governance structures and regulatory  
8 mechanisms to adequately complement federal aviation administration  
9 oversight;

10 (d) Recommended policies to foster vertiport and vertistop  
11 infrastructure development that ensure open public access, efficiency  
12 in land use siting, and equitable distribution across the state; and

13 (e) In consultation with local jurisdictions, planning  
14 organizations, and other modal managers, recommendations on advanced  
15 air mobility aircraft integration into statewide transportation  
16 plans.

17 (4) \$1,931,000 of the aeronautics account—state appropriation is  
18 provided solely for the implementation of chapter 463, Laws of 2023  
19 (commercial aviation services), to support the work of the department  
20 and the commercial aviation work group including, but not limited to,  
21 conducting meaningful community engagement with overburdened and  
22 vulnerable populations to address the state's transportation needs  
23 and the environmental justice impact of aviation on communities. ((If  
24 chapter 463, Laws of 2023 is not enacted by June 30, 2023, the amount  
25 in this subsection lapses.))

26 **Sec. 214.** 2023 c 472 s 214 (uncodified) is amended to read as  
27 follows:

28 **FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND**  
29 **SUPPORT—PROGRAM H**

30 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$64,470,000</del> ))
	<u>\$65,155,000</u>
32 Motor Vehicle Account—Federal Appropriation. . . . .	\$500,000
33 Multimodal Transportation Account—State	
34 Appropriation. . . . .	(( <del>\$851,000</del> ))
	<u>\$1,351,000</u>
36 Move Ahead WA Flexible Account—State Appropriation. . . . .	\$572,000
37 TOTAL APPROPRIATION. . . . .	(( <del>\$66,393,000</del> ))
38	<u>\$67,578,000</u>

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

3 (1) During the 2023-2025 fiscal biennium, if the department takes  
4 possession of the property situated in the city of Edmonds for which  
5 a purchase agreement was executed between Unocal and the department  
6 in 2005 (Tax Parcel Number 262703-2-003-0009), and if the department  
7 confirms that the property is still no longer needed for  
8 transportation purposes, the department shall provide the city of  
9 Edmonds with the first right of purchase at fair market value in  
10 accordance with RCW 47.12.063(3) for the city's intended use of the  
11 property to rehabilitate near-shore habitat for salmon and related  
12 species.

13 (2) \$469,000 of the motor vehicle account—state appropriation is  
14 reappropriated and provided solely for the implementation of chapter  
15 217, Laws of 2021 (noxious weeds).

16 (3) The department shall determine the fair market value of the  
17 northern parcel of site 14 on the Puget Sound Gateway Program SR 509  
18 Completion Project Surplus Property list, located immediately south  
19 of S. 216th Street and adjacent to the Barnes Creek Nature Trail in  
20 Des Moines, to be submitted to the transportation committees of the  
21 legislature by December 15, 2023, for an evaluation of possible next  
22 steps for use of the property that is in the public interest.

23 ~~(4) ((The appropriations in this section provide sufficient  
24 funding for the department assuming vacancy savings that may change  
25 over time. Funding for staffing will be monitored and adjusted in the  
26 2024 supplemental transportation appropriations act to restore  
27 funding as authorized staffing levels are achieved.~~

28 ~~(5))~~ (a) \$572,000 of the move ahead WA flexible account—state  
29 appropriation is provided solely to track and maximize clean fuels  
30 credits and revenue generated by state agencies pursuant to chapter  
31 70A.535 RCW.

32 (b) The LEAP Transportation Document ((2023-2)) 2024-2 ALL  
33 PROJECTS as developed ((April 21, 2023)) February 20, 2024,  
34 anticipates fulfillment of the requirements under chapter 70A.535 RCW  
35 of generating credits and revenue for transportation investments  
36 funded in an omnibus transportation appropriations act, including the  
37 move ahead WA transportation package. The omnibus transportation  
38 appropriations act anticipates credits for ferry electrification for  
39 new hybrid electric vessels, active transportation, transit programs

1 and projects, alternative fuel infrastructure, connecting  
2 communities, and multimodal investments.

3 (c) Pursuant to the reporting requirements of RCW 70A.535.050(5),  
4 the department must present a detailed projection of the credit  
5 revenues generated and achieved directly as a result of the funding  
6 and activities in this subsection.

7 ~~((6))~~ (5) \$93,000 of the multimodal transportation account—  
8 state appropriation is provided solely for the implementation of  
9 chapter 169, Laws of 2023 (climate resilience strategy). If chapter  
10 169, Laws of 2023 is not enacted by June 30, 2023, the amount  
11 provided in this subsection lapses.

12 (6) (a) \$1,600,000 of the motor vehicle account—state  
13 appropriation is provided solely for real estate services activities.  
14 The legislature finds that the following sections of public roadway  
15 owned by the department are no longer necessary for the state highway  
16 system:

17 (i) That segment of 267th Street NW located south of state route  
18 number 532 and west of Interstate 5 in the vicinity of the  
19 intersection of state route number 532 and 19th Avenue NW, serving  
20 parcel numbers: 32042600202300, 32042600102200, 32042600100600,  
21 32042600100700, 32042600100400, 32042600100800, and 32042600102300;

22 (ii) That segment of Tester Road located adjacent to the south  
23 side of state route number 532;

24 (iii) That segment of 91st Ave SE located adjacent to the south  
25 side of state route number 522 in the vicinity of the intersection  
26 with 212th Street SE;

27 (iv) That segment of Bostian Road including as it turns and  
28 becomes 224th Street SE located on the south side of state route  
29 number 522 in the vicinity of 87th Ave SE;

30 (v) That segment of W. Bostian Road located on the north side of  
31 state route number 522; and

32 (vi) That segment of 268th Street NW located south of state route  
33 number 532.

34 (b) Therefore, pursuant to RCW 36.75.090, the department shall  
35 certify that these roadways are no longer needed by the state and  
36 convey the roadways to the county for continued use as public  
37 highways for motor vehicle use. Additionally, in consideration of the  
38 value of maintenance services provided by the county on the roadway  
39 comprising 267th Street NW during the time of department ownership,  
40 the department shall grant temporary access permits, for those

1 properties abutting the conveyed segment of 267th Street NW, to use  
2 19th Avenue NW for access to state route number 532, upon such terms  
3 and conditions as the department deems appropriate. The temporary  
4 access permits may be terminated when the conveyed segment of 267th  
5 Street NW is extended out to intersect with Sunday Lake Road, or when  
6 an alternate access route is established connecting to Sunday Lake  
7 Road.

8 (7) (a) \$500,000 of the multimodal transportation account—state  
9 appropriation is provided solely for the department to explore  
10 alternative uses of the state's highway rights-of-way to address  
11 pressing public needs relating to climate change, equitable  
12 communications, renewable energy generation, electrical transmission  
13 and distribution projects, broadband projects, vegetation management,  
14 inductive charging in travel lanes, alternative fueling facilities,  
15 and other appropriate uses. In exploring alternative uses of the  
16 state's highway rights-of-way, the department shall:

17 (i) Review the utility accommodation policy and make  
18 recommendations to update the policy to include clean energy and  
19 connectivity projects under 23 C.F.R. Part 645. At a minimum, the  
20 recommendations for updated clean energy and connectivity projects  
21 must include renewable energy and electrical transmission and  
22 distribution;

23 (ii) Review and update the department's integrated roadside  
24 vegetation management plans to maximize carbon sequestration and  
25 develop habitat and forage for native pollinators, Monarch  
26 butterflies, and honeybees through plantings of native noninvasive  
27 flowering plants and grasses on the state highways rights-of-way and  
28 at safety rest areas;

29 (iii) Assess the state highways rights-of-way land areas most  
30 suitable for solar development by considering slope, elevation,  
31 vegetative cover, and solar radiation; and

32 (iv) Identify existing highway rights-of-way suitable as  
33 designated energy corridors for electric transmission and  
34 distribution and other energy infrastructure.

35 (b) In carrying out the requirements in (a) of this subsection,  
36 the department may consult with an organization that uses an advanced  
37 rights-of-way solar mapping tool that uses ArcGIS Pro software for  
38 faster and more precise analysis of rights-of-way solar using the  
39 state's full spatial rights-of-way data sets.

1 (c) The department must report its findings, recommendations, and  
2 status of its updates to the transportation committees of the  
3 legislature by January 15, 2025.

4 **Sec. 215.** 2023 c 472 s 215 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—**  
7 **PROGRAM K**

8	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$694,000</del> ))
9		<u>\$1,074,000</u>
10	Electric Vehicle Account—State Appropriation. . . . .	(( <del>\$4,746,000</del> ))
11		<u>\$8,746,000</u>
12	Multimodal Transportation Account—State	
13	Appropriation. . . . .	\$4,400,000
14	Multimodal Transportation Account—Federal	
15	Appropriation. . . . .	\$25,000,000
16	Carbon Emissions Reduction Account—State	
17	Appropriation. . . . .	(( <del>\$164,600,000</del> ))
18		<u>\$123,300,000</u>
19	TOTAL APPROPRIATION. . . . .	(( <del>\$199,440,000</del> ))
20		<u>\$162,520,000</u>

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

23 (1) \$3,746,000 of the electric vehicle account—state  
24 appropriation and \$30,000,000 of the carbon emissions reduction  
25 (~~emissions~~) account—state appropriation are provided solely for the  
26 clean alternative fuel vehicle charging and refueling infrastructure  
27 program in chapter 287, Laws of 2019 (advancing green transportation  
28 adoption).

29 (2) \$1,000,000 of the electric vehicle account—state  
30 appropriation and \$500,000 of the multimodal transportation account—  
31 state appropriation are provided solely for a colocated DC fast  
32 charging and hydrogen fueling station near the Wenatchee or East  
33 Wenatchee area near a state route or near or on a publicly owned  
34 facility to service passenger, light-duty and heavy-duty vehicles.  
35 The hydrogen fueling station must include a DC fast charging station  
36 colocated at the hydrogen fueling station site. Funds may be used for  
37 one or more fuel cell electric vehicles that would utilize the  
38 fueling stations. The department must contract with a public utility

1 district that produces hydrogen in the area to own and/or manage and  
2 provide technical assistance for the design, planning, permitting,  
3 construction, maintenance and operation of the hydrogen fueling  
4 station. The department and public utility district are encouraged to  
5 collaborate with and seek contributions from additional public and  
6 private partners for the fueling station.

7 ~~((5))~~ (3) The public-private partnerships program must continue  
8 to explore retail partnerships at state-owned park and ride  
9 facilities, as authorized in RCW 47.04.295.

10 ~~((6))~~ (4) \$1,200,000 of the multimodal transportation account—  
11 state appropriation and \$2,000,000 of the carbon emissions reduction  
12 ~~((emissions))~~ account—state appropriation are provided solely for the  
13 pilot program established under chapter 287, Laws of 2019 (advancing  
14 green transportation adoption) to provide clean alternative fuel  
15 vehicle use opportunities to underserved communities and low to  
16 moderate income members of the workforce not readily served by  
17 transit or located in transportation corridors with emissions that  
18 exceed federal or state emissions standards. Consistent with the  
19 geographical diversity element described in RCW 47.04.355(4), the  
20 legislature strongly encourages the department to consider  
21 implementing the pilot in both urban and rural communities if  
22 possible, to obtain valuable information on the needs of underserved  
23 communities located in different geographical locations in  
24 Washington.

25 ~~((7—\$120,000,000))~~ (5) \$58,700,000 of the carbon emissions  
26 reduction account—state appropriation is provided solely for  
27 implementation of zero-emission commercial vehicle infrastructure and  
28 incentive programs and for the replacement of school buses powered by  
29 fossil fuels with zero-emission school buses, including the purchase  
30 and installation of zero-emission school bus refueling  
31 infrastructure.

32 (a) Of this amount, \$20,000,000 is for the department to  
33 administer an early action grant program to provide expedited funding  
34 ~~((to zero-emission commercial vehicle infrastructure demonstration  
35 projects))~~ for the replacement of school buses powered by fossil  
36 fuels with zero-emission school buses, including the purchase and  
37 installation of zero-emission school bus refueling infrastructure.  
38 The department must contract with ~~((a third-party administrator))~~ the  
39 department of ecology to implement the early action grant program.

1 (b) The office of financial management shall place the remaining  
2 (~~(\$100,000,000)~~) \$38,700,000 in unallotted status until the joint  
3 transportation committee completes the medium and heavy duty vehicle  
4 infrastructure and incentive strategy required under section 204 (~~(of~~  
5 ~~this act)~~), chapter 472, Laws of 2023. The director of the office of  
6 financial management or the director's designee shall consult with  
7 the chairs and ranking members of the transportation committees of  
8 the legislature prior to making a decision to allot these funds.

9 (~~(+8)~~) (6) \$3,000,000 of the carbon emissions reduction account—  
10 state appropriation is provided solely for hydrogen refueling  
11 infrastructure investments. The office of financial management shall  
12 place the amounts provided in this subsection in unallotted status  
13 until the joint transportation committee completes the medium and  
14 heavy duty vehicle infrastructure and incentive strategy required  
15 under section 204 (~~(of this act)~~), chapter 472, Laws of 2023. The  
16 director of the office of financial management or the director's  
17 designee shall consult with the chairs and ranking members of the  
18 transportation committees of the legislature prior to making a  
19 decision to allot these funds.

20 (~~(+9)~~) (7) \$2,100,000 of the carbon emissions reduction account—  
21 state appropriation is provided solely to fund electric vehicle  
22 charging infrastructure for the electric charging megasite project at  
23 Mount Vernon library commons.

24 (~~(+10)~~) (8) \$2,500,000 of the carbon emissions reduction account  
25 —state appropriation is provided solely for zero emission cargo  
26 handling equipment incentives. The office of financial management  
27 shall place the amounts provided in this subsection in unallotted  
28 status until the joint transportation committee completes the medium  
29 and heavy duty vehicle and cargo handling and off-road equipment  
30 infrastructure and incentive strategy required under section 204 (~~(of~~  
31 ~~this act)~~), chapter 472, Laws of 2023. The director of the office of  
32 financial management or the director's designee shall consult with  
33 the chairs and ranking members of the transportation committees of  
34 the legislature prior to making a decision to allot these funds.

35 (~~(+11)~~) (9) \$5,000,000 of the carbon emissions reduction account  
36 —state appropriation is provided solely for clean off-road equipment  
37 incentives. The office of financial management shall place the  
38 amounts provided in this subsection in unallotted status until the  
39 joint transportation committee completes the medium and heavy duty



1 vehicle and cargo handling and off-road equipment infrastructure and  
2 incentive strategy required under section 204 (~~of this act~~),  
3 chapter 472, Laws of 2023. The director of the office of financial  
4 management or the director's designee shall consult with the chairs  
5 and ranking members of the transportation committees of the  
6 legislature prior to making a decision to allot these funds.

7 ~~((12))~~ (10) \$2,500,000 of the multimodal transportation account  
8 —state appropriation is provided solely for the department to  
9 coordinate with cities, counties, ports, and private entities to  
10 develop actionable recommendations for state assistance in the  
11 development of specific candidate truck parking sites to be developed  
12 with amenities, identified by location. The department shall identify  
13 private land parcels for potential development of sites, which may  
14 include, but should not be limited to, a feasibility analysis of  
15 sites adjacent to Interstate 90 near North Bend for a 400 to 600  
16 space truck parking site. The public benefit of each potential truck  
17 parking site must be included in this assessment. The department  
18 shall consider opportunities for the state to provide assistance in  
19 the development of truck parking sites, including possible  
20 opportunities to provide assistance in land acquisition and  
21 evaluating land use requirements. The department must update the  
22 transportation committees of the legislature on agency activities and  
23 their status by December 1, 2023, and to provide a final report to  
24 the transportation committees of the legislature by December 1, 2024.

25 (11) Beginning January 1, 2025, \$20,000,000 of the carbon  
26 emissions reduction account—state appropriation is provided solely  
27 for grants, and to serve as a state match for secured federal funds,  
28 to finance hydrogen refueling infrastructure for medium and heavy-  
29 duty vehicles in disadvantaged and overburdened communities. The  
30 department, in consultation with the interagency electric vehicle  
31 coordinating council, must pursue any federal funding available  
32 through the charging and fueling infrastructure discretionary grant  
33 program and any other sources under the federal infrastructure  
34 investment and jobs act (P.L. 29 117-58).

35 (12) \$370,000 of the motor vehicle account—state appropriation is  
36 provided solely for implementation of chapter . . . (Substitute  
37 Senate Bill No. 6277), Laws of 2024 (public-private partnerships). If  
38 chapter . . . (Substitute Senate Bill No. 6277), Laws of 2024 is not

1 enacted by June 30, 2024, the amount provided in this subsection  
2 lapses.

3 **Sec. 216.** 2023 c 472 s 216 (uncodified) is amended to read as  
4 follows:

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

6 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$535,033,000</del> ))
	<u>\$544,847,000</u>
7	
8 Motor Vehicle Account—Federal Appropriation. . . . .	\$7,000,000
9 Move Ahead WA Account—State Appropriation. . . . .	\$50,000,000
10 <u>RV Account—State Appropriation. . . . .</u>	<u>\$1,100,000</u>
11 State Route Number 520 Corridor Account—State	
12 Appropriation. . . . .	(( <del>\$4,838,000</del> ))
13	<u>\$4,841,000</u>
14 Tacoma Narrows Toll Bridge Account—State	
15 Appropriation. . . . .	\$1,585,000
16 Alaskan Way Viaduct Replacement Project Account—	
17 State Appropriation. . . . .	\$8,752,000
18 Interstate 405 and State Route Number 167 Express	
19 Toll Lanes Account—State Appropriation. . . . .	\$2,624,000
20 TOTAL APPROPRIATION. . . . .	(( <del>\$609,832,000</del> ))
21	<u>\$620,749,000</u>

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

24 (1) \$5,000,000 of the motor vehicle account—state appropriation  
25 is provided solely for a contingency pool for snow and ice removal.  
26 The department must notify the office of financial management and the  
27 transportation committees of the legislature when they have spent the  
28 base budget for snow and ice removal and will begin using the  
29 contingency pool funding.

30 (2) (a) \$115,000 of the state route number 520 corridor account—  
31 state appropriation is provided solely for the department to enter  
32 into a dispute resolution process with local jurisdictions to produce  
33 interagency agreements to address the ongoing facility and landscape  
34 maintenance of the three state route number 520 eastside lids and  
35 surrounding areas at the Evergreen Point Road, 84th Avenue NE, and  
36 92nd Avenue NE.

37 (b) The agreements pursuant to (a) of this subsection must be  
38 executed by June 30, 2024.

1 (3) (~~The appropriations in this section provide sufficient~~  
2 ~~funding for the department assuming vacancy savings that may change~~  
3 ~~over time. Funding for staffing will be monitored and adjusted in the~~  
4 ~~2024 supplemental transportation appropriations act to restore~~  
5 ~~funding as authorized staffing levels are achieved.~~

6 ~~(4))~~ (a) (~~(\$7,000,000)~~) \$9,000,000 of the motor vehicle account—  
7 state appropriation is provided solely for the department to address  
8 the risks to safety and public health associated with homeless  
9 encampments on department owned rights-of-way. The department must  
10 coordinate and work with local government officials and social  
11 service organizations who provide services and direct people to  
12 housing alternatives that are not in highway rights-of-way to help  
13 prevent future encampments from forming on highway rights-of-way and  
14 may reimburse the organizations doing this outreach assistance who  
15 transition people into treatment or housing or for debris clean up on  
16 highway rights-of-way. A minimum of \$2,000,000 of this appropriation  
17 must be used to deliver more frequent removal of litter on the  
18 highway rights-of-way that is generated by unsheltered people and may  
19 be used to hire crews specializing in collecting and disposing of  
20 garbage, clearing debris or hazardous material, and implementing  
21 safety improvements where hazards exist to the traveling public and  
22 department employees. The department may use these funds to either  
23 reimburse local law enforcement costs or the Washington state patrol  
24 if they are providing enhanced safety to department staff during  
25 debris cleanup or during efforts to prevent future encampments from  
26 forming on highway rights-of-way.

27 (b) Beginning November 1, 2023, and semiannually thereafter, the  
28 Washington state patrol and the department of transportation must  
29 jointly submit a report to the governor and the transportation  
30 committees of the legislature on the status of these efforts,  
31 including:

32 (i) A summary of the activities related to addressing  
33 encampments, including information on arrangements with local  
34 governments or other entities related to these activities;

35 (ii) A description of the planned activities in the ensuing two  
36 quarters to further address the emergency hazards and risks along  
37 state highway rights-of-way; and

38 (iii) Recommendations for executive branch or legislative action  
39 to achieve the desired outcome of reduced emergency hazards and risks  
40 along state highway rights-of-way.

1        ~~((5))~~ (4) \$1,000,000 of the motor vehicle account—state  
2 appropriation is provided solely for a partnership program between  
3 the department and the city of Spokane, to be administered in  
4 conjunction with subsection ~~((4))~~ (3) of this section. The program  
5 must address the safety and public health problems created by  
6 homeless encampments on the department's property along state  
7 highways within the city limits. \$555,000 of the motor vehicle  
8 account—state appropriation is for dedicated department maintenance  
9 staff and associated clean-up costs. The department and the city of  
10 Spokane shall enter into a reimbursable agreement to cover up to  
11 \$445,000 of the city's expenses for clean-up crews and landfill  
12 costs.

13        ~~((6))~~ (5) \$1,025,000 of the motor vehicle account—state  
14 appropriation is provided solely for the department to implement  
15 safety improvements and debris clean up on department-owned rights-  
16 of-way in the city of Seattle at levels above that being implemented  
17 as of January 1, 2019, to be administered in conjunction with  
18 subsection ~~((4))~~ (3) of this section. The department must maintain  
19 a crew dedicated solely to collecting and disposing of garbage,  
20 clearing debris or hazardous material, and implementing safety  
21 improvements where hazards exist to the traveling public, department  
22 employees, or people encamped upon department-owned rights-of-way.  
23 The department may request assistance from the Washington state  
24 patrol as necessary in order for both agencies to provide enhanced  
25 safety-related activities regarding the emergency hazards along state  
26 highway rights-of-way in the Seattle area.

27        ~~((7))~~ (6) \$1,015,000 of the motor vehicle account—state  
28 appropriation is provided solely for a partnership program between  
29 the department and the city of Tacoma, to be administered in  
30 conjunction with subsection ~~((4))~~ (3) of this section. The program  
31 must address the safety and public health problems created by  
32 homeless encampments on the department's property along state  
33 highways within the city limits. \$570,000 of the motor vehicle  
34 account—state appropriation is for dedicated department maintenance  
35 staff and associated clean-up costs. The department and the city of  
36 Tacoma shall enter into a reimbursable agreement to cover up to  
37 \$445,000 of the city's expenses for clean-up crews and landfill  
38 costs.



1	Multimodal Transportation Account—State	
2	Appropriation. . . . .	\$5,000,000
3	State Route Number 520 Corridor Account—State	
4	Appropriation. . . . .	\$247,000
5	Tacoma Narrows Toll Bridge Account—State	
6	Appropriation. . . . .	\$44,000
7	Alaskan Way Viaduct Replacement Project Account—	
8	State Appropriation. . . . .	\$1,122,000
9	Interstate 405 and State Route Number 167 Express	
10	Toll Lanes Account—State Appropriation. . . . .	\$37,000
11	TOTAL APPROPRIATION. . . . .	<del>(\$100,879,000)</del>
12		<u>\$106,948,000</u>

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

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

22       (2) (a) During the 2023-2025 fiscal biennium, the department shall  
23 continue a pilot program that expands private transportation  
24 providers' access to high occupancy vehicle lanes. Under the pilot  
25 program, when the department reserves a portion of a highway based on  
26 the number of passengers in a vehicle, the following vehicles must be  
27 authorized to use the reserved portion of the highway if the vehicle  
28 has the capacity to carry eight or more passengers, regardless of the  
29 number of passengers in the vehicle: (i) Auto transportation company  
30 vehicles regulated under chapter 81.68 RCW; (ii) passenger charter  
31 carrier vehicles regulated under chapter 81.70 RCW, except marked or  
32 unmarked stretch limousines and stretch sport utility vehicles as  
33 defined under department of licensing rules; (iii) private nonprofit  
34 transportation provider vehicles regulated under chapter 81.66 RCW;  
35 and (iv) private employer transportation service vehicles. For  
36 purposes of this subsection, "private employer transportation  
37 service" means regularly scheduled, fixed-route transportation  
38 service that is offered by an employer for the benefit of its  
39 employees. Nothing in this subsection is intended to authorize the

1 conversion of public infrastructure to private, for-profit purposes  
2 or to otherwise create an entitlement or other claim by private users  
3 to public infrastructure.

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

14 (c) The department shall expand the high occupancy vehicle lane  
15 access pilot program to for hire nonemergency medical transportation  
16 vehicles, when in use for medical purposes, as described in section  
17 208((24) of this act)(20), chapter 472, Laws of 2023. Under the  
18 pilot program, when the department reserves a portion of a highway  
19 based on the number of passengers in a vehicle, nonemergency medical  
20 transportation vehicles that meet the requirements identified in  
21 section 208((24) of this act)(20), chapter 472, Laws of 2023 must  
22 be authorized to use the reserved portion of the highway.

23 (d) Nothing in this subsection is intended to exempt these  
24 vehicles from paying tolls when they do not meet the occupancy  
25 requirements established by the department for express toll lanes.

26 (3) The appropriations in this section assume implementation of  
27 additional cost recovery mechanisms to recoup at least \$100,000 in  
28 credit card and other financial transaction costs related to the  
29 collection of fees imposed under RCW 46.17.400, 46.44.090, and  
30 46.44.0941 for driver and vehicle fee transactions beginning January  
31 1, 2023. The department may recover transaction fees incurred through  
32 credit card transactions.

33 (4) The department shall promote safety messages encouraging  
34 drivers to slow down and move over and pay attention when emergency  
35 lights are flashing on the side of the road and other suitable safety  
36 messages on electronic message boards the department operates across  
37 the state. The messages must be promoted through June 30, 2025. The  
38 department may coordinate such messaging with any statewide public  
39 awareness campaigns being developed by the department of licensing or  
40 the Washington state traffic safety commission, or both.

1 (5) \$5,000,000 of the multimodal transportation account—state  
2 appropriation is provided solely for the department to address  
3 emergent issues related to safety for pedestrians and bicyclists.  
4 Funds may only be spent after approval from the office of financial  
5 management. By December 15th of each odd-numbered year, the  
6 department shall provide a report to the legislature listing all  
7 emergent issues addressed in the prior fiscal biennium.

8 ~~((7))~~ (6) \$3,529,000 of the highway safety account—state  
9 appropriation is provided solely for implementation of chapter 17,  
10 Laws of 2023 (speed safety cameras). If chapter 17, Laws of 2023 is  
11 not enacted by June 30, 2023, the amount provided in this subsection  
12 lapses.

13 ~~((8))~~ (7) \$1,279,000 of the move ahead WA account—state  
14 appropriation is provided solely for maintenance and operations of  
15 the virtual coordination center. The department is encouraged to  
16 apply for federal grant funds for the virtual coordination center and  
17 may use state funds as a match. By December 1, 2023, the department  
18 shall report to the transportation committees of the legislature: (a)  
19 Recommendations to expand the center's operations, including specific  
20 additional jurisdictions and corridors across the state; and (b)  
21 amounts received and dates of receipt of any new cash and in-kind  
22 matches from virtual coordination center partners including, but not  
23 limited to, the city of Seattle, King county, other state and local  
24 jurisdictions, and private sector partners.

25 ~~((9))~~ (8) \$100,000 of the motor vehicle account—state  
26 appropriation is provided solely for the department to prepare and  
27 submit a report to the transportation committees of the legislature  
28 by December 1, 2024, with a prioritized list of recommendations for  
29 improving safety and mobility on Interstate 90 between North Bend and  
30 Cle Elum during winter weather events, including estimated costs. The  
31 recommendations must include, but are not limited to, options to  
32 improve compliance with traction tire and chain requirements and  
33 reduce snow-related closures.

34 ~~((11))~~ (9)(a) \$5,000,000 of the motor vehicle account—state  
35 appropriation is provided solely for the department, in coordination  
36 with the independent review team of the joint transportation  
37 committee, to conduct an analysis of highway, road, and freight rail  
38 transportation needs, options, and impacts from shifting the movement  
39 of freight and goods that currently move by barge through the lower



1 Snake river dams to highways, other roads, and rail. The study should  
2 generate volume estimates and evaluate scenarios for changes in  
3 infrastructure and operations that would be necessary to address  
4 those additional volumes. The assessment must include quantitative  
5 analysis based on available data in terms of both financial and  
6 carbon emission costs; and qualitative input gathered from tribal  
7 governments, local governments, freight interests, and other key  
8 stakeholders, including impacts on disadvantaged/underserved  
9 communities. The analysis must include a robust public engagement  
10 process to solicit feedback from interested stakeholders including  
11 but not limited to: Residents and officials in affected cities and  
12 counties; stakeholders involved in railroad, agriculture, fishing,  
13 trucking, shipping and other related industries; appropriate Native  
14 American tribes; representatives of advocacy and community  
15 organizations; and transportation, public works, and economic  
16 development organizations in the affected areas, federal highway  
17 administration and army corps of engineers. The analysis must be  
18 informed by the work of the joint transportation committee's  
19 independent review team, and must include the following:

20 (i) Existing volumes and traffic patterns;

21 (ii) Potential changes in volumes and traffic patterns  
22 immediately following the loss of freight movement by barge and over  
23 the following 20 years, including the carbon emissions impact of this  
24 mode shift;

25 (iii) Identification of whether regional geography, land  
26 availability, and state and federal regulatory processes would allow  
27 for rail and road expansions and increased capacity;

28 (iv) Identification of potential infrastructure and operational  
29 improvements to existing highways, other roads, and rail, including  
30 additional access to facilities, needed to accommodate the higher  
31 freight volumes and impacts and potential opportunities to mitigate  
32 impacts on shipping rates;

33 (v) Identification of rail line development options, including  
34 impacts and potential opportunities to mitigate impacts on grain  
35 storage and handling facilities at regional unit train yards and port  
36 export facilities;

37 (vi) An assessment of costs associated with mitigating potential  
38 slope failure and stabilization necessitated by the drawdown of the  
39 river. An assessment of impacts and potential opportunities to

1 mitigate impacts on adjacent roads, bridges, railroads, and utility  
2 corridors shall be included;

3 (vii) Both financial and carbon cost estimates for development  
4 and implementation of identified needs and options, including  
5 planning, design, and construction;

6 (viii) Analysis of the impacts and potential opportunities to  
7 mitigate impacts of these infrastructure changes on environmental  
8 justice and disadvantaged/underserved communities during  
9 construction, as well as from future operations;

10 (ix) Analysis of safety impacts and potential opportunities to  
11 mitigate impacts for a shift from barge transportation to rail or  
12 truck, including increases in rural community traffic and consistency  
13 with the Washington State Strategic Highway Safety Plan: Target Zero;

14 (x) Impacts and potential opportunities to mitigate impacts on  
15 highly affected commodities, including agriculture, petroleum,  
16 project cargo, and wind energy components;

17 (xi) Analysis of the impacts and potential opportunities to  
18 mitigate impacts that reduced competition resulting from removing  
19 barging of agricultural products on the Snake river would have on  
20 Washington's agricultural industry along with impacts modal shifts  
21 would have on the entire supply chain, including export facilities  
22 and ports on the Lower Columbia River; and

23 (xii) Determination of the feasibility that additional east-west  
24 freight rail capacity can be achieved, particularly through Columbia  
25 River Gorge, and the alternative routes that exist in the event that  
26 adding more infrastructure on these routes is not feasible.

27 (b) The department shall provide status updates on a quarterly  
28 basis in coordination with the joint transportation committee. The  
29 legislature intends to require a final report to the governor and the  
30 transportation committees of the legislature by December 31, 2026.

31 (10) \$4,000,000 of the highway safety account—state appropriation  
32 is provided solely for the department, in consultation with the  
33 Washington traffic safety commission, to evaluate and identify  
34 between 10 to 20 geographical locations in both urban and rural  
35 highway settings to install and implement wrong-way driving  
36 prevention strategies. Such prevention strategies may include  
37 improved signage and pavement markings as recommended by the traffic  
38 safety commission's report on wrong-way driving, "Strategies and  
39 Technologies to Prevent and Respond to Wrong-Way Driving Crashes."  
40 The department must report to the legislature any crash data or

1 wrong-way violations that occur at the selected locations by June 30,  
2 2025.

3 (11) \$1,000,000 of the motor vehicle account—state appropriation  
4 is provided solely for the department to develop an automated highway  
5 speed safety camera pilot program to test two to three automated  
6 traffic safety cameras technologies on state highways in no more than  
7 three testing locations, with at least one location on each side of  
8 the Cascade mountains. The goals of the automated highway speed  
9 safety camera pilot program are to test existing speed camera  
10 technology, determine the impact on speeding behavior in testing  
11 locations, and compile public response to the use of traffic safety  
12 cameras on highways. The department must work with the Washington  
13 state patrol and the traffic safety commission to develop the pilot  
14 program including, but not limited to: Selection of technology;  
15 placement of cameras in high speed, collision, or fatality locations;  
16 establishment of public notification and warning signs before  
17 entering into an area with a speed safety camera; outreach and public  
18 engagement in the program development and site selection process; and  
19 a process to collect and report data including rates of speed before,  
20 during, and after the presence of speed safety cameras and public  
21 response to cameras. The Washington state patrol is responsible for  
22 selecting testing locations and must use accident reports, including  
23 department and traffic safety commission crash data as needed, to  
24 identify high speed and high collision areas. Automated traffic  
25 safety cameras may only take pictures of the vehicle and the vehicle  
26 license plates, and the ticketing of violators is prohibited during  
27 the pilot program. The department may notify drivers of their rates  
28 of speed. The department shall provide a pilot program progress  
29 report to the governor and transportation committees of the  
30 legislature by September 30, 2024, to include public input to safety  
31 cameras, evaluation of technologies, and changes in speeding  
32 behavior.

33 **Sec. 218.** 2023 c 472 s 218 (uncodified) is amended to read as  
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND**  
36 **SUPPORT—PROGRAM S**

37 Motor Vehicle Account—State Appropriation. . . . . (~~(\$62,639,000)~~)  
38 \$63,494,000

1	Motor Vehicle Account—Federal Appropriation. . . . .	\$780,000
2	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$500,000
3	Move Ahead WA Flexible Account—State Appropriation. . . . .	\$5,400,000
4	Puget Sound Ferry Operations Account—State	
5	Appropriation. . . . .	\$510,000
6	Multimodal Transportation Account—State	
7	Appropriation. . . . .	\$22,323,000
8	State Route Number 520 Corridor Account—State	
9	Appropriation. . . . .	\$220,000
10	Tacoma Narrows Toll Bridge Account—State	
11	Appropriation. . . . .	\$136,000
12	Alaskan Way Viaduct Replacement Project Account—	
13	State Appropriation. . . . .	\$127,000
14	Interstate 405 and State Route Number 167 Express	
15	Toll Lanes Account—State Appropriation. . . . .	\$114,000
16	TOTAL APPROPRIATION. . . . .	<del>(\$92,749,000)</del>
17		<u>\$93,604,000</u>

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

20       (1) (a)     \$2,000,000 of the motor vehicle account—state  
21 appropriation and \$5,400,000 of the move ahead WA flexible account—  
22 state appropriation are provided solely for efforts to increase  
23 diversity in the transportation construction workforce through:

24       (i) The preapprenticeship support services (PASS) and career  
25 opportunity maritime preapprenticeship support services (COMPASS)  
26 programs, which aim to increase diversity in the highway construction  
27 and maritime workforces and prepare individuals interested in  
28 entering the highway construction and maritime workforces. In  
29 addition to the services allowed under RCW 47.01.435, the PASS and  
30 COMPASS programs may provide housing assistance for youth aging out  
31 of the foster care and juvenile rehabilitation systems to support  
32 their participation in a transportation-related preapprenticeship  
33 program and support services to obtain necessary maritime documents  
34 and coast guard certification; and

35       (ii) Assisting minority and women-owned businesses to perform  
36 work in the highway construction industry.

37       (b) The department shall report annually to the transportation  
38 committees of the legislature on efforts to increase diversity in the  
39 transportation construction workforce.

1 (2) \$1,512,000 of the motor vehicle account—state appropriation  
2 and \$488,000 of the Puget Sound ferry operations account—state  
3 appropriation are provided solely for the department to develop,  
4 track, and monitor the progress of community workforce agreements,  
5 and to assist with the development and implementation of internal  
6 diversity, equity, and inclusion efforts and serve as subject matter  
7 experts on federal and state civil rights provisions. The department  
8 shall engage with relevant stakeholders, and provide a progress  
9 report on the implementation of efforts under this subsection to the  
10 transportation committees of the legislature and the governor by  
11 December 1, 2024.

12 (3) For Washington state department of transportation small works  
13 roster projects under RCW 39.04.155, the department may only allow  
14 firms certified as small business enterprises, under 49 C.F.R. 26.39,  
15 to bid on the contract, unless the department determines there would  
16 be insufficient bidders for a particular project. The department  
17 shall report on the effectiveness of this policy to the  
18 transportation committees of the legislature by December 1, 2024.

19 (4) \$21,195,000 of the motor vehicle account—state appropriation  
20 and \$21,194,000 of the multimodal transportation account—state  
21 appropriation are provided solely for the department to upgrade the  
22 transportation reporting and accounting information system to the  
23 current cloud version of the software, and is subject to the  
24 conditions, limitations, and review requirements of section 701 (~~of~~  
25 ~~this act~~), chapter 472, Laws of 2023.

26 ((+6)) (5) \$56,000 of the motor vehicle account—state  
27 appropriation is provided solely for the implementation of chapter  
28 230, Laws of 2023 (clean energy siting). If chapter 230, Laws of 2023  
29 is not enacted by June 30, 2023, the amount provided in this  
30 subsection lapses.

31 **Sec. 219.** 2023 c 472 s 219 (uncodified) is amended to read as  
32 follows:

33 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA,**  
34 **AND RESEARCH—PROGRAM T**  
35 Carbon Emissions Reduction Account—State  
36 Appropriation. . . . . (~~(\$3,000,000)~~)  
37 \$4,000,000  
38 Motor Vehicle Account—State Appropriation. . . . . (~~(\$32,089,000)~~)

1		<u>\$32,687,000</u>
2	Motor Vehicle Account—Federal Appropriation. . . . .	(( <del>\$31,412,000</del> ))
3		<u>\$31,527,000</u>
4	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$400,000
5	Move Ahead WA Flexible Account—State Appropriation. . . . .	\$11,922,000
6	Multimodal Transportation Account—State	
7	Appropriation. . . . .	(( <del>\$2,414,000</del> ))
8		<u>\$3,214,000</u>
9	Multimodal Transportation Account—Federal	
10	Appropriation. . . . .	\$2,809,000
11	Multimodal Transportation Account—Private/Local	
12	Appropriation. . . . .	\$100,000
13	TOTAL APPROPRIATION. . . . .	(( <del>\$84,146,000</del> ))
14		<u>\$86,659,000</u>

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

17       (1) \$750,000 of the multimodal transportation account—state  
18 appropriation is provided solely for the department to partner with  
19 the department of commerce and regional transportation planning  
20 organizations in implementing vehicle miles traveled targets and  
21 supporting actions. As part of target setting, important factors that  
22 must be considered include land use patterns, safety, and vulnerable  
23 populations. The department shall provide an interim report by June  
24 30, 2024, and a final report by June 30, 2025.

25       ((~~3~~)) (2) \$150,000 of the motor vehicle account—state  
26 appropriation is provided solely for the department to continue  
27 implementation of a performance-based project evaluation model. The  
28 department must issue a report by September 1, 2024.

29       ((~~4~~)) (3)(a) \$180,000 of the multimodal transportation account—  
30 state appropriation is provided solely for Thurston regional planning  
31 council (TRPC) to conduct a study examining options for multimodal  
32 high capacity transportation (HCT) to serve travelers on the  
33 Interstate 5 corridor between central Thurston county (Olympia area)  
34 and Pierce county.

35       (b) The study will include an assessment of travelsheds and  
36 ridership potential and identify and provide an evaluation of options  
37 to enhance connectivity and accessibility for the greater south Puget  
38 Sound region with an emphasis on linking to planned or existing  
39 commuter or regional light rail. The study must account for previous

1 and ongoing efforts by transit agencies and the department. The study  
2 will emphasize collaboration with a diverse community of interests,  
3 including but not limited to transit, business, public agencies,  
4 tribes, and providers and users of transportation who because of age,  
5 income, or ability may face barriers and challenges.

6 (c) The study is due to the governor and transportation  
7 committees of the legislature by September 1, 2024.

8 ~~((5) \$400,000))~~ (4) \$700,000 of the multimodal transportation  
9 account—state appropriation is provided solely for the city of  
10 Seattle's office of planning and community development to support an  
11 equitable development initiative to reconnect the South Park  
12 neighborhood, currently divided by state route number 99.

13 (a) The support work must include:

14 (i) A public engagement and visioning process led by a  
15 neighborhood-based, community organization; and

16 (ii) A feasibility study of decommissioning state route number 99  
17 in the South Park neighborhood to include, but not be limited to,  
18 traffic studies, environmental impact analysis, and development of  
19 alternatives, including the transfer of the land to a neighborhood-  
20 led community land trust.

21 (b) The support work must be conducted in coordination and  
22 partnership with neighborhood residents, neighborhood industrial and  
23 commercial representatives, the state department of transportation,  
24 and other entities and neighborhoods potentially impacted by changes  
25 to the operation of state route number 99.

26 (c) The city must provide a report on the plan that includes  
27 recommendations to the Seattle city council, state department of  
28 transportation, and the transportation committees of the legislature  
29 by ~~((December 1, 2024))~~ June 30, 2025.

30 ~~((6))~~ (5) \$2,557,000 of the motor vehicle account—state  
31 appropriation is provided solely for the department to upgrade the  
32 department's linear referencing system (LRS) and highway performance  
33 monitoring system (HPMS), and is subject to the conditions,  
34 limitations, and review requirements in section 701 ~~((of this act))~~,  
35 chapter 472, Laws of 2023.

36 ~~((7))~~ (6) \$306,000 of the multimodal transportation account—  
37 state appropriation is provided solely for the department to appoint  
38 or designate a liaison to serve as a point of contact and resource  
39 for the department, local governments, and project proponents

1 regarding land use decisions and processing development permit  
2 applications. The liaison must, as a priority, facilitate and  
3 expedite any department decisions required for project approval.

4 ~~((8) \$627,000)~~ (7) \$742,000 of the motor vehicle account—  
5 federal appropriation is provided solely for remaining work on the  
6 "Forward Drive" road usage charge research project overseen by the  
7 transportation commission using the remaining amounts of the federal  
8 grant award. The remaining work of this project includes:

9 (a) Analysis of road usage charge simulation and participant  
10 surveys;

11 (b) Follow up on road usage charge experiences related to payment  
12 installments, mileage exemptions, and vehicle-based mileage  
13 reporting;

14 (c) Completion of technology research; and

15 (d) Development of the final "Forward Drive" research program  
16 report.

17 ~~((9))~~ (8)(a) \$11,922,000 of the move ahead WA flexible account—  
18 ~~((federal))~~ state appropriation is provided solely for an Interstate  
19 5 planning and environmental linkage study and a statewide Interstate  
20 5 master plan, building upon existing work under way in the corridor.  
21 It is the intent of the legislature to provide a total of \$40,000,000  
22 for this work by 2029.

23 (b) The work under (a) of this subsection must include, but is  
24 not limited to, the following:

25 (i) Seismic resiliency planning to refine the level of effort and  
26 develop informed cost estimates for the seismic vulnerability  
27 analysis;

28 (ii) HOV lane system-wide performance planning and initial steps  
29 to launch a pilot project that progresses innovative and emerging  
30 technologies;

31 (iii) Interstate 5 corridor planning work, including development  
32 of a framework, coordination of corridor needs, development of core  
33 evaluation criteria and a prioritization process, and identification  
34 of early action priority projects that address safety or resiliency,  
35 or both, along the corridor; and

36 (iv) A report to the transportation committees of the legislature  
37 by December 1, 2024, with recommendations for future phases and a  
38 detailed funding request for work planned through 2029.

39 (c) Of the amounts provided in this subsection, \$300,000 is  
40 provided solely for the department to conduct a Seattle Interstate 5



1 ramp reconfiguration study. The study must be conducted in  
2 coordination and partnership with the city of Seattle's department of  
3 transportation, informed by the input of Interstate 5 lid  
4 stakeholders, and coordinated with work under (a) and (b) of this  
5 subsection. The department must provide a study report, including  
6 recommendations, to the city of Seattle's department of  
7 transportation and the transportation committees of the legislature  
8 by December 1, 2024. The study must include an analysis of:

9 (i) Options and opportunities to reconfigure, relocate, or remove  
10 Interstate 5 ramps within and between Chinatown-International  
11 District and the University District for the purpose of improving  
12 through-traffic operations, enhancing multimodal transportation  
13 safety, and enabling more efficient air rights development;

14 (ii) Potential mitigation needs and cost estimates of ramp  
15 changes and demolitions;

16 (iii) Benefits of ramp changes and demolitions to pedestrian and  
17 bicycle travel, transit operations, and future lid design;

18 (iv) Ramps for the mainline, collector-distributor lanes and  
19 express lanes including, at a minimum, ramps connecting to and from  
20 James Street, Cherry Street, 6th Avenue, Madison Street, Seneca  
21 Street, Spring Street, University Street, Union Street, Olive Way,  
22 Yale Avenue, NE 45th Street, and NE 50th Street;

23 (v) Removal of the existing ramps at Seneca Street, Spring  
24 Street, and University Street; and

25 (vi) Removal and consolidation options of the existing NE 45th  
26 Street and NE 50th Street ramps.

27 (d) The department shall work with the emergency management  
28 division of the military department to identify strategic  
29 transportation corridors, opportunities to improve resilience and  
30 reinforce the corridors against natural disasters, and opportunities  
31 to secure federal funding for investments in the resilience of the  
32 transportation network. The department shall provide a report to the  
33 transportation committees of the legislature by December 1, 2023, on:

34 (i) Strategic transportation corridors and opportunities to  
35 improve their resilience;

36 (ii) Federal funding opportunities the state should pursue; and

37 (iii) Recommendations for actions to maximize federal funding for  
38 the state of Washington.

39 ~~((10))~~ (9) The department shall continue to coordinate planning  
40 work focused on the transportation system in western Washington

1 across modes with the goal of maximizing system performance toward  
2 the policy goals in RCW 47.04.280 in the most cost-effective manner.  
3 This coordination must include, but is not limited to: The Interstate  
4 5 highway corridor, existing rail infrastructure and future high-  
5 speed rail alignment, and commercial aviation capacity. The  
6 department must report to the joint transportation committee through  
7 existing reporting mechanisms on the status of these planning efforts  
8 including, but not limited to, a long-term strategy for addressing  
9 resilience of the transportation system in western Washington through  
10 consideration of changing demand, modal integration, and preservation  
11 needs. The coordinated work must include an analysis of different  
12 alternatives to promote system resilience, including performance and  
13 cost of each scenario.

14 ~~((13))~~ (10) \$3,000,000 of the carbon emissions reduction  
15 account—state appropriation is provided solely for the department, in  
16 coordination with the department's HEAL act team and environmental  
17 services office, to develop and implement a community outreach,  
18 education, and technical assistance program for overburdened  
19 communities and their community partners in order to develop  
20 community-centered carbon reduction strategies to make meaningful  
21 impacts in a community, and to provide assistance in gaining access  
22 to available funding to implement these strategies, where applicable.  
23 The department may provide appropriate compensation to members of  
24 overburdened communities who provide solicited community  
25 participation and input needed by the department to implement and  
26 administer the program established in this subsection. By June 1,  
27 2024, and by June 1, 2025, the department must submit a report to the  
28 transportation committees of the legislature and to the governor that  
29 provides an update on the department's community outreach, education,  
30 and technical assistance program development and implementation  
31 efforts.

32 (11) \$500,000 of the multimodal transportation account—state  
33 appropriation is provided solely for the city of Seattle department  
34 of transportation to create a digital conflict area awareness  
35 management program to provide machine-readable information for  
36 transportation operators, such as autonomous vehicle fleet operators,  
37 to be aware of conflict areas, such as emergency response zones, work  
38 zones, schools, pick up and drop off locations, and other areas where  
39 vulnerable road users may be present.

40 (a) Program work must include:

1 (i) The city of Seattle engaging with first responders and  
2 transportation management officials and other relevant stakeholders,  
3 to determine program implementation needs and processes; and

4 (ii) A feasibility study of implementing the program's mobility  
5 and curb data specifications, to include, but not be limited to,  
6 necessary partners, data platforms, ability to integrate real-time  
7 911 dispatch, emergency vehicles, work zones, and other areas to  
8 reduce conflicts for transportation operators of autonomous vehicle  
9 fleets on public roads and in the right-of-way.

10 (b) Program work must also be conducted in coordination and  
11 partnership with city of Seattle departments, the nonprofit steward  
12 of the program's mobility and curb data  
13 specifications, the Washington state department of transportation,  
14 and other entities potentially impacted by the implementation of the  
15 program.

16 (c) As feasible, the city of Seattle shall prepare an  
17 implementation pilot of the program to make a standardized data feed  
18 available publicly for transportation operator use.

19 (d) The city of Seattle must provide a report on any findings and  
20 recommendations of the program and any implementation needs and  
21 process mapping for use by other jurisdictions to the Washington  
22 state department of transportation and the transportation committees  
23 of the legislature by June 30, 2025.

24 (12) \$200,000 of the motor vehicle account—state appropriation is  
25 provided solely for planning and intersection improvements along  
26 state route number 904 and improvements to the local network that  
27 would feed intersections with state route number 904. This work must  
28 include, but is not limited to, the Medical Lake/Four Lakes Road/West  
29 3rd Ave intersection and feeding local network. The department must  
30 collaborate with Spokane county and the city of Cheney on this work  
31 and other improvement ideas along the corridor.

32 (13) (a) \$500,000 of the motor vehicle account—state appropriation  
33 is provided solely for planning and preliminary engineering necessary  
34 to complete cost estimates and structure designs associated with  
35 construction of wildlife crossings at the top two statewide priority  
36 locations to enhance habitat connectivity.

37 (b) The department shall submit a report to the appropriate  
38 committees of the legislature by December 1, 2024, including at a  
39 minimum:

1 (i) Identification of statewide priority locations for habitat  
2 connectivity;

3 (ii) The basis for the determination of the locations included on  
4 the identification list; and

5 (iii) Estimates of costs necessary to complete remaining design,  
6 permitting, right-of-way acquisition, and construction of wildlife  
7 crossing structures at the locations identified.

8 (c) The legislature intends to use the information collected to  
9 consider the allocation of fund matching in future biennia for  
10 federal grants to construct wildlife crossings at the statewide  
11 priority locations.

12 (14) \$150,000 of the motor vehicle account—state appropriation is  
13 provided solely for the department to fund one full-time equivalent  
14 liaison position within the local program multiagency permit program.  
15 Within the amounts provided in this section, the department shall  
16 work to enhance its multiagency permit program capabilities, with an  
17 emphasis on multiagency agreements that streamline, prioritize, and  
18 expedite project-level and programmatic permits and approvals. The  
19 department shall review current multiagency permit program practices  
20 and provide a report with recommendations on the enhancement of the  
21 program to the transportation committees of the legislature by  
22 December 1, 2024.

23 (15) Beginning January 1, 2025, \$1,000,000 of the carbon  
24 emissions reduction account—state appropriation is provided solely  
25 for the department to contract with a world cup organizing committee  
26 based in Seattle to undertake low carbon transportation planning  
27 efforts that will help prepare for the increase in visitors due to  
28 the 2026 FIFA world cup soccer matches in Seattle and other venues in  
29 the state. The planning, to be developed in coordination with the  
30 department and local mobility agencies, must identify critical  
31 infrastructure and operational improvements that will support active  
32 transportation and reliability of transit, making it easier for the  
33 public to choose options other than single-occupancy vehicles. A  
34 progress report including best practices for future events must be  
35 delivered to the department, office of the governor, and  
36 transportation committees of the legislature by June 30, 2025.

37 **Sec. 220.** 2023 c 472 s 220 (uncodified) is amended to read as  
38 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—**

2 **PROGRAM U**

3	Aeronautics Account—State Appropriation. . . . .	\$1,000
4	Transportation Partnership Account—State	
5	Appropriation. . . . .	<del>(\$29,000)</del>
6		<u>\$56,000</u>
7	Motor Vehicle Account—State Appropriation. . . . .	<del>(\$105,197,000)</del>
8		<u>\$110,703,000</u>
9	Puget Sound Ferry Operations Account—State	
10	Appropriation. . . . .	\$244,000
11	State Route Number 520 Corridor Account—State	
12	Appropriation. . . . .	\$69,000
13	Connecting Washington Account—State Appropriation. . . . .	<del>(\$233,000)</del>
14		<u>\$452,000</u>
15	Multimodal Transportation Account—State	
16	Appropriation. . . . .	<del>(\$5,585,000)</del>
17		<u>\$6,315,000</u>
18	Tacoma Narrows Toll Bridge Account—State	
19	Appropriation. . . . .	\$43,000
20	Alaskan Way Viaduct Replacement Project Account—	
21	State Appropriation. . . . .	\$38,000
22	Interstate 405 and State Route Number 167 Express	
23	Toll Lanes Account—State Appropriation. . . . .	<del>(\$40,000)</del>
24		<u>\$43,000</u>
25	TOTAL APPROPRIATION. . . . .	<del>(\$111,479,000)</del>
26		<u>\$117,964,000</u>

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

29 (1) Consistent with existing protocol and practices, for any  
30 negotiated settlement of a claim against the state for the department  
31 that exceeds \$5,000,000, the department, in conjunction with the  
32 attorney general and the department of enterprise services, shall  
33 notify the director of the office of financial management and the  
34 transportation committees of the legislature.

35 (2) On August 1, 2023, and semiannually thereafter, the  
36 department, in conjunction with the attorney general and the  
37 department of enterprise services, shall provide a report with  
38 judgments and settlements dealing with the Washington state ferry  
39 system to the director of the office of financial management and the

1 transportation committees of the legislature. The report must include  
2 information on: (a) The number of claims and settlements by type; (b)  
3 the average claim and settlement by type; (c) defense costs  
4 associated with those claims and settlements; and (d) information on  
5 the impacts of moving legal costs associated with the Washington  
6 state ferry system into the statewide self-insurance pool.

7 (3) On August 1, 2023, and semiannually thereafter, the  
8 department, in conjunction with the attorney general and the  
9 department of enterprise services, shall provide a report with  
10 judgments and settlements dealing with the nonferry operations of the  
11 department to the director of the office of financial management and  
12 the transportation committees of the legislature. The report must  
13 include information on: (a) The number of claims and settlements by  
14 type; (b) the average claim and settlement by type; and (c) defense  
15 costs associated with those claims and settlements.

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

21 **Sec. 221.** 2023 c 472 s 221 (uncodified) is amended to read as  
22 follows:

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

24	Carbon Emissions Reduction Account—State	
25	Appropriation. . . . .	(( <del>\$500,000</del> ))
26		<u>\$10,500,000</u>
27	Climate Transit Programs Account—State	
28	Appropriation. . . . .	(( <del>\$406,287,000</del> ))
29		<u>\$410,545,000</u>
30	State Vehicle Parking Account—State Appropriation. . . . .	\$784,000
31	Regional Mobility Grant Program Account—State	
32	Appropriation. . . . .	(( <del>\$115,060,000</del> ))
33		<u>\$126,275,000</u>
34	Rural Mobility Grant Program Account—State	
35	Appropriation. . . . .	(( <del>\$32,774,000</del> ))
36		<u>\$33,077,000</u>
37	Multimodal Transportation Account—State	
38	Appropriation. . . . .	(( <del>\$118,255,000</del> ))

1		<u>\$125,737,000</u>
2	Multimodal Transportation Account—Federal	
3	Appropriation. . . . .	\$4,374,000
4	Multimodal Transportation Account—Private/Local	
5	Appropriation. . . . .	\$100,000
6	TOTAL APPROPRIATION. . . . .	(( <del>\$678,134,000</del> ))
7		<u>\$711,392,000</u>

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

10       (1) ((~~\$64,354,000~~)) \$64,906,000 of the multimodal transportation  
11 account—state appropriation and ((~~\$78,100,000~~)) \$78,325,000 of the  
12 climate transit programs account—state appropriation are provided  
13 solely for a grant program for special needs transportation provided  
14 by transit agencies and nonprofit providers of transportation. Of  
15 this amount:

16       (a) \$14,420,000 of the multimodal transportation account—state  
17 appropriation and \$17,963,000 of the climate transit programs account  
18 —state appropriation are provided solely for grants to nonprofit  
19 providers of special needs transportation. Grants for nonprofit  
20 providers must be based on need, including the availability of other  
21 providers of service in the area, efforts to coordinate trips among  
22 providers and riders, and the cost effectiveness of trips provided.

23       (b) \$48,278,000 of the multimodal transportation account—state  
24 appropriation and \$60,137,000 of the climate transit programs account  
25 —state appropriation are provided solely for grants to transit  
26 agencies to transport persons with special transportation needs. To  
27 receive a grant, the transit agency must, to the greatest extent  
28 practicable, have a maintenance of effort for special needs  
29 transportation that is no less than the previous year's maintenance  
30 of effort for special needs transportation. Grants for transit  
31 agencies must be prorated based on the amount expended for demand  
32 response service and route deviated service in calendar year 2021 as  
33 reported in the "2021 Summary of Public Transportation" published by  
34 the department of transportation. No transit agency may receive more  
35 than 30 percent of these distributions. Fuel type may not be a factor  
36 in the grant selection process.

37       (c) ((~~\$1,656,000~~)) \$2,208,000 of the multimodal transportation  
38 account—state appropriation ((~~is~~)) and \$225,000 of the climate  
39 transit programs account—state appropriation are provided solely for

1 the reappropriation of amounts provided for this purpose in the  
2 2021-2023 fiscal biennium.

3 (2) (~~(\$32,774,000)~~) \$33,077,000 of the rural mobility grant  
4 program account—state appropriation is provided solely for grants to  
5 aid small cities in rural areas as prescribed in RCW 47.66.100. Fuel  
6 type may not be a factor in the grant selection process.

7 (3) (~~(\$11,382,000)~~) \$11,598,000 of the multimodal transportation  
8 account—state appropriation is provided solely for a public transit  
9 rideshare grant program for: (a) Public transit agencies to add or  
10 replace rideshare vehicles; and (b) incentives and outreach to  
11 increase rideshare use. The grant program for public transit agencies  
12 may cover capital costs only, and costs for operating vanpools at  
13 public transit agencies are not eligible for funding under this grant  
14 program. Awards from the grant program must not be used to supplant  
15 transit funds currently funding ride share programs, or to hire  
16 additional employees. Fuel type may not be a factor in the grant  
17 selection process. Of the amounts provided in this subsection,  
18 (~~(\$1,092,000)~~) \$1,308,000 is for the reappropriation of amounts  
19 provided for this purpose in the 2021-2023 fiscal biennium.

20 (4) (~~(\$37,382,000)~~) \$48,597,000 of the regional mobility grant  
21 program account—state appropriation is reappropriated and provided  
22 solely for the regional mobility grant projects identified in LEAP  
23 Transportation Document ((2023-2)) 2024-2 ALL PROJECTS as developed  
24 (~~(April 21, 2023)~~) February 20, 2024, Program - Public Transportation  
25 Program (V).

26 (5) (a) \$77,679,000 of the regional mobility grant program account  
27 —state appropriation is provided solely for the regional mobility  
28 grant projects identified in LEAP Transportation Document ((2023-2))  
29 2024-2 ALL PROJECTS as developed (~~(April 21, 2023)~~) February 20,  
30 2024, Program - Public Transportation Program (V). The department  
31 shall review all projects receiving grant awards under this program  
32 at least semiannually to determine whether the projects are making  
33 satisfactory progress. Any project that has been awarded funds, but  
34 does not report activity on the project within one year of the grant  
35 award, must be reviewed by the department to determine whether the  
36 grant should be terminated. The department shall promptly close out  
37 grants when projects have been completed, and any remaining funds  
38 must be used only to fund projects identified in the LEAP  
39 transportation document referenced in this subsection. The department



1 shall provide annual status reports on December 15, 2023, and  
2 December 15, 2024, to the office of financial management and the  
3 transportation committees of the legislature regarding the projects  
4 receiving the grants. It is the intent of the legislature to  
5 appropriate funds through the regional mobility grant program only  
6 for projects that will be completed on schedule. A grantee may not  
7 receive more than 25 percent of the amount appropriated in this  
8 subsection unless all other funding is awarded. Additionally, when  
9 allocating funding for the 2023-2025 fiscal biennium, no more than 30  
10 percent of the total grant program may directly benefit or support  
11 one grantee unless all other funding is awarded. Fuel type may not be  
12 a factor in the grant selection process.

13 (b) In order to be eligible to receive a grant under (a) of this  
14 subsection during the 2023-2025 fiscal biennium, a transit agency  
15 must establish a process for private transportation providers to  
16 apply for the use of park and ride facilities. For purposes of this  
17 subsection, (i) "private transportation provider" means: An auto  
18 transportation company regulated under chapter 81.68 RCW; a passenger  
19 charter carrier 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; a private nonprofit  
22 transportation provider regulated under chapter 81.66 RCW; or a  
23 private employer transportation service provider; and (ii) "private  
24 employer transportation service" means regularly scheduled, fixed-  
25 route transportation service that is offered by an employer for the  
26 benefit of its employees.

27 (c) \$1,500,000 of the amount appropriated in this subsection is  
28 provided solely for a contingency fund to assist current regional  
29 mobility grantees with cost escalations and overages. The department  
30 shall create a system for grantees to request funds, and set a cap of  
31 contingency funds per grantee to ensure an equitable distribution  
32 among requesters.

33 (d) During the 2023-2025 fiscal biennium, the department shall  
34 consider applications submitted by regional transportation planning  
35 organizations and metropolitan planning organizations for the  
36 regional mobility grant program funding in the 2025-2027 fiscal  
37 biennium.

38 (6) \$6,195,000 of the multimodal transportation account—state  
39 appropriation, \$3,300,000 of the climate transit programs account—  
40 state appropriation, and \$784,000 of the state vehicle parking

1 account—state appropriation are provided solely for CTR grants and  
2 activities. Fuel type may not be a factor in the grant selection  
3 process. Of this amount, \$495,000 of the multimodal transportation  
4 account—state appropriation is reappropriated and provided solely for  
5 continuation of previously approved projects under the first mile/  
6 last mile connections grant program.

7 (7) (~~(\$11,914,000)~~) \$16,318,000 of the multimodal transportation  
8 account—state appropriation is provided solely for connecting  
9 Washington transit projects identified in LEAP Transportation  
10 Document ((2023-2)) 2024-2 ALL PROJECTS as developed ((~~April 21,~~  
11 ~~2023~~)) February 20, 2024. It is the intent of the legislature that  
12 entities identified to receive funding in the LEAP transportation  
13 document referenced in this subsection receive the amounts specified  
14 in the time frame specified in that LEAP document. If an entity has  
15 already completed a project in the LEAP transportation document  
16 referenced in this subsection before the time frame identified, the  
17 entity may substitute another transit project or projects that cost a  
18 similar or lesser amount.

19 (8) The department shall not require more than a 10 percent match  
20 from nonprofit transportation providers for state grants.

21 (9) \$12,000,000 of the multimodal transportation account—state  
22 appropriation and \$39,400,000 of the climate transit programs account  
23 —state appropriation are provided solely for the green transportation  
24 capital projects identified in LEAP Transportation Document  
25 ((2023-2)) 2024-2 ALL PROJECTS as developed ((~~April 21, 2023~~))  
26 February 20, 2024, Program - Public Transportation Program (V). Of  
27 the amount of climate transit program account funds appropriated in  
28 this subsection, up to one percent may be used for program  
29 administration and staffing.

30 (10) (~~(\$4,407,000)~~) \$5,950,000 of the multimodal transportation  
31 account—state appropriation (~~(is)~~) and \$1,249,000 of the climate  
32 transit programs account—state appropriation are reappropriated and  
33 provided solely for the green transportation capital grant projects  
34 identified in LEAP Transportation Document ((2023-2)) 2024-2 ALL  
35 PROJECTS as developed ((~~April 21, 2023~~)) February 20, 2024, Program -  
36 Public Transportation Program (V).

37 (11) (~~(\$10,000,000)~~) \$10,167,000 of the climate transit programs  
38 account—state appropriation is provided solely for tribal transit

1 grants. Up to one percent of the amount provided in this subsection  
2 may be used for program administration and staffing.

3 (a) The department must establish a tribal transit competitive  
4 grant program (~~(to be administered as part of the department's~~  
5 ~~consolidated grant program)~~). Grants to federally recognized tribes  
6 may be for any transit purpose, including planning, operating costs,  
7 maintenance, and capital costs. The department shall report to the  
8 transportation committees of the legislature and the office of  
9 financial management with a list of projects recommended for funding  
10 by September 1, (~~(2023)~~) 2024, along with recommendations on how to  
11 remove barriers for tribes to access grant funds, including removal  
12 of grant match requirements, and recommendations for how the  
13 department can provide technical assistance.

14 (b) Within the amount provided in this subsection, (~~(\$5,038,000)~~)  
15 \$10,167,000 is provided solely for move ahead Washington tribal  
16 transit grant projects as listed in LEAP Transportation Document  
17 (~~(2023-2)~~) 2024-2 ALL PROJECTS as developed (~~(April 21, 2023)~~)  
18 February 20, 2024. Of this amount, \$529,000 is for the Sauk-Suiattle  
19 Commuter project (L1000318).

20 (12) (~~(\$188,900,000)~~) \$188,930,000 of the climate transit  
21 programs account—state appropriation is provided solely for transit  
22 support grants for public transit agencies that have adopted a zero-  
23 fare policy for youth 18 years of age and under by October 1, 2022.  
24 The department must confirm zero-fare policies are in effect at  
25 transit agencies to be eligible for biennial distributions.

26 (13) \$38,000,000 of the climate transit programs account—state  
27 appropriation is provided solely for the bus and bus facility grant  
28 program for replacement, rehabilitation, and purchase of transit  
29 rolling stock, or construction, modification, or rehabilitation of  
30 transit facilities.

31 (14) \$2,000,000 of the climate transit programs account—state  
32 appropriation is provided solely for newly selected transit  
33 coordination grants. The department shall prioritize grant proposals  
34 that promote the formation of joint partnerships between transit  
35 agencies or merge service delivery across entities.

36 (15) \$46,587,000 of the climate transit programs account—state  
37 appropriation is provided solely for move ahead Washington transit  
38 projects as listed in LEAP Transportation Document (~~(2023-2)~~) 2024-2

1 ALL PROJECTS as developed (~~April 21, 2023~~) February 20, 2024, Move  
2 Ahead WA - Transit Projects.

3 (a) For projects funded as part of this subsection, if the  
4 department expects to have substantial reappropriations for the  
5 2023-2025 fiscal biennium, the department may, on a pilot basis,  
6 apply funding from a project with an appropriation that is unable to  
7 be used within the 2023-2025 fiscal biennium to advance one or more  
8 of the projects listed, prioritizing projects first by tier then by  
9 project readiness.

10 (b) In instances when projects listed in the LEAP transportation  
11 document referenced in this subsection (15) are no longer viable or  
12 have been completed, the department may recommend in its next budget  
13 submittal alternative project proposals from the local jurisdictions  
14 if the project is similar in type and scope and consistent with  
15 limitations on certain funds provided. In the event that the listed  
16 project has been completed, the local jurisdictions may, rather than  
17 submitting an alternative project, be reimbursed in the year in which  
18 it was scheduled for documented costs incurred implementing the  
19 listed project, not in excess of the amount awarded from the funding  
20 program.

21 (c) At least 10 business days before advancing or swapping a  
22 project pursuant to this subsection, the department must notify the  
23 office of financial management and the transportation committees of  
24 the legislature. The advancement of a project may not hinder the  
25 delivery of the projects for which the reappropriations are necessary  
26 for the 2023-2025 fiscal biennium.

27 (16) (~~(\$580,000)~~) \$702,000 of the multimodal transportation  
28 account—state appropriation is provided solely for the department to  
29 provide a statewide vanpool benefit for all state employees. For  
30 department employees working in remote job sites, such as mountain  
31 passes, the department must ensure employees are able to access job  
32 sites via a subsidized vanpool or provide a modal alternative for the  
33 "last mile" to ensure employees can access the job site without  
34 additional charge.

35 (17) \$200,000 of the multimodal transportation account—state  
36 appropriation is provided solely for the department to update the  
37 2019 feasibility study to add a fifth travel Washington intercity bus  
38 line in the Yakima Valley. The department must provide a summary  
39 report of the updated feasibility and cost estimates to the  
40 transportation committees of the legislature by December 1, 2024.

1        ~~((19))~~ (18) \$555,000 of the multimodal transportation account—  
2 state appropriation and \$500,000 of the carbon emissions reduction  
3 account—state appropriation are provided solely for an interagency  
4 transfer to the Washington State University extension energy program  
5 to administer a technical assistance and education program for public  
6 agencies on the use of alternative fuel vehicles. The Washington  
7 State University extension energy program shall prepare a report  
8 regarding the utilization of the program and submit this report to  
9 the transportation committees of the legislature by November 15,  
10 2023.

11        ~~((20))~~ (19)(a) \$400,000 of the multimodal transportation  
12 account—state appropriation is provided solely for King county metro  
13 to develop a pilot program to place teams, including human services  
14 personnel, along routes that are enduring significant public safety  
15 issues and various disruptive behavior in south King county. The team  
16 would be available to deescalate disruptions, provide immediate  
17 access to transit resources, and refer customers to community  
18 resources to break cycles of inappropriate behavior. The teams must  
19 consist of individuals trained in deescalation and outreach. Team  
20 functions and duties should be cocreated with community stakeholders.

21        (b) King county metro must provide a report to the transportation  
22 committees of the legislature by June 30, 2024, regarding the  
23 effectiveness of the program, any suggestions for improving its  
24 efficacy, and any modifications that might be necessary for other  
25 transit providers to institute similar programs.

26        ~~((21))~~ (20) \$500,000 of the multimodal transportation account—  
27 state appropriation is provided solely for planning to move Grays  
28 Harbor transit operation and administration facilities from the  
29 current location.

30        (21) As part of the department's 2025-2027 biennial budget  
31 request, the department must submit budget materials for the public  
32 transportation division separated into operating and capital budgeted  
33 programs.

34        (22) Beginning January 1, 2025, \$2,000,000 of the carbon  
35 emissions reduction account—state appropriation is provided solely  
36 for new transit coordination grants, prioritizing projects that  
37 coordinate transit service to and from Washington state ferry  
38 terminals. Program eligibility must be expanded to include proposals

1 from transit agencies in counties with fewer than 700,000 that  
2 coordinate service to and from Washington state ferry terminals.

3 (23) Beginning January 1, 2025, \$1,200,000 of the carbon  
4 emissions reduction account—state appropriation is provided solely  
5 for the department to continue research on level of and access to  
6 transit service. The department shall define levels and types of  
7 demand-response service and measure access to these services within  
8 the state. The department shall also collect data and develop systems  
9 to achieve more accurate and precise analysis of disparities in  
10 access to transit service focusing on accessibility and inclusion of  
11 people with disabilities, vulnerable populations in overburdened  
12 communities, and other underserved communities. The department must  
13 also establish a financial model to fund transit at a statewide  
14 standard that is calibrated for geography, population density, and  
15 financial constraints of the existing transit agencies across the  
16 state. The department shall submit a report to the transportation  
17 committees of the legislature and the office of financial management  
18 by June 30, 2025.

19 (24) Beginning January 1, 2025, \$6,800,000 of the carbon  
20 emissions reduction account—state appropriation is provided solely  
21 for the following projects identified in LEAP Transportation Document  
22 2024-2 ALL PROJECTS as developed February 20, 2024:

23 (a) Base Refurbish & Expansion for Growth/Columbia County Public  
24 Transportation (L4000182);

25 (b) Kitsap Transit: Design & Shore Power (G2000115); and

26 (c) Pierce Transit - Meridian (L2021197).

27 **Sec. 222.** 2023 c 472 s 222 (uncodified) is amended to read as  
28 follows:

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

30 Puget Sound Ferry Operations Account—State

31 Appropriation. . . . . ((\$575,986,000))  
32 \$573,666,000

33 Puget Sound Ferry Operations Account—Federal

34 Appropriation. . . . . ((\$163,791,000))  
35 \$198,650,000

36 Puget Sound Ferry Operations Account—Private/Local

37 Appropriation. . . . . \$121,000

38 TOTAL APPROPRIATION. . . . . ((\$739,898,000))

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

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2023-2025 supplemental and 2025-2027 omnibus transportation appropriations act requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs. The data in the tables in the report must be supplied in a digital file format.

(2) (~~(\$90,014,000)~~) \$97,060,000 of the Puget Sound ferry operations account—federal appropriation and (~~(\$50,067,000)~~) \$51,450,000 of the Puget Sound ferry operations account—state appropriation are provided solely for auto ferry vessel operating fuel in the 2023-2025 fiscal biennium, which reflect cost savings from a reduced biodiesel fuel requirement and, therefore, is contingent upon the enactment of section 703 (~~(of this act)~~), chapter 472, Laws of 2023. The amount provided in this subsection represents the fuel budget for the purposes of calculating any ferry fare fuel surcharge. The department shall review future use of alternative fuels and dual fuel configurations, including hydrogen.

(3) \$500,000 of the Puget Sound ferry operations account—state appropriation is provided solely for operating costs related to moving vessels for emergency capital repairs. Funds may only be spent after approval by the office of financial management.

(4) The department must work to increase its outreach and recruitment of populations underrepresented in maritime careers and continue working to expand apprenticeship and internship programs, with an emphasis on programs that are shown to improve recruitment for positions with the state ferry system.

(5) \$175,000 of the Puget Sound ferry operations account—state appropriation is provided solely for the department to continue a study of passenger demographics. The study may be included as part of a larger origin and destination study. The department shall report study results to the transportation committees of the legislature by December 1, 2023. Following completion of the study, the department

1 must compare study results to the composition of groups outlined in  
2 RCW 47.60.310, both by overall representation of ferry riders and by  
3 route. A summary is due to the office of the governor and  
4 transportation committees of the legislature by December 1, 2024.

5 (6) The department shall continue to oversee a consultant study  
6 to identify and recommend cost-effective strategies to maximize walk-  
7 on passenger ridership of the Anacortes - San Juan ferry routes. The  
8 study is due to the transportation committees of the legislature by  
9 December 1, 2023. By December 1, 2024, any feasible near to medium  
10 term solutions identified from the study must be reported to the  
11 office of the governor and transportation committees of the  
12 legislature and include cost estimates for implementation.

13 (7) (~~(\$11,842,000)~~) \$15,985,000 of the Puget Sound ferry  
14 operations account—state appropriation is provided solely for  
15 Washington state ferries to:

16 (a) Provide scholarships, coursework fees, and stipends for  
17 candidates to become licensed deck officers (mates);

18 (b) Improve the process for unlicensed candidates who have  
19 achieved able-bodied sailor (AB) status to earn their mate's license;

20 (c) Annually hire, orient, train, and develop entry level engine  
21 room staff at the wiper classification with the intention of  
22 successfully promoting to oiler classification;

23 (d) Create an operations project management office; (~~and~~)

24 (e) Increase human resources capacity and add a workforce ombuds;  
25 and

26 (f) Hire additional dispatch staff.

27 (8) \$988,000 of the Puget Sound ferry operations account—state  
28 appropriation is provided solely for expansion of the wiper to oiler  
29 program to develop engine room workforce.

30 (9) \$169,000 of the Puget Sound ferry operations account—state  
31 appropriation is provided solely for hiring an additional service  
32 planner.

33 (10)(a) During negotiations of the 2025-2027 collective  
34 bargaining agreements, the department must conduct a review and  
35 analysis of the collective bargaining agreements governing state  
36 ferry employees, to identify provisions that create barriers for, or  
37 contribute to creating a disparate impact on, newly hired ferry  
38 employees, including those who are women, people of color, veterans,  
39 and other employees belonging to communities that have historically



1 been underrepresented in the workforce. The review and analysis must  
2 incorporate, to the extent practicable, the findings and  
3 recommendations from the December 2022 joint transportation committee  
4 study on Washington state ferries' workforce, and must also include,  
5 but not be limited to, provisions regarding seniority, work  
6 assignments, and work shifts. The review and analysis must also  
7 include consultation with the governor's office of labor relations,  
8 the governor's office of equity, and the attorney general's office.

9 (b) For future negotiations or modifications of the collective  
10 bargaining agreements, it is the intent of the legislature that the  
11 collective bargaining representatives for the state and ferry  
12 employee organizations may consider the findings of the review and  
13 analysis required in (a) of this subsection and negotiate in a manner  
14 to remove identified barriers and address identified impacts so as  
15 not to perpetuate negative impacts.

16 ~~((9) \$1,500,000 of the Puget Sound ferry operations account—~~  
17 ~~state appropriation is provided solely for the restoration of service~~  
18 ~~to Sidney, British Columbia. Funds must be held in unallotted status~~  
19 ~~pending completion of the assessment referenced in subsection (12) of~~  
20 ~~this section.~~

21 ~~(10))~~ (11) \$1,504,000 of the Puget Sound ferry operations  
22 account—state appropriation is provided solely for the implementation  
23 of chapter 188, Laws of 2023 (state ferry workforce development  
24 issues). If chapter 188, Laws of 2023 is not enacted by June 30,  
25 2023, the amount provided in this subsection lapses.

26 ~~((11) \$1,000,000))~~ (12) \$5,000,000 of the Puget Sound ferry  
27 operations account—state appropriation is provided solely for support  
28 of the Kitsap transit passenger ferry to supplement service on the  
29 Seattle-Bremerton route.

30 ~~((12))~~ (13) \$100,000 of the Puget Sound ferry operations  
31 account—state appropriation is provided solely to assess temporary  
32 service restoration options for the Sidney, British Columbia route  
33 until Washington state ferries can resume its service. Washington  
34 state ferries must provide service options and recommendations to the  
35 office of financial management and the transportation committees of  
36 the legislature by December 15, 2023.

37 ~~((13) \$2,100,000))~~ (14) \$2,549,000 of the Puget Sound ferry  
38 operations account—state appropriation is provided solely for  
39 security services at Colman Dock.

1           (~~(14)~~—\$9,000,000)) (15) \$13,856,000 of the Puget Sound ferry  
2 operations account—state appropriation is provided solely for  
3 overtime and familiarization expenses incurred by engine, deck, and  
4 terminal staff. The department must provide updated staffing cost  
5 estimates for fiscal years 2024 and 2025 with its annual budget  
6 submittal and updated estimates by January 1, 2024.

7           (~~(15)~~)) (16) \$1,064,000 of the Puget Sound ferry operations  
8 account—state appropriation is provided solely for traffic control at  
9 ferry terminals at Seattle, Fauntleroy, Kingston, Edmonds, Mukilteo,  
10 and Bainbridge Island, during peak ferry travel times, with a  
11 particular focus on Sundays and holiday weekends.

12           (~~(16)~~)) (17) \$93,000 of the Puget Sound ferry operations account  
13 —state appropriation is provided solely for the Washington state  
14 ferries to secure housing for workforce training sessions and to pay  
15 in advance for the costs of transportation worker identification  
16 credentials, merchant mariner credentials, and medical examinations  
17 for incoming ferry system employees and trainees.

18           (~~(17)~~)) (18) \$10,417,000 of the Puget Sound ferry operations  
19 account—state appropriation is provided solely for vessel maintenance  
20 initiatives to:

21           (a) Add a second shift at the Eagle Harbor maintenance facility;

22           (b) Establish maintenance management project controls to maximize  
23 vessel maintenance work at the Eagle Harbor facility;

24           (c) Expand the existing Washington state ferries Eagle Harbor  
25 apprenticeship program from two to eight apprentices; and

26           (d) Maintain assets in a state of good repair by investing in  
27 enterprise asset management operating capacity.

28           (~~(18)~~)) (19)(a) \$855,000 of the Puget Sound ferry operations  
29 account—state appropriation is provided solely for Washington state  
30 ferries to provide to Seattle Central Community College for a pilot  
31 with the Seattle Maritime Academy for the 2023-2025 fiscal biennium.  
32 Funding may not be expended until Washington state ferries certifies  
33 to the office of financial management that a memorandum of agreement  
34 with Seattle Central Community College has been executed, and the  
35 office of financial management determines that funds provided in this  
36 subsection are utilized for programs that are a benefit to the  
37 Washington state ferries or the prospective workforce pipeline of the  
38 Washington state ferries. The memorandum of agreement with Seattle  
39 Central Community College must address:

1 (i) Prioritized use of training and other facilities and  
2 implementation of joint training opportunities for Washington state  
3 ferries' employees and trainees;

4 (ii) Development of a joint recruitment plan with Seattle Central  
5 Community College aimed at increasing enrollment of women and people  
6 of color, with specific strategies to recruit existing community and  
7 technical college students, maritime skills center students, high  
8 school students from maritime programs, including maritime skills  
9 center students, foster care graduates, and former juvenile  
10 rehabilitation and adult incarcerated individuals; and

11 (iii) Consultation between the parties on the development of the  
12 training program, recruitment plan and operational plan, with an  
13 emphasis on increasing enrollment of women and people of color.

14 (b) The joint training and recruitment plan must be submitted to  
15 the appropriate policy and fiscal committees of the legislature by  
16 December 1, 2023. The Washington state ferries must submit findings  
17 of program effectiveness and recommendations for continuation of the  
18 pilot, to the appropriate committees of the legislature by December  
19 1, 2024.

20 ~~((19))~~ (20) \$420,000 of the Puget Sound ferry operations  
21 account appropriation—state is provided solely for a contract with an  
22 organization with experience evaluating and developing  
23 recommendations for the Washington state ferries' workforce to  
24 provide expertise on short-term strategies including, but not limited  
25 to, addressing recruitment, retention, diversity, training needs,  
26 leadership development, and succession planning. The consultant shall  
27 provide additional assistance as deemed necessary by the Washington  
28 state ferries to implement recommendations from the joint  
29 transportation committee 2022 workforce study. Periodic updates must  
30 be given to the joint transportation committee and the governor.

31 ~~((20))~~ (21) By December 31st of each year, as part of the  
32 annual ferries division performance report, the department must  
33 report on the status of efforts to increase the staff available for  
34 maintaining the customary level of ferry service, including staff for  
35 deck, engine, and terminals. The report must include data for a 12-  
36 month period up to the most recent data available, by staff group,  
37 showing the number of employees at the beginning of the 12-month  
38 period, the number of new employees hired, the number of employees  
39 separating from service, and the number of employees at the end of

1 the 12-month period. The department report on additional performance  
2 measures must include:

3 (a) Numbers of trip cancellations due to crew availability or  
4 vessel mechanical issues; ~~((and))~~

5 (b) Current level of service compared to the full-service  
6 schedules in effect in 2019; and

7 (c) Retention rates of employees who have completed on the job  
8 workforce development programs and overall employee retention rates.

9 (22) \$10,000,000 of the Puget Sound ferry operations account—  
10 state appropriation is provided solely for the department to increase  
11 deck and engine positions across the system, prioritizing positions  
12 that will mitigate crew related cancellations and reduce overtime  
13 expenditures. The department must include an update on the number of  
14 positions hired by job class as part of the annual performance  
15 report. The legislature intends to provide \$16,000,000 on an ongoing  
16 basis to support additional crew efforts.

17 (23)(a) \$600,000 of the Puget Sound ferry operations account—  
18 state appropriation is provided solely for the department to evaluate  
19 the feasibility of passenger-only ferry service to support existing  
20 ferry service routes in the San Juan Islands. The department must  
21 contract with a third-party entity to:

22 (i) Prioritize evaluating options and provide recommendations for  
23 a San Juan county interisland passenger-only ferry to include, but  
24 not be limited to, an analysis of estimated ridership, availability  
25 of passenger-only vessels that align with existing ferry terminals or  
26 nearby dock facilities, options and cost estimates for purchasing or  
27 leasing a ferry vessel, options for contracting with an existing  
28 passenger-only ferry service, and operating costs including labor and  
29 fuel; and

30 (ii) Evaluate governance structures for any viable passenger-only  
31 ferry routes and recommend entities or organizations best suited to  
32 deliver services. The analysis must include a cost-benefit analysis  
33 of public versus private operators for viable routes, and public  
34 engagement for identified areas, including the San Juan county  
35 council.

36 (b) A progress report is due to the governor and transportation  
37 committees of the legislature by December 31, 2024. A final report is  
38 due to the office of the governor and transportation committees of  
39 the legislature by June 30, 2025.

1       (24) \$100,000 of the Puget Sound ferry operations account—state  
 2 appropriation is provided solely for the department to reimburse  
 3 walk-on customers for emergency expenses incurred as a result of a  
 4 cancellation of the last sailing of the day. In consideration for  
 5 receiving the reimbursement, an applicant must sign a release of  
 6 claims drafted by the department. The department shall create a  
 7 process for reimbursement and set a per diem limit for reimbursement  
 8 per individual.

9       (25) \$2,000,000 of the Puget Sound ferry operations account—state  
 10 appropriation is provided solely for the temporary extension, due to  
 11 extraordinary circumstances, of multiuse passes from 90 days to 120  
 12 days through June 30, 2025.

13       (26) \$3,170,000 of the Puget Sound ferry operations account—state  
 14 appropriation is provided solely for temporary expanded weekday  
 15 midday King county water taxi service support to and from Vashon  
 16 Island.

17       **Sec. 223.** 2023 c 472 s 223 (uncodified) is amended to read as  
 18 follows:

19 **~~FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING~~**

20	Carbon Emissions Reduction Account—State	
21	Appropriation. . . . .	\$2,250,000
22	Multimodal Transportation Account—State	
23	Appropriation. . . . .	(( <del>\$90,565,000</del> ))
24		<u>\$85,842,000</u>
25	<u>Multimodal Transportation Account—Federal</u>	
26	<u>Appropriation. . . . .</u>	<u>\$13,122,000</u>
27	Multimodal Transportation Account—Private/Local	
28	Appropriation. . . . .	\$46,000
29	<u>Transportation Infrastructure Account—State</u>	
30	<u>Appropriation. . . . .</u>	<u>\$2,000,000</u>
31	TOTAL APPROPRIATION. . . . .	(( <del>\$92,861,000</del> ))
32		<u>\$103,260,000</u>

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

35       (1) The department shall continue to pursue restoring Amtrak  
 36 Cascades service to pre-COVID service levels, and to the service  
 37 levels committed to through the department's obligation of funding  
 38 from the federal American recovery and reinvestment act. A status

1 report must be provided to the transportation committees of the  
2 legislature and the office of financial management by September 1,  
3 2023.

4 (2) (a) \$2,250,000 of the multimodal transportation account—state  
5 appropriation is provided solely for the continued coordination,  
6 engagement, and planning for a new ultra high-speed ground  
7 transportation corridor with participation from Washington state,  
8 Oregon state, and British Columbia, and is a reappropriation of funds  
9 appropriated in the 2021-2023 fiscal biennium. For purposes of this  
10 subsection, "ultra high-speed" means a maximum testing speed of at  
11 least 250 miles per hour. These efforts are to support and advance  
12 activities and must abide by the memorandum of understanding signed  
13 by the governors of Washington and Oregon states, and the premier of  
14 the province of British Columbia in November 2021. The department  
15 shall establish a policy committee with participation from Washington  
16 state, Oregon state, and British Columbia, including representation  
17 from the two largest caucuses of each chamber of the Washington state  
18 legislature, and coordinate the activities of the policy committee to  
19 include:

20 (i) Developing an organizational framework that facilitates input  
21 in decision-making from all parties;

22 (ii) Developing a public engagement approach with a focus on  
23 equity, inclusion, and meaningful engagement with communities,  
24 businesses, federal, state, provincial, and local governments  
25 including indigenous communities;

26 (iii) Developing and leading a collaborative approach to prepare  
27 and apply for potential future federal, state, and provincial funding  
28 opportunities, including development of strategies for incorporating  
29 private sector participation and private sector contributions to  
30 funding, including through the possible use of public-private  
31 partnerships;

32 (iv) Beginning work on scenario analysis addressing advanced  
33 transportation technologies, land use and growth assumptions, and an  
34 agreed to and defined corridor vision statement; and

35 (v) Developing a recommendation on the structure and membership  
36 of a formal coordinating entity that will be responsible for  
37 advancing the project through the project initiation stage to project  
38 development and recommended next steps for establishment of the  
39 coordinating entity. Project development processes must include  
40 consideration of negative and positive impacts on communities of

1 color, low-income households, indigenous peoples, and other  
2 disadvantaged communities.

3 (b) By June 30, 2024, the department shall provide to the  
4 governor and the transportation committees of the legislature a high-  
5 level status update that includes, but is not limited to, the status  
6 of the items included in (a)(i) through (v) of this subsection.

7 (c) By June 30, 2025, the department shall provide to the  
8 governor and the transportation committees of the legislature a  
9 report detailing the work conducted by the policy committee and  
10 recommendations for establishing a coordinating entity. The report  
11 must also include an assessment of current activities and results  
12 relating to stakeholder engagement, planning, and any federal funding  
13 application. As applicable, the assessment should also be sent to the  
14 executive and legislative branches of government in Oregon state and  
15 appropriate government bodies in the province of British Columbia.

16 ~~((4))~~ (3) \$1,800,000 of the multimodal transportation account—  
17 state appropriation ~~((is))~~ and \$12,000,000 of the multimodal  
18 transportation account—federal appropriation are provided solely for  
19 the department ~~((to pursue federal grant opportunities))~~ to develop  
20 and implement a technology-based truck parking availability system  
21 along the Interstate 5 Corridor in partnership with Oregon state and  
22 California state to maximize utilization of existing truck parking  
23 capacity and deliver real-time parking availability information to  
24 truck drivers. The department may use a portion of the appropriation  
25 in this subsection for grant proposal development and as state match  
26 funding for technology-based truck parking availability system  
27 federal grant applications. The department must update the  
28 transportation committees of the legislature on agency activities and  
29 their status by December 1, 2023, and to provide a final report to  
30 the transportation committees of the legislature by December 1, 2024.

31 ~~((5—\$5,950,000))~~ (4)(a) \$1,000,000 of the multimodal  
32 transportation account—state appropriation is provided solely for  
33 ~~((implementation of truck parking improvements recommended by the~~  
34 ~~freight mobility strategic investment board in consultation with the~~  
35 ~~department under section 206(4) of this act. The office of financial~~  
36 ~~management must place this amount in unallotted status))~~ the design  
37 on the I-5 Fort Lewis weigh station and SR 906 Phase 3 truck parking  
38 improvements.

1       (b) The legislature intends to provide \$4,950,000 in the  
2 2025-2027 fiscal biennium for additional truck parking improvements.  
3 As part of the department's 2025-2027 budget submittal, the  
4 department and the freight mobility strategic investment board, after  
5 consulting with appropriate entities, must provide a list of specific  
6 truck parking solutions within the amounts provided in this  
7 subsection (4)(b). The list may also include additional funding  
8 recommendations beyond this amount for more immediate expansion of  
9 truck parking capacity.

10       (5) Consistent with the ongoing planning and service improvement  
11 for the intercity passenger rail program, \$335,000 of the multimodal  
12 transportation account—federal appropriation is provided solely for  
13 the Cascades service development plan, to be used to analyze current  
14 and future market conditions and to develop a structured assessment  
15 of service options and goals based on anticipated demand and the  
16 results of the state and federally required 2019 state rail plan,  
17 including identifying implementation alternatives to meet the future  
18 service goals for the Amtrak Cascades route. The work must be  
19 consistent with federal railroad administration guidance and  
20 direction on developing service development plans.

21       (6) The department shall continue to provide high quality  
22 intercity passenger rail service, align planning efforts for  
23 continued growth and on-time performance improvements consistent with  
24 federally recognized corridor development programs, and implement  
25 improvements consistent with planning efforts through leveraging  
26 federal funding opportunities. New passenger rail equipment is  
27 essential to service enhancements. The department shall make every  
28 effort to coordinate with service partners to prepare for the arrival  
29 of new trainsets and implementation of service enhancements. A status  
30 report must be provided to the transportation committees of the  
31 legislature and the office of financial management by December 1,  
32 2024.

33       (7) \$500,000 of the multimodal transportation account—federal  
34 appropriation is provided solely for the Cascades corridor planning  
35 as part of the corridor identification and development program, in  
36 coordination with the Oregon state department of transportation. The  
37 department must continue to pursue funding opportunities for the  
38 Cascades corridor through the corridor identification and development  
39 program and the federal-state partnership programs at the federal  
40 rail administration. The department must notify the office of the



1 governor and the transportation committees of the legislature of  
2 funding opportunities from the programs and any corresponding state  
3 match needs.

4 (8) \$2,000,000 of the transportation infrastructure account—state  
5 appropriation is provided solely for the implementation of  
6 chapter . . . (Substitute Senate Bill No. 6302), Laws of 2024 (supply  
7 chain competitiveness infrastructure program). Of the amount provided  
8 in this subsection, \$1,000,000 of the transportation infrastructure  
9 account—state appropriation must be held in unallotted status pending  
10 completion of the stakeholder process and establishment of the grant  
11 and loan programs. If chapter . . . , (Substitute Senate Bill No.  
12 6302), Laws of 2024 is not enacted by June 30, 2024, the amount in  
13 this subsection lapses.

14 (9) \$50,000 of the multimodal transportation account—state  
15 appropriation is provided solely for the department to coordinate  
16 with partners on Amtrak long distance rail service.

17 **Sec. 224.** 2023 c 472 s 224 (uncodified) is amended to read as  
18 follows:

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

21 Carbon Emissions Reduction Account—State

22	<u>Appropriation. . . . .</u>	<u>\$275,000</u>
23	Motor Vehicle Account—State Appropriation. . . . .	<del>(\$13,569,000)</del>
24		<u>\$14,129,000</u>
25	Motor Vehicle Account—Federal Appropriation. . . . .	\$2,567,000
26	Multiuse Roadway Safety Account—State Appropriation. . . . .	\$1,230,000
27	Multimodal Transportation Account—State	
28	Appropriation. . . . .	<del>(\$1,450,000)</del>
29		<u>\$1,500,000</u>
30	TOTAL APPROPRIATION. . . . .	<del>(\$18,816,000)</del>
31		<u>\$19,701,000</u>

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

34 (1) \$500,000 of the motor vehicle account—state appropriation is  
35 provided solely for development, administration, program management,  
36 and evaluation of the federal fund exchange pilot program.

37 (2) \$1,063,000 of the motor vehicle account—state appropriation  
38 is provided solely for the department, from amounts set aside out of

1 statewide fuel taxes distributed to counties according to RCW  
2 46.68.120(3), to contract with the Washington state association of  
3 counties to:

4 (a) Contract with the department of fish and wildlife to  
5 identify, inventory, and prioritize county-owned fish passage  
6 barriers;

7 (b) Continue streamlining and updating the county road  
8 administration board's data dashboard, to provide a more detailed,  
9 more transparent, and user-friendly platform for data management,  
10 reporting, and research by the public and other interested parties;

11 (c) Commission a study to develop guidance for county public  
12 works departments conducting environmental justice assessments in  
13 their communities and recommend best practices for community  
14 engagement plans to address environmental health disparities for  
15 identified overburdened communities;

16 (d) Contract for a study to identify best practices within public  
17 works for the recruitment and retention of employees, including:  
18 Recommendations for improving outreach and recruitment to  
19 underrepresented populations, methods to partner with local community  
20 colleges and universities, methods to expand apprenticeship and  
21 internship programs, strategies to increase training and development  
22 opportunities, and recommendations for career advancement programs  
23 and better work-life balance outcomes;

24 (e) Update the 2020 county transportation revenue study; and

25 (f) By December 15, 2024, report to the office of financial  
26 management and the appropriate committees of the legislature the  
27 deliverables from and the amounts expended on the purposes enumerated  
28 in this subsection.

29 ~~((+5))~~ (4)(a) \$200,000 of the multimodal transportation account—  
30 state appropriation is provided solely for the department to develop  
31 the preliminary phase of an action plan for the establishment of  
32 cycle highways in locations that connect population centers and  
33 support mode shift.

34 (b) The action plan may complement and incorporate existing  
35 resources, including the state trails database maintained by the  
36 recreation and conservation office, local and regional plans, and the  
37 state active transportation plan.

38 (c) The action plan may also include, but is not limited to:

39 (i) Recommended design; geometric and operational criteria and  
40 typologies appropriate to urban, suburban, and rural settings;

1 settings that include shared use; and incremental approaches to  
2 achieve desired facility types;

3 (ii) A model or methodology to project potential demand and  
4 carrying capacity based on facility quality, level of traffic stress,  
5 location, directness, land use, and other key attributes;

6 (iii) Examination of the feasibility of developing high-capacity  
7 infrastructure for bicycle and micromobility device use within a  
8 variety of contexts and recommendations for pilot projects;

9 (iv) Identification of key gaps in regional networks, including  
10 planned and aspirational routes and locations within three miles of  
11 high-capacity transit or existing shared-use paths and trails  
12 suitable for transportation;

13 (v) Identification of legal, regulatory, financial,  
14 collaboration, and practical barriers to development and community  
15 acceptance and support of such facilities; and

16 (vi) Recommended strategies to consider and address issues to  
17 avoid unintended consequences such as displacement, and to ensure  
18 equity in long-term development of such facilities.

19 (d) The department must provide a report with its initial  
20 findings, and recommendations for next steps, to the transportation  
21 committees of the legislature by June 30, 2025.

22 ~~((6) \$140,000 of the motor vehicle account state appropriation~~  
23 ~~is provided solely for the Pierce county ferry to eliminate fares for~~  
24 ~~passengers 18 years of age and younger.~~

25 ~~(7))~~ (5) \$750,000 of the multimodal transportation account—state  
26 appropriation is provided solely for a grant program to support local  
27 initiatives that expand or establish civilian intervention programs  
28 for nonmoving violations, focusing on nonpunitive interventions such  
29 as helmet voucher programs, fee offset programs, fix-it tickets, and  
30 repair vouchers that provide solutions for vehicle equipment failures  
31 for low-income road users.

32 (a) Grants must be awarded to local jurisdictions based on  
33 locally developed proposals to establish or expand existing programs,  
34 including programs with community led organizations. Eligible  
35 jurisdictions under the grant program include cities, counties,  
36 tribal government entities, tribal organizations, law enforcement  
37 agencies, or nonprofit organizations.

38 (b) The department shall report on its website by December 1st of  
39 each year on the recipients, locations, and types of projects funded  
40 under this subsection.

1        ~~((8))~~ (6) \$146,000 of the motor vehicle account—state  
2 appropriation is provided solely for the implementation of chapter  
3 428, Laws of 2023 (Wahkiakum ferry). If chapter 428, Laws of 2023 is  
4 not enacted by June 30, 2023, the amount provided in this subsection  
5 lapses.

6        (7)(a) \$50,000 of the multimodal transportation account—state  
7 appropriation is provided solely for the department to examine the  
8 feasibility of creating a new budget program for the active  
9 transportation division, including, but not limited to, examining:

10        (i) Estimated cost, new staffing needs, and time frame to  
11 establish the program;

12        (ii) A proposed budget structure, and whether both operating and  
13 capital components should be established; and

14        (iii) Identification of staff, capital projects, and other  
15 resources that would need to be transferred from other existing  
16 programs.

17        (b) By December 1, 2024, the department shall report examination  
18 findings and recommendations to the office of financial management  
19 and the transportation committees of the legislature.

20        (8) Beginning January 1, 2025, \$275,000 of the carbon emissions  
21 reduction account—state appropriation is provided solely to support  
22 Pierce, Skagit, Whatcom, and Wahkiakum county ferries with youth  
23 zero-fare policies.

(End of part)

1 **TRANSPORTATION AGENCIES—CAPITAL**

2 **Sec. 301.** 2023 c 472 s 301 (uncodified) is amended to read as  
3 follows:

4 **FOR THE WASHINGTON STATE PATROL**

5 State Patrol Highway Account—State Appropriation. . . (~~(\$7,700,000)~~)  
6 \$7,800,000

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

9 (1) (~~(\$7,700,000)~~) \$7,800,000 of the state patrol highway account  
10 —state appropriation is provided solely for the following projects:

- 11 (a) \$250,000 is for emergency repairs;
- 12 (b) \$2,000,000 is for roof replacements;
- 13 (c) \$350,000 is for fuel tank decommissioning;
- 14 (d) \$500,000 is for generator and electrical replacement;
- 15 (e) \$500,000 is for the exterior envelope of the Yakima office;
- 16 (f) \$2,000,000 is for energy efficiency projects;
- 17 (g) \$1,000,000 is for pavement surface improvements;
- 18 (h) \$300,000 is for fire alarm panel replacement;
- 19 (i) \$100,000 is for repairs at the Bellevue district office;

20 (j) \$200,000 is for an academy master plan. As part of the  
21 academy master plan, the Washington state patrol must review and  
22 provide an analysis on the potential to colocate some training  
23 programs with other state agencies, including the department of  
24 corrections, the department fish and wildlife, the liquor and  
25 cannabis board, and the criminal justice training commission. The  
26 Washington state patrol must consult with the other state agencies to  
27 determine where cost efficiencies and mutually beneficial shared  
28 arrangements for training delivery could occur. The funding for this  
29 academy master plan is not a commitment to fund any components  
30 related to the expansion of the academy in the future;

31 (~~((+j))~~) (k) \$500,000 reappropriation is for the Tacoma district  
32 office generator replacement project; and

33 (~~((+k))~~) (l) \$100,000 reappropriation is for the energy  
34 improvement project at the SeaTac northbound facility.

35 (2) The Washington state patrol may transfer funds between  
36 projects specified in subsection (1) of this section to address cash  
37 flow requirements.

1 (3) If a project specified in subsection (1) of this section is  
2 completed for less than the amount provided, the remainder may be  
3 transferred to another project specified in subsection (1) of this  
4 section not to exceed the total appropriation provided in subsection  
5 (1) of this section after notifying the office of financial  
6 management and the transportation committees of the legislature 20  
7 days before any transfer.

8 (4) By December 1, 2023, the Washington state patrol shall  
9 provide a report to the transportation committees of the legislature  
10 detailing utility incentives that will reduce the cost of heating,  
11 ventilating, and air conditioning systems funded in this section.

12 (5) By December 1, 2023, the Washington state patrol shall  
13 provide its capital improvement and preservation plan for agency  
14 facilities to the appropriate committees of the legislature.

15 **Sec. 302.** 2023 c 472 s 302 (uncodified) is amended to read as  
16 follows:

17 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

18	Move Ahead WA Account—State Appropriation. . . . .	\$9,333,000
19	Rural Arterial Trust Account—State Appropriation. . . . .	<del>(\$58,000,000)</del>
20		<u>\$62,487,000</u>
21	Motor Vehicle Account—State Appropriation. . . . .	\$2,456,000
22	County Arterial Preservation Account—State	
23	Appropriation. . . . .	\$35,500,000
24	TOTAL APPROPRIATION. . . . .	<del>(\$105,289,000)</del>
25		<u>\$109,776,000</u>

26 **Sec. 303.** 2023 c 472 s 304 (uncodified) is amended to read as  
27 follows:

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

30	<u>Connecting Washington Account—State Appropriation. . . . .</u>	<u>\$3,000</u>
31	Motor Vehicle Account—State Appropriation. . . . .	<del>(\$29,173,000)</del>
32		<u>\$29,810,000</u>
33	Move Ahead WA Account—State Appropriation. . . . .	\$12,011,000
34	Multimodal Transportation Account—State	
35	Appropriation. . . . .	\$1,200,000
36	TOTAL APPROPRIATION. . . . .	<del>(\$42,384,000)</del>
37		<u>\$43,024,000</u>

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

3 (1) \$4,025,000 of the motor vehicle account—state appropriation  
4 is provided solely for payments of a financing contract issued  
5 pursuant to chapter 39.94 RCW for the department facility located at  
6 15700 Dayton Ave N in Shoreline. All payments from the department of  
7 ecology pursuant to the agreement with the department to pay a share  
8 of the financing contract for this facility must be deposited into  
9 the motor vehicle account.

10 (2) (a) \$10,011,000 of the move ahead WA account—state  
11 appropriation is provided solely for the department to improve its  
12 ability to keep facility assets in a state of good repair. In using  
13 the funds appropriated in this subsection, the department, with  
14 periodic reporting to the joint transportation committee, must  
15 develop and implement a prioritization of facility capital  
16 preservation needs and repair projects. The legislature intends these  
17 to be reasonable, forward-thinking investments that consider  
18 potential future space efficiency measures and consolidations,  
19 including those assessed as having high commercial value and  
20 potential returns to state transportation funds associated with the  
21 sale of the property. Prioritization must be based on, but not  
22 limited to, the following criteria: (i) Employee safety and facility  
23 security; (ii) state and federal regulatory and statutory  
24 requirements and compliance issues, including clean buildings  
25 requirements; (iii) quality of work issues; (iv) facility condition  
26 assessment evaluations and scoring; (v) asset preservation; and (vi)  
27 amount of operational support provided by the facility to the  
28 achievement of the department's performance measures and outcomes,  
29 including facility utilization based on field operations work  
30 supported at the location. "Field operations" include maintenance,  
31 transportation operations, materials testing, and construction.

32 (b) By October 15, 2024, covering the first 15 months of the  
33 2023-2025 fiscal biennium, the department must provide a report based  
34 on the prioritization of facility preservation needs and repair  
35 projects developed pursuant to (a) of this subsection to the office  
36 of financial management and the transportation committees of the  
37 legislature. The report must include: (i) A by facility ranking based  
38 on the criteria implemented; (ii) detailed information on the actions  
39 taken in the previous period to address the identified issues and

1 deficiencies; and (iii) the plan, by facility, to address issues and  
2 deficiencies for the remainder of the 2023-2025 fiscal biennium and  
3 the 2025-2027 fiscal biennium.

4 (c) The by facility ranking developed under (b) of this  
5 subsection must be the basis of an agency budget submittal for the  
6 2025-2027 fiscal biennium.

7 (3) (a) \$1,200,000 of the multimodal transportation account—state  
8 appropriation is provided solely for the department to evaluate  
9 safety rest areas along Interstate 5 and Interstate 90 for potential  
10 truck parking expansion opportunities. The department shall also  
11 evaluate commercial vehicle inspection locations, in coordination  
12 with the Washington state patrol, for potential truck parking  
13 expansion opportunities.

14 (b) These evaluations must include assessments of opportunities  
15 to provide additional truck parking through rest stop and inspection  
16 location reconfiguration, expansion, and conversion, as well as  
17 evaluation of potential improvements to restroom facilities at weigh  
18 stations with truck parking. The department shall consider  
19 opportunities to expand rest stop footprints onto additional  
20 department-owned property, as well as opportunities to acquire  
21 property for rest stop expansion. Opportunities to convert a rest  
22 stop to a commercial vehicle-only rest stop must be considered if  
23 property is available to develop a new light-duty vehicle rest stop  
24 within a reasonable distance. The department shall include an  
25 evaluation of a potential truck parking site at John Hill Rest Area  
26 along the Interstate 90 corridor identified in the joint  
27 transportation committee's "Truck Parking Action Plan." Evaluations  
28 must include cost estimates for reconfiguration, expansion, and  
29 conversion, as well as other recommendations for the development of  
30 these sites.

31 (c) The department should consult with the federal highway  
32 administration, the Washington state patrol, the Washington trucking  
33 association, the freight mobility strategic investment board, and  
34 local communities.

35 (d) The department must update the transportation committees of  
36 the legislature on agency activities and their status by December 1,  
37 2023, and to provide a final report to the transportation committees  
38 of the legislature by December 1, 2024.

39 (4) \$15,457,000 of the motor vehicle account—state appropriation  
40 is provided solely for making improvements to the department facility



1 located at 11018 NE 51st Cir in Vancouver to meet the Washington  
2 state clean buildings performance standard.

3 (5) (a) \$4,100,000 of the move ahead WA account—state  
4 appropriation is provided solely for preliminary engineering and  
5 design associated with the demolition and replacement of the  
6 department's vehicle repair and parts building at 6431 Corson Avenue  
7 South in Seattle. The department must include any requested  
8 construction costs of the facility as a separate project as part of  
9 its agency budget submittal for the 2025-2027 fiscal biennium  
10 utilizing form C-100 for capital projects. The design information  
11 must also include detailed information on square footage, components  
12 of the facility, and cost comparisons with similar maintenance  
13 facilities.

14 (b) By September 1, 2024, the office of financial management, in  
15 consultation with the department, must develop criteria for  
16 preservation and improvement minor works lists for the department's  
17 facilities program. The criteria must incorporate, adjusted where  
18 appropriate, provisions already in use in the omnibus capital budget  
19 act for minor works, including: (i) The dollar limitation for each  
20 project to be included in the list; (ii) the types of projects  
21 appropriate to be included in the list; (iii) the project length  
22 limitation appropriate to be included in the list; and (iv) a  
23 recommended initial allotment, revision request approval, and  
24 revision notification process associated with the list. The criteria  
25 must be the basis of the preservation and improvement minor works  
26 list included in the agency budget submittal beginning with the  
27 2025-2027 fiscal biennium.

28 (c) By September 1, 2024, the office of financial management, in  
29 consultation with the department, must also develop criteria for  
30 providing building related capital requests in a comparable format,  
31 adjusted where appropriate, to provisions already in use in the  
32 omnibus capital appropriations act for building projects, including  
33 the C-100 capital request form and other detail requirements for  
34 omnibus capital appropriations act building submissions.

35 **Sec. 304.** 2023 c 472 s 305 (uncodified) is amended to read as  
36 follows:

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

38 Alaskan Way Viaduct Replacement Project Account—

1	State Appropriation. . . . .	\$23,794,000
2	Climate Active Transportation Account—State	
3	Appropriation. . . . .	\$2,000,000
4	Move Ahead WA Account—Private/Local Appropriation. . . .	\$137,500,000
5	<u>State Route Number 520 Civil Penalties Account—State</u>	
6	<u>Appropriation. . . . .</u>	<u>\$10,000,000</u>
7	Transportation 2003 Account (Nickel Account)—State	
8	Appropriation. . . . .	(( <del>\$317,000</del> ))
9		<u>\$634,000</u>
10	Transportation Partnership Account—State	
11	Appropriation. . . . .	(( <del>\$32,643,000</del> ))
12		<u>\$47,649,000</u>
13	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$80,524,000</del> ))
14		<u>\$92,903,000</u>
15	Motor Vehicle Account—Federal Appropriation. . . . .	(( <del>\$445,933,000</del> ))
16		<u>\$497,782,000</u>
17	Coronavirus State Fiscal Recovery Fund—Federal	
18	Appropriation. . . . .	(( <del>\$300,000,000</del> ))
19		<u>\$337,144,000</u>
20	Motor Vehicle Account—Private/Local Appropriation. . . .	(( <del>\$52,530,000</del> ))
21		<u>\$74,115,000</u>
22	Connecting Washington Account—State Appropriation. (( <del>\$2,143,116,000</del> ))	
23		<u>\$1,950,666,000</u>
24	Special Category C Account—State Appropriation. . . .	(( <del>\$133,749,000</del> ))
25		<u>\$143,917,000</u>
26	Multimodal Transportation Account—State	
27	Appropriation. . . . .	(( <del>\$5,915,000</del> ))
28		<u>\$10,511,000</u>
29	State Route Number 520 Corridor Account—State	
30	Appropriation. . . . .	(( <del>\$400,000</del> ))
31		<u>\$500,000</u>
32	Interstate 405 and State Route Number 167 Express	
33	Toll Lanes Account—State Appropriation. . . . .	(( <del>\$304,480,000</del> ))
34		<u>\$325,464,000</u>
35	Move Ahead WA Account—State Appropriation. . . . .	(( <del>\$590,313,000</del> ))
36		<u>\$737,961,000</u>
37	Move Ahead WA Account—Federal Appropriation. . . . .	(( <del>\$340,300,000</del> ))
38		<u>\$373,155,000</u>
39	<u>JUDY Transportation Future Funding Program Account—State</u>	

1	<u>Appropriation. . . . .</u>	<u>\$52,000,000</u>
2	<u>Model Toxics Control Stormwater Account—State. . . . .</u>	<u>\$15,000,000</u>
3	TOTAL APPROPRIATION. . . . .	(( <del>\$4,593,514,000</del> ))
4		<u>\$4,832,695,000</u>

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

7 (1) Except as provided otherwise in this section, the entire  
8 connecting Washington account—state appropriation, the entire move  
9 ahead WA account—federal appropriation, the entire move ahead WA  
10 account—state appropriation, and the entire transportation  
11 partnership account—state appropriation are provided solely for the  
12 projects and activities as listed by fund, project, and amount in  
13 LEAP Transportation Document ((~~2023-1~~)) 2024-1 as developed ((~~April~~  
14 ~~21, 2023~~)) February 20, 2024, Program - Highway Improvements Program  
15 (I). However, limited transfers of specific line-item project  
16 appropriations may occur between projects for those amounts listed  
17 subject to the conditions and limitations in section 601 ((~~of this~~  
18 ~~act~~)), chapter 472, Laws of 2023.

19 (2) Except as provided otherwise in this section, the entire  
20 motor vehicle account—state appropriation and motor vehicle account—  
21 federal appropriation are provided solely for the projects and  
22 activities listed in LEAP Transportation Document ((~~2023-2~~)) 2024-2  
23 ALL PROJECTS as developed ((~~April 21, 2023~~)) February 20, 2024,  
24 Program - Highway Improvements Program (I). Any federal funds gained  
25 through efficiencies, adjustments to the federal funds forecast, or  
26 the federal funds redistribution process must then be applied to  
27 highway and bridge preservation activities.

28 (3) Within the motor vehicle account—state appropriation and  
29 motor vehicle account—federal appropriation, the department may  
30 transfer appropriation authority between programs I and P, except for  
31 appropriation authority that is otherwise restricted in this act, as  
32 follows:

33 (a) Ten days prior to any transfer, the department must submit  
34 its request to the office of financial management and the  
35 transportation committees of the legislature and consider any  
36 concerns raised.

37 (b) The director of the office of financial management must first  
38 provide written authorization for such transfer to the department and  
39 the transportation committees of the legislature.

1 (c) The department shall submit a report on appropriation  
2 authority transferred in the prior fiscal year using this subsection  
3 as part of the department's annual budget submittal.

4 (4) The connecting Washington account—state appropriation  
5 includes up to (~~(\$1,737,009,000)~~) \$1,350,479,000 in proceeds from the  
6 sale of bonds authorized in RCW 47.10.889.

7 (5) The special category C account—state appropriation includes  
8 up to \$118,773,000 in proceeds from the sale of bonds authorized in  
9 RCW 47.10.812.

10 (6) The transportation partnership account—state appropriation  
11 includes up to \$32,643,000 in proceeds from the sale of bonds  
12 authorized in RCW 47.10.873.

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

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

25 (b) Allotment modifications authorized under this subsection may  
26 not result in increased funding for any project beyond the amount  
27 provided for that project in the 2023-2025 fiscal biennium in LEAP  
28 Transportation Document (~~(2023-2)~~) 2024-2 ALL PROJECTS as developed  
29 (~~(April 21, 2023)~~) February 20, 2024;

30 (c) Allotment modifications authorized under this subsection  
31 apply only to amounts appropriated in this section from the following  
32 accounts: Connecting Washington account—state, and move ahead WA  
33 account—state; and

34 (d) The office of financial management must provide notice of  
35 allotment modifications authorized under this subsection within 10  
36 working days to the transportation committees of the legislature. By  
37 December 1, 2023, and December 1, 2024, the department must submit a  
38 report to the transportation committees of the legislature regarding  
39 the actions taken to date under this subsection.

1 (8) The department shall itemize all future requests for the  
2 construction of buildings on a project list and submit them through  
3 the transportation executive information system as part of the  
4 department's annual budget submittal. It is the intent of the  
5 legislature that new facility construction must be transparent and  
6 not appropriated within larger highway construction projects.

7 (9) The legislature continues to prioritize the replacement of  
8 the state's aging infrastructure and recognizes the importance of  
9 reusing and recycling construction aggregate and recycled concrete  
10 materials in our transportation system. To accomplish Washington  
11 state's sustainability goals in transportation and in accordance with  
12 RCW 70A.205.700, the legislature reaffirms its determination that  
13 recycled concrete aggregate and other transportation building  
14 materials are natural resource construction materials that are too  
15 valuable to be wasted and landfilled, and are a commodity as defined  
16 in WAC 173-350-100.

17 (10) By June 30, 2025, to the extent practicable, the department  
18 shall decommission the facilities for the Lacey project engineering  
19 office and the Tumwater project engineering office at the end of  
20 their lease terms and consolidate the Lacey project engineering  
21 office and the Tumwater project engineering office into the  
22 department's Olympic regional headquarters.

23 (11) The legislature intends that any savings realized on the  
24 following projects will not be attributable to the application of  
25 practical design, retired risk, or unused contingency funding for the  
26 purposes of RCW 47.01.480:

- 27 (a) I-5/Marvin Road/SR 510 Interchange (L1100110); and  
28 (b) I-82/EB WB On and Off Ramps (L2000123).

29 (12) (a) (~~(\$300,000,000)~~) \$337,114,000 of the coronavirus state  
30 fiscal recovery fund—federal appropriation, (~~(\$312,653,000)~~)  
31 \$110,439,000 of the motor vehicle account—federal appropriation,  
32 (~~(\$427,459,000)~~) \$576,827,000 of the move ahead WA account—state  
33 appropriation, and (~~(\$1,293,000)~~) \$8,329,000 of the motor vehicle  
34 account—state appropriation are provided solely for the Fish Passage  
35 Barrier Removal project (0BI4001) with the intent of fully complying  
36 with the federal *U.S. v. Washington* court injunction by 2030.

37 (b) The fish passage barrier removal program, in consultation  
38 with the office of innovative partnerships, shall explore  
39 opportunities to employ innovative delivery methods to ensure

1 compliance with the court injunction including, but not limited to,  
2 public-private partnerships and batched contracts. It is the intent  
3 of the legislature that appropriations for this purpose may be used  
4 to jointly leverage state and local funds for match requirements in  
5 applying for competitive federal aid grants provided in the  
6 infrastructure investment and jobs act for removals of fish passage  
7 barriers under the national culvert removal, replacement, and  
8 restoration program. State funds used for the purpose described in  
9 this subsection must not compromise full compliance with the court  
10 injunction by 2030.

11 (c) The department shall coordinate with the Brian Abbott fish  
12 passage barrier removal board to use a watershed approach by  
13 replacing both state and local culverts guided by the principle of  
14 providing the greatest fish habitat gain at the earliest time. The  
15 department shall deliver high habitat value fish passage barrier  
16 corrections that it has identified, guided by the following factors:  
17 Opportunity to bundle projects, tribal priorities, ability to  
18 leverage investments by others, presence of other barriers, project  
19 readiness, culvert conditions, other transportation projects in the  
20 area, and transportation impacts. The department and Brian Abbott  
21 fish barrier removal board must provide updates on the implementation  
22 of the statewide culvert remediation plan to the legislature by  
23 November 1, 2023, and June 1, 2024.

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

27 (e) During the 2023-2025 fiscal biennium, the department shall  
28 provide reports of the amounts of federal funding received for this  
29 project to the governor and transportation committees of the  
30 legislature by November 1, 2023, and semiannually thereafter.

31 (13) (a) (~~(\$6,000,000 of the move ahead WA account state~~  
32 ~~appropriation)) \$15,000,000 of the model toxics control stormwater  
33 account—state appropriation is provided solely for the Stormwater  
34 Retrofits and Improvements project (L4000040). It is the intent of  
35 the legislature, over the 16-year move ahead WA investment program,  
36 to provide \$500,000,000 for this program.~~

37 (b) (~~The appropriation in this subsection)) Of the amounts  
38 provided in this subsection, \$6,000,000 is provided solely for the  
39 Urban Stormwater Partnership - I-5 Ship-Canal Bridge Pilot (Seattle)  
40 project.~~

1 (c) The funding provided for stormwater retrofits and  
2 improvements must enhance stormwater runoff treatment from existing  
3 roads and infrastructure with an emphasis on green infrastructure  
4 retrofits. Projects must be prioritized based on benefits to salmon  
5 recovery and ecosystem health, reducing toxic pollution, addressing  
6 health disparities, and cost-effectiveness. The department of  
7 transportation must submit progress reports on its efforts to reduce  
8 the toxicity of stormwater runoff from existing infrastructure,  
9 recommendations for addressing barriers to innovative solutions, and  
10 anticipated demand for funding each fiscal biennium.

11 (14) (a) (~~(\$35,465,000)~~) \$25,067,000 of the connecting Washington  
12 account—state appropriation is provided solely for the SR 3 Freight  
13 Corridor (T30400R) project. The legislature intends to provide a  
14 total of \$78,910,000 for this project, including an increase of  
15 \$12,000,000 in future biennia to safeguard against inflation and  
16 supply/labor interruptions and ensure that:

17 (i) The northern terminus remains at Lake Flora Road and the  
18 southern terminus at the intersection of SR 3/SR 302;

19 (ii) Multimodal safety improvements at the southern terminus  
20 remain in the project to provide connections to North Mason school  
21 district and provide safe routes to schools; and

22 (iii) Intersections on the freight corridor are constructed at  
23 Romance Hill and Log Yard road.

24 (b) With respect to right-of-way acquisition and the construction  
25 of the SR 3 Freight Corridor project (T30400R), tribal consultation  
26 with the Suquamish tribe shall begin at the earliest stage of  
27 planning, including without limitation on all funding decisions and  
28 funding programs, to provide a government-to-government mechanism for  
29 the tribe to evaluate, identify, and expressly notify governmental  
30 entities of any potential impacts to tribal cultural resources,  
31 archaeological sites, sacred sites, fisheries, or other rights and  
32 interests in tribal lands and lands within which the tribe possesses  
33 rights reserved or protected by federal treaty, statute, or executive  
34 order. The consultation is independent of, and in addition to, any  
35 public participation process required under state law, or by a state  
36 agency, including the requirements of Executive Order 21-02 related  
37 to archaeological and cultural resources, and regardless of whether  
38 the agency receives a request for consultation from the Suquamish  
39 tribe. Regularly scheduled tribal consultation meetings with the

1 Suquamish tribe shall continue throughout the duration of any funding  
2 or program decisions and proposed project approval.

3 (15) \$6,000,000 of the move ahead WA account—state appropriation  
4 and \$10,000,000 of the move ahead WA account—federal appropriation  
5 are provided solely for the SR 3/Gorst Area - Widening project  
6 (L4000017). Tribal consultation with the Suquamish tribe must begin  
7 at the earliest stage of planning, including, without limitation, all  
8 funding decisions and funding programs, to provide a government-to-  
9 government mechanism for the tribe to evaluate, identify, and  
10 expressly notify governmental entities of any potential impacts to  
11 tribal cultural resources, archaeological sites, sacred sites,  
12 fisheries, or other rights and interests in tribal lands and lands  
13 within which the tribe possesses rights reserved or protected by  
14 federal treaty, statute, or executive order. The consultation is  
15 independent of, and in addition to, any public participation process  
16 required under state law, or by a state agency, including the  
17 requirements of Executive Order 21-02 related to archaeological and  
18 cultural resources, and regardless of whether the agency receives a  
19 request for consultation from the Suquamish tribe. Regularly  
20 scheduled tribal consultation meetings with the Suquamish tribe must  
21 continue throughout the duration of any funding program and proposed  
22 project approval.

23 (16) (a) (~~(\$84,500,000)~~) \$94,500,000 of the move ahead WA account—  
24 federal appropriation, \$137,500,000 of the move ahead WA account—  
25 private/local appropriation, and (~~(\$53,000,000)~~) \$43,000,000 of the  
26 move ahead WA account—state appropriation are provided solely for the  
27 I-5 Columbia river bridge project (L4000054). The legislature finds  
28 that the replacement of the I-5 Columbia river bridge is a project of  
29 national significance and is critical for the movement of freight.  
30 One span is now 105 years old, at risk for collapse in the event of a  
31 major earthquake, and no longer satisfies the needs of commerce and  
32 travel. Replacing the aging interstate bridge with a modern,  
33 seismically resilient, multimodal structure that provides improved  
34 mobility for people, goods, and services is a high priority.  
35 Therefore, the legislature intends to support the replacement of the  
36 I-5 Columbia river bridge with an investment of \$1,000,000,000 over  
37 the 16-year move ahead WA investment program.

38 (b) The legislature recognizes the importance of the I-5/Mill  
39 Plain Boulevard project (L2000099) and intends to provide funding for



1 reconstruction of the existing interchange in coordination with  
2 construction of the Interstate 5 bridge over the Columbia river.

3 (c) The department shall provide regular updates on the status of  
4 ongoing coordination with the state of Oregon on any bistate  
5 agreements regarding sharing of revenues, use of revenues, and fiscal  
6 responsibilities of each state. Prior to finalizing any such  
7 agreement, the department shall provide a draft of the agreement to  
8 the transportation committees of the legislature for review and  
9 input. Additionally, the department shall advise on the status of any  
10 bistate agreements to the joint transportation committee beginning in  
11 September 2023 and quarterly thereafter until any agreements are  
12 finalized.

13 (17) The legislature recognizes the importance of the US-12/Walla  
14 Walla Corridor Improvements project (T20900R) and intends to advance  
15 funding to provide matching funds if competitive federal funding is  
16 awarded for the final remaining four-lane section between Wallula and  
17 Nine Mile Hill. The department, in consultation with local  
18 governments in the vicinity, must pursue any federal funding  
19 available.

20 (18) \$2,642,000 of the move ahead WA account—state appropriation  
21 is provided solely for the US 101/Simdars Bypass project (L4000013).

22 (19) (~~(\$570,842,000)~~) \$338,512,000 of the connecting Washington  
23 account—state appropriation, (~~(\$155,000)~~) \$3,109,000 of the  
24 multimodal transportation account—state appropriation,  
25 (~~(\$26,537,000)~~) \$27,201,000 of the motor vehicle account—private/  
26 local appropriation, (~~(\$200,800,000)~~) \$178,543,000 of the move ahead  
27 WA account—federal appropriation, (~~(\$68,191,000)~~) \$36,370,000 of the  
28 move ahead WA account—state appropriation, and (~~(\$6,980,000)~~)  
29 \$211,131,000 of the motor vehicle account—federal appropriation are  
30 provided solely for the SR 167/SR 509 Puget Sound Gateway project  
31 (M00600R).

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

34 (b) In making budget allocations to the Puget Sound Gateway  
35 project, the department shall implement the project's construction as  
36 a single corridor investment. The department shall continue to  
37 collaborate with the affected stakeholders as it implements the  
38 corridor construction and implementation plan for state route number  
39 167 and state route number 509. Specific funding allocations must be

1 based on where and when specific project segments are ready for  
2 construction to move forward and investments can be best optimized  
3 for timely project completion. Emphasis must be placed on avoiding  
4 gaps in fund expenditures for either project.

5 (c) The entire multimodal transportation account—state  
6 appropriation in this subsection is for:

7 (i) The design phase of the Puyallup to Tacoma multiuse trail  
8 along the state route number 167 right-of-way acquired for the  
9 project to connect a network of new and existing trails from Mount  
10 Rainier to Point Defiance Park; and

11 (ii) Segment 2 of the state route number 167 completion project  
12 shared-use path to provide connections to the interchange of state  
13 route number 167 at 54th to the intersection of state route number  
14 509 and Taylor Way in Tacoma.

15 (20) \$2,213,000 of the connecting Washington account—state  
16 appropriation is provided solely for the SR 224/Red Mountain Vicinity  
17 Improvement project (L1000291). The department shall provide funding  
18 to the city of West Richland to complete the project within the  
19 project scope identified by the legislature and within the total  
20 amount provided by the legislature. The department shall not amend  
21 the project's scope of work to add pavement preservation on state  
22 route number 224 from the West Richland city limits to Antinori Road.

23 (21) (a) (~~(\$394,963,000)~~) \$409,667,000 of the connecting  
24 Washington account—state appropriation, (~~(\$400,000)~~) \$500,000 of the  
25 state route number 520 corridor account—state appropriation, and  
26 (~~(\$4,496,000)~~) \$5,592,000 of the motor vehicle account—private/local  
27 appropriation are provided solely for the SR 520 Seattle Corridor  
28 Improvements - West End project (M00400R).

29 (b) Upon completion of the Montlake Phase of the West End project  
30 (~~((current anticipated contract completion of 2023))~~), the department  
31 shall sell or transfer that portion of the property not (~~((used))~~)  
32 necessary for (~~((permanent))~~) transportation (~~((improvements))~~) purposes,  
33 and shall initiate a process to convey (~~((that))~~) or transfer such  
34 portion of the surplus property to a subsequent owner.

35 (c) Of the amounts provided in this subsection, \$400,000 of the  
36 state route number 520 corridor account—state appropriation is  
37 provided solely for noise mitigation activities. It is the intent of  
38 the legislature to provide an additional \$600,000 for noise  
39 mitigation activities.

1 (d) Pursuant to section 2, chapter . . . (Senate Bill No. 6316),  
2 Laws of 2024, the department shall apply for a sales tax deferral for  
3 construction work on the SR 520 Seattle Corridor Improvements - West  
4 End project (M00400R).

5 (22) (a) \$750,000 of the transportation partnership account—state  
6 appropriation is provided solely for the state route number 520  
7 bridge replacement and HOV (8BI1003) to implement signage for the  
8 state route number 520 interchange with Montlake Boulevard as a  
9 result of public engagement.

10 (b) The amounts appropriated in this subsection must be used for  
11 the following:

12 (i) Removal of an existing sign bridge on Montlake Boulevard,  
13 located immediately south of the Lake Washington Boulevard  
14 intersection;

15 (ii) Replacement of the sign bridge with a pole with mast arm  
16 structure bearing appropriate directional signs for northbound  
17 motorists, and installation of a similar, advance-notice sign pole  
18 and mast arm for northbound motorists on Montlake Blvd at 24th  
19 Avenue;

20 (iii) Repainting, as necessary, an existing sign bridge on the  
21 newly constructed Montlake lid with a color decided upon through a  
22 public process; and

23 (iv) Fabrication and installation of a third pole with mast arm  
24 structure on southbound Montlake Boulevard immediately north of the  
25 west bound state route number 520 bridge onramp with signs directing  
26 southbound motorists.

27 ~~((+21))~~ (23) \$450,000 of the motor vehicle account—state  
28 appropriation is provided solely for the SR 900 Safety Improvements  
29 project (L2021118). The department must: (a) Work in collaboration  
30 with King county and the Skyway coalition to align community assets,  
31 transportation infrastructure needs, and initial design for safety  
32 improvements along state route number 900; and (b) work with the  
33 Skyway coalition to lead community planning engagement and active  
34 transportation activities.

35 ~~((+22))~~ (24) \$25,000,000 of the motor vehicle account—federal  
36 appropriation is provided solely for a federal fund exchange pilot  
37 program. The pilot program must allow exchanges of federal surface  
38 transportation block grant population funding and state funds at an  
39 exchange rate of 95 cents in state funds per \$1.00 in federal funds.

1 The projects receiving the exchanged federal funds must adhere to all  
2 federal requirements, including the applicable disadvantaged business  
3 enterprise goals. The entirety of the appropriation in this  
4 subsection must be held in unallotted status until surface  
5 transportation block grant population funding has been offered to the  
6 state, and the department determines that a federalized project or  
7 projects funded in this section is eligible to spend the surface  
8 transportation block grant population funding. (~~(\$22,500,000)~~)  
9 \$23,750,000 from existing state appropriations identified elsewhere  
10 within this section are available to be used as part of the exchange.  
11 Upon determination that a project or projects funded in this section  
12 is eligible to spend the offered surface transportation block grant  
13 population funding, state funds appropriated in this section for the  
14 eligible state project or projects in an amount equal to 100 percent  
15 of the offered surface transportation block grant population funding  
16 must be placed in unallotted status. The legislature intends to  
17 evaluate the utility and efficacy of the pilot program in the 2025  
18 legislative session while reappropriating any remaining funds into  
19 the 2025-2027 fiscal biennium. Therefore, the department may issue  
20 additional calls for projects with any remaining funds provided in  
21 this subsection.

22 (~~(23) \$5,000,000~~) (25) \$9,593,000 of the motor vehicle account—  
23 state appropriation, (~~(\$5,000,000)~~) \$552,000 of the connecting  
24 Washington account—state appropriation, and (~~(\$5,000,000)~~) \$209,000  
25 of the move ahead WA account—state appropriation are provided solely  
26 for the SR 522/Paradise Lk Rd Interchange & Widening on SR 522  
27 (Design/Engineering) project (NPARADI), specifically for design of,  
28 preliminary engineering, and right-of-way acquisition for the  
29 interchange and widening as a single project. The department must  
30 consider reserving portions of state route number 522, including  
31 designated lanes or ramps, for the exclusive or preferential use of  
32 public transportation vehicles, privately owned buses, motorcycles,  
33 private motor vehicles carrying not less than a specified number of  
34 passengers, or private transportation provider vehicles pursuant to  
35 RCW 47.52.025.

36 (26) Prior to initiating new requests for qualifications for  
37 projects N00900R, N52600R, M00800R, L1000199, 0BP2001, and M00600R,  
38 the department shall convene an expert review panel to review the  
39 planned procurement methods for these projects. The panel must

1 consist of up to five representatives of the contracting community  
 2 with expertise in multiple procurement methods. The panel shall  
 3 provide recommendations on procurement methods to the office of  
 4 financial management, the department, and the transportation  
 5 committees of the legislature for each project stated in this  
 6 subsection. After the panel's recommendations have been provided, the  
 7 department may initiate new requests for qualifications incorporating  
 8 the recommendations as appropriate.

9 (27) \$750,000 of the motor vehicle account—state appropriation is  
 10 provided solely for the Grady Way Overpass at Rainier Avenue South  
 11 I-405 BRT Access study (L1000333).

12 (28) \$2,972,000 of the connecting Washington account—state  
 13 appropriation is provided solely for the I-5/North Lewis County  
 14 Interchange project (L2000204) in the 2023-2025 fiscal biennium. It  
 15 is the intent of the legislature that the total amounts provided for  
 16 this project on the list in subsection (1) of this section be reduced  
 17 in future biennia by \$2,500,000.

18 **Sec. 305.** 2023 c 472 s 306 (uncodified) is amended to read as  
 19 follows:

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

21 Carbon Emissions Reduction Account—State

22	<u>Appropriation. . . . .</u>	<u>\$50,000,000</u>
23	Move Ahead WA Account—State Appropriation. . . . .	<del>(\$13,291,000)</del>
24		<u>\$105,219,000</u>
25	Recreational Vehicle Account—State Appropriation. . . . .	<del>(\$793,000)</del>
26		<u>\$769,000</u>
27	Transportation 2003 Account (Nickel Account)—State	
28	<u>Appropriation. . . . .</u>	<del>(\$48,759,000)</del>
29		<u>\$70,411,000</u>
30	Motor Vehicle Account—State Appropriation. . . . .	<del>(\$135,073,000)</del>
31		<u>\$154,960,000</u>
32	Motor Vehicle Account—Federal Appropriation. . . . .	<del>(\$534,350,000)</del>
33		<u>\$577,602,000</u>
34	Motor Vehicle Account—Private/Local Appropriation. . . . .	<del>(\$12,000,000)</del>
35		<u>\$17,010,000</u>
36	Connecting Washington Account—State Appropriation. . . . .	<del>(\$37,078,000)</del>
37		<u>\$48,726,000</u>
38	State Route Number 520 Corridor Account—State	

1	Appropriation. . . . .	(( <del>\$5,481,000</del> ))
2		<u>\$7,434,000</u>
3	Tacoma Narrows Toll Bridge Account—State	
4	Appropriation. . . . .	(( <del>\$10,892,000</del> ))
5		<u>\$12,202,000</u>
6	Alaskan Way Viaduct Replacement Project Account—	
7	State Appropriation. . . . .	(( <del>\$12,000</del> ))
8		<u>\$1,662,000</u>
9	Interstate 405 and State Route Number 167 Express	
10	Toll Lanes Account—State Appropriation. . . . .	(( <del>\$27,026,000</del> ))
11		<u>\$15,183,000</u>
12	Transportation Partnership Account—State	
13	Appropriation. . . . .	(( <del>\$10,000,000</del> ))
14		<u>\$12,036,000</u>
15	TOTAL APPROPRIATION. . . . .	(( <del>\$834,755,000</del> ))
16		<u>\$1,073,214,000</u>

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

19 (1) Except as provided otherwise in this section, the entire  
20 connecting Washington account—state appropriation, the entire move  
21 ahead WA account—federal appropriation, the entire move ahead WA  
22 account—state appropriation, and the entire transportation  
23 partnership account—state appropriation are provided solely for the  
24 projects and activities as listed by fund, project, and amount in  
25 LEAP Transportation Document ((~~2023-1~~)) 2024-1 as developed ((~~April~~  
26 ~~21, 2023~~)) February 20, 2024, Program - Highway Preservation Program  
27 (P). However, limited transfers of specific line-item project  
28 appropriations may occur between projects for those amounts listed  
29 subject to the conditions and limitations in section 601 ((~~of this~~  
30 ~~act~~)), chapter 472, Laws of 2023.

31 (2) Except as provided otherwise in this section, the entire  
32 motor vehicle account—state appropriation and motor vehicle account—  
33 federal appropriation are provided solely for the projects and  
34 activities listed in LEAP Transportation Document ((~~2023-2~~)) 2024-2  
35 ALL PROJECTS as developed ((~~April 21, 2023~~)) February 20, 2024,  
36 Program - Highway Preservation Program (P). Any federal funds gained  
37 through efficiencies, adjustments to the federal funds forecast, or  
38 the federal funds redistribution process must then be applied to  
39 highway and bridge preservation activities.

1 (3) Within the motor vehicle account—state appropriation and  
2 motor vehicle account—federal appropriation, the department may  
3 transfer appropriation authority between programs I and P, except for  
4 appropriation authority that is otherwise restricted in this act, as  
5 follows:

6 (a) Ten days prior to any transfer, the department must submit  
7 its request to the office of financial management and the  
8 transportation committees of the legislature and consider any  
9 concerns raised.

10 (b) The director of the office of financial management must first  
11 provide written authorization for such transfer to the department and  
12 the transportation committees of the legislature.

13 (c) The department shall submit a report on appropriation  
14 authority transferred in the prior fiscal year using this subsection  
15 as part of the department's annual budget submittal.

16 (4) The transportation partnership account—state appropriation  
17 includes up to \$10,000,000 in proceeds from the sale of bonds  
18 authorized in RCW 47.10.873.

19 (5) \$22,000,000 of the motor vehicle account—state appropriation  
20 is provided solely for extraordinary costs incurred from litigation  
21 awards, settlements, or dispute mitigation activities not eligible  
22 for funding from the self-insurance fund (L2000290). The amount  
23 provided in this subsection must be held in unallotted status until  
24 the department submits a request to the office of financial  
25 management that includes documentation detailing litigation-related  
26 expenses. The office of financial management may release the funds  
27 only when it determines that all other funds designated for  
28 litigation awards, settlements, and dispute mitigation activities  
29 have been exhausted.

30 (6) Within the connecting Washington account—state appropriation,  
31 the department may transfer funds from Highway System Preservation  
32 (L1100071) to other preservation projects listed in the LEAP  
33 transportation document identified in subsection (1) of this section,  
34 if it is determined necessary for completion of these high priority  
35 preservation projects. The department's next budget submittal after  
36 using this subsection must appropriately reflect the transfer.

37 (7) By June 30, 2025, to the extent practicable, the department  
38 shall decommission the facilities for the Lacey project engineering  
39 office and the Tumwater project engineering office at the end of

1 their lease terms and consolidate the Lacey project engineering  
2 office and the Tumwater project engineering office into the  
3 department's Olympic regional headquarters.

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

8 (9) \$25,000,000 of the motor vehicle account—federal  
9 appropriation is provided solely for a federal fund exchange pilot  
10 program. The pilot program must allow exchanges of federal surface  
11 transportation block grant population funding and state funds at an  
12 exchange rate of 95 cents in state funds per \$1.00 in federal funds.  
13 The projects receiving the exchanged federal funds must adhere to all  
14 federal requirements, including the applicable disadvantaged business  
15 enterprise goals. The entirety of the appropriation in this  
16 subsection must be held in unallotted status until surface  
17 transportation block grant population funding has been offered to the  
18 state and the department determines that a federalized project or  
19 projects funded in this section is eligible to spend the surface  
20 transportation block grant population funding. (~~(\$22,500,000)~~)  
21 \$23,750,000 from existing state appropriations identified elsewhere  
22 within this section are available to be used as part of the exchange.  
23 Upon determination that a project or projects funded in this section  
24 is eligible to spend the offered surface transportation block grant  
25 population funding, state funds appropriated in this section for the  
26 eligible state project or projects in an amount equal to 100 percent  
27 of the offered surface transportation block grant population funding  
28 must be placed in unallotted status. The legislature intends to  
29 evaluate the utility and efficacy of the pilot program in the 2025  
30 legislative session while reappropriating any remaining funds into  
31 the 2025-2027 fiscal biennium. Therefore, the department may issue  
32 additional calls for projects with any remaining funds provided in  
33 this subsection.

34 (10) \$21,000 of motor vehicle account—state appropriation is  
35 provided solely for the implementation of chapter 54, Laws of 2023  
36 (bridge jumping signs) (G2000114). (~~If chapter 54, Laws of 2023 is~~  
37 ~~not enacted by June 30, 2023, the amount provided in this subsection~~  
38 ~~lapses.~~)



1 (11) \$154,500 of the move ahead Washington account—state  
2 appropriation is provided solely for SR 525 Bridge Replacement -  
3 Mukilteo (L2021084). The amount in this subsection must be  
4 transferred to the city of Mukilteo for purposes of community  
5 planning and business engagement.

6 (12) Beginning January 1, 2025, \$50,000,000 of the carbon  
7 emissions reduction account—state appropriation is provided solely  
8 for the department to construct active transportation components on  
9 preservation projects (L4000057), consistent with the complete  
10 streets requirements under RCW 47.04.035. The department must provide  
11 a report that identifies the active transportation components funded  
12 with this appropriation to the transportation committees of the  
13 legislature by December 1, 2024.

14 (13) \$100,000,000 of the Move Ahead WA account—state  
15 appropriation is provided solely for additional preservation  
16 activities (L4000057).

17 **Sec. 306.** 2023 c 472 s 307 (uncodified) is amended to read as  
18 follows:

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

21	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$9,738,000</del> ))
22		<u>\$10,605,000</u>
23	Motor Vehicle Account—Federal Appropriation. . . . .	(( <del>\$5,100,000</del> ))
24		<u>\$12,226,000</u>
25	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$500,000
26	<u>Move Ahead WA Account—State Appropriation. . . . .</u>	<u>\$611,000</u>
27	TOTAL APPROPRIATION. . . . .	(( <del>\$15,338,000</del> ))
28		<u>\$23,942,000</u>

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

31 (1) ~~((~~\$4,918,000~~))~~ \$5,547,000 of the motor vehicle account—state  
32 appropriation ((~~is~~)), \$8,830,000 of the motor vehicle account—federal  
33 appropriation, and \$500,000 of the motor vehicle account—private/  
34 local appropriation are provided solely for Programmatic Investment  
35 for Traffic Operations Capital projects (000005Q). By December 15th  
36 of each odd-numbered year, the department shall provide a report to  
37 the legislature listing all traffic operations capital project  
38 investments completed in the prior fiscal biennium.

1 (2) \$3,080,000 of the motor vehicle account—state appropriation  
2 is provided solely to construct pedestrian signals at nine locations  
3 on state route number 7 from 124th Street South to 189th Street South  
4 (0000YYY).

5 (3) \$1,463,000 of the motor vehicle account—state appropriation  
6 is provided solely for the replacement of 22 existing traffic cameras  
7 and installation of 10 new traffic cameras, including five pole  
8 installation sites, on the Interstate 90 corridor between mileposts  
9 34 and 82 (L2021144). The department shall consult with news media  
10 organizations to explore options to allow such organizations access  
11 to traffic camera feeds.

12 **Sec. 307.** 2023 c 472 s 308 (uncodified) is amended to read as  
13 follows:

14 **FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES**  
15 **CONSTRUCTION—PROGRAM W**

16 Carbon Emissions Reduction Account—State	
17 Appropriation. . . . .	(( <del>\$74,027,000</del> ))
18	<u>\$335,127,000</u>
19 Move Ahead WA Account—State Appropriation. . . . .	(( <del>\$17,114,000</del> ))
20	<u>\$32,728,000</u>
21 Puget Sound Capital Construction Account—State	
22 Appropriation. . . . .	(( <del>\$341,969,000</del> ))
23	<u>\$386,196,000</u>
24 Puget Sound Capital Construction Account—Federal	
25 Appropriation. . . . .	(( <del>\$33,698,000</del> ))
26	<u>\$81,826,000</u>
27 Puget Sound Capital Construction Account—	
28 Private/Local Appropriation. . . . .	(( <del>\$1,081,000</del> ))
29	<u>\$2,150,000</u>
30 <u>Transportation 2003 Account (Nickel Account)—State</u>	
31 <u>Appropriation. . . . .</u>	<u>\$472,000</u>
32 Transportation Partnership Account—State	
33 Appropriation. . . . .	(( <del>\$7,442,000</del> ))
34	<u>\$9,705,000</u>
35 Connecting Washington Account—State Appropriation. . . . .	(( <del>\$10,809,000</del> ))
36	<u>\$21,883,000</u>
37 Capital Vessel Replacement Account—State	
38 Appropriation. . . . .	(( <del>\$46,818,000</del> ))

1 \$33,242,000  
 2 TOTAL APPROPRIATION. . . . . ((~~\$532,958,000~~))  
 3 \$903,329,000

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

6 (1) Except as provided otherwise in this section, the entire  
 7 appropriations in this section are provided solely for the projects  
 8 and activities as listed in LEAP Transportation Document ((~~2023-2~~)  
 9 2024-2 ALL PROJECTS as developed ((~~April 21, 2023~~)) February 20,  
 10 2024, Program - Washington State Ferries Capital Program (W).

11 (2) ((~~\$5,000,000~~)) \$24,260,000 of the Puget Sound capital  
 12 construction account—state appropriation is provided solely for  
 13 emergency capital repair costs (999910K). Funds may only be spent  
 14 after approval by the office of financial management.

15 (3) ((~~\$46,818,000~~)) \$33,242,000 of the capital vessel replacement  
 16 account—state appropriation is provided solely for the acquisition of  
 17 a 144-car hybrid-electric vessel (L2000329). The amounts provided in  
 18 this subsection are contingent upon the enactment of chapter 429,  
 19 Laws of 2023.

20 (4) ((~~The legislature intends that funding will be provided in~~  
 21 ~~the 2025-2027 fiscal biennium~~)) Beginning January 1, 2025,  
 22 \$42,000,000 of the carbon emissions reduction account—state  
 23 appropriation is provided solely for construction of the first hybrid  
 24 electric Olympic class vessel (L2000329).

25 (5) \$1,500,000 of the Puget Sound capital construction account—  
 26 state appropriation is provided solely for the Future Hybrid Electric  
 27 Ferry Class Pre-Design study (L2021131) to advance procurement of a  
 28 new class of vessel that will account for changes in technology,  
 29 staffing, and system needs. The department shall initiate a vessel  
 30 design to replace the aging Issaquah class ferries with a new  
 31 automobile hybrid electric ferry intended to operate on the Vashon  
 32 Southworth-Fauntleroy route. The ((~~legislature intends that part of~~  
 33 ~~the)) predesign study must include a review of the benefits and costs~~  
 34 of constructing all future new vessels based on the same design. The  
 35 review may also compare and contrast the benefits and costs of ((a  
 36 ~~144-vehicle capacity vessel)) utilizing the existing hybrid electric~~  
 37 Olympic class vessel design with a 124-vehicle capacity vessel.

38 ((~~+5~~)) (6) \$8,032,000 of the Puget Sound capital construction  
 39 account—state appropriation is provided solely for modernization of

1 the ticketing and reservation system (990052C). Of this amount,  
2 \$3,032,000 must be held in unallotted status until Washington state  
3 ferries has consulted with the office of the chief information  
4 officer on the project scope and integration capabilities of the  
5 reservation system with existing Good to Go! and ORCA next generation  
6 products, and reported results to the office of financial management  
7 and the transportation committees of the legislature.

8 ~~((+6))~~ (7) \$125,000 of the Puget Sound capital construction  
9 account—state appropriation and \$125,000 of the Puget sound capital  
10 construction account—federal appropriation are provided solely for  
11 development of a terminal wait times information system (998609A).  
12 Washington state ferries must consult with the office of the chief  
13 information officer on a technology solution for automated vehicle  
14 detection, and report the project scope, along with office of the  
15 chief information officer recommendations, to the office of financial  
16 management and the transportation committees of the legislature by  
17 December 1, 2024.

18 ~~((+7))~~ (8) The transportation partnership account—state  
19 appropriation includes up to \$7,195,000 in proceeds from the sale of  
20 bonds authorized in RCW 47.10.873.

21 ~~((+8))~~ (9) For the purposes of ferry and terminal  
22 electrification, the department must apply to the department of  
23 ecology for additional competitive grant funds available from  
24 Volkswagen settlement funds, and report on the status of the grant  
25 application by December 1, 2023.

26 ~~((+9))~~ (10) For the 2023-2025 fiscal biennium, the marine  
27 division shall provide to the office of financial management and the  
28 transportation committees of the legislature a report for ferry  
29 capital projects in a manner consistent with past practices as  
30 specified in section 308, chapter 186, Laws of 2022.

31 (11) Beginning January 1, 2025, \$30,145,000 of the carbon  
32 emissions reduction account—state appropriation is provided solely  
33 for Electric Ferry - Conversion (G2000084).

34 (12) Beginning January 1, 2025, \$125,000,000 of the carbon  
35 emissions reduction account—state appropriation is provided solely  
36 for construction of hybrid electric vessels (L2021073).

37 (13) Beginning January 1, 2025, \$21,100,000 of the carbon  
38 emissions reduction account—state appropriation is provided solely  
39 for Seattle Bainbridge terminal electrification (L2021087).

(14) Beginning January 1, 2025, \$40,000,000 of the carbon emissions reduction account—state appropriation is provided solely for hybrid vessel conversions (L1000339).

(15) Beginning January 1, 2025, \$2,855,000 of the carbon emissions reduction account—state appropriation is provided solely for terminal electrification (L1000341).

**Sec. 308.** 2023 c 472 s 309 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL**

Carbon Emissions Reduction Account—State

Appropriation. . . . .	(( <del>\$104,300,000</del> ))
	<u>\$87,800,000</u>

Essential Rail Assistance Account—State

Appropriation. . . . .	(( <del>\$676,000</del> ))
	<u>\$762,000</u>

Motor Vehicle Account—State Appropriation. . . . . \$697,000

Move Ahead WA Account—State Appropriation. . . . . \$1,500,000

Move Ahead WA Flexible Account—State Appropriation. . . . .	(( <del>\$35,000,000</del> ))
	<u>\$33,500,000</u>

Multimodal Transportation Account—Private/Local

Appropriation. . . . .	<u>\$12,000</u>
------------------------	-----------------

Transportation Infrastructure Account—State

Appropriation. . . . .	(( <del>\$10,369,000</del> ))
	<u>\$11,271,000</u>

Multimodal Transportation Account—State

Appropriation. . . . .	(( <del>\$63,334,000</del> ))
	<u>\$101,403,000</u>

Multimodal Transportation Account—Federal

Appropriation. . . . .	(( <del>\$18,882,000</del> ))
	<u>\$25,903,000</u>

TOTAL APPROPRIATION. . . . .	(( <del>\$232,561,000</del> ))
	<u>\$262,848,000</u>

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation

1 Document ((2023-2)) 2024-2 ALL PROJECTS as developed ((April 21,  
2 2023)) February 20, 2024, Program - Rail Program (Y).

3 (2) (a) \$2,030,000 of the transportation infrastructure account—  
4 state appropriation is provided solely for new low-interest loans  
5 approved by the department through the freight rail investment bank  
6 (FRIB) program. The department shall issue FRIB program loans with a  
7 repayment period of no more than 15 years, and charge only so much  
8 interest as is necessary to recoup the department's costs to  
9 administer the loans. The department shall report annually to the  
10 transportation committees of the legislature and the office of  
11 financial management on all FRIB loans issued.

12 (b) ((~~\$7,970,000~~)) \$5,650,000 of the transportation  
13 infrastructure account—state appropriation is provided solely for new  
14 FRIB program loans recommended by the department for 2024  
15 supplemental transportation appropriations. The department shall  
16 submit a prioritized list for any loans recommended to the office of  
17 financial management and the transportation committees of the  
18 legislature by November 15, 2023.

19 (c) The department may change the terms of existing loans in the  
20 essential rail assistance account for repayment of loans, including  
21 the repayment schedule and rate of interest, for a period of up to 15  
22 years for any recipient with a total loan value in the program of  
23 over 10 percent as of June 30, 2023.

24 (3) ((~~\$7,566,836~~)) \$7,567,000 of the multimodal transportation  
25 account—state appropriation is provided solely for new statewide  
26 emergent freight rail assistance projects identified in the LEAP  
27 transportation document referenced in subsection (1) of this section.

28 (4) \$369,000 of the transportation infrastructure account—state  
29 appropriation and \$1,100,000 of the multimodal transportation account  
30 —state appropriation are provided solely for final reimbursement to  
31 Highline Grain, LLC for approved work completed on Palouse River and  
32 Coulee City (PCC) railroad track in Spokane county between the BNSF  
33 Railway Interchange at Cheney and Geiger Junction and must be  
34 administered in a manner consistent with freight rail assistance  
35 program projects.

36 (5) The department shall issue a call for projects for the  
37 freight rail assistance program, and shall evaluate the applications  
38 in a manner consistent with past practices as specified in section  
39 309, chapter 367, Laws of 2011. By November 15, 2024, the department

1 shall submit a prioritized list of recommended projects to the office  
2 of financial management and the transportation committees of the  
3 legislature.

4 (6) \$50,000,000 of the carbon emissions reduction account—state  
5 appropriation is provided solely for state match contributions to  
6 support the department's application for federal grant opportunities  
7 for a new ultra high-speed ground transportation corridor. These  
8 funds are to remain in unallotted status and are available only upon  
9 award of federal funds. The department must provide periodic grant  
10 application updates to the transportation committees of the  
11 legislature, as well as anticipated state match estimates for  
12 successful grants.

13 (7) (~~(\$33,500,000)~~) \$29,500,000 of the move ahead WA flexible  
14 account—state appropriation is provided solely for rehabilitation of  
15 the Palouse River and Coulee City Railroad (L4000079). Up to \$433,000  
16 of the amount in this subsection may be used for management and  
17 oversight of operation and maintenance activities.

18 (8) (~~(\$15,000,000)~~) \$19,990,000 of the multimodal transportation  
19 account—federal appropriation is provided solely for the  
20 rehabilitation of the Salmon Bay drawbridge (752010A) to ensure the  
21 efficient movement of freight and passenger trains.

22 (9) \$6,300,000 of the carbon emissions reduction account—state  
23 appropriation is provided solely to fund a zero emission drayage  
24 truck demonstration project (L1000324) at Northwest Seaport Alliance  
25 facilities.

26 (10) \$14,000,000 of the carbon emissions reduction account—state  
27 appropriation is provided solely to fund a zero emission shore power  
28 infrastructure demonstration project at Northwest Seaport Alliance  
29 facilities (L1000325). Local funds sufficient to fully fund this  
30 project must be contributed to the project, and any agreements  
31 required for the project must be secured.

32 (11) \$5,000,000 of the carbon emissions reduction account—state  
33 appropriation is provided solely to fund the replacement of two  
34 Tacoma rail diesel-electric switcher locomotives with zero emission  
35 battery-electric switcher locomotives and to install on-site charging  
36 equipment at a Tacoma rail facility (L1000327). Local funds  
37 sufficient to fully fund this project must be contributed to the  
38 project, and any agreements required for the project must be secured.

1 (12) \$150,000 of the multimodal transportation account—state  
2 appropriation is provided solely for the application of durable  
3 markings along state route number 906 to create up to 20 parking  
4 spaces for larger vehicles, including trucks (L1000336).

5 (13) \$26,500,000 of the carbon emissions reduction account—state  
6 appropriation is provided solely for port electrification competitive  
7 grants (L2021182). ~~((To be eligible to receive state funds under this  
8 section, a))~~ All public ports are eligible to receive funds under  
9 this subsection. A port seeking to use funds under this subsection to  
10 install shore power must ((first)) adopt a policy that requires  
11 vessels that dock at the port facility to use shore power if such  
12 vessel is capable of using such power and when such power is  
13 available at the port facility. Of the amounts provided in this  
14 subsection, \$11,500,000 is for Puyallup tribal port electrification  
15 projects, which are exempt from the shore power policy requirements  
16 under this subsection.

17 (14) Beginning January 1, 2025, \$8,500,000 of the carbon  
18 emissions reduction account—state appropriation is provided solely  
19 for Puyallup tribal port electrification projects, which are exempt  
20 from the shore power policy requirements under this subsection.

21 (15) \$2,000,000 of the carbon emissions reduction account—state  
22 appropriation is provided solely for port electrification at the port  
23 of Bremerton (L1000337), which may include the purchase and  
24 installation of zero emission port shore power systems and other zero  
25 emission infrastructure, equipment, and technology.

26 ~~((15))~~ (16) \$500,000 of the carbon emissions reduction account—  
27 state appropriation is provided solely for port electrification at  
28 the port of Anacortes (L1000338), which may include the purchase and  
29 installation of zero emission port shore power systems and other zero  
30 emission infrastructure, equipment, and technology.

31 (17) \$25,000,000 of the carbon emissions reduction account—state  
32 appropriation is provided solely for ultra high speed rail  
33 (L2021074). The legislature intends to provide \$50,000,000 for the  
34 project in the 2025-2027 fiscal biennium, and that it be changed  
35 accordingly on the LEAP transportation documents referenced in this  
36 section.

37 **Sec. 309.** 2023 c 472 s 310 (uncodified) is amended to read as  
38 follows:



1 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**

2 **CAPITAL**

3 Carbon Emissions Reduction Account—State

4 Appropriation. . . . . ((~~\$21,000,000~~))  
 5 \$50,162,000

6 Climate Active Transportation Account—State

7 Appropriation. . . . . ((~~\$157,463,000~~))  
 8 \$169,442,000

9 Freight Mobility Investment Account—State

10 Appropriation. . . . . ((~~\$21,098,000~~))  
 11 \$21,847,000

12 Freight Mobility Multimodal Account—State

13 Appropriation. . . . . ((~~\$22,728,000~~))  
 14 \$27,216,000

15 Highway Infrastructure Account—State Appropriation. . . . . ((~~\$793,000~~))

16 \$1,060,000

17 Highway Infrastructure Account—Federal Appropriation

18 . . . . . ((~~\$1,600,000~~))  
 19 \$1,500,000

20 Move Ahead WA Account—State Appropriation. . . . . ((~~\$106,707,000~~))

21 \$112,540,000

22 ((~~Move Ahead WA Account—Federal Appropriation. . . . . \$10,000,000~~))

23 Move Ahead WA Flexible Account—State Appropriation. . . . . ((~~\$29,000,000~~))

24 \$34,500,000

25 ((~~Transportation Partnership Account—State~~

26 ~~Appropriation. . . . . \$500,000~~))

27 Motor Vehicle Account—State Appropriation. . . . . ((~~\$36,785,000~~))

28 \$47,410,000

29 Motor Vehicle Account—Federal Appropriation. . . . . ((~~\$103,553,000~~))

30 \$129,698,000

31 Connecting Washington Account—State Appropriation. . . . . ((~~\$99,032,000~~))

32 \$117,410,000

33 Multimodal Transportation Account—State

34 Appropriation. . . . . ((~~\$73,818,000~~))  
 35 \$101,552,000

36 TOTAL APPROPRIATION. . . . . ((~~\$684,077,000~~))

37 \$814,337,000

38 The appropriations in this section are subject to the following  
 39 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 by project and amount in LEAP Transportation  
4 Document ((2023-2)) 2024-2 ALL PROJECTS as developed ((April 21,  
5 2023)) February 20, 2024, Program - Local Programs Program (Z).

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

9 (a) ((~~\$34,673,000~~)) \$47,707,000 of the multimodal transportation  
10 account—state appropriation and ((~~\$37,563,000~~)) \$43,058,000 of the  
11 climate active transportation account—state appropriation are  
12 provided solely for pedestrian and bicycle safety program projects  
13 (L2000188 and L1000335). Of the amount of climate active  
14 transportation account funds appropriated in this subsection, up to  
15 one percent may be used for program administration and staffing.

16 (b) ((~~\$19,137,000~~)) \$31,553,000 of the motor vehicle account—  
17 federal appropriation, ((~~\$38,915,000~~)) \$45,399,000 of the climate  
18 active transportation account—state appropriation, and  
19 ((~~\$12,844,000~~)) \$21,157,000 of the multimodal transportation account—  
20 state appropriation are provided solely for safe routes to school  
21 projects (L2000189 and L1000334). Of the amount of climate active  
22 transportation account funds appropriated in this subsection, up to  
23 one percent may be used for program administration and staffing.

24 (c) For future rounds of grant selection, the department must  
25 reevaluate the criteria to increase geographic diversity of  
26 jurisdictions consistent with the requirements of the healthy  
27 environment for all (HEAL) act.

28 (3) The department shall submit a report to the transportation  
29 committees of the legislature by December 1, 2023, and December 1,  
30 2024, on the status of projects funded as part of the pedestrian  
31 safety/safe routes to school grant program and the Sandy Williams  
32 connecting communities grant program.

33 (4) ((~~\$6,875,000~~)) \$10,906,000 of the multimodal transportation  
34 account—state appropriation is provided solely for connecting  
35 Washington bicycle and pedestrian projects listed in the LEAP  
36 transportation document referenced in subsection (1) of this section.

37 (5) ((~~\$36,640,000~~)) \$46,580,000 of the motor vehicle account—  
38 federal appropriation is provided solely for acceleration of local  
39 preservation projects that ensure the reliable movement of freight on

1 the national highway freight system (G2000100). The department will  
2 select projects as part of its update of the state freight plan, in  
3 consultation with the freight mobility strategic investment board and  
4 other stakeholders.

5 (6) \$23,750,000 of the motor vehicle account—state appropriation  
6 is provided solely for a federal fund exchange pilot program. The  
7 pilot program will allow exchanges of federal surface transportation  
8 block grant population funding and state funds at an exchange rate of  
9 95 cents in state funds per \$1.00 in federal funds. The entirety of  
10 the appropriation in this subsection must be held in unallotted  
11 status until: Surface transportation block grant population funding  
12 has been offered to the state, the department determines that a  
13 federalized project or projects funded in section 305 or 306 (~~of~~  
14 ~~this act~~), chapter 472, Laws of 2023 is eligible to spend the  
15 surface transportation block grant population funding, and state  
16 funds appropriated in section 305 or 306 for the eligible state  
17 project or projects in an amount equal to 100 percent of the offered  
18 surface transportation block grant population funding have been  
19 placed in unallotted status. A report on the effectiveness of the  
20 exchange program, the total estimated cost of program administration,  
21 and recommendations for continuing the pilot program is due to the  
22 governor and transportation committees of the legislature by December  
23 1, 2024. The legislature intends to evaluate the utility and efficacy  
24 of the pilot program in the 2025 legislative session while  
25 reappropriating any remaining funds into the 2025-2027 fiscal  
26 biennium. Therefore, the department may issue additional calls for  
27 projects with any remaining funds provided in this subsection.

28 (7) (~~(\$128,400,000)~~) \$132,400,000 of the move ahead WA account—  
29 state appropriation and (~~(\$19,500,000)~~) \$25,000,000 of the move ahead  
30 WA flexible account—state appropriation are provided solely for new  
31 move ahead WA road and highway projects listed in LEAP Transportation  
32 Document ((2023-2)) 2024-2 ALL PROJECTS as developed ((April 21,  
33 2023)) February 20, 2024, Program - Local Programs Program (Z).

34 (a) For projects funded in this subsection, the department  
35 expects to have substantial reappropriations for the 2023-2025 fiscal  
36 biennium, the department may, on a pilot basis, apply funding from a  
37 project with an appropriation that is unable to be used in the  
38 2023-2025 fiscal biennium to advance one or more of the projects  
39 listed in LEAP Transportation Document ((2023-2)) 2024-2 ALL PROJECTS

1 as developed (~~April 21, 2023~~) February 20, 2024, Program - Local  
2 Programs Program (Z), prioritizing projects first by project  
3 readiness.

4 (i) In instances when projects listed in the LEAP transportation  
5 documents referenced in (a) of this subsection are no longer viable  
6 or have been completed, the department may recommend in its next  
7 budget submittal alternative project proposals from the local  
8 jurisdictions if the project is similar in type and scope and  
9 consistent with limitations of certain funds provided. In the event  
10 that the listed project has been completed the local jurisdictions  
11 may, rather than submitting an alternative project, instead be  
12 reimbursed in the year in which it was scheduled for documented costs  
13 incurred implementing the listed project, not in excess of the amount  
14 awarded from the funding program.

15 (ii) At least 10 business days before advancing or swapping a  
16 project pursuant to this subsection, the department must notify the  
17 office of financial management and the transportation committees of  
18 the legislature. The advancement of a project may not hinder the  
19 delivery of the projects for which the reappropriations are necessary  
20 for the 2023-2025 fiscal biennium.

21 (b) Of the amounts provided in this subsection, \$21,000,000 of  
22 the move ahead WA account—state appropriation is provided solely for  
23 three roundabouts to be constructed on state route number 507 in  
24 partnership with local authorities. The roundabout at Vail is with  
25 Thurston county, the roundabout at Bald Hills is with the city of  
26 Yelm, and the roundabout at state route number 702 is with Pierce  
27 county. The department is to work cooperatively with each local  
28 jurisdiction to construct these facilities within department rights-  
29 of-way. The department must provide all project predesign and design  
30 information developed to date to the local jurisdictions and have a  
31 project implementation agreement in place with each local  
32 jurisdiction within 180 calendar days of the effective date of this  
33 act. The implementation agreement may provide full control for the  
34 local authority to construct the project. Once the roundabouts are  
35 completed, the operations and maintenance of the roundabouts are the  
36 responsibility of the department.

37 (8) \$39,185,000 of the climate active transportation account—  
38 state appropriation and \$3,000,000 of the move ahead WA flexible  
39 account—state appropriation are provided solely for move ahead WA

1 pedestrian and bike projects listed in LEAP Transportation Document  
2 ((2023-2)) 2024-2 ALL PROJECTS as developed ((April 21, 2023))  
3 February 20, 2024, Program - Local Programs Program (Z). For projects  
4 funded in this subsection, if the department expects to have  
5 substantial reappropriations for the 2023-2025 fiscal biennium, the  
6 department may, on a pilot basis, apply funding from a project with  
7 an appropriation that is unable to be used in the 2023-2025 fiscal  
8 biennium to advance one or more of the projects listed in LEAP  
9 Transportation Document ((2023-2)) 2024-2 ALL PROJECTS as developed  
10 ((April 21, 2023)) February 20, 2024, Program - Local Programs  
11 Program (Z), prioritizing projects first by tier then by project  
12 readiness.

13 (a) In instances when projects listed in the LEAP transportation  
14 document referenced in this subsection (8) of this section are no  
15 longer viable or have been completed, the department may recommend in  
16 its next budget submittal alternative project proposals from the  
17 local jurisdictions if the project is similar in type and scope and  
18 consistent with limitations of certain funds provided. In the event  
19 that the listed project has been completed the local jurisdictions  
20 may, rather than submitting an alternative project, instead be  
21 reimbursed in the year in which it was scheduled for documented costs  
22 incurred implementing the listed project, not in excess of the amount  
23 awarded from the funding program.

24 (b) At least 10 business days before advancing or swapping a  
25 project pursuant to this subsection, the department must notify the  
26 office of financial management and the transportation committees of  
27 the legislature. The advancement of a project may not hinder the  
28 delivery of the projects for which the reappropriations are necessary  
29 for the 2023-2025 fiscal biennium.

30 (9) \$16,800,000 of the climate active transportation account—  
31 state appropriation is provided solely for the statewide school-based  
32 bicycle education grant program (L1000309). The department may  
33 partner with a statewide nonprofit to deliver programs.

34 (10) \$25,000,000 of the climate active transportation account—  
35 state appropriation is provided solely for the Sandy Williams  
36 connecting communities pilot program (L1000308) to deliver projects  
37 to reconnect communities that have been bifurcated by state highways.  
38 Priority must be given to historically marginalized or overburdened  
39 communities. The department may consult with the Cooper Jones active  
40 transportation safety council to identify geographic locations where

1 there are high incidences of serious injuries and fatalities of  
2 active transportation users among vulnerable populations.

3 (11) \$14,000,000 of the carbon emissions reduction account—state  
4 appropriation is provided solely for the Guemes Ferry Boat  
5 Replacement project (L4000124).

6 (12) \$6,500,000 of the move ahead WA flexible account—state  
7 appropriation is provided solely for development of an applied  
8 sustainable aviation evaluation center (L2021135). Snohomish county,  
9 in partnership with Washington State University, shall plan and  
10 establish facilities to evaluate, qualify or certify, and research  
11 technologies that can minimize the impact of aviation on human health  
12 and the environment. Funds may be used for, but are not limited to,  
13 planning, construction, and land acquisition for sustainable aviation  
14 fuel (SAF) qualification testing (ASTM D4054), research on the impact  
15 of SAF on the environment and human health, and SAF storage for the  
16 purpose of advancing sustainable aviation. At a minimum, three  
17 sustainable aviation platforms must be considered:

- 18 (a) Sustainable aviation fuel (SAF);
- 19 (b) Hydrogen; and
- 20 (c) Battery electric energy storage mechanisms.

21 (13) The legislature intends to fund the Ballard and Magnolia  
22 Bridge project (L4000123) (~~and the Aurora Avenue North Safety~~  
23 ~~Improvements project (L4000154)~~), as described in section 911(18)  
24 and (19) (~~of this act~~), chapter 472, Laws of 2023.

25 (14) \$200,000 of the multimodal transportation account—state  
26 appropriation is provided solely for the Seattle office of planning  
27 and community development to update and add to the 2020 I-5 Lid  
28 Feasibility Study with additional test cases with ramp changes and  
29 removals in downtown Seattle and alternative assumptions with regards  
30 to parking, expansion of Freeway Park, affordable housing, and  
31 commercial real estate (L2021140). The Seattle office of planning and  
32 community development shall conduct ongoing community engagement with  
33 underrepresented constituencies to support the technical work of this  
34 study and raise public awareness of opportunities of I-5 lids. Focus  
35 should be given to low-income households living and working in the  
36 I-5 lid study areas in central Seattle.

37 (15) \$1,000,000 of the multimodal transportation account—state  
38 appropriation is provided solely for the department to award grants  
39 to local jurisdictions to implement network-wide traffic conflict

1 screening programs using video analytics in controlled intersections  
2 with a disproportionate number of traffic violations and injuries to  
3 active transportation users (L2021149). Grants must be awarded  
4 proportionally across the state and include controlled intersections  
5 in both urban and rural environments and along state highways and  
6 county roads. Grant recipients must report back to the department all  
7 traffic violation and active transportation facility data acquired  
8 during the grant period and provide the department with appropriate  
9 next steps for the state and the local jurisdiction to improve  
10 traffic safety for active transportation users in such intersections.  
11 The department must report such findings and recommendations to the  
12 transportation committees of the legislature by December 1, 2024.

13 (16) (a) (i) \$5,000,000 of the carbon emissions reduction account—  
14 state appropriation is provided solely for the department to  
15 establish a program for providing rebates to qualifying persons who  
16 purchase e-bikes and qualifying equipment and services from a  
17 qualifying retailer. Of this amount, \$3,000,000 is for rebate amounts  
18 as described under (a) (iii) (A) of this subsection, and \$2,000,000 is  
19 for rebate amounts as described under (a) (iii) (B) of this subsection.

20 (ii) To qualify for and use the rebate under this subsection, a  
21 person must be a resident of Washington state and purchase an e-bike  
22 and qualifying equipment and services, if any, from a qualifying  
23 retailer in this state. Qualifying equipment and services must be  
24 purchased as part of the same transaction as the e-bike.

25 (iii) (A) For persons who are at least 16 years of age and reside  
26 in households with incomes at or below 80 percent of the county area  
27 median income, the amount of the rebate is up to \$1,200 on the sale  
28 of an e-bike and any qualifying equipment and services.

29 (B) For all other persons who are at least 16 years of age, the  
30 amount of the rebate is up to \$300 on the sale of an e-bike and any  
31 qualifying equipment and services.

32 (C) No more than one rebate may be awarded per household.

33 (iv) (A) The department must establish application procedures for  
34 e-bike retailers to participate in the rebate program, and  
35 application and award procedures for applicants to participate in the  
36 program. If an applicant qualifies for a rebate amount and there is  
37 sufficient funds to award the applicant with the appropriate rebate  
38 amount, the department must provide the qualifying individual the  
39 rebate amount in a format that can be redeemed at the time of  
40 purchase at a qualifying retailer.

1 (B) An applicant must provide contact information, including a  
2 physical address, email address, and phone number, and demographic  
3 information, including the applicant's age, gender, race, and  
4 ethnicity, to the department on a form provided by the department at  
5 the time of applying for the rebate. The department may share or  
6 provide access to such information with the University of Washington  
7 to provide the University of Washington an opportunity to ask program  
8 applicants and recipients to fill out a survey collecting information  
9 only to the extent to inform its report described under (d) of this  
10 subsection.

11 (v) A qualifying retailer must register with the department  
12 before participating in the rebate program. A qualifying retailer  
13 must:

14 (A) Verify the identity of the qualifying individual at the time  
15 of purchase; and

16 (B) Calculate and apply the rebate at the time of purchase.

17 (vi) The department must reimburse a qualifying retailer that  
18 accepts a rebate from a qualifying individual no later than 30 days  
19 after the rebate is redeemed.

20 (vii) For purposes of this subsection (16)(a):

21 (A) "E-bike" means an electric assisted bicycle as defined in RCW  
22 46.04.169, but does not include mountain bikes.

23 (B) "Qualifying equipment and services" means a bicycle helmet,  
24 safety vest, bicycle light, or bicycle lock, and any maintenance or  
25 other services agreed upon by the qualifying retailer and qualifying  
26 individual at the time of purchase.

27 (C) "Qualifying retailer" means a retail business establishment  
28 with one or more physical retail locations in this state that  
29 provides on-site e-bike sales, service, and repair and has registered  
30 with the department to participate in the rebate program established  
31 under this subsection.

32 (b) For fiscal year 2025, \$2,000,000 of the carbon emissions  
33 reduction account—state appropriation is provided solely for the  
34 department to establish an e-bike lending library and ownership grant  
35 program. The department may accept grant applications from other  
36 state entities, local governments, and tribes that administer or plan  
37 to administer an e-bike lending library or ownership program for  
38 their employees for commute trip reduction purposes. The department  
39 may also accept grant applications from nonprofit organizations or  
40 tribal governments that serve persons who are low-income or reside in



1 overburdened communities and that administer or plan to administer an  
2 e-bike lending library or ownership program for qualifying persons.  
3 Grant recipients must report program information and participation  
4 data to the University of Washington to inform its report described  
5 under (d) of this subsection.

6 (c) It is the intent of the legislature that funding provided in  
7 (a) and (b) of this subsection continue to be appropriated in the  
8 2025-2027 and 2027-2029 fiscal biennia.

9 (d) Of the amounts provided in this subsection (16), \$90,000 is  
10 for the department to contract with the University of Washington's  
11 sustainable transportation lab to publish a general policy brief that  
12 provides innovative e-bike rebate and lending library or ownership  
13 grant program models and recommendations, a report on survey results  
14 based on data and demographic information collected under the e-bike  
15 rebate program established in (a) of this subsection, and a report on  
16 program information and data collected under the e-bike lending  
17 library and ownership grant program established in (b) of this  
18 subsection. An initial brief and report must be submitted to the  
19 transportation committees of the legislature by July 1, 2024, with  
20 the final policy brief and report due to the transportation  
21 committees of the legislature by July 1, 2025.

22 (e) The department may not collect more than five percent of  
23 appropriated amounts to administer the programs under (a) and (b) of  
24 this subsection.

25 (17) (~~(\$21,098,000)~~) \$21,847,000 of the freight mobility  
26 investment account—state appropriation and (~~(\$22,728,000)~~)  
27 \$27,216,000 of the freight mobility multimodal account—state  
28 appropriation are provided solely for freight mobility strategic  
29 investment board projects listed in the LEAP transportation document  
30 referenced in subsection (1) of this section.

31 (18) \$4,150,000 of the motor vehicle account—state appropriation  
32 is provided solely for matching funds for federal funds to  
33 reconstruct Grant county and Adams county bridges as part of the  
34 Odessa groundwater replacement program (L1000322).

35 (19) \$9,240,000 of the connecting Washington account—state  
36 appropriation is provided solely for the Aberdeen US 12 Highway-Rail  
37 Separation project (L1000331).

1       (20) (~~(\$750,000 of the motor vehicle account state appropriation~~  
2 ~~is provided solely for the Grady Way overpass at Rainier Avenue South~~  
3 ~~I-405 BRT Access study (L1000333).~~

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

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

16       (b) Allotment modifications authorized under this subsection may  
17 not result in increased funding for any project beyond the amount  
18 provided for that project in the 2023-2025 fiscal biennium in LEAP  
19 Transportation Document (~~(2023-2)~~) 2024-2 ALL PROJECTS as developed  
20 (~~(April 21, 2023)~~) February 20, 2024;

21       (c) Allotment modifications authorized under this subsection  
22 apply only to amounts appropriated in this section from the following  
23 accounts: Connecting Washington account—state, and move ahead WA  
24 account—state; and

25       (d) The office of financial management must provide notice of  
26 allotment modifications authorized under this subsection within 10  
27 working days to the transportation committees of the legislature. By  
28 December 1, 2023, and December 1, 2024, the department must submit a  
29 report to the transportation committees of the legislature regarding  
30 the actions taken to date under this subsection.

31       (21) \$5,000,000 of the multimodal transportation account—state  
32 appropriation is provided solely for the department to assist local  
33 jurisdictions in addressing emergent issues related to safety for  
34 pedestrians and bicyclists (LXXXXPBF). Funds may only be spent after  
35 approval from the office of financial management. By December 15th of  
36 each odd-numbered year, the department shall provide a report to the  
37 legislature listing all emergent issues addressed in the prior fiscal  
38 biennium. Reporting may be done in conjunction with the  
39 transportation operations division.

1       (22) Beginning January 1, 2025, \$29,162,000 of the carbon  
2 emissions reduction account—state appropriation is provided solely  
3 for the following projects identified in LEAP Transportation Document  
4 2024-2 ALL PROJECTS as developed February 20, 2024:  
5       (a) North Aurora Safety Improvements (L4000154);  
6       (b) Maple Valley Pedestrian Bridge Over SR 169 (L2021093);  
7       (c) North Broadway Pedestrian Bridge (L2021082);  
8       (d) State Route 547 Pedestrian and Bicycle Safety Trail (Kendall  
9 Trail) (L4000144);  
10       (e) Mountains to Sound Greenway "Bellevue Gap" (L4000152);  
11       (f) Olympic Discovery Trail/US 101 Safety (L2021192);  
12       (g) 72nd Ave & Washington Ave Active Transportation Components  
13 (L2021194);  
14       (h) Bluff Trail Hood River to White Salmon (L2021199);  
15       (i) Columbia Heights Safety Improvements (L2021195);  
16       (j) Eustis Hunt and 216th Sidewalks (L2021083);  
17       (k) La Center Pac. Hwy Shared Use Path (L2021196);  
18       (l) SR 240/Aaron Dr Complete Streets Improvements (L2021193);  
19       (m) Wallace Kneeland Blvd Active Transportation (L2021198);  
20       (n) Wide Hollow Creek Active Transportation Improvements  
21 (L2021200);  
22       (o) Yakima Greenway Active Transportation (L2021201); and  
23       (p) Cowiche Canyon Trail (G2000010).

(End of part)

1 TRANSFERS AND DISTRIBUTIONS

2 Sec. 401. 2023 c 472 s 401 (uncodified) is amended to read as  
3 follows:

4 FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING  
5 BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND  
6 DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND  
7 REVENUE

8	Transportation Partnership Account—State	
9	Appropriation. . . . .	(( <del>\$1,101,000</del> ))
10		<u>\$225,000</u>
11	Connecting Washington Account—State Appropriation. . . . .	(( <del>\$11,951,000</del> ))
12		<u>\$3,463,000</u>
13	Special Category C Account—State Appropriation. . . . .	(( <del>\$922,000</del> ))
14		<u>\$452,000</u>
15	Highway Bond Retirement Account—State	
16	Appropriation. . . . .	(( <del>\$1,470,291,000</del> ))
17		<u>\$1,413,786,000</u>
18	Ferry Bond Retirement Account—State Appropriation. . . . .	\$4,616,000
19	Transportation Improvement Board Bond Retirement	
20	Account—State Appropriation. . . . .	(( <del>\$10,895,000</del> ))
21		<u>\$10,305,000</u>
22	Nondebt-Limit Reimbursable Bond Retirement Account—	
23	State Appropriation. . . . .	(( <del>\$28,606,000</del> ))
24		<u>\$28,262,000</u>
25	Toll Facility Bond Retirement Account—State	
26	Appropriation. . . . .	\$76,372,000
27	TOTAL APPROPRIATION. . . . .	(( <del>\$1,604,754,000</del> ))
28		<u>\$1,537,481,000</u>

29 Sec. 402. 2023 c 472 s 402 (uncodified) is amended to read as  
30 follows:

31 FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING  
32 BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND  
33 FISCAL AGENT CHARGES

34	Transportation Partnership Account—State	
35	Appropriation. . . . .	(( <del>\$220,000</del> ))
36		<u>\$47,000</u>
37	<del>((Transportation Improvement Account—State</del>	

1	Appropriation. . . . .	<del>(\$20,000)</del>
2	Connecting Washington Account—State Appropriation. . . . .	<del>(\$2,391,000)</del>
3		<u>\$686,000</u>
4	Special Category C Account—State Appropriation. . . . .	<del>(\$183,000)</del>
5		<u>\$89,000</u>
6	TOTAL APPROPRIATION. . . . .	<del>(\$2,814,000)</del>
7		<u>\$822,000</u>

8       **Sec. 403.** 2023 c 472 s 403 (uncodified) is amended to read as  
9 follows:

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

11	Motor Vehicle Account—State Appropriation: For motor	
12	vehicle fuel tax statutory distributions to	
13	cities and counties. . . . .	<del>(\$465,354,000)</del>
14		<u>\$461,954,000</u>
15	Multimodal Transportation Account—State	
16	Appropriation: For distribution to cities and	
17	counties. . . . .	\$26,786,000
18	Motor Vehicle Account—State Appropriation: For	
19	distribution to cities and counties. . . . .	\$23,438,000
20	TOTAL APPROPRIATION. . . . .	<del>(\$515,578,000)</del>
21		<u>\$512,178,000</u>

22       **Sec. 404.** 2023 c 472 s 404 (uncodified) is amended to read as  
23 follows:

24 **FOR THE STATE TREASURER—TRANSFERS**

25	Motor Vehicle Account—State Appropriation: For motor	
26	vehicle fuel tax refunds and statutory	
27	transfers. . . . .	<del>(\$1,969,182,000)</del>
28		<u>\$1,955,782,000</u>

29       **Sec. 405.** 2023 c 472 s 405 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF LICENSING—TRANSFERS**

32	Motor Vehicle Account—State Appropriation: For motor	
33	vehicle fuel tax refunds and transfers. . . . .	<del>(\$246,480,000)</del>
34		<u>\$253,180,000</u>



1 ((~~12~~)) (10) Highway Safety Account—State  
2 Appropriation: For transfer to the State Patrol Highway  
3 Account—State. . . . . ((\$77,000,000))  
4 \$80,000,000

5 ((~~13~~)) (11)(a) Transportation Partnership  
6 Account—State Appropriation: For transfer to the  
7 Tacoma Narrows Toll Bridge Account—State. . . . . \$6,611,000

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. An equivalent reimbursing transfer is to occur after the  
11 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 ~~((14)) Motor Vehicle Account—State Appropriation:~~  
15 ~~For transfer to the State Patrol Highway~~  
16 ~~Account—State. . . . . \$1,500,000~~

17 ~~(15))~~ (12) Motor Vehicle Account—State Appropriation:  
18 For transfer to the County Arterial Preservation  
19 Account—State. . . . . \$4,844,000

20 ((~~16~~)) (13) Motor Vehicle Account—State Appropriation:  
21 For transfer to the Freight Mobility Investment  
22 Account—State. . . . . \$8,511,000

23 ((~~17~~)) (14) Motor Vehicle Account—State  
24 Appropriation: For transfer to the Rural Arterial  
25 Trust Account—State. . . . . \$4,844,000

26 ((~~18~~)) (15) Motor Vehicle Account—State  
27 Appropriation: For transfer to the Transportation  
28 Improvement Account—State. . . . . \$9,688,000

29 ((~~19~~)) (16)(a) State Route Number 520 Civil Penalties  
30 Account—State Appropriation: For transfer to the Motor  
31 Vehicle Account—State. . . . . \$1,000,000

32 (b) The transfer in this subsection is to repay moneys loaned to  
33 the state route number 520 civil penalties account in the 2019-2021  
34 fiscal biennium.

35 ((~~20~~)) (17) State Route Number 520 Civil Penalties  
36 Account—State Appropriation: For transfer to the  
37 State Route Number 520 Corridor Account—State. . . . . \$560,000

38 ((~~21~~)) (18)(a) Capital Vessel Replacement  
39 Account—State Appropriation: For transfer to the

1 Connecting Washington Account—State. . . . . \$29,000,000

2 (b) It is the intent of the legislature that this transfer is

3 temporary, for the purpose of minimizing the use of bonding in the

4 connecting Washington account.

5 ((+22)) (19) Multimodal Transportation Account—State

6 Appropriation: For transfer to the Complete Streets

7 Grant Program Account—State. . . . . \$14,670,000

8 ((+23)) (20) Multimodal Transportation Account—State

9 Appropriation: For transfer to the Highway Safety

10 Account—State. . . . . \$3,000,000

11 ((+24)) (21) Multimodal Transportation Account—State

12 Appropriation: For transfer to the Motor Vehicle

13 Account—State. . . . . (~~(\$15,000,000)~~)

14 \$30,000,000

15 ((+25)) (22) Multimodal Transportation Account—State

16 Appropriation: For transfer to the Freight Mobility

17 Multimodal Account—State. . . . . \$8,511,000

18 ((+26)) (23) Multimodal Transportation Account—State

19 Appropriation: For transfer to the Move Ahead WA Flexible

20 Account—State. . . . . \$11,790,000

21 ((+27)) (24) Multimodal Transportation Account—State

22 Appropriation: For transfer to the Puget Sound Capital

23 Construction Account—State. . . . . (~~(\$175,000,000)~~)

24 \$173,000,000

25 ((+28)) (25) Multimodal Transportation Account—State

26 Appropriation: For transfer to the Puget Sound

27 Ferry Operations Account—State. . . . . (~~(\$38,500,000)~~)

28 \$88,500,000

29 ((+29)) (26) Multimodal Transportation Account—State

30 Appropriation: For transfer to the Regional Mobility

31 Grant Program Account—State. . . . . \$27,679,000

32 ((+30)) (27) Multimodal Transportation Account—State

33 Appropriation: For transfer to the Rural Mobility

34 Grant Program Account—State. . . . . \$12,223,000

35 ((+31)) (28) Multimodal Transportation Account—State

36 Appropriation: For transfer to the State Patrol Highway

37 Account—State. . . . . \$59,000,000

38 ((+32)) (29)(a) Alaskan Way Viaduct Replacement

39 Project Account—State Appropriation: For transfer to



1 the Transportation Partnership Account—State. . . . . \$47,899,000  
2 (b) \$22,899,000 of the amount transferred in this subsection  
3 represents repayment of debt service incurred for the construction of  
4 the SR 99/Alaskan Way Viaduct Replacement project (809936Z).  
5 ~~((33))~~ (30) Tacoma Narrows Toll Bridge Account—State  
6 Appropriation: For transfer to the Motor Vehicle  
7 Account—State. . . . . \$543,000  
8 ~~((34))~~ (31)(a) General Fund Account—State  
9 Appropriation: 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 ~~((of this act))~~, chapter 472, Laws of 2023.  
14 ~~((35))~~ (32) Puget Sound Ferry Operations Account—State  
15 Appropriation: For transfer to the Puget Sound Capital  
16 Construction Account—State. . . . . \$121,828,000  
17 ~~((36))~~ (33) Move Ahead WA Account—State  
18 Appropriation: For transfer to the Puget Sound Ferry  
19 Operations Account—State. . . . . \$120,000,000  
20 (34) Highway Safety Account—State Appropriation: For  
21 transfer to the Motor Vehicle Account—State. . . . . \$1,000,000  
22 (35) Recreational Vehicle Account—State Appropriation:  
23 For transfer to the Motor Vehicle Account—State. . . . . \$3,000,000  
24 (36) Motor Vehicle Account—State Appropriation:  
25 For transfer to the Puget Sound Ferry Operations  
26 Account—State. . . . . \$3,500,000  
27 (37) Multimodal Transportation Account—State  
28 Appropriation: For transfer to the Pilotage  
29 Account—State. . . . . \$190,000  
30 (38) Advance Right-Of-Way Revolving Fund—State  
31 Appropriation: For transfer to the JUDY Transportation  
32 Future Funding Program Account—State. . . . . \$40,000,000

33 **Sec. 407.** 2023 c 472 s 407 (uncodified) is amended to read as  
34 follows:

35 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**  
36 **BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT TO BE PAID BY**  
37 **STATUTORILY PRESCRIBED REVENUE**

38 Toll Facility Bond Retirement Account—Federal

1	Appropriation. . . . .	(( <del>\$194,241,000</del> ))
2		<u>\$157,240,000</u>
3	Toll Facility Bond Retirement Account—State	
4	Appropriation. . . . .	(( <del>\$25,372,000</del> ))
5		<u>\$26,562,000</u>
6	TOTAL APPROPRIATION. . . . .	(( <del>\$219,613,000</del> ))
7		<u>\$183,802,000</u>

8 The appropriations in this section are subject to the following  
9 conditions and limitations: \$35,250,000 of the toll facility bond  
10 retirement account—federal appropriation may be used to prepay  
11 certain outstanding bonds if sufficient debt service savings can be  
12 obtained.

(End of part)

1 **IMPLEMENTING PROVISIONS**

2 **Sec. 501.** 2023 c 472 s 601 (uncodified) is amended to read as  
3 follows:

4 **MANAGEMENT OF TRANSPORTATION FUNDS WHEN THE LEGISLATURE IS NOT IN**  
5 **SESSION**

6 (1) The 2005 transportation partnership projects or improvements  
7 and 2015 connecting Washington projects or improvements are listed in  
8 the LEAP Transportation Document (~~(2023-1)~~) 2024-1 as developed  
9 (~~(April 21, 2023)~~) February 20, 2024, which consists of a list of  
10 specific projects by fund source and amount over multiple biennia.  
11 Current fiscal biennium funding for each project is a line-item  
12 appropriation, while the outer year funding allocations represent a  
13 16-year plan. The department of transportation is expected to use the  
14 flexibility provided in this section to assist in the delivery and  
15 completion of all transportation partnership account and connecting  
16 Washington account projects on the LEAP transportation document  
17 referenced in this subsection. For the 2023-2025 project  
18 appropriations, unless otherwise provided in this act, the director  
19 of the office of financial management may provide written  
20 authorization for a transfer of appropriation authority between  
21 projects funded with transportation partnership account  
22 appropriations or connecting Washington account appropriations to  
23 manage project spending and efficiently deliver all projects in the  
24 respective program under the following conditions and limitations:

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

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

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

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

35 (e) Transfers to a project may not occur if that project is a  
36 programmatic funding item described in broad general terms on the  
37 applicable project list without referencing a specific state route  
38 number;

1 (f) Transfers may not be made while the legislature is in  
2 session;

3 (g) Transfers to a project may not be made with funds designated  
4 as attributable to practical design savings as described in RCW  
5 47.01.480;

6 (h) Except for transfers made under (l) of this subsection,  
7 transfers may only be made in fiscal year 2024;

8 (i) The total amount of transfers under this section may not  
9 exceed \$50,000,000;

10 (j) Except as otherwise provided in (l) of this subsection,  
11 transfers made to a single project may not cumulatively total more  
12 than \$20,000,000 per fiscal biennium;

13 (k) Each transfer between projects may only occur if the director  
14 of the office of financial management finds that any resulting change  
15 will not hinder the completion of the projects as approved by the  
16 legislature; and

17 (1) Transfers between projects may be made by the department of  
18 transportation without the formal written approval provided under  
19 this subsection (1), provided that the transfer amount to a single  
20 project does not exceed \$250,000 or 10 percent of the total project  
21 per fiscal biennium, whichever is less. These transfers must be  
22 reported quarterly to the director of the office of financial  
23 management and the chairs of the house of representatives and senate  
24 transportation committees.

25 (2) The department of transportation must submit quarterly all  
26 transfers authorized under this section in the transportation  
27 executive information system. The office of financial management must  
28 maintain a legislative baseline project list identified in the LEAP  
29 transportation documents referenced in this act, and update that  
30 project list with all authorized transfers under this section,  
31 including any effects to the total project budgets and schedules  
32 beyond the current fiscal biennium.

33 (3) At the time the department submits a request to transfer  
34 funds under this section, a copy of the request must be submitted to  
35 the chairs and ranking members of the transportation committees of  
36 the legislature.

37 (4) Before approval, the office of financial management shall  
38 work with legislative staff of the house of representatives and  
39 senate transportation committees to review the requested transfers in

1 a timely manner and address any concerns raised by the chairs and  
2 ranking members of the transportation committees.

3 (5) No fewer than 10 days after the receipt of a project transfer  
4 request, the director of the office of financial management must  
5 provide written notification to the department of any decision  
6 regarding project transfers, with copies submitted to the  
7 transportation committees of the legislature.

8 (6) The department must submit annually as part of its budget  
9 submittal a report detailing all transfers made pursuant to this  
10 section, including any effects to the total project budgets and  
11 schedules beyond the current fiscal biennium.

12 **Sec. 502.** 2023 c 472 s 606 (uncodified) is amended to read as  
13 follows:

14 **TRANSIT, BICYCLE, AND PEDESTRIAN ELEMENTS REPORTING**

15 By November 15th of each year, the department of transportation  
16 must report on amounts expended to benefit transit, bicycle, or  
17 pedestrian elements within all connecting Washington projects in  
18 programs I, P, and Z identified in LEAP Transportation Document  
19 ((2023-2)) 2024-2 ALL PROJECTS as developed ((April 21, 2023))  
20 February 20, 2024, in a manner consistent with past practices as  
21 specified in section 602, chapter 186, Laws of 2022.

22 **Sec. 503.** 2023 c 472 s 609 (uncodified) is amended to read as  
23 follows:

24 **LOCAL PARTNER COOPERATIVE AGREEMENTS**

25 (1) If a transportation project, where the Washington state  
26 department of transportation is the lead and the project is scheduled  
27 to be delivered or completed in the 2023-2025 fiscal biennium as  
28 shown on the LEAP Transportation Document ((2023-2)) 2024-2 ALL  
29 PROJECTS as developed ((April 21, 2023)) February 20, 2024, is in  
30 jeopardy of being delayed because the department is unable to deliver  
31 or complete the project within the 2023-2025 fiscal biennium and  
32 other local jurisdictions are able to deliver or complete the work,  
33 the department must coordinate with the appropriate local  
34 jurisdictions to determine if a potential local partner is ready,  
35 willing, and able to execute delivery and completion of the project  
36 within the 2023-2025 fiscal biennium.

37 (2) The department must compile a list of projects under this  
38 section, including the timing under which the local partner agency

1 can deliver or complete the projects within the 2023-2025 and  
2 2025-2027 fiscal biennia. The department must submit the compiled  
3 list of projects to the governor and the transportation committees of  
4 the legislature by November 1, 2023.

(End of part)

MISCELLANEOUS 2023-2025 FISCAL BIENNIUM

Sec. 601. RCW 46.68.060 and 2023 c 472 s 705 are each amended to read as follows:

There is hereby created in the state treasury a fund to be known as the highway safety fund to the credit of which must be deposited all moneys directed by law to be deposited therein. This fund must be used for carrying out the provisions of law relating to driver licensing, driver improvement, financial responsibility, cost of furnishing abstracts of driving records and maintaining such case records, and to carry out the purposes set forth in RCW 43.59.010, chapters 46.72 and 46.72A RCW, and RCW 47.04.410. During the 2021-2023 and 2023-2025 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the highway safety fund to the multimodal transportation account, the motor vehicle fund, and the state patrol highway account.

Sec. 602. RCW 46.68.300 and 2023 c 472 s 708 and 2023 c 167 s 8 are each reenacted and amended to read as follows:

The freight mobility investment account is hereby created in the state treasury. Money in the account may be spent only after appropriation. Expenditures from the account may be used only for freight mobility projects that have been (~~approved~~) recommended by the freight mobility strategic investment board in RCW 47.06A.020 and may include any principal and interest on bonds authorized for the projects or improvements. During the (~~2019-2021 and~~) 2021-2023 and 2023-2025 fiscal biennia, the expenditures from the account may also be used for the administrative expenses of the freight mobility strategic investment board.

Sec. 603. RCW 36.79.020 and 1997 c 81 s 2 are each amended to read as follows:

There is created in the motor vehicle fund the rural arterial trust account. All moneys deposited in the motor vehicle fund to be credited to the rural arterial trust account shall be expended for (1) the construction and improvement of county rural arterials and collectors, (2) the construction of replacement bridges funded by the federal bridge replacement program on access roads in rural areas, and (3) those expenses of the board associated with the administration of the rural arterial program. During the 2023-2025

1 fiscal biennium, account funds may also be used for staffing and  
2 other administrative expenses related to assisting local governments  
3 individually and collectively in qualifying for additional federal  
4 funds.

5 **Sec. 604.** RCW 82.70.020 and 2015 3rd sp.s. c 44 s 413 are each  
6 amended to read as follows:

7 (1) Employers in this state who are taxable under chapter 82.04  
8 or 82.16 RCW and provide financial incentives to their own or other  
9 employees for ride sharing, for using public transportation, for  
10 using car sharing, or for using nonmotorized commuting before January  
11 1, (~~2024~~) 2025, are allowed a credit against taxes payable under  
12 chapters 82.04 and 82.16 RCW for amounts paid to or on behalf of  
13 employees for ride sharing in vehicles carrying two or more persons,  
14 for using public transportation, for using car sharing, or for using  
15 nonmotorized commuting, not to exceed (~~sixty dollars~~) \$60 per  
16 employee per fiscal year.

17 (2) Property managers who are taxable under chapter 82.04 or  
18 82.16 RCW and provide financial incentives to persons employed at a  
19 worksite in this state managed by the property manager for ride  
20 sharing, for using public transportation, for using car sharing, or  
21 for using nonmotorized commuting before January 1, 2024, are allowed  
22 a credit against taxes payable under chapters 82.04 and 82.16 RCW for  
23 amounts paid to or on behalf of these persons for ride sharing in  
24 vehicles carrying two or more persons, for using public  
25 transportation, for using car sharing, or for using nonmotorized  
26 commuting, not to exceed (~~sixty dollars~~) \$60 per person per fiscal  
27 year.

28 (3) The credit under this section is equal to the amount paid to  
29 or on behalf of each employee multiplied by (~~fifty~~) 50 percent, but  
30 may not exceed (~~sixty dollars~~) \$60 per employee per fiscal year. No  
31 refunds may be granted for credits under this section.

32 (4) A person may not receive credit under this section for  
33 amounts paid to or on behalf of the same employee under both chapters  
34 82.04 and 82.16 RCW.

35 (5) A person may not take a credit under this section for amounts  
36 claimed for credit by other persons.

37 **Sec. 605.** RCW 82.70.040 and 2022 c 182 s 311 are each amended to  
38 read as follows:



1 (1) (a) The department must keep a running total of all credits  
2 allowed under RCW 82.70.020 during each fiscal year. The department  
3 may not allow any credits that would cause the total amount allowed  
4 to exceed \$2,750,000 in any fiscal year.

5 (b) If the total amount of credit applied for by all applicants  
6 in any year exceeds the limit in this subsection, the department must  
7 ratably reduce the amount of credit allowed for all applicants so  
8 that the limit in this subsection is not exceeded. If a credit is  
9 reduced under this subsection, the amount of the reduction may not be  
10 carried forward and claimed in subsequent fiscal years.

11 (2) (a) Tax credits under RCW 82.70.020 may not be claimed in  
12 excess of the amount of tax otherwise due under chapter 82.04 or  
13 82.16 RCW.

14 (b) Through June 30, 2005, a person with taxes equal to or in  
15 excess of the credit under RCW 82.70.020, and therefore not subject  
16 to the limitation in (a) of this subsection, may elect to defer tax  
17 credits for a period of not more than three years after the year in  
18 which the credits accrue. For credits approved by the department  
19 through June 30, 2015, the approved credit may be carried forward and  
20 used for tax reporting periods through December 31, 2016. Credits  
21 approved after June 30, 2015, must be used for tax reporting periods  
22 within the calendar year for which they are approved by the  
23 department and may not be carried forward to subsequent tax reporting  
24 periods. Credits carried forward as authorized by this subsection are  
25 subject to the limitation in subsection (1) (a) of this section for  
26 the fiscal year for which the credits were originally approved.

27 (3) No person may be approved for tax credits under RCW 82.70.020  
28 in excess of \$100,000 in any fiscal year. This limitation does not  
29 apply to credits carried forward from prior years under subsection  
30 (2) (b) of this section.

31 (4) No person may claim tax credits after June 30, ((2024)) 2025.

32 **Sec. 606.** RCW 82.70.900 and 2023 c 374 s 18 are each amended to  
33 read as follows:

34 This chapter expires July 1, ((2024)) 2025.

35 NEW SECTION. **Sec. 607.** (1) This section is the tax preference  
36 performance statement for section 604, chapter . . ., Laws of 2024  
37 (section 604 of this act). This performance statement is only  
38 intended to be used for subsequent evaluation of the tax preference.

1 It is not intended to create a private right of action by any party  
2 or be used to determine eligibility for the preferential tax  
3 treatment.

4 (2) The tax preference performance statement in section 413,  
5 chapter 44, Laws of 2015 3rd sp. sess. applies to the expansion of  
6 the tax preference in section 604 of this act.

7 **Sec. 608.** 2022 c 182 s 503 (uncodified) is amended to read as  
8 follows:

9 ((Sections 311 and)) Section 403 of this act ((expire)) expires  
10 July 1, 2024.

11 **Sec. 609.** RCW 46.68.170 and 2013 c 306 s 705 are each amended to  
12 read as follows:

13 There is hereby created in the motor vehicle fund the RV account.  
14 All moneys hereafter deposited in said account shall be used by the  
15 department of transportation for the construction, maintenance, and  
16 operation of recreational vehicle sanitary disposal systems at safety  
17 rest areas in accordance with the department's highway system plan as  
18 prescribed in chapter 47.06 RCW. During the ((2011-2013 and 2013-2015  
19 fiscal biennia, the legislature may transfer from the RV account to  
20 the motor vehicle fund such amounts as reflect the excess fund  
21 balance of the RV account to accomplish the purposes identified in  
22 this section)) 2023-2025 fiscal biennium, the legislature may direct  
23 the state treasurer to make transfers of moneys from the RV account  
24 to the motor vehicle fund.

25 **Sec. 610.** RCW 47.12.244 and 2013 c 306 s 714 are each amended to  
26 read as follows:

27 There is created the "advance right-of-way revolving fund" in the  
28 custody of the treasurer, into which the department is authorized to  
29 deposit directly and expend without appropriation:

30 (1) An initial deposit of ((ten million dollars)) \$10,000,000  
31 from the motor vehicle fund included in the department of  
32 transportation's 1991-93 budget;

33 (2) All moneys received by the department as rental income from  
34 real properties that are not subject to federal aid reimbursement,  
35 except moneys received from rental of capital facilities properties  
36 as defined in chapter 47.13 RCW; and

1 (3) Any federal moneys available for acquisition of right-of-way  
2 for future construction under the provisions of section 108 of Title  
3 23, United States Code.

4 During the ~~((2011-2013 and 2013-2015 fiscal biennia, the~~  
5 ~~legislature may transfer from the advance right-of-way revolving fund~~  
6 ~~to the motor vehicle account [fund] amounts as reflect the excess~~  
7 ~~fund balance of the advance right-of-way revolving fund))~~ 2023-2025  
8 fiscal biennium, the legislature may direct the state treasurer to  
9 make transfers of moneys from the advance right-of-way revolving fund  
10 to the JUDY transportation future funding program account.

11 NEW SECTION. Sec. 611. A new section is added to 2023 c 472  
12 (uncodified) to read as follows:

13 (1) The transportation carbon emissions reduction account is  
14 created in the state treasury. Moneys in the account may be spent  
15 only after appropriation. Expenditures from the account are intended  
16 to affect reductions in transportation sector carbon emissions  
17 through a variety of carbon reducing investments. Such investments  
18 may include, but are not limited to: Transportation alternatives to  
19 single occupancy passenger vehicles; reductions in single occupancy  
20 passenger vehicle miles traveled; reductions in per mile emissions in  
21 vehicles, including through the funding of alternative fuel  
22 infrastructure and incentive programs; and emissions reduction  
23 programs for freight transportation, including motor vehicles and  
24 rail, as well as for ferries and other maritime and port activities.  
25 Expenditures from the account may be made only for transportation  
26 carbon emissions reducing purposes and may not be made for highway  
27 purposes authorized under the 18th Amendment of the Washington state  
28 Constitution, other than as specified in this section, and must be  
29 made in accordance with subsection (2) of this section. It is the  
30 legislature's intent that expenditures from the account used to  
31 reduce carbon emissions be made with the goal of achieving equity for  
32 communities that historically have been omitted or adversely impacted  
33 by past transportation policies and practices.

34 (2) Appropriations in an omnibus transportation appropriations  
35 act from the transportation carbon emissions reduction account must  
36 be made exclusively to fund the following activities:

- 37 (i) Active transportation;  
38 (ii) Transit programs and projects;  
39 (iii) Alternative fuel and electrification;

1 (iv) Ferries; and

2 (v) Rail.

3 (3) Unspent appropriations in the 2023-2025 omnibus  
4 transportation appropriations act, chapter 472, Laws of 2023, and  
5 chapter . . . , Laws of 2024 (this act), which are appropriated from  
6 the carbon emissions reduction account before January 1, 2025, must  
7 thereafter be paid from the transportation carbon emissions reduction  
8 account as if they were appropriated from that account.

9 (4) Any appropriations from the carbon emissions reduction  
10 account beginning January 1, 2025, must lapse.

11 (5) Any residual balance of funds remaining in the carbon  
12 emissions reduction account on or after December 5, 2024, must be  
13 transferred by the state treasurer to the transportation carbon  
14 emissions reduction account created in this section.

15 (6) This section expires July 1, 2025.

16 NEW SECTION. **Sec. 612.** Section 611 of this act takes effect  
17 only if the carbon emissions reduction account is abolished on or  
18 after December 5, 2024.

(End of part)

1 **MISCELLANEOUS**

2 NEW SECTION. **Sec. 701.** If any provision of this act or its  
3 application to any person or circumstance is held invalid, the  
4 remainder of the act or the application of the provision to other  
5 persons or circumstances is not affected.

6 NEW SECTION. **Sec. 702.** Except for section 611 of this act, this  
7 act is necessary for the immediate preservation of the public peace,  
8 health, or safety, or support of the state government and its  
9 existing public institutions, and takes effect immediately."

**ESHB 2134 - S AMD 736**  
By Senator Llias

**ADOPTED AS AMENDED 02/27/2024**

10 On page 1, line 1 of the title, after "appropriations;" strike  
11 the remainder of the title and insert "amending RCW 46.68.060,  
12 36.79.020, 82.70.020, 82.70.040, 82.70.900, 46.68.170, and 47.12.244;  
13 amending 2023 c 472 ss 105, 108, 109, 111, 114, 110, 201, 202, 203,  
14 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217,  
15 218, 219, 220, 221, 222, 223, 224, 301, 302, 304, 305, 306, 307, 308,  
16 309, 310, 401, 402, 403, 404, 405, 406, 407, 601, 606, and 609  
17 (uncodified); amending 2022 c 182 s 503 (uncodified); reenacting and  
18 amending RCW 46.68.300; adding new sections to 2023 c 472  
19 (uncodified); creating a new section; making appropriations and  
20 authorizing expenditures for capital improvements; providing a  
21 contingent effective date; providing expiration dates; and declaring  
22 an emergency."

EFFECT: Replaces the House Transportation Budget with the Senate  
Transportation Budget as passed committee (SSB 5947).

--- END ---