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**SENATE BILL 5162**

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**State of Washington**

**68th Legislature**

**2023 Regular Session**

**By** Senators Lias, King, and Nobles; by request of Office of Financial Management

Prefiled 01/05/23. Read first time 01/09/23. Referred to Committee on Transportation.

1 AN ACT Relating to transportation funding and appropriations;  
2 amending RCW 43.19.642, 46.20.745, 82.21.030, 47.66.120, 46.68.060,  
3 46.68.290, 47.60.322, 46.68.395, 70A.65.240, 46.68.520, and  
4 46.68.280; creating new sections; making appropriations and  
5 authorizing expenditures for capital improvements; and declaring an  
6 emergency.

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

8 **2023-2025 FISCAL BIENNIUM**

9 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state  
10 is hereby adopted and, subject to the provisions set forth, the  
11 several amounts specified, or as much thereof as may be necessary to  
12 accomplish the purposes designated, are hereby appropriated from the  
13 several accounts and funds named to the designated state agencies and  
14 offices for employee compensation and other expenses, for capital  
15 projects, and for other specified purposes, including the payment of  
16 any final judgments arising out of such activities, for the period  
17 ending June 30, 2025.

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

- 1 (a) "Fiscal year 2024" or "FY 2024" means the fiscal year ending  
 2 June 30, 2024.
- 3 (b) "Fiscal year 2025" or "FY 2025" means the fiscal year ending  
 4 June 30, 2025.
- 5 (c) "FTE" means full-time equivalent.
- 6 (d) "Lapse" or "revert" means the amount shall return to an  
 7 unappropriated status.
- 8 (e) "Provided solely" means the specified amount may be spent  
 9 only for the specified purpose. Unless otherwise specifically  
 10 authorized in this act, any portion of an amount provided solely for  
 11 a specified purpose that is not expended subject to the specified  
 12 conditions and limitations to fulfill the specified purpose shall  
 13 lapse.
- 14 (f) "Reappropriation" means appropriation and, unless the context  
 15 clearly provides otherwise, is subject to the relevant conditions and  
 16 limitations applicable to appropriations.

17 **GENERAL GOVERNMENT AGENCIES—OPERATING**

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

20 Motor Vehicle Account—State Appropriation. . . . . \$593,000

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

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

25 Pilotage Account—State. . . . . \$150,000

26 TOTAL APPROPRIATION. . . . . \$654,000

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

28 Motor Vehicle Account—State Appropriation. . . . . \$222,000

29 Puget Sound Ferry Operations Account—State  
 30 Appropriation. . . . . \$133,000

31 TOTAL APPROPRIATION. . . . . \$355,000

32 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**  
 33 **COMMISSION**

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

|    |  |  |             |
|----|--|--|-------------|
| 1  | <u>NEW SECTION.</u>  | <b>Sec. 105. FOR THE DEPARTMENT OF AGRICULTURE</b>       |             |
| 2  | Motor Vehicle Account—State Appropriation. . . . .                   |  | \$1,482,000 |
| 3  | <u>NEW SECTION.</u>  | <b>Sec. 106. FOR THE LEGISLATIVE EVALUATION AND</b>      |             |
| 4  | <b>ACCOUNTABILITY PROGRAM COMMITTEE</b>                              |  |             |
| 5  | Motor Vehicle Account—State Appropriation. . . . .                   |  | \$703,000   |
| 6  | <u>NEW SECTION.</u>  | <b>Sec. 107. FOR THE OFFICE OF MINORITY AND WOMEN'S</b>  |             |
| 7  | <b>BUSINESS ENTERPRISES</b>  |  |             |
| 8  | Move Ahead WA Flexible Account—State Appropriation. . . . .          |  | \$2,000,000 |
| 9  | The appropriation in this section is subject to the following        |  |             |
| 10 | conditions and limitations: The entire appropriation in this section |  |             |
| 11 | is provided solely for increasing the number of certified women and  |  |             |
| 12 | minority-owned contractors in the transportation sector.             |  |             |
| 13 | <u>NEW SECTION.</u>  | <b>Sec. 108. FOR THE BOARD OF PILOTAGE COMMISSIONERS</b> |             |
| 14 | Pilotage Account—State Appropriation. . . . .                        |  | \$3,589,000 |
| 15 | <u>NEW SECTION.</u>  | <b>Sec. 109. FOR THE OFFICE OF THE GOVERNOR</b>          |             |
| 16 | State Patrol Highway Account—State Appropriation. . . . .            |  | \$750,000   |
| 17 | Motor Vehicle Account—State Appropriation. . . . .                   |  | \$460,000   |
| 18 | TOTAL APPROPRIATION. . . . .   |  | \$1,210,000 |

(End of part)

1 **TRANSPORTATION AGENCIES—OPERATING**

2 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY**  
3 **COMMISSION**

|    |   |              |
|----|---|--------------|
| 4  | Highway Safety Account—State Appropriation. . . . .         | \$5,249,000  |
| 5  | Highway Safety Account—Federal Appropriation. . . . .       | \$27,819,000 |
| 6  | Highway Safety Account—Private/Local Appropriation. . . . . | \$60,000     |
| 7  | Cooper Jones Active Transportation Safety Account—          |              |
| 8  | State Appropriation. . . . .                                | \$400,000    |
| 9  | School Zone Safety Account—State Appropriation. . . . .     | \$850,000    |
| 10 | TOTAL APPROPRIATION. . . . .                                | \$34,378,000 |

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

13 (1) \$400,000 of the Cooper Jones active transportation safety  
14 account—state appropriation is provided solely for grant projects or  
15 programs for bicycle, pedestrian, and nonmotorist safety improvement  
16 administered by the commission in consultation with the Cooper Jones  
17 active transportation safety council.

18 (2) \$485,000 of the highway safety account—state appropriation  
19 and \$50,000 of the highway safety account—federal appropriation are  
20 provided solely to develop a statewide public awareness campaign to  
21 inform and educate Washington citizens about the slow down and move  
22 over law, RCW 46.61.212. The educational campaign must include the  
23 use of public service announcements and written and digital  
24 informative and educational materials distributed by reasonable  
25 means. The Washington traffic safety commission and the department of  
26 licensing, working independently or in collaboration or both, shall  
27 develop the public awareness campaign using any available resources,  
28 as well as federal and other grant funds that may, from time to time,  
29 become available for this purpose.

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

|    |   |             |
|----|---|-------------|
| 31 | Rural Arterial Trust Account—State Appropriation. . . . . | \$1,301,000 |
| 32 | Motor Vehicle Account—State Appropriation. . . . .        | \$3,656,000 |
| 33 | County Arterial Preservation Account—State                |             |
| 34 | Appropriation. . . . .                                    | \$1,926,000 |
| 35 | TOTAL APPROPRIATION. . . . .                              | \$6,883,000 |

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

1 Transportation Improvement Account—State  
2 Appropriation. . . . . \$4,859,000

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

4 Motor Vehicle Account—State Appropriation. . . . . \$1,682,000

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

6 Motor Vehicle Account—State Appropriation. . . . . \$3,253,000

7 Multimodal Transportation Account—State  
8 Appropriation. . . . . \$565,000

9 TOTAL APPROPRIATION. . . . . \$3,818,000

10 The appropriations in this section are subject to the following  
11 conditions and limitations: \$500,000 of the multimodal transportation  
12 account—state appropriation is provided solely for the commission to  
13 update the Washington state transportation plan.

14 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**  
15 **INVESTMENT BOARD**

16 Freight Mobility Investment Account—State  
17 Appropriation. . . . . \$869,000

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

19 Interstate 405 and State Route Number 167 Express  
20 Toll Lanes Account—State Appropriation. . . . . \$10,000

21 State Patrol Highway Account—State Appropriation. . . . . \$671,107,000

22 State Patrol Highway Account—Federal Appropriation. . . . . \$20,458,000

23 State Patrol Highway Account—Private/Local  
24 Appropriation. . . . . \$4,607,000

25 Highway Safety Account—State Appropriation. . . . . \$1,452,000

26 Ignition Interlock Device Revolving Account—State  
27 Appropriation. . . . . \$1,976,000

28 Multimodal Transportation Account—State  
29 Appropriation. . . . . \$320,000

30 TOTAL APPROPRIATION. . . . . \$699,930,000

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

33 (1) Washington state patrol officers engaged in off-duty  
34 uniformed employment providing traffic control services to the

1 department of transportation or other state agencies may use state  
2 patrol vehicles for the purpose of that employment, subject to  
3 guidelines adopted by the chief of the Washington state patrol. The  
4 Washington state patrol must be reimbursed for the use of the vehicle  
5 at the prevailing state employee rate for mileage and hours of usage,  
6 subject to guidelines developed by the chief of the Washington state  
7 patrol.

8 (2) By December 1st of each year during the 2023-2025 biennium,  
9 the Washington state patrol must report to the governor and the house  
10 and senate transportation committees on the status of recruitment and  
11 retention activities as follows:

- 12 (a) A summary of recruitment and retention strategies;
- 13 (b) The number of transportation funded staff vacancies by major  
14 category;
- 15 (c) The number of applicants for each of the positions by these  
16 categories;
- 17 (d) The composition of workforce;
- 18 (e) Other relevant outcome measures with comparative information  
19 with recent comparable months in prior years; and
- 20 (f) Activities related to the implementation of the agency's  
21 workforce diversity plan, including short-term and long-term,  
22 specific comprehensive outreach and recruitment strategies to  
23 increase populations underrepresented within both commissioned and  
24 noncommissioned employee groups.

25 (3) \$510,000 of the ignition interlock device revolving account—  
26 state appropriation is provided solely for the ignition interlock  
27 program at the Washington state patrol to provide funding for two  
28 staff to work and provide support for the program in working with  
29 manufacturers, service centers, technicians, and participants in the  
30 program.

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

32 Department of Licensing Technology Improvement and

|  |             |
|--|-------------|
| 33 Data Management Account—State Appropriation. . . . .        | \$951,000   |
| 34 Driver Licensing Technology Support Account—State           |             |
| 35 Appropriation. . . . .                                      | \$1,743,000 |
| 36 Marine Fuel Tax Refund Account—State Appropriation. . . . . | \$34,000    |
| 37 Motorcycle Safety Education Account—State                   |             |
| 38 Appropriation. . . . .                                      | \$5,324,000 |

|    |   |               |
|----|---|---------------|
| 1  | Limited Fish and Wildlife Account—State                     |               |
| 2  | Appropriation. . . . .                                      | \$771,000     |
| 3  | Highway Safety Account—State Appropriation. . . . .         | \$286,088,000 |
| 4  | Highway Safety Account—Federal Appropriation. . . . .       | \$1,294,000   |
| 5  | Motor Vehicle Account—State Appropriation. . . . .          | \$101,460,000 |
| 6  | Motor Vehicle Account—Private/Local Appropriation. . . . .  | \$1,336,000   |
| 7  | Ignition Interlock Device Revolving Account—State           |               |
| 8  | Appropriation. . . . .                                      | \$6,417,000   |
| 9  | Department of Licensing Services Account—State              |               |
| 10 | Appropriation. . . . .                                      | \$9,183,000   |
| 11 | License Plate Technology Account—State Appropriation        |               |
| 12 | . . . . .   | \$4,259,000   |
| 13 | Abandoned Recreational Vehicle Account—State                |               |
| 14 | Appropriation. . . . .                                      | \$3,094,000   |
| 15 | Limousine Carriers Account—State Appropriation. . . . .     | \$126,000     |
| 16 | Electric Vehicle Account—State Appropriation. . . . .       | \$445,000     |
| 17 | Agency Financial Transaction Account—State                  |               |
| 18 | Appropriation. . . . .                                      | \$18,894,000  |
| 19 | Move Ahead WA Flexible Account—State Appropriation. . . . . | \$5,920,000   |
| 20 | TOTAL APPROPRIATION. . . . .                                | \$447,339,000 |

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

23 (1) \$1,100,000 of the highway safety account—state appropriation  
24 and \$1,100,000 of the move ahead WA flexible account—state  
25 appropriation are provided solely for the department to provide an  
26 interagency transfer to the department of social and health services,  
27 children's administration division for the purpose of providing  
28 driver's license support to a larger population of foster youth than  
29 is already served within existing resources. Support services include  
30 reimbursement of driver's license issuance costs, fees for driver  
31 training education, and motor vehicle liability insurance costs.

32 (2) \$20,000 of the motorcycle safety education account—state  
33 appropriation, \$2,000 of the limited fish and wildlife account—state  
34 appropriation, \$1,228,000 of the highway safety account—state  
35 appropriation, \$400,000 of the motor vehicle account—state  
36 appropriation, \$18,000 of the ignition interlock device revolving  
37 account—state appropriation, and \$18,000 of the department of  
38 licensing services account—state appropriation are provided solely

1 for the department to redesign and improve its online services and  
2 website, and are subject to the conditions, limitations, and review  
3 requirements of section 701 of this act.

4 (3) (a) \$1,053,000 of the highway safety account—federal  
5 appropriation and \$1,053,000 of the highway safety account—state  
6 appropriation are provided solely for implementation of Z-0052.2/23  
7 (drug and alcohol clearinghouse). If chapter . . . , Laws of 2023  
8 (drug and alcohol clearinghouse) is not enacted by June 30, 2023, the  
9 amount provided in this subsection lapses.

10 (b) To assist in funding this project, the department must apply  
11 to access federal funding for the total project cost.

12 (c) If the agency receives federal funds, an amount of the  
13 highway safety account—state appropriation equal to the amount of  
14 federal funds received must be placed in unallotted status.

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

|    |  |               |
|----|--|---------------|
| 17 | State Route Number 520 Corridor Account—State        |               |
| 18 | Appropriation. . . . .                               | \$58,910,000  |
| 19 | State Route Number 520 Civil Penalties Account—State |               |
| 20 | Appropriation. . . . .                               | \$4,178,000   |
| 21 | Tacoma Narrows Toll Bridge Account—State             |               |
| 22 | Appropriation. . . . .                               | \$30,773,000  |
| 23 | Alaskan Way Viaduct Replacement Project Account—     |               |
| 24 | State Appropriation. . . . .                         | \$20,750,000  |
| 25 | Interstate 405 and State Route Number 167 Express    |               |
| 26 | Toll Lanes Account—State Appropriation. . . . .      | \$23,781,000  |
| 27 | TOTAL APPROPRIATION. . . . .                         | \$138,392,000 |

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

30 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state  
31 appropriation and \$12,484,000 of the state route number 520 corridor  
32 account—state appropriation are provided solely for the purposes of  
33 addressing unforeseen operations and maintenance costs on the Tacoma  
34 Narrows bridge and the state route number 520 bridge, respectively.  
35 The office of financial management shall place the amounts provided  
36 in this subsection, which represent a portion of the required minimum  
37 fund balance under the policy of the state treasurer, in unallotted  
38 status. The office may release the funds only when it determines that



1 all other funds designated for operations and maintenance purposes  
2 have been exhausted.

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

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

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

21 (3) \$314,000 of the Interstate 405 and state route number 167  
22 express toll lanes account—state appropriation, \$734,000 of the state  
23 route number 520 corridor account—state appropriation, \$315,000 of  
24 the Tacoma Narrows toll bridge account—state appropriation, and  
25 \$413,000 of the Alaskan Way viaduct replacement project account—state  
26 appropriation are provided solely for the reappropriation of unspent  
27 funds on the new tolling back office system from the 2021-2023  
28 biennium.

29 (5) The department shall make detailed annual reports to the  
30 transportation committees of the legislature and the public on the  
31 department's website on the following:

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

36 (b) The nonvendor costs of administering toll operations,  
37 including the costs of staffing the division, consultants, and other  
38 personal service contracts required for technical oversight and  
39 management assistance, insurance, payments related to credit card

1 processing, transponder purchases and inventory management, facility  
2 operations and maintenance, and other miscellaneous nonvendor costs;

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

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

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

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

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

14 (iv) Workload costs related to hearings;

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

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

17 (e) A summary of toll revenue by facility on all operating toll  
18 facilities and express toll lane systems, and an itemized depiction  
19 of the use of that revenue.

20 (6) \$2,584,000 of the state route number 520 corridor account—  
21 state appropriation and \$432,000 of the Tacoma Narrows toll bridge  
22 account—state appropriation are provided solely for the increased  
23 costs of insurance for the state route number 520 floating bridge and  
24 the Tacoma Narrows bridge, respectively.

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

|    |  |               |
|----|--|---------------|
| 27 | Transportation Partnership Account—State           |               |
| 28 | Appropriation. . . . .                             | \$1,494,000   |
| 29 | Motor Vehicle Account—State Appropriation. . . . . | \$126,501,000 |
| 30 | Puget Sound Ferry Operations Account—State         |               |
| 31 | Appropriation. . . . .                             | \$307,000     |
| 32 | Multimodal Transportation Account—State            |               |
| 33 | Appropriation. . . . .                             | \$2,986,000   |
| 34 | Transportation 2003 Account (Nickel Account)—State |               |
| 35 | Appropriation. . . . .                             | \$1,488,000   |
| 36 | TOTAL APPROPRIATION. . . . .                       | \$132,776,000 |

1        NEW SECTION.    **Sec. 211.    FOR THE DEPARTMENT OF TRANSPORTATION—**  
2 **FACILITY MAINTENANCE, OPERATIONS, AND CONSTRUCTION—PROGRAM D—**  
3 **OPERATING**

|   |  |              |
|---|--|--------------|
| 4 | Motor Vehicle Account—State Appropriation. . . . . | \$42,273,000 |
| 5 | Move Ahead WA Account—State Appropriation. . . . . | \$3,400,000  |
| 6 | State Route Number 520 Corridor Account—State      |              |
| 7 | Appropriation. . . . .                             | \$34,000     |
| 8 | TOTAL APPROPRIATION. . . . .                       | \$45,707,000 |

9        The appropriations in this section are subject to the following  
10 conditions and limitations: \$3,400,000 of the move ahead WA account—  
11 state appropriation is provided solely for the department to improve  
12 its ability to keep facility assets in a state of good repair through  
13 maintenance and operations.

14        NEW SECTION.    **Sec. 212.    FOR THE DEPARTMENT OF TRANSPORTATION—**  
15 **TRANSPORTATION EQUIPMENT FUND—PROGRAM E**

|    |  |              |
|----|--|--------------|
| 16 | Move Ahead WA Account—State Appropriation. . . . . | \$37,500,000 |
|----|--|--------------|

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

19        (1) \$29,000,000 of the move ahead WA account—state appropriation  
20 is provided solely for the department's costs related to replacing  
21 obsolete transportation equipment.

22        (2) \$8,500,000 of the move ahead WA account—state appropriation  
23 is provided solely for the department's costs related to replacing  
24 fuel sites.

25        NEW SECTION.    **Sec. 213.    FOR THE DEPARTMENT OF TRANSPORTATION—**  
26 **AVIATION—PROGRAM F**

|    |  |              |
|----|--|--------------|
| 27 | Aeronautics Account—State Appropriation. . . . .         | \$10,217,000 |
| 28 | Aeronautics Account—Federal Appropriation. . . . .       | \$3,650,000  |
| 29 | Aeronautics Account—Private/Local Appropriation. . . . . | \$60,000     |
| 30 | TOTAL APPROPRIATION. . . . .                             | \$13,927,000 |

31        NEW SECTION.    **Sec. 214.    FOR THE DEPARTMENT OF TRANSPORTATION—**  
32 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H**

|    |  |              |
|----|--|--------------|
| 33 | Motor Vehicle Account—State Appropriation. . . . .   | \$68,599,000 |
| 34 | Motor Vehicle Account—Federal Appropriation. . . . . | \$500,000    |
| 35 | Multimodal Transportation Account—State              |              |

|   |   |              |
|---|---|--------------|
| 1 | Appropriation. . . . .                  | \$758,000    |
| 2 | Natural Climate Solutions Account—State |              |
| 3 | Appropriation. . . . .                  | \$93,000     |
| 4 | TOTAL APPROPRIATION. . . . .            | \$69,950,000 |

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

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

17 (2) \$410,000 of the motor vehicle account—state appropriation is  
18 provided solely for the implementation of chapter 217, Laws of 2021  
19 (noxious weeds).

20 (3) The department shall offer to sell the northern parcel of  
21 site 14 on the Puget Sound Gateway Program SR 509 Completion Project  
22 Surplus Property list, located immediately south of S. 216th Street  
23 and adjacent to the Barnes Creek Nature Trail in Des Moines, to  
24 Seattle Goodwill Industries, a nonprofit organization with tax ID  
25 91-05688708, located at 700 Dearborn Place S., Seattle, WA 98144, in  
26 accordance with RCW 47.12.063 at fair market value because the  
27 legislature finds it in the public interest to do so for the public  
28 benefit that will result from Goodwill's redevelopment of the  
29 property it owns at Rainier Ave. South and South Dearborn Street to  
30 increase the supply of affordable housing.

31 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION—**  
32 **PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K**

|    |   |              |
|----|---|--------------|
| 33 | Motor Vehicle Account—State Appropriation. . . . .    | \$741,000    |
| 34 | Electric Vehicle Account—State Appropriation. . . . . | \$8,425,000  |
| 35 | Multimodal Transportation Account—State               |              |
| 36 | Appropriation. . . . .                                | \$4,400,000  |
| 37 | Multimodal Transportation Account—Federal             |              |
| 38 | Appropriation. . . . .                                | \$25,000,000 |

1 TOTAL APPROPRIATION. . . . . \$38,566,000

2 The appropriations in this section are subject to the following  
3 conditions and limitations: \$6,425,000 of the electric vehicle  
4 account—state appropriation is provided solely for the clean  
5 alternative fuel vehicle charging and refueling infrastructure  
6 program in chapter 287, Laws of 2019 (advancing green transportation  
7 adoption).

8 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION—**  
9 **HIGHWAY MAINTENANCE—PROGRAM M**

10 Motor Vehicle Account—State Appropriation. . . . . \$588,538,000  
11 Motor Vehicle Account—Federal Appropriation. . . . . \$7,000,000  
12 Move Ahead WA Account—State Appropriation. . . . . \$80,200,000  
13 State Route Number 520 Corridor Account—State  
14 Appropriation. . . . . \$4,723,000  
15 Tacoma Narrows Toll Bridge Account—State  
16 Appropriation. . . . . \$1,585,000  
17 Alaskan Way Viaduct Replacement Project Account—  
18 State Appropriation. . . . . \$8,752,000  
19 Interstate 405 and State Route Number 167 Express  
20 Toll Lanes Account—State Appropriation. . . . . \$2,624,000  
21 TOTAL APPROPRIATION. . . . . \$693,422,000

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

24 (1) \$7,844,000 of the motor vehicle account—state appropriation  
25 is provided solely for utility fees assessed by local governments as  
26 authorized under RCW 90.03.525 for the mitigation of stormwater  
27 runoff from state highways.

28 (2) \$5,000,000 of the motor vehicle account—state appropriation  
29 is provided solely for a contingency pool for snow and ice removal.  
30 The department must notify the office of financial management and the  
31 transportation committees of the legislature when they have spent the  
32 base budget for snow and ice removal and will begin using the  
33 contingency pool funding.

34 (3) \$10,040,000 of the motor vehicle account—state appropriation  
35 is provided solely for the department to address safety improvements  
36 and debris clean up on department-owned rights-of-way from  
37 encampments of people living on such rights-of-way. Of the amounts

1 provided in this subsection, \$500,000 is provided for the department  
2 to contract with the Washington state patrol for support of the  
3 department's activities as needed.

4 (a) Of this amount, a minimum of \$1,025,000 is to be used for a  
5 continued partnership program between the department and Seattle.

6 (b) Of this amount, a minimum of \$1,015,000 is to be used for a  
7 continued partnership program between the department and the city of  
8 Tacoma.

9 (c) Beginning November 1, 2023, and semiannually thereafter, the  
10 Washington state patrol and the department of transportation must  
11 jointly submit a report to the governor and the transportation  
12 committees of the legislature on the status of this section,  
13 including:

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

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

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

23 (4) \$115,000 of the state route number 520 corridor account—state  
24 appropriation is provided solely for an interagency maintenance  
25 agreement with local jurisdictions to address the ongoing facility  
26 and landscape maintenance of the three state route number 520  
27 eastside lids and surrounding areas at the Evergreen Point Road, 84th  
28 Avenue NE, and 92nd Avenue NE. The agreement shall include a defined  
29 amount of state funding contribution for landscape maintenance on the  
30 three lids not to exceed state contributions to other jurisdictions  
31 for similar shared facilities.

32 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION—**  
33 **TRAFFIC OPERATIONS—PROGRAM Q—OPERATING**

|    |  |              |
|----|--|--------------|
| 34 | Motor Vehicle Account—State Appropriation. . . . .         | \$89,799,000 |
| 35 | Motor Vehicle Account—Federal Appropriation. . . . .       | \$2,050,000  |
| 36 | Motor Vehicle Account—Private/Local Appropriation. . . . . | \$294,000    |
| 37 | Move Ahead WA Account—State Appropriation. . . . .         | \$3,700,000  |
| 38 | Multimodal Transportation Account—State                    |              |

|   |  |               |
|---|--|---------------|
| 1 | Appropriation. . . . .                           | \$5,000,000   |
| 2 | State Route Number 520 Corridor Account—State    |               |
| 3 | Appropriation. . . . .                           | \$175,000     |
| 4 | Alaskan Way Viaduct Replacement Project Account— |               |
| 5 | State Appropriation. . . . .                     | \$1,080,000   |
| 6 | TOTAL APPROPRIATION. . . . .                     | \$102,098,000 |

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

9 (1) \$6,000,000 of the motor vehicle account—state appropriation  
10 is provided solely for low-cost enhancements. The department shall  
11 give priority to low-cost enhancement projects that improve safety or  
12 provide congestion relief. By December 15th of each odd-numbered  
13 year, the department shall provide a report to the legislature  
14 listing all low-cost enhancement projects completed in the prior  
15 fiscal biennium.

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

37 (b) The department shall expand the high occupancy vehicle lane  
38 access pilot program to vehicles that deliver or collect blood,  
39 tissue, or blood components for a blood-collecting or distributing

1 establishment regulated under chapter 70.335 RCW. Under the pilot  
2 program, when the department reserves a portion of a highway based on  
3 the number of passengers in a vehicle, blood-collecting or  
4 distributing establishment vehicles that are clearly and identifiably  
5 marked as such on all sides of the vehicle are considered emergency  
6 vehicles and must be authorized to use the reserved portion of the  
7 highway.

8 (c) The department shall expand the high occupancy vehicle lane  
9 access pilot program to organ transport vehicles transporting a time  
10 urgent organ for an organ procurement organization as defined in RCW  
11 68.64.010. Under the pilot program, when the department reserves a  
12 portion of a highway based on the number of passengers in a vehicle,  
13 organ transport vehicles that are clearly and identifiably marked as  
14 such on all sides of the vehicle are considered emergency vehicles  
15 and must be authorized to use the reserved portion of the highway.

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

26 (e) The department shall expand the high occupancy vehicle lane  
27 access pilot program to for hire nonemergency medical transportation  
28 vehicles, when in use for medical purposes, as described in section  
29 208, chapter 333, Laws of 2021. Under the pilot program, when the  
30 department reserves a portion of a highway based on the number of  
31 passengers in a vehicle, nonemergency medical transportation vehicles  
32 that meet the requirements identified in section 208, chapter 333,  
33 Laws of 2021 must be authorized to use the reserved portion of the  
34 highway.

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

38 (3) The appropriations in this section assume implementation of  
39 additional cost recovery mechanisms to recoup at least \$100,000 in  
40 credit card and other financial transaction costs related to the



1 collection of fees imposed under RCW 46.44.0941 for driver and  
2 vehicle fee transactions beginning July 1, 2023. The department may  
3 recover transaction fees incurred through credit card transactions.  
4 The department shall notify the office of the state treasurer of  
5 these amounts and the state treasurer must deposit these revenues in  
6 the agency financial transaction account created in RCW 46.01.385 on  
7 a quarterly basis.

8 (4) \$5,000,000 of the multimodal transportation account—state  
9 appropriation is provided solely for the department to address  
10 emergent issues related to safety for pedestrians and bicyclists.  
11 Funds may only be spent after approval from the office of financial  
12 management.

13 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION—**  
14 **TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S**

|    |   |              |
|----|---|--------------|
| 15 | Motor Vehicle Account—State Appropriation. . . . .          | \$66,045,000 |
| 16 | Motor Vehicle Account—Federal Appropriation. . . . .        | \$780,000    |
| 17 | Motor Vehicle Account—Private/Local Appropriation. . . . .  | \$500,000    |
| 18 | Move Ahead WA Flexible Account—State Appropriation. . . . . | \$6,400,000  |
| 19 | Puget Sound Ferry Operations Account—State                  |              |
| 20 | Appropriation. . . . .                                      | \$517,000    |
| 21 | Multimodal Transportation Account—State                     |              |
| 22 | Appropriation. . . . .                                      | \$22,323,000 |
| 23 | TOTAL APPROPRIATION. . . . .                                | \$96,565,000 |

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

26 (1) \$2,000,000 of the multimodal transportation account—state  
27 appropriation and \$2,400,000 of the move ahead WA flexible account—  
28 state appropriation are provided solely for the preapprenticeship  
29 support services (PASS) program, which aims to increase diversity in  
30 the highway construction workforce and prepare individuals interested  
31 in entering the highway construction workforce.

32 (2) \$3,000,000 of the move ahead WA flexible account—state  
33 appropriation is provided solely for expansion of the PASS program to  
34 support apprenticeships and workforce development in the maritime  
35 industry through preapprenticeship training for inland waterways  
36 trades and support services to obtain necessary documents and coast  
37 guard certification.

1 (3) \$21,195,000 of the motor vehicle account—state appropriation  
2 and \$21,194,000 of the multimodal account—state appropriation are  
3 provided solely for the department to upgrade the transportation  
4 reporting and accounting information system to the current cloud  
5 version of the software, and is subject to the conditions,  
6 limitations, and review requirements of section 701 of this act.

7 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION—**  
8 **TRANSPORTATION PLANNING, DATA, AND RESEARCH—PROGRAM T**

|    |   |              |
|----|---|--------------|
| 9  | Motor Vehicle Account—State Appropriation. . . . .          | \$35,179,000 |
| 10 | Motor Vehicle Account—Federal Appropriation. . . . .        | \$30,785,000 |
| 11 | Motor Vehicle Account—Private/Local Appropriation. . . . .  | \$400,000    |
| 12 | Move Ahead WA Flexible Account—State Appropriation. . . . . | \$11,922,000 |
| 13 | Multimodal Transportation Account—State                     |              |
| 14 | Appropriation. . . . .                                      | \$3,108,000  |
| 15 | Multimodal Transportation Account—Federal                   |              |
| 16 | Appropriation. . . . .                                      | \$2,809,000  |
| 17 | Multimodal Transportation Account—Private/Local             |              |
| 18 | Appropriation. . . . .                                      | \$100,000    |
| 19 | Climate Commitment Account—State Appropriation. . . . .     | \$500,000    |
| 20 | TOTAL APPROPRIATION. . . . .                                | \$84,803,000 |

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

23 (1) \$1,750,000 of the multimodal transportation account—state  
24 appropriation is provided solely for the department to partner with  
25 the department of commerce and regional transportation planning  
26 organizations in implementing vehicle miles traveled targets and  
27 supporting actions. The department and the department of commerce  
28 shall partner with local jurisdictions, regional transportation  
29 planning organizations, and other stakeholders to determine the level  
30 of vehicle miles of travel reduction needed to meet state goals for  
31 greenhouse gas emissions above what will already be achieved by  
32 vehicle electrification. Vehicle miles traveled reductions targets  
33 and actions to meet those targets will be set by region for those  
34 regions who opt to pilot the new process. The department shall  
35 provide technical assistance to local partners in developing targets,  
36 conducting modeling and analysis, identifying appropriate strategies  
37 to meet targets, and conducting outreach. The department will build  
38 on the recommendations developed per the vehicle miles traveled

1 budget proviso in section 219(3), chapter 186, Laws of 2022. As part  
2 of target setting, important factors that shall be considered include  
3 land use patterns, safety, and vulnerable populations. The department  
4 shall provide an interim report by June 30, 2024, and a final report  
5 by June 30, 2025.

6 (2)(a) \$180,000 of the multimodal transportation account—state  
7 appropriation is provided solely for Thurston regional planning  
8 council (TRPC) to continue the study examining options for multimodal  
9 high capacity transportation (HCT) to serve travelers on the I-5  
10 corridor between central Thurston county (Olympia area) and Pierce  
11 county.

12 (b) The study will include an assessment of travelsheds and  
13 ridership potential and identify and provide an evaluation of options  
14 to enhance connectivity and accessibility for the greater south Puget  
15 Sound region with an emphasis on linking to planned or existing  
16 commuter or regional light rail. The study must account for previous  
17 and ongoing efforts by transit agencies and the department. The study  
18 will emphasize collaboration with a diverse community of interests  
19 including, but not limited to, transit, business, public agencies,  
20 tribes, and providers and users of transportation who because of age,  
21 income, or ability may face barriers and challenges.

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

24 (3) \$400,000 of the multimodal transportation account—state  
25 appropriation is provided solely for the city of Seattle's office of  
26 planning and community development to support an equitable  
27 development initiative to reconnect the South Park neighborhood,  
28 currently divided by state route number 99.

29 (a) The support work must include:

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

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

37 (b) The support work must be conducted in coordination and  
38 partnership with neighborhood residents, neighborhood industrial and  
39 commercial representatives, the state department of transportation,

1 and other entities and neighborhoods potentially impacted by changes  
2 to the operation of state route number 99.

3 (c) The city must provide a report on the plan that includes  
4 recommendations to the Seattle city council, state department of  
5 transportation, the office of equity, and the transportation  
6 committees of the legislature by January 1, 2025.

7 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION—**  
8 **CHARGES FROM OTHER AGENCIES—PROGRAM U**

|    |  |               |
|----|--|---------------|
| 9  | Aeronautics Account—State Appropriation. . . . .           | \$1,000       |
| 10 | Transportation Partnership Account—State                   |               |
| 11 | Appropriation. . . . .                                     | \$25,000      |
| 12 | Motor Vehicle Account—State Appropriation. . . . .         | \$117,374,000 |
| 13 | Puget Sound Ferry Operations Account—State                 |               |
| 14 | Appropriation. . . . .                                     | \$244,000     |
| 15 | State Route Number 520 Corridor Account—State              |               |
| 16 | Appropriation. . . . .                                     | \$4,000       |
| 17 | Connecting Washington Account—State Appropriation. . . . . | \$203,000     |
| 18 | Multimodal Transportation Account—State                    |               |
| 19 | Appropriation. . . . .                                     | \$6,194,000   |
| 20 | Tacoma Narrows Toll Bridge Account—State                   |               |
| 21 | Appropriation. . . . .                                     | \$2,000       |
| 22 | Interstate 405 and State Route Number 167 Express          |               |
| 23 | Toll Lanes Account—State Appropriation. . . . .            | \$6,000       |
| 24 | TOTAL APPROPRIATION. . . . .                               | \$124,053,000 |

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

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

33 (2) Beginning October 1, 2023, and semiannually thereafter, the  
34 department, in conjunction with the attorney general and the  
35 department of enterprise services, shall provide a report with  
36 judgments and settlements dealing with the Washington state ferry  
37 system to the director of the office of financial management and the  
38 transportation committees of the legislature. The report must include

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

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

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

20 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION—**  
21 **PUBLIC TRANSPORTATION—PROGRAM V**

|    |   |               |
|----|---|---------------|
| 22 | Carbon Emissions Reduction Account—State                      |               |
| 23 | Appropriation. . . . .  | \$98,875,000  |
| 24 | Climate Transit Programs Account—State Appropriation. . . . . | \$405,020,000 |
| 25 | State Vehicle Parking Account—State Appropriation. . . . .    | \$784,000     |
| 26 | Regional Mobility Grant Program Account—State                 |               |
| 27 | Appropriation. . . . .  | \$113,300,000 |
| 28 | Rural Mobility Grant Program Account—State                    |               |
| 29 | Appropriation. . . . .  | \$32,774,000  |
| 30 | Multimodal Transportation Account—State                       |               |
| 31 | Appropriation. . . . .  | \$123,143,000 |
| 32 | Multimodal Transportation Account—Federal                     |               |
| 33 | Appropriation. . . . .  | \$3,574,000   |
| 34 | Multimodal Transportation Account—Local                       |               |
| 35 | Appropriation. . . . .  | \$100,000     |
| 36 | TOTAL APPROPRIATION. . . . .                                  | \$777,570,000 |

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

1 (1) \$64,354,000 of the multimodal transportation account—state  
2 appropriation is provided solely for a grant program for special  
3 needs transportation provided by transit agencies and nonprofit  
4 providers of transportation. Of this amount:

5 (a) \$14,801,000 of the multimodal transportation account—state  
6 appropriation is provided solely for grants to nonprofit providers of  
7 special needs transportation. Grants for nonprofit providers must be  
8 based on need, including the availability of other providers of  
9 service in the area, efforts to coordinate trips among providers and  
10 riders, and the cost effectiveness of trips provided.

11 (b) \$49,553,000 of the multimodal transportation account—state  
12 appropriation is provided solely for grants to transit agencies to  
13 transport persons with special transportation needs. To receive a  
14 grant, the transit agency must, to the greatest extent practicable,  
15 have a maintenance of effort for special needs transportation that is  
16 no less than the previous year's maintenance of effort for special  
17 needs transportation. Grants for transit agencies must be prorated  
18 based on the amount expended for demand response service and route  
19 deviated service in calendar year 2019 as reported in the "Summary of  
20 Public Transportation - 2019" published by the department of  
21 transportation. No transit agency may receive more than 30 percent of  
22 these distributions.

23 (2) \$32,774,000 of the rural mobility grant program account—state  
24 appropriation is provided solely for grants to aid small cities in  
25 rural areas as prescribed in RCW 47.66.100.

26 (3) \$11,262,000 of the multimodal transportation account—state  
27 appropriation is provided solely for a public transit rideshare grant  
28 program for: (a) Public transit agencies to add or replace rideshare  
29 vehicles; and (b) incentives and outreach to increase rideshare use.  
30 The grant program for public transit agencies may cover capital costs  
31 only; operating costs for public transit agencies are not eligible  
32 for funding under this grant program. Additional employees may not be  
33 hired from the funds provided in this section for the vanpool grant  
34 program, and supplanting of transit funds currently funding vanpools  
35 is not allowed. The department shall encourage grant applicants and  
36 recipients to leverage funds other than state funds.

37 (4) \$35,622,000 of the regional mobility grant program account—  
38 state appropriation is reappropriated and provided solely for the  
39 regional mobility grant projects identified in OFM Transportation

1 Document 2023-1: Proposed Transportation Project List as developed  
2 December 14, 2022, Public Transportation Program (V).

3 (5) (a) \$77,679,000 of the regional mobility grant program account  
4 —state appropriation is provided solely for the regional mobility  
5 grant projects identified in OFM Transportation Document 2023-1:  
6 Proposed Transportation Project List as developed December 14, 2022,  
7 Public Transportation Program (V). The department shall review all  
8 projects receiving grant awards under this program at least  
9 semiannually to determine whether the projects are making  
10 satisfactory progress. Any project that has been awarded funds, but  
11 does not report activity on the project within one year of the grant  
12 award, must be reviewed by the department to determine whether the  
13 grant should be terminated. The department shall promptly close out  
14 grants when projects have been completed, and any remaining funds  
15 must be used only to fund projects identified in the OFM  
16 transportation document referenced in this subsection. The department  
17 shall provide annual status reports on December 1, 2023, and December  
18 1, 2024 to the office of financial management and the transportation  
19 committees of the legislature regarding the projects receiving the  
20 grants. It is the intent of the legislature to appropriate funds  
21 through the regional mobility grant program only for projects that  
22 will be completed on schedule. A grantee may not receive more than 25  
23 percent of the amount appropriated in this subsection unless all  
24 other funding is awarded. Additionally, when allocating funding for  
25 the 2023-2025 biennium, no more than 30 percent of the total grant  
26 program may directly benefit or support one grantee unless all other  
27 funding is awarded. The department shall not approve any increases or  
28 changes to the scope of a project for the purpose of a grantee  
29 expending remaining funds on an awarded grant.

30 (b) In order to be eligible to receive a grant under (a) of this  
31 subsection during the 2023-2025 fiscal biennium, a transit agency  
32 must establish a process for private transportation providers to  
33 apply for the use of park and ride facilities. For purposes of this  
34 subsection, (i) "private transportation provider" means: An auto  
35 transportation company regulated under chapter 81.68 RCW; a passenger  
36 charter carrier regulated under chapter 81.70 RCW, except marked or  
37 unmarked stretch limousines and stretch sport utility vehicles as  
38 defined under department of licensing rules; a private nonprofit  
39 transportation provider regulated under chapter 81.66 RCW; or a  
40 private employer transportation service provider; and (ii) "private

1 employer transportation service" means regularly scheduled, fixed-  
2 route transportation service that is offered by an employer for the  
3 benefit of its employees.

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

7 (7) \$6,195,000 of the multimodal transportation account—state  
8 appropriation and \$784,000 of the state vehicle parking account—state  
9 appropriation are provided solely for commute trip reduction (CTR)  
10 grants and activities. Of this amount:

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

20 (b) \$495,000 of the multimodal transportation account—state  
21 appropriation is provided solely for continuation of the first mile/  
22 last mile connections grant program. Eligible grant recipients  
23 include cities, businesses, nonprofits, and transportation network  
24 companies with first mile/last mile solution proposals. Transit  
25 agencies are not eligible. The commute trip reduction board shall  
26 develop grant parameters, evaluation criteria, and evaluate grant  
27 proposals. The commute trip reduction board shall provide the  
28 transportation committees of the legislature a report on the  
29 effectiveness of this grant program and best practices for continuing  
30 the program.

31 (8) Except as provided otherwise in this subsection, \$11,914,000  
32 of the multimodal transportation account—state appropriation is  
33 provided solely for connecting Washington transit projects identified  
34 in OFM Transportation Document 2023-1: Proposed Transportation  
35 Project List as developed December 14, 2022. Entities identified to  
36 receive funding in the OFM document referenced in this subsection  
37 shall receive the amounts specified in the time frame specified in  
38 that OFM document. If an entity has already completed a project in  
39 the OFM document referenced in this subsection before the time frame



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

3 (9) The department shall not require more than a 10 percent match  
4 from nonprofit transportation providers for state grants.

5 (10) \$16,407,000 of the multimodal transportation account—state  
6 appropriation and \$36,580,000 climate transit programs account—state  
7 appropriation is provided solely for the green transportation capital  
8 grant program established in chapter 287, Laws of 2019 (advancing  
9 green transportation adoption). Funding can be provided for planning  
10 activities associated with the development of transition plans and  
11 conversion of infrastructure and fleets to electric and other fuel  
12 alternatives.

13 (11) \$83,250,000 of the carbon emissions reduction account—state  
14 appropriation is provided solely for the department, in consultation  
15 with the department of commerce and the department of ecology, to  
16 develop a medium and heavy duty vehicle decarbonization incentive  
17 grant program. Funds shall be used to provide incentives to  
18 transition to zero-emissions medium and heavy duty vehicles, as well  
19 as funding for charging or fueling infrastructure. Eligible  
20 recipients include, but are not limited to, independent medium and  
21 heavy duty vehicle operators, ports, cities, counties, state  
22 agencies, or public transportation providers. The department shall  
23 engage stakeholders, and consult with the environmental justice  
24 council and the interagency electric vehicle coordinating council  
25 when developing the program. The program must include a requirement  
26 for greenhouse gas emissions reduction outcome measurements and must  
27 be consistent with the interagency electric vehicle coordinating  
28 council transportation electrification strategy recommendations on  
29 medium and heavy duty vehicles to the extent such recommendations are  
30 available. The department may use up to 10 percent of the  
31 appropriation to develop, implement, administer, and conduct public  
32 outreach and program evaluation.

33 (12) \$15,625,000 of the carbon emissions reduction account—state  
34 appropriation is provided solely for the department to develop an  
35 innovative transportation carbon emissions reduction demonstration  
36 grant program. Eligible grant recipients include, but are not limited  
37 to, cities, counties, ports, and public transportation providers. The  
38 department shall engage stakeholders, and consult with the  
39 environmental justice council and the interagency electric vehicle

1 coordinating council when developing the program. The program must  
2 include a requirement for greenhouse gas emissions reduction outcome  
3 measurements and must be consistent with the interagency electric  
4 vehicle coordinating council transportation electrification strategy  
5 to the extent possible. The department may use up to 10 percent of  
6 the appropriation to develop, implement, administer, and conduct  
7 public outreach and program evaluation.

8 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION—**  
9 **MARINE—PROGRAM X**

|    |  |               |
|----|--|---------------|
| 10 | Puget Sound Ferry Operations Account—State         |               |
| 11 | Appropriation. . . . .                             | \$706,064,000 |
| 12 | Puget Sound Ferry Operations Account—Federal       |               |
| 13 | Appropriation. . . . .                             | \$54,854,000  |
| 14 | Puget Sound Ferry Operations Account—Private/Local |               |
| 15 | Appropriation. . . . .                             | \$121,000     |
| 16 | TOTAL APPROPRIATION. . . . .                       | \$761,039,000 |

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

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

29 (2) For the 2023-2025 fiscal biennium, the department may enter  
30 into a distributor controlled fuel hedging program and other methods  
31 of hedging approved by the fuel hedging committee, which must include  
32 a representative of the department of enterprise services.

33 (3) \$29,891,000 of the Puget Sound ferry operations account—  
34 federal appropriation and \$86,947,000 of the Puget Sound ferry  
35 operations account—state appropriation are for auto ferry vessel  
36 operating fuel in the 2023-2025 fiscal biennium, which reflect cost  
37 savings from a reduced biodiesel fuel requirement and, therefore, are  
38 contingent upon the enactment of section 702 of this act. The amount

1 provided in this subsection represents the fuel budget for the  
2 purposes of calculating any ferry fare fuel surcharge. The department  
3 shall review future use of alternative fuels and dual fuel  
4 configurations, including hydrogen.

5 (4) \$500,000 of the Puget Sound ferry operations account—state  
6 appropriation is provided solely for operating costs related to  
7 moving vessels for emergency capital repairs. Funds may only be spent  
8 after approval by the office of financial management.

9 (5) The department must provide updated staffing cost estimates  
10 for fiscal years 2024 and 2025 with its annual budget submittal and  
11 updated estimates by January 1, 2025.

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

17 (7) The department must request reimbursement from the federal  
18 transit administration for the maximum amount of ferry operating  
19 expenses eligible for reimbursement under federal law.

20 (8) (a) \$21,091,000 of the Puget Sound ferry operations account—  
21 state appropriation is for Washington state ferries to:

22 (i) Provide scholarships, coursework fees, and stipends for  
23 candidates to become licensed deck officers (mates);

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

26 (iii) Annually hire, orient, train, and develop entry level  
27 engine room staff at the wiper classification with the intention of  
28 successfully promoting to oiler classification;

29 (iv) Increase training and development opportunities for  
30 employees; and

31 (v) Expand existing Washington state ferries eagle harbor  
32 apprenticeship program from two to eight apprentices.

33 (9) By December 1, 2024, the department must report on the status  
34 of efforts to increase training and development opportunities for  
35 employees. The report must include a description of the new training  
36 and career advancement programs for able-bodied sailors, mates, and  
37 engineers; the numbers of employees participating in each program;  
38 the number of employees completing each program; the number of open  
39 positions that the program is designed to fill; and the anticipated  
40 number of employee promotions as a result of program completion. The

1 department must provide the report to the office of financial  
2 management and the transportation committees of the legislature.

3 (10) \$93,000 of the Puget Sound ferry operations account—state  
4 appropriation is provided solely for Washington state ferries to  
5 partner with local community colleges and universities to secure  
6 housing for workforce training sessions and to pay in advance for the  
7 costs of transportation worker identification credentials for  
8 incoming ferry system employees and trainees.

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

10 **RAIL—PROGRAM Y—OPERATING**

11 Carbon Emissions Reduction Account—State

|    |   |              |
|----|---|--------------|
| 12 | Appropriation. . . . .                          | \$2,250,000  |
| 13 | Motor Vehicle Fund—State Appropriation. . . . . | \$5,000,000  |
| 14 | Multimodal Transportation Account—State         |              |
| 15 | Appropriation. . . . .                          | \$86,296,000 |
| 16 | Multimodal Transportation Account—Private/Local |              |
| 17 | Appropriation. . . . .                          | \$46,000     |
| 18 | TOTAL APPROPRIATION. . . . .                    | \$93,592,000 |

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

21 (1) The department is directed to continue to pursue efforts to  
22 reduce costs, increase ridership, and review Amtrak Cascades fares  
23 and fare schedules. Within 30 days of each annual cost/revenue  
24 reconciliation under the Amtrak service contract, the department  
25 shall report annual credits to the office of financial management and  
26 the legislative transportation committees. Annual credits from Amtrak  
27 to the department including, but not limited to, credits due to  
28 higher ridership, reduced level of service, and fare or fare schedule  
29 adjustments, must be used to offset corresponding amounts of the  
30 multimodal transportation account—state appropriation, which must be  
31 placed in reserve.

32 (2) The department shall consider applying for federal grant  
33 opportunities that support the development of the Amtrak Cascades  
34 service. Grant submittals must align with the department's federally  
35 required service development plan and state rail plans and  
36 partnership agreements with Amtrak as the service provider and BNSF  
37 Railway as the host railroad.

1 (3) (a) \$5,000,000 of the motor vehicle account—state  
2 appropriation is provided solely for the department to conduct an  
3 analysis of highway, road, and freight rail transportation needs and  
4 options to accommodate the movement of freight and goods that  
5 currently move by barge through the lower Snake River dams. The study  
6 should generate volume estimates and evaluate scenarios for changes  
7 in infrastructure and operations that would be necessary to address  
8 those additional volumes. The assessment will include quantitative  
9 analysis based on available data as well as qualitative input  
10 gathered from tribal governments, local governments, freight  
11 interests, and other key stakeholders. The analysis must include the  
12 following:

13 (i) Existing volumes and traffic patterns;

14 (ii) Potential changes in volumes and traffic patterns  
15 immediately following the loss of freight movement by barge and over  
16 the following 20 years;

17 (iii) Identification of potential infrastructure and operational  
18 improvements to existing highway, road and rail, including additional  
19 access to facilities, needed to accommodate the higher freight  
20 volumes;

21 (iv) Identification of rail line development options;

22 (v) Evaluation of dam removal impacts on existing bridges that  
23 cross the Snake River; and

24 (vi) Cost estimates for development and implementation of  
25 identified needs and options including planning, design, and  
26 construction.

27 (b) The department shall provide a final report to the governor  
28 and the transportation committees of the legislature by December 31,  
29 2024.

30 (4) \$2,300,000 of the multimodal transportation account—state  
31 appropriation is provided solely for the department to implement  
32 recommendations from the truck parking action plan and address truck  
33 parking shortages. Of this amount:

34 (a) \$300,000 is provided solely to facilitate a truck parking  
35 implementation workgroup to include department, legislative,  
36 community, and port and freight mobility industry leaders.

37 (b) \$500,000 is provided solely to identify Washington state  
38 department of transportation parcels that could be developed or  
39 adapted for truck parking. The department shall work with the  
40 department's real estate division and engage the truck parking

1 implementation workgroup and ports to develop criteria and location  
2 analysis. Recommendations on Washington state department of  
3 transportation parcels that could be developed or adapted for truck  
4 parking are due to the governor and transportation committees of the  
5 legislature June 30, 2024.

6 (c) \$1,000,000 is provided solely to identify potential truck  
7 parking opportunities in privately-owned locations, which may include  
8 large retail, industrial, or office buildings. In consultation and  
9 coordination with program K as well as the truck parking  
10 implementation workgroup, the department shall consider incentives to  
11 support increased truck parking, prioritizing truck parking  
12 agreements that include alternative and zero emissions fueling  
13 infrastructure for medium and heavy duty trucks and consideration of  
14 a state-supported shuttle to provide access between parking and  
15 facilities such as food, restrooms, and showers. Recommendations for  
16 a program shall be provided to the governor and transportation  
17 committees of the legislature June 30, 2024.

18 (d) \$500,000 is provided solely to conduct a feasibility study to  
19 determine opportunity to convert a location adjacent to I-90 to a  
20 trucking parking facility. The feasibility study must include  
21 analysis of including infrastructure to provide alternative and zero  
22 emissions fueling opportunities. A report is due to the governor and  
23 transportation committees of the legislature June 30, 2024.

24 (5) \$50,000 of the multimodal transportation account—state  
25 appropriation is provided solely to pursue discontinuance,  
26 abandonment, and railbanking as defined by the surface transportation  
27 board requirements of the Hooper branch of the PCC rail system from  
28 Hooper at Sub MP 18.49 (north-west of State Street) to where it  
29 terminates for future railbanking by a trail sponsor for the Chipman  
30 Trail and the P and L branches of the PCC rail system from P and L MP  
31 75.63 (near Kitzmiller Rd.) to MP 77.32 (near Johnson Road) located  
32 within the Pullman city limits for department of transportation use  
33 for filing fees, external subject matter support, and staff time.

34 (6) The Washington state department of transportation shall  
35 continue to pursue restoring Amtrak Cascades service to pre-COVID  
36 service levels, and to the service levels committed to through the  
37 department's obligation of funding from the American recovery and  
38 reinvestment act. A status report must be provided to the  
39 transportation committees of the legislature and the office of  
40 financial management by September 1, 2023.

1            NEW SECTION.    **Sec. 224.    FOR THE DEPARTMENT OF TRANSPORTATION—**

2    **LOCAL PROGRAMS—PROGRAM Z—OPERATING**

|   |  |              |
|---|--|--------------|
| 3 | Motor Vehicle Account—State Appropriation. . . . .           | \$35,647,000 |
| 4 | Motor Vehicle Account—Federal Appropriation. . . . .         | \$27,567,000 |
| 5 | Multiuse Roadway Safety Account—State Appropriation. . . . . | \$450,000    |
| 6 | Multimodal Transportation Account—State                      |              |
| 7 | Appropriation. . . . .                                       | \$500,000    |
| 8 | TOTAL APPROPRIATION. . . . .                                 | \$64,164,000 |

9            The appropriations in this section are subject to the following  
10 conditions and limitations: The entire multiuse roadway safety  
11 account—state appropriation is provided solely for grants under RCW  
12 46.09.540, subject to the following limitations:

- 13            (1) Twenty-five percent of the amounts provided are reserved for  
14 counties that each have a population of 15,000 persons or less;
- 15            (2) Seventy-five percent of the amounts provided are reserved for  
16 counties that each have a population exceeding 15,000 persons; and
- 17            (3) No county that receives a grant or grants under subsection  
18 (1) of this section may receive more than \$60,000 in total grants.

(End of part)

1 **TRANSPORTATION AGENCIES—CAPITAL**

2 **NEW SECTION. Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**  
3 **INVESTMENT BOARD**

4 Freight Mobility Investment Account—State  
5 Appropriation. . . . . \$13,600,000  
6 Freight Mobility Multimodal Account—State  
7 Appropriation. . . . . \$15,900,000  
8 TOTAL APPROPRIATION. . . . . \$29,500,000

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

11 (1) Except as otherwise provided in this section, the entire  
12 appropriations in this section are provided solely for the projects  
13 by amount, as listed in the OFM Transportation Document 2023-2:  
14 Proposed FMSIB Project List as developed December 14, 2022, Freight  
15 Mobility Strategic Investment Board (FMSIB).

16 (2)(a) For the 2023-2025 project appropriations, unless otherwise  
17 provided in this act, the director of the office of financial  
18 management may authorize a transfer of appropriation authority  
19 between projects managed by the freight mobility strategic investment  
20 board in order for the board to manage project spending and support  
21 the efficient and timely delivery of all projects in the program. The  
22 office of financial management may authorize a transfer of  
23 appropriation authority between projects under the following  
24 conditions and limitations:

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

28 (ii) Each transfer between projects may only occur if the  
29 director of the office of financial management finds that any  
30 resulting change will not hinder the completion of the projects in  
31 OFM Transportation Document 2023-1: Proposed Transportation Project  
32 List as developed December 14, 2022;

33 (iii) Transfers between projects may be made by the board without  
34 the formal written approval provided under this subsection (2)(a),  
35 provided that the transfer amount does not exceed \$250,000 or 10  
36 percent of the total project, whichever is less. These transfers must  
37 be reported to the director of the office of financial management and



1 the chairs of the house of representatives and senate transportation  
2 committees; and

3 (iv) Except for transfers made under (a)(iii) of this subsection,  
4 transfers may only be made in fiscal year 2023.

5 (b) At the time the board submits a request to transfer funds  
6 under this section, a copy of the request must be submitted to the  
7 chairs and ranking members of the transportation committees of the  
8 legislature.

9 (c) Before approval, the office of financial management shall  
10 work with legislative staff of the house of representatives and  
11 senate transportation committees to review the requested transfers in  
12 a timely manner and consider any concerns raised by the chairs and  
13 ranking members of the transportation committees.

14 (d) No fewer than 10 days after the receipt of a project transfer  
15 request, the director of the office of financial management must  
16 provide written notification to the board of any decision regarding  
17 project transfers, with copies submitted to the transportation  
18 committees of the legislature.

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

20 State Patrol Highway Account—State Appropriation. . . . \$8,338,000

21 The appropriation in this section is subject to the following  
22 conditions and limitations:

23 (1) \$2,360,000 of the state patrol highway account—state  
24 appropriation is provided solely for roof replacement.

25 (2) \$5,978,000 of the state patrol highway account—state  
26 appropriation is provided solely for the following projects:

- 27 (a) \$500,000 is for emergency repairs;
- 28 (b) \$350,000 is for fuel tank decommissioning;
- 29 (c) \$503,000 is for generator and electrical replacement;
- 30 (d) \$704,000 is for the exterior envelope of the Yakima office;
- 31 (e) \$2,189,000 is for energy efficiency projects;
- 32 (f) \$1,157,000 is for pavement surface improvements;
- 33 (g) \$300,000 is for fire alarm panel replacement;
- 34 (h) \$75,000 is for predesign for Olympia 4th Ave. building; and
- 35 (i) \$200,000 is for training academy expansion.

36 (3) The Washington state patrol may transfer funds between  
37 projects specified in subsection (2) of this section to address cash  
38 flow requirements. If a project specified in subsection (2) of this

1 section is completed for less than the amount provided, the remainder  
2 may be transferred to another project specified in subsection (2) of  
3 this section not to exceed the total appropriation provided in  
4 subsection (2) of this section.

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

|    |   |               |
|----|---|---------------|
| 6  | Move Ahead WA Account—State Appropriation. . . . .        | \$10,000,000  |
| 7  | Rural Arterial Trust Account—State Appropriation. . . . . | \$58,000,000  |
| 8  | Motor Vehicle Account—State Appropriation. . . . .        | \$2,456,000   |
| 9  | County Arterial Preservation Account—State                |               |
| 10 | Appropriation. . . . .                                    | \$37,678,000  |
| 11 | TOTAL APPROPRIATION. . . . .                              | \$108,134,000 |

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

|    |  |               |
|----|--|---------------|
| 13 | Climate Active Transportation Account—State        |               |
| 14 | Appropriation. . . . .                             | \$19,067,000  |
| 15 | Move Ahead WA Account—State Appropriation. . . . . | \$9,333,000   |
| 16 | Small City Pavement and Sidewalk Account—State     |               |
| 17 | Appropriation. . . . .                             | \$3,975,000   |
| 18 | Transportation Improvement Account—State           |               |
| 19 | Appropriation. . . . .                             | \$220,000,000 |
| 20 | Complete Streets Grant Program Account—State       |               |
| 21 | Appropriation. . . . .                             | \$14,670,000  |
| 22 | TOTAL APPROPRIATION. . . . .                       | \$267,045,000 |

23 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—**  
24 **FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—**  
25 **CAPITAL**

|    |  |              |
|----|--|--------------|
| 26 | Motor Vehicle Account—State Appropriation. . . . . | \$36,216,000 |
| 27 | Move Ahead WA Account—State Appropriation. . . . . | \$29,700,000 |
| 28 | TOTAL APPROPRIATION. . . . .                       | \$65,916,000 |

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

31 (1) \$24,500,000 of the motor vehicle account—state appropriation  
32 is provided solely for making improvements to facilities to meet the  
33 Washington state clean buildings performance standard.

34 (2) (a) \$4,025,000 of the motor vehicle account—state  
35 appropriation is provided solely for payments of a financing contract

1 issued pursuant to chapter 39.94 RCW for the department facility  
2 located at 15700 Dayton Ave N in Shoreline.

3 (b) Payments from the department of ecology pursuant to the  
4 agreement with the department to pay a share of the financing  
5 contract in (a) of this subsection must be deposited into the motor  
6 vehicle account.

7 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—**  
8 **IMPROVEMENTS—PROGRAM I**

|    |  |                 |
|----|--|-----------------|
| 9  | Move Ahead WA Account—Private/Local Appropriation. . . . | \$137,500,000   |
| 10 | Transportation 2003 Account (Nickel Account)—State       |                 |
| 11 | Appropriation. . . . .                                   | \$317,000       |
| 12 | Transportation Partnership Account—State                 |                 |
| 13 | Appropriation. . . . .                                   | \$35,043,000    |
| 14 | Motor Vehicle Account—State Appropriation. . . . .       | \$67,634,000    |
| 15 | Motor Vehicle Account—Federal Appropriation. . . . .     | \$388,370,000   |
| 16 | Coronavirus State Fiscal Recovery Fund—Federal           |                 |
| 17 | Appropriation. . . . .                                   | \$300,000,000   |
| 18 | Motor Vehicle Account—Private/Local Appropriation. . . . | \$45,853,000    |
| 19 | Connecting Washington Account—State Appropriation. . .   | \$1,325,048,000 |
| 20 | Special Category C Account—State Appropriation. . . .    | \$119,218,000   |
| 21 | Multimodal Transportation Account—State                  |                 |
| 22 | Appropriation. . . . .                                   | \$6,229,000     |
| 23 | State Route Number 520 Corridor Account—State            |                 |
| 24 | Appropriation. . . . .                                   | \$400,000       |
| 25 | Interstate 405 and State Route Number 167 Express        |                 |
| 26 | Toll Lanes Account—State Appropriation. . . . .          | \$283,580,000   |
| 27 | Move Ahead WA Account—State Appropriation. . . . .       | \$194,922,000   |
| 28 | Move Ahead WA Account—Federal Appropriation. . . . .     | \$350,300,000   |
| 29 | Alaskan Way Viaduct Replacement Project Account—         |                 |
| 30 | State Appropriation. . . . .                             | \$23,794,000    |
| 31 | Climate Active Transportation Account—State              |                 |
| 32 | Appropriation. . . . .                                   | \$2,000,000     |
| 33 | TOTAL APPROPRIATION. . . . .                             | \$3,280,208,000 |

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

36 (1) Except as provided otherwise in this section, the entire  
37 connecting Washington account—state appropriation, the entire move

1 ahead WA account—federal appropriation, the entire move ahead WA  
2 account—state appropriation, and the entire transportation  
3 partnership account—state appropriation are provided solely for the  
4 projects and activities as listed by fund, project, and amount in OFM  
5 Transportation Document 2023-1: Proposed Transportation Project List  
6 as developed December 14, 2022, Highway Improvements Program (I).  
7 However, limited transfers of specific line-item project  
8 appropriations may occur between projects for those amounts listed  
9 subject to the conditions and limitations in section 601 of this act.

10 (2) Except as provided otherwise in this section, the entire  
11 motor vehicle account—state appropriation and motor vehicle account—  
12 federal appropriation are provided solely for the projects and  
13 activities listed in OFM Transportation Document 2023-1: Proposed  
14 Transportation Project List as developed December 14, 2022, Highway  
15 Improvements Program (I). Any federal funds gained through  
16 efficiencies, adjustments to the federal funds forecast, or the  
17 federal funds redistribution process must then be applied to highway  
18 and bridge preservation activities or fish passage barrier  
19 corrections (0BI4001).

20 (3) Within the motor vehicle account—state appropriation and  
21 motor vehicle account—federal appropriation, the department may  
22 transfer funds between programs I and P, except for funds that are  
23 otherwise restricted in this act. Ten days prior to any transfer, the  
24 department must submit its request to the office of financial  
25 management and the transportation committees of the legislature and  
26 consider any concerns raised. The department shall submit a report on  
27 fiscal year funds transferred in the prior fiscal year using this  
28 subsection as part of the department's annual budget submittal.

29 (4) The connecting Washington account—state appropriation  
30 includes up to \$112,164,000 in proceeds from the sale of bonds  
31 authorized in RCW 47.10.889.

32 (5) The special category C account—state appropriation includes  
33 up to \$107,284,000 in proceeds from the sale of bonds authorized in  
34 RCW 47.10.812.

35 (6) The transportation partnership account—state appropriation  
36 includes up to \$26,495,000 in proceeds from the sale of bonds  
37 authorized in RCW 47.10.873.

1 (7) \$23,794,000 of the Alaskan Way viaduct replacement project  
2 account—state appropriation is provided solely for the SR 99/Alaskan  
3 Way Viaduct Replacement project (809936Z).

4 (8) \$218,453,000 of the Interstate 405 and state route number 167  
5 express toll lanes account—state appropriation is provided solely for  
6 the I-405/SR 522 to I-5 Capacity Improvements project (L2000234), and  
7 up to \$111,567,000 of the move ahead WA account—state appropriation  
8 is for the project, for activities related to adding capacity on  
9 Interstate 405 between state route number 522 and Interstate 5, with  
10 the goals of increasing vehicle throughput and aligning project  
11 completion with the implementation of bus rapid transit in the  
12 vicinity of the project.

13 (9) \$394,963,000 of the connecting Washington account—state  
14 appropriation and \$400,000 of the state route number 520 corridor  
15 account—state appropriation are provided solely for the SR 520  
16 Seattle Corridor Improvements - West End project (M00400R).

17 (10) \$427,616,000 of the connecting Washington account—state  
18 appropriation, \$469,000 of the multimodal transportation account—  
19 state appropriation, \$25,887,000 of the motor vehicle account—  
20 private/local appropriation, \$20,800,000 of the move ahead WA account  
21 —federal appropriation, and \$5,794,000 of the motor vehicle account—  
22 federal appropriation are provided solely for the SR 167/SR 509 Puget  
23 Sound Gateway project (M00600R), and up to \$116,547,000 of the move  
24 ahead WA account—state appropriation is for the project.

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

27 (b) In making budget allocations to the Puget Sound Gateway  
28 project, the department shall implement the project's construction as  
29 a single corridor investment. The department shall continue to  
30 collaborate with the affected stakeholders as it implements the  
31 corridor construction and implementation plan for state route number  
32 167 and state route number 509. Specific funding allocations must be  
33 based on where and when specific project segments are ready for  
34 construction to move forward and investments can be best optimized  
35 for timely project completion. Emphasis must be placed on avoiding  
36 gaps in fund expenditures for either project.

37 (c) It is the legislature's intent that the department shall  
38 consult with the joint executive committee and joint steering  
39 committee to determine the most appropriate interchange at the

1 junction of state route number 161 (Meridian avenue) and state route  
2 number 167.

3 (d) Of the amounts provided in this subsection, \$2,300,000 of the  
4 multimodal transportation account—state appropriation is provided  
5 solely for the design phase of the Puyallup to Tacoma multiuse trail  
6 along the SR 167 right-of-way acquired for the project to connect a  
7 network of new and existing trails from Mount Rainier to Point  
8 Defiance Park.

9 (e) Of the amounts provided in this subsection, \$2,500,000 of the  
10 multimodal transportation account—state appropriation is provided  
11 solely for 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 (11) \$84,500,000 of the move ahead WA account—federal  
16 appropriation and \$137,500,000 of the move ahead WA account—private/  
17 local appropriation are provided solely for the interstate bridge  
18 replacement project, and up to \$53,000,000 of the move ahead WA  
19 account—state appropriation is for the project, to construct  
20 multimodal improvements to 5 miles of I-5 corridor between Oregon and  
21 Washington including replacement of the bridge over the Columbia  
22 River (L4000054).

23 (12)(a) \$300,000,000 of the coronavirus state fiscal recovery  
24 fund—federal appropriation, \$278,112,000 of the motor vehicle account  
25 —federal appropriation, \$1,293,000 of the motor vehicle account—  
26 state appropriation, and \$245,000,000 of the move ahead WA account—  
27 federal appropriation are provided solely for the Fish Passage  
28 Barrier Removal project (OBI4001), and up to \$217,000,000 of the move  
29 ahead WA account—state appropriation is for the project, with the  
30 intent of fully complying with the federal *U.S. v. Washington* court  
31 injunction by 2030.

32 (b) The department shall coordinate with the Brian Abbott fish  
33 passage barrier removal board to use a watershed approach by  
34 replacing both state and local culverts guided by the principle of  
35 providing the greatest fish habitat gain at the earliest time. The  
36 department shall deliver high habitat value fish passage barrier  
37 corrections that it has identified, guided by the following factors:  
38 Opportunity to bundle projects, tribal priorities, ability to  
39 leverage investments by others, presence of other barriers, project

1 readiness, culvert conditions, other transportation projects in the  
2 area, and transportation impacts. The department and Brian Abbott  
3 fish barrier removal board must provide updates on the implementation  
4 of the statewide culvert remediation plan to the legislature by  
5 November 1, 2024, and June 1, 2025.

6 (c) The department must keep track of, for each barrier removed:  
7 (i) The location; (ii) the amount of fish habitat gain; and (iii) the  
8 amount spent to comply with the injunction.

9 (13) \$12,327,000 of the Interstate 405 and state route number 167  
10 express toll lanes account—state appropriation, and \$1,257,000 of the  
11 transportation partnership account—state appropriation are provided  
12 solely for the SR 167/SR 410 to SR 18 - Congestion Management project  
13 (316706C).

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

20 (15) Any advisory group that the department convenes during the  
21 2023-2025 fiscal biennium must consider the interests of the entire  
22 state of Washington.

23 (16) By June 30, 2025, to the extent practicable, the department  
24 shall decommission the facilities for the Lacey project engineering  
25 office and the Tumwater project engineering office at the end of  
26 their lease terms and consolidate the Lacey project engineering  
27 office and the Tumwater project engineering office into the  
28 department's Olympic regional headquarters.

29 (17) \$25,000,000 of the motor vehicle account—federal  
30 appropriation is provided solely for a federal fund exchange pilot  
31 program between federal surface transportation block grant population  
32 funding and state funds directed to counties to include an exchange  
33 rate of state funds of \$0.90 per \$1.00 in federal funds. \$22,500,000  
34 from existing state appropriations identified elsewhere within this  
35 section are available to be used as part of the exchange. A report on  
36 the effectiveness of the exchange program and recommendations for  
37 continuing the pilot program is due to the governor and  
38 transportation committees of the legislature by December 1, 2024.

1        NEW SECTION.    **Sec. 307.    FOR THE DEPARTMENT OF TRANSPORTATION—**

2    **PRESERVATION—PROGRAM P**

|    |  |               |
|----|--|---------------|
| 3  | Move Ahead WA Account—State Appropriation. . . . .         | \$1,251,000   |
| 4  | Recreational Vehicle Account—State Appropriation. . . . .  | \$793,000     |
| 5  | Transportation 2003 Account (Nickel Account)—State         |               |
| 6  | Appropriation. . . . .                                     | \$18,759,000  |
| 7  | Transportation Partnership Account—State                   |               |
| 8  | Appropriation. . . . .                                     | \$10,000,000  |
| 9  | Motor Vehicle Account—State Appropriation. . . . .         | \$148,052,000 |
| 10 | Motor Vehicle Account—Federal Appropriation. . . . .       | \$529,891,000 |
| 11 | Motor Vehicle Account—Private/Local Appropriation. . . . . | \$12,000,000  |
| 12 | Connecting Washington Account—State Appropriation. . . . . | \$45,577,000  |
| 13 | State Route Number 520 Corridor Account—State              |               |
| 14 | Appropriation. . . . .                                     | \$5,481,000   |
| 15 | Tacoma Narrows Toll Bridge Account—State                   |               |
| 16 | Appropriation. . . . .                                     | \$10,892,000  |
| 17 | Alaskan Way Viaduct Replacement Project Account—           |               |
| 18 | State Appropriation. . . . .                               | \$12,000      |
| 19 | Interstate 405 and State Route Number 167 Express          |               |
| 20 | Toll Lanes Account—State Appropriation. . . . .            | \$27,026,000  |
| 21 | TOTAL APPROPRIATION. . . . .                               | \$809,734,000 |

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

24        (1) Except as provided otherwise in this section, the entire  
25 connecting Washington account—state appropriation, the entire move  
26 ahead WA account—state appropriation, and the entire transportation  
27 partnership account—state appropriation are provided solely for the  
28 projects and activities as listed by fund, project, and amount in OFM  
29 Transportation Document 2023-1: Proposed Transportation Project List  
30 as developed December 14, 2022, Highway Preservation Program (P).  
31 However, limited transfers of specific line-item project  
32 appropriations may occur between projects for those amounts listed  
33 subject to the conditions and limitations in section 601 of this act.

34        (2) Except as provided otherwise in this section, the entire  
35 motor vehicle account—state appropriation and motor vehicle account—  
36 federal appropriation are provided solely for the projects and  
37 activities listed in OFM Transportation Document 2023-1: Proposed  
38 Transportation Project List as developed December 14, 2022, Highway



1 Preservation Program (P). Any federal funds gained through  
2 efficiencies, adjustments to the federal funds forecast, or the  
3 federal funds redistribution process must then be applied to highway  
4 and bridge preservation activities or fish passage barrier  
5 corrections (0BI4001).

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

15 (4) \$5,000,000 of the motor vehicle account—state appropriation  
16 is provided solely for extraordinary costs incurred from litigation  
17 awards, settlements, or dispute mitigation activities not eligible  
18 for funding from the self-insurance fund (L2000290). The amount  
19 provided in this subsection must be held in unallotted status until  
20 the department submits a request to the office of financial  
21 management that includes documentation detailing litigation-related  
22 expenses. The office of financial management may release the funds  
23 only when it determines that all other funds designated for  
24 litigation awards, settlements, and dispute mitigation activities  
25 have been exhausted. No funds provided in this subsection may be  
26 expended on any legal fees related to the SR 99/Alaskan Way viaduct  
27 replacement project (809936Z).

28 (5) \$24,794,000 of the motor vehicle account—federal  
29 appropriation and \$16,000,000 of the connecting Washington account—  
30 state appropriation are provided solely for preservation projects  
31 within project L1100071 that ensure the reliable movement of freight  
32 on the national highway freight system.

33 (6) Within the connecting Washington account—state appropriation,  
34 the department may transfer funds from Highway System Preservation  
35 (L1100071) to other preservation projects listed in the OFM  
36 transportation document identified in subsection (1) of this section,  
37 if it is determined necessary for completion of these high priority  
38 preservation projects. The department's next budget submittal after  
39 using this subsection must appropriately reflect the transfer.

1 (7) \$9,700,000 of the motor vehicle account—state appropriation  
2 is provided to address pavement, drainage, and roadside safety  
3 hardware preservation and maintenance needs on state route number 112  
4 between milepost 0.0 and milepost 41.0 (G2000113).

5 (8) By June 30, 2025, to the extent practicable, the department  
6 shall decommission the facilities for the Lacey project engineering  
7 office and the Tumwater project engineering office at the end of  
8 their lease terms and consolidate the Lacey project engineering  
9 office and the Tumwater project engineering office into the  
10 department's Olympic regional headquarters.

11 (9) \$25,000,000 of motor vehicle account—federal appropriation is  
12 provided for a federal fund exchange pilot program between federal  
13 surface transportation block grant population funding and state funds  
14 directed to counties to include an exchange rate of state funds of  
15 \$0.90 per \$1.00 in federal funds. \$22,500,000 from existing state  
16 appropriations identified elsewhere within this section are available  
17 to be used as part of the exchange. A report on the effectiveness of  
18 the exchange program and recommendations for continuing the pilot  
19 program is due to the governor and transportation committees of the  
20 legislature by December 1, 2024.

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

|    |  |              |
|----|--|--------------|
| 23 | Motor Vehicle Account—State Appropriation. . . . .         | \$8,275,000  |
| 24 | Motor Vehicle Account—Federal Appropriation. . . . .       | \$5,100,000  |
| 25 | Motor Vehicle Account—Private/Local Appropriation. . . . . | \$500,000    |
| 26 | TOTAL APPROPRIATION. . . . .                               | \$13,875,000 |

27 The appropriations in this section are subject to the following  
28 conditions and limitations: \$3,080,000 of the motor vehicle account—  
29 state appropriation is provided solely to construct pedestrian  
30 signals at nine locations on state route number 7 from 124th Street  
31 South to 189th Street South (0000YYY).

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

|    |  |               |
|----|--|---------------|
| 34 | Carbon Emissions Reduction Account—State       |               |
| 35 | Appropriation. . . . .                         | \$74,027,000  |
| 36 | Puget Sound Capital Construction Account—State |               |
| 37 | Appropriation. . . . .                         | \$267,605,000 |

|    |  |               |
|----|--|---------------|
| 1  | Puget Sound Capital Construction Account—Federal           |               |
| 2  | Appropriation. . . . .                                     | \$151,199,000 |
| 3  | Puget Sound Capital Construction Account—                  |               |
| 4  | Private/Local Appropriation. . . . .                       | \$1,081,000   |
| 5  | Transportation Partnership Account—State                   |               |
| 6  | Appropriation. . . . .                                     | \$7,442,000   |
| 7  | Connecting Washington Account—State Appropriation. . . . . | \$10,809,000  |
| 8  | Capital Vessel Replacement Account—State                   |               |
| 9  | Appropriation. . . . .                                     | \$46,818,000  |
| 10 | TOTAL APPROPRIATION. . . . .                               | \$558,981,000 |

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

13       (1) Except as provided otherwise in this section, the entire  
14 appropriations in this section are provided solely for the projects  
15 and activities as listed in OFM Transportation Document 2023-1:  
16 Proposed Transportation Project List as developed December 14, 2022,  
17 Washington State Ferries Capital Program (W).

18       (2) For the 2023-2025 biennium, the marine division shall provide  
19 to the office of financial management and the legislative  
20 transportation committees the following reports on ferry capital  
21 projects:

22       (a) On a semiannual basis the report must include a status update  
23 on projects with funding provided in subsections (4), (5), and (7) of  
24 this section including, but not limited to, the following:

- 25       (i) Anticipated cost increases and cost savings;
- 26       (ii) Anticipated cash flow and schedule changes; and
- 27       (iii) Explanations for the changes.

28       (b) On an annual basis the report must include a status update on  
29 vessel and terminal preservation and improvement plans including, but  
30 not limited to, the following:

- 31       (i) What work has been done;
- 32       (ii) How have schedules shifted; and
- 33       (iii) Associated changes in funding among projects, accompanied  
34 by explanations for the changes.

35       (c) On an annual basis the report must include an update on the  
36 implementation of the maintenance management system with  
37 recommendations for using the system to improve the efficiency of  
38 project reporting under this subsection.

1 (3) \$5,000,000 of the Puget Sound capital construction account—  
2 state appropriation is provided solely for emergency capital repair  
3 costs (999910K). Funds may only be spent after approval by the office  
4 of financial management.

5 (4) \$25,792,000 of the Puget Sound capital construction account—  
6 state appropriation is provided solely for the conversion of up to  
7 two Jumbo Mark II vessels to electric hybrid propulsion (G2000084).  
8 The department shall seek additional funds for the purposes of this  
9 subsection. The department may spend from the Puget Sound capital  
10 construction account—state appropriation in this section only as much  
11 as the department receives in Volkswagen settlement funds for the  
12 purposes of this subsection.

13 (5) \$46,818,000 of the capital vessel replacement account—state  
14 appropriation is provided solely for the acquisition of a 144-car  
15 hybrid-electric vessel (L2000329).

16 (6) The capital vessel replacement account—state appropriation  
17 includes up to \$9,000,000 in proceeds from the sale of bonds  
18 authorized in RCW 47.10.873.

19 (7) \$2,086,000 of the connecting Washington account—state  
20 appropriation is provided solely for ferry vessel and terminal  
21 preservation (L2000110). The funds provided in this subsection must  
22 be used for unplanned preservation needs before shifting funding from  
23 other preservation projects.

24 (8) \$3,000,000 of the Puget Sound capital construction account—  
25 state appropriation is provided solely for the department to initiate  
26 a vessel design-build process to replace the aging Issaquah class  
27 ferries with a new 124-automobile hybrid electric ferry intended to  
28 operate on the Vashon-Southworth-Fauntleroy route (983000A). Funding  
29 will support predesign studies and development of a request for  
30 proposals for a design-build contract to procure up to four vessels.

31 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION—**

32 **RAIL—PROGRAM Y—CAPITAL**

|  |              |
|--|--------------|
| 33 Carbon Emissions Reduction Account—State                  |              |
| 34 Appropriation. . . . .                                    | \$50,000,000 |
| 35 Essential Rail Assistance Account—State                   |              |
| 36 Appropriation. . . . .                                    | \$676,000    |
| 37 Move Ahead WA Flexible Account—State Appropriation. . . . | \$35,000,000 |
| 38 Transportation Infrastructure Account—State               |              |

|   |   |               |
|---|---|---------------|
| 1 | Appropriation. . . . .                    | \$5,369,000   |
| 2 | Multimodal Transportation Account—State   |               |
| 3 | Appropriation. . . . .                    | \$80,610,000  |
| 4 | Multimodal Transportation Account—Federal |               |
| 5 | Appropriation. . . . .                    | \$15,000,000  |
| 6 | TOTAL APPROPRIATION. . . . .              | \$186,655,000 |

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

9 (1) Except as provided otherwise in this section, the entire  
10 appropriations in this section are provided solely for the projects  
11 and activities as listed by project and amount in OFM Transportation  
12 Document 2023-1: Proposed Transportation Project List as developed  
13 December 14, 2022, Rail Program (Y).

14 (2) \$2,030,000 of the transportation infrastructure account—state  
15 appropriation is provided solely for new low-interest loans approved  
16 by the department through the freight rail investment bank (FRIB)  
17 program. The department shall issue FRIB program loans with a  
18 repayment period of no more than 10 years, and charge only so much  
19 interest as is necessary to recoup the department's costs to  
20 administer the loans. The department shall report annually to the  
21 transportation committees of the legislature and the office of  
22 financial management on all FRIB loans issued. FRIB program loans may  
23 be recommended by the department for 2022 supplemental transportation  
24 appropriations up to the amount provided in this appropriation that  
25 has not been provided for the projects listed in 2023-1: Proposed  
26 Transportation Project List, as referenced in subsection (1) of this  
27 section. The department shall submit a prioritized list for any loans  
28 recommended to the office of financial management and the  
29 transportation committees of the legislature by November 15, 2021.

30 (3) \$7,040,000 of the multimodal transportation account—state  
31 appropriation is provided solely for new statewide emergent freight  
32 rail assistance projects (FRAP) identified in the OFM transportation  
33 document referenced in subsection (1) of this section.

34 (4) \$369,000 of the transportation infrastructure account—state  
35 appropriation and \$1,100,000 of the multimodal transportation account  
36 —state appropriation are provided solely to reimburse Highline Grain,  
37 LLC (L2000179) for approved work completed on Palouse River and  
38 Coulee City (PCC) railroad track in Spokane county between the BNSF  
39 Railway Interchange at Cheney and Geiger Junction and must be

1 administered in a manner consistent with freight rail assistance  
2 program projects. The value of the public benefit of this project is  
3 expected to meet or exceed the cost of this project in: Shipper  
4 savings on transportation costs; jobs saved in rail-dependent  
5 industries; and/or reduced future costs to repair wear and tear on  
6 state and local highways due to fewer annual truck trips (reduced  
7 vehicle miles traveled). The amounts provided in this subsection are  
8 not a commitment for future legislatures, but it is the legislature's  
9 intent that future legislatures will work to approve biennial  
10 appropriations until the full \$7,337,000 cost of this project is  
11 reimbursed.

12 (5) (a) \$576,000 of the essential rail assistance account—state  
13 appropriation is provided solely for the purpose of the  
14 rehabilitation and maintenance of the Palouse river and Coulee City  
15 railroad line (F01111B).

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

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

21 (ii) Revenues from trackage rights agreement fees paid by  
22 shippers; and

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

27 (6) The department shall issue a call for projects for the  
28 freight rail assistance program, and shall evaluate the applications  
29 in a manner consistent with past practices as specified in section  
30 309, chapter 367, Laws of 2011. By November 15, 2024, the department  
31 shall submit a prioritized list of recommended projects to the office  
32 of financial management and the transportation committees of the  
33 legislature.

34 (7) \$32,850,000 of the multimodal transportation account—state  
35 appropriation is provided solely for Passenger Rail Equipment  
36 Replacement (project 700010C). The appropriation in this subsection  
37 include insurance proceeds received by the state. The department must  
38 use these funds only to purchase replacement equipment that has been

1 competitively procured and for service recovery needs and corrective  
2 actions related to the December 2017 derailment.

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

|    |   |               |
|----|---|---------------|
| 5  | Carbon Emissions Reduction Account—State                    |               |
| 6  | Appropriation. . . . .                                      | \$14,000,000  |
| 7  | Climate Active Transportation Account—State                 |               |
| 8  | Appropriation. . . . .                                      | \$155,818,000 |
| 9  | Highway Infrastructure Account—State Appropriation. . . . . | \$793,000     |
| 10 | Highway Infrastructure Account—Federal Appropriation        |               |
| 11 | . . . . .   | \$1,600,000   |
| 12 | Move Ahead WA Account—State Appropriation. . . . .          | \$125,760,000 |
| 13 | Move Ahead WA Flexible Account—State Appropriation. . . . . | \$24,000,000  |
| 14 | Transportation Partnership Account—State                    |               |
| 15 | Appropriation. . . . .                                      | \$500,000     |
| 16 | Motor Vehicle Account—State Appropriation. . . . .          | \$5,470,000   |
| 17 | Motor Vehicle Account—Federal Appropriation. . . . .        | \$57,127,000  |
| 18 | Connecting Washington Account—State Appropriation. . . . .  | \$100,566,000 |
| 19 | Multimodal Transportation Account—State                     |               |
| 20 | Appropriation. . . . .                                      | \$78,329,000  |
| 21 | TOTAL APPROPRIATION. . . . .                                | \$563,963,000 |

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

24 (1) Except as provided otherwise in this section, the entire  
25 appropriations in this section are provided solely for the projects  
26 and activities as listed by project and amount in OFM Transportation  
27 Document 2023-1: Proposed Transportation Project List as developed  
28 December 14, 2022, Local Programs Program (Z).

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

32 (a) (i) \$34,673,000 of the multimodal transportation account—state  
33 appropriation and \$37,563,000 of the climate active transportation  
34 account—state appropriation are provided solely for pedestrian and  
35 bicycle safety program projects (L2000188) and (L1000307).

36 (ii) The state route 99/Aurora Avenue North Planning Study funded  
37 in this subsection (2)(a) must prioritize designs that ensure slow  
38 vehicle speeds and systematic improvement to the quality of

1 multimodal access, and must be fully completed by September 30, 2023,  
2 in order to ensure construction of improvements begins no later than  
3 March 1, 2024.

4 (b) \$19,137,000 of the motor vehicle account—federal  
5 appropriation, \$12,844,000 of the multimodal transportation account—  
6 state appropriation, and \$38,915,000 of the climate active  
7 transportation account—state appropriation are provided solely for  
8 safe routes to school projects (L2000189) and (L1000306). The  
9 department may consider the special situations facing high-need  
10 areas, as defined by schools or project areas in which the percentage  
11 of the children eligible to receive free and reduced-price meals  
12 under the national school lunch program is equal to, or greater than,  
13 the state average as determined by the department, when evaluating  
14 project proposals against established funding criteria while ensuring  
15 continued compliance with federal eligibility requirements.

16 (3) The department shall submit a report to the transportation  
17 committees of the legislature by December 1, 2023, and December 1,  
18 2024, on the status of projects funded as part of the pedestrian  
19 safety/safe routes to school grant program. The report must include,  
20 but is not limited to, a list of projects selected and a brief  
21 description of each project's status. In its December 1, 2023, report  
22 the department must also include recommended changes to the  
23 pedestrian safety/safe routes to school grant program application and  
24 selection processes to increase utilization by a greater diversity of  
25 jurisdictions.

26 (4) \$15,786,000 of the multimodal transportation account—state  
27 appropriation is provided solely for the connecting Washington tier  
28 bicycle and pedestrian projects listed in the OFM transportation  
29 document referenced in subsection (1) of this section.

30 (5) \$1,000,000 of the motor vehicle account—federal appropriation  
31 is provided solely for national highway freight network projects  
32 identified on the project list submitted in accordance with section  
33 218(4)(b), chapter 14, Laws of 2016 on October 31, 2016 (L1000169).

34 (6) \$36,640,000 of the motor vehicle account—federal  
35 appropriation is provided solely for acceleration of local  
36 preservation projects that ensure the reliable movement of freight on  
37 the national highway freight system (G2000100). The department will  
38 identify projects through its current national highway system asset  
39 management call for projects with applications due in February 2023.



1 The department shall give priority to those projects that can be  
2 obligated by September 30, 2023.

3 (7) \$100,000 of the multimodal transportation account—state  
4 appropriation is provided solely for a grant to the Northwest Seaport  
5 Alliance (NWSA) to lead the creation and coordination of a  
6 multistakeholder zero emissions truck collaborative (L2021119) that  
7 will: (a) Facilitate the development and implementation of one or  
8 more zero-emissions drayage truck demonstration projects in  
9 Washington state; and (b) develop a roadmap for transitioning the  
10 entire fleet of approximately 4,500 drayage trucks that serve the  
11 NWSA cargo gateway to zero-emissions vehicles by 2050 or sooner.

12 (8) \$5,624,000 of the connecting Washington account—state  
13 appropriation is provided solely for the I-5/Mellen Street Connector  
14 project (L2000205).

15 (9) \$400,000 of the motor vehicle account—state appropriation is  
16 provided solely for the 166th/SR 410 Interchange (L2021124).

17 (10) \$800,000 of the motor vehicle account—state appropriation is  
18 provided solely for repairs and rehabilitation of the Pierce county  
19 ferry landings at Anderson Island and Steilacoom (L1000314).

20 (11) \$150,000 of the motor vehicle account—state appropriation is  
21 provided solely for the city of Spokane for preliminary engineering  
22 of the US 195/Inland Empire Way project. Funds may be used for  
23 predesign environmental assessment work, community engagement,  
24 design, and project cost estimation (L1000316).

25 (12) \$1,200,000 of the motor vehicle account—state appropriation  
26 is provided solely for the SR 109/88 Corner Roadway project  
27 (G2000106).

28 (13) (a) \$25,000,000 of the motor vehicle account—federal  
29 appropriation is provided for a federal fund exchange pilot program  
30 between federal surface transportation block grant population funding  
31 and state funds directed to counties to include an exchange rate of  
32 state funds of \$0.90 per \$1.00 in federal funds. \$22,500,000 from  
33 existing state appropriations identified elsewhere within this  
34 section are available to be used as part of the exchange. A report on  
35 the effectiveness of the exchange program and recommendations for  
36 continuing the pilot program is due to the governor and  
37 transportation committees of the legislature by December 1, 2024.

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

4 NEW SECTION. **Sec. 312. ANNUAL REPORTING REQUIREMENTS FOR**  
5 **CAPITAL PROGRAM**

6 (1) As part of its annual budget submittal, the department of  
7 transportation shall provide an update to the report provided to the  
8 legislature in the prior fiscal year that: (a) Compares the original  
9 project cost estimates approved in the 2003, 2005, 2015, and 2022  
10 revenue package project lists to the completed cost of the project,  
11 or the most recent legislatively approved budget and total project  
12 costs for projects not yet completed; (b) identifies highway projects  
13 that may be reduced in scope and still achieve a functional benefit;  
14 (c) identifies highway projects that have experienced scope increases  
15 and that can be reduced in scope; (d) identifies highway projects  
16 that have lost significant local or regional contributions that were  
17 essential to completing the project; (e) identifies risk reserves and  
18 contingency amounts allocated to projects; and (f) lists the nickel,  
19 TPA, and connecting Washington projects charging to the  
20 Nickel/TPA/CWA Environmental Mitigation Reserve (0BI4ENV) and the  
21 Nickel/TPA Projects Completed with Minor Ongoing Expenditures project  
22 (0BI100B), and the amount each project is charging.

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

28 NEW SECTION. **Sec. 313. QUARTERLY REPORTING REQUIREMENTS FOR**  
29 **CAPITAL PROGRAM**

30 On a quarterly basis, the department of transportation shall  
31 provide to the office of financial management and the legislative  
32 transportation committees a report for all capital projects, except  
33 for ferry projects subject to the reporting requirements established  
34 in section 309, chapter 333, Laws of 2021, that must include:

35 (1) A TEIS version containing actual capital expenditures for all  
36 projects consistent with the structure of the most recently enacted  
37 budget;

1 (2) Anticipated cost savings, cost increases, reappropriations,  
2 and schedule adjustments for all projects consistent with the  
3 structure of the most recently enacted budget;

4 (3) The award amount, the engineer's estimate, and the number of  
5 bidders for all active projects consistent with the structure of the  
6 most recently enacted budget; and

7 (4) Risk reserves and contingency amounts for all projects  
8 consistent with the structure of the most recently enacted budget.

9 NEW SECTION. **Sec. 314. FEDERAL FUNDS RECEIVED FOR CAPITAL**  
10 **PROJECT EXPENDITURES**

11 To the greatest extent practicable, the department of  
12 transportation shall expend federal funds received for capital  
13 project expenditures before state funds.

14 NEW SECTION. **Sec. 315. NOTIFICATION REQUIREMENTS FOR PAUSES AND**  
15 **CANCELLATIONS**

16 (1) The department shall notify the transportation committees of  
17 the legislature when it intends to pause for a significant length of  
18 time, or not proceed with, operating items or capital projects  
19 included as budget provisos or on project lists. When feasible, this  
20 notification shall be provided prior to the pause or cancellation and  
21 at least seven days in advance of any public announcement related to  
22 such a pause or cancellation.

23 (2) At the time of notification, the department shall provide an  
24 explanation for the reason or reasons for the pause or cancellation  
25 for each operating budget item and capital project. The explanation  
26 shall include specific reasons for each pause or cancellation, in  
27 addition to a statement of the broad rationale for the pause or  
28 cancellation.

29 (3) When feasible, the department shall make best efforts to keep  
30 the transportation committees of the legislature informed of an  
31 evaluation process underway for selecting operating budget items and  
32 capital projects to be paused or canceled, providing updates as its  
33 selection efforts proceed.

34 (4) When exigent circumstances prevent prior notice of a pause or  
35 cancellation from being provided to the transportation committees of  
36 the legislature, the department shall provide the information  
37 required under this section to the transportation committees of the  
38 legislature as soon as is practicable.

(End of part)

1 TRANSFERS AND DISTRIBUTIONS

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

|    |  |                 |
|----|--|-----------------|
| 6  | Transportation Partnership Account—State                     |                 |
| 7  | Appropriation. . . . .                                       | \$180,000       |
| 8  | Connecting Washington Account—State Appropriation. . . . .   | \$568,000       |
| 9  | Special Category C Account—State Appropriation. . . . .      | \$540,000       |
| 10 | Highway Bond Retirement Account—State Appropriation. . . . . | \$1,428,364,000 |
| 11 | Ferry Bond Retirement Account—State Appropriation. . . . .   | \$4,616,000     |
| 12 | Transportation Improvement Board Bond Retirement             |                 |
| 13 | Account—State Appropriation. . . . .                         | \$10,895,000    |
| 14 | Nondebt-Limit Reimbursable Bond Retirement Account—          |                 |
| 15 | State Appropriation. . . . .                                 | \$28,606,000    |
| 16 | Toll Facility Bond Retirement Account—State                  |                 |
| 17 | Appropriation. . . . .                                       | \$76,372,000    |
| 18 | TOTAL APPROPRIATION. . . . .                                 | \$1,550,141,000 |

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

|    |  |           |
|----|--|-----------|
| 22 | Transportation Partnership Account—State                   |           |
| 23 | Appropriation. . . . .                                     | \$36,000  |
| 24 | Connecting Washington Account—State Appropriation. . . . . | \$116,000 |
| 25 | Special Category C Account—State Appropriation. . . . .    | \$108,000 |
| 26 | Transportation Improvement Account—State                   |           |
| 27 | Appropriation. . . . .                                     | \$20,000  |
| 28 | TOTAL APPROPRIATION. . . . .                               | \$280,000 |

29 NEW SECTION. **Sec. 403. FOR THE STATE TREASURER—STATE REVENUES**  
30 **FOR DISTRIBUTION**

|    |  |               |
|----|--|---------------|
| 31 | Motor Vehicle Account—State Appropriation: For motor |               |
| 32 | vehicle fuel tax statutory distributions to          |               |
| 33 | cities and counties. . . . .                         | \$484,681,000 |
| 34 | Multimodal Transportation Account—State              |               |
| 35 | Appropriation: For distribution to cities and        |               |
| 36 | counties. . . . .                                    | \$26,786,000  |

1 Motor Vehicle Account—State Appropriation: For  
2 distribution to cities and counties. . . . . \$23,438,000

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

4 Motor Vehicle Account—State Appropriation: For motor  
5 vehicle fuel tax refunds and statutory  
6 transfers. . . . . \$2,068,839,000

7 NEW SECTION. **Sec. 405. FOR THE DEPARTMENT OF LICENSING—**  
8 **TRANSFERS**

9 Motor Vehicle Account—State Appropriation: For motor  
10 vehicle fuel tax refunds and transfers. . . . . \$251,441,000

11 NEW SECTION. **Sec. 406. FOR THE STATE TREASURER—ADMINISTRATIVE**  
12 **TRANSFERS**

13 (1) Highway Safety Account—State Appropriation:  
14 For transfer to the State Patrol Highway  
15 Account—State. . . . . \$29,000,000

16 (2) (a) Transportation Partnership Account—State  
17 Appropriation: For transfer to the Capital Vessel  
18 Replacement Account—State. . . . . \$9,000,000

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

21 (3) Motor Vehicle Account—State Appropriation:  
22 For transfer to the County Arterial Preservation  
23 Account—State. . . . . \$4,844,000

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

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

29 (6) Motor Vehicle Account—State Appropriation:  
30 For transfer to the Transportation Improvement  
31 Account—State. . . . . \$9,688,000

32 (7) State Route Number 520 Civil Penalties  
33 Account—State Appropriation: For transfer to the  
34 State Route Number 520 Corridor Account—State. . . . . \$560,000

35 (8) Capital Vessel Replacement Account—State  
36 Appropriation: For transfer to the Connecting

1 Washington Account—State. . . . . \$40,000,000  
2 (9) Multimodal Transportation Account—State  
3 Appropriation: For transfer to the Complete Streets  
4 Grant Program Account—State. . . . . \$14,670,000  
5 (10) Multimodal Transportation Account—State  
6 Appropriation: For transfer to the Freight Mobility  
7 Multimodal Account—State. . . . . \$8,511,000  
8 (11) Multimodal Transportation Account—State  
9 Appropriation: For transfer to the Regional Mobility  
10 Grant Program Account—State. . . . . \$27,679,000  
11 (12) Multimodal Transportation Account—State  
12 Appropriation: For transfer to the Rural Mobility  
13 Grant Program Account—State. . . . . \$12,223,000  
14 (13) (a) Alaskan Way Viaduct Replacement Project  
15 Account—State Appropriation: For transfer to the  
16 Transportation Partnership Account—State. . . . . \$25,000,000  
17 (b) The amount transferred in this subsection represents  
18 repayment of the project cost increases paid from the transportation  
19 partnership account—state funds incurred for the construction of the  
20 SR 99/Alaskan Way Viaduct Replacement project (809936Z).  
21 (14) Tacoma Narrows Toll Bridge Account—State  
22 Appropriation: For transfer to the Motor Vehicle  
23 Account—State. . . . . \$543,000  
24 (15) Transportation Partnership Account—State  
25 Appropriation: For transfer to the Motor Vehicle  
26 Account—State. . . . . \$30,000,000  
27 (16) Transportation Partnership Account—State  
28 Appropriation: For transfer to the State Patrol Highway  
29 Account—State. . . . . \$75,000,000  
30 (17) Highway Safety Account—State Appropriation:  
31 For transfer to the Motor Vehicle  
32 Account—State. . . . . \$40,000,000  
33 (18) Motor Vehicle Account—State Appropriation:  
34 For transfer to the Move Ahead WA Account—State . . . . . \$7,500,000  
35 (19) Connecting Washington Account—State Appropriation:  
36 For transfer to the Move Ahead WA Account—State. . . . . \$200,000,000  
37 (20) Multimodal Transportation Account—State Appropriation:  
38 For transfer to the Motor Vehicle Account—State. . . . . \$127,000,000

1           (21) Multimodal Transportation Account—State  
2 Appropriation: For transfer to the Puget Sound Ferry  
3 Operations Account—State. . . . . \$140,000,000  
4           (22) Multimodal Transportation Account—State  
5 Appropriation: For transfer to the State Patrol Highway  
6 Account—State. . . . . \$46,000,000  
7           (23) Carbon Emissions Reduction Account—State  
8 Appropriation: For transfer to the Multimodal Transportation  
9 Account—State. . . . . \$127,000,000  
10          (24) Move Ahead WA Flexible Account—State  
11 Appropriation: For transfer to the Motor Vehicle  
12 Account—State. . . . . \$33,000,000  
13          (25) Move Ahead WA Flexible Account—State  
14 Appropriation: For transfer to the Puget Sound  
15 Ferry Operations Account—State. . . . . \$75,000,000  
16          (26) (a) Alaskan Way Viaduct Replacement Project  
17 Account—State Appropriation: For transfer to  
18 the Motor Vehicle Account—State. . . . . \$25,000,000  
19           (b) \$9,000,000 of the amount transferred in this subsection  
20 represents repayment of the project cost increases paid from Motor  
21 Vehicle Account—State funds incurred for the construction of the SR  
22 99/Alaskan Way Viaduct Replacement project (809936Z).  
23          (27) Transportation 2003 Account (Nickel Account)  
24 —State Appropriation: For transfer to the State Patrol  
25 Highway Account—State. . . . . \$52,000,000

26           NEW SECTION.   **Sec. 407. FOR THE STATE TREASURER—BOND RETIREMENT**  
27 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**  
28 **DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE**

29 Toll Facility Bond Retirement Account—Federal  
30        Appropriation. . . . . \$194,241,000  
31 Toll Facility Bond Retirement Account—State  
32        Appropriation. . . . . \$25,372,000  
33        TOTAL APPROPRIATION. . . . . \$219,613,000

34        The appropriations in this section are subject to the following  
35 conditions and limitations: \$35,250,000 of the toll facility bond  
36 retirement account—federal appropriation may be used to prepay



1 certain outstanding bonds if sufficient debt service savings can be  
2 obtained.

3 NEW SECTION. **Sec. 408. COMPENSATION AND BENEFITS**

4 Motor Vehicle Account—State Appropriation. . . . . \$103,000

5 The appropriation in this section is subject to the following  
6 conditions and limitations: Funding is provided for compensation and  
7 benefits for legislative branch employees, as shown in OFM  
8 Transportation Document 2023-3: Compensation Allocations as developed  
9 December 14, 2022.

10 NEW SECTION. **Sec. 409. CENTRAL SERVICE CHARGES**

11 Motor Vehicle Account—State Appropriation. . . . . \$9,000

12 The appropriation in this section is subject to the following  
13 conditions and limitations: Funding is provided for central service  
14 agency charges for legislative branch agencies, as shown in OFM  
15 Transportation Document 2023-4: Central Services Charges for  
16 Legislative Agencies as developed December 14, 2022.

(End of part)

1 **COMPENSATION**

2 NEW SECTION. **Sec. 501. COLLECTIVE BARGAINING AGREEMENTS NOT**  
3 **IMPAIRED**

4 Nothing in this act prohibits the expenditure of any funds by an  
5 agency or institution of the state for benefits guaranteed by any  
6 collective bargaining agreement in effect on the effective date of  
7 this section.

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

9 In accordance with chapters 41.80, 41.56, and 47.64 RCW,  
10 agreements have been reached between the governor and employee  
11 organizations representing state employee bargaining units for the  
12 2023-2025 fiscal biennium. Funding is provided in this act to fund  
13 these agreements. The collective bargaining agreements that have been  
14 reached and are funded in this act, and the description of the major  
15 economic terms in each of the listed agreements are specified in OFM  
16 transportation document 2023-5: 2023-2025 Collective Bargaining  
17 Agreements as developed December 14, 2022.

18 NEW SECTION. **Sec. 503. COMPENSATION—REPRESENTED EMPLOYEES—**  
19 **HEALTH CARE—COALITION—INSURANCE BENEFITS**

20 An agreement was reached for the 2023-2025 biennium between the  
21 governor and the health care coalition under the provisions of  
22 chapter 41.80 RCW. Appropriations in this act for state agencies are  
23 sufficient to implement the provisions of the 2023-2025 collective  
24 bargaining agreement, which maintains the provisions of the prior  
25 agreement, and are subject to the following conditions and  
26 limitations:

27 (1) The monthly employer funding rate for insurance benefit  
28 premiums, public employees' benefits board administration, and the  
29 uniform medical plan, shall not exceed \$1,160 per eligible employee  
30 for fiscal year 2024. For fiscal year 2025, the monthly employer  
31 funding rate shall not exceed \$1,233 per eligible employee. These  
32 rates include funding to cover, effective January 1, 2024: (a)  
33 Increased provider payments in the uniform medical plan for in-  
34 network advanced registered nurse practitioners (ARNPs) to have  
35 parity with a licensed in-network physician for the same services  
36 rendered, (b) increasing the temporomandibular (TMJ) benefit to  
37 \$1,000 annually/\$5,000 lifetime in the uniform dental plan, and (c)

1 eliminating the deductible for children up to age 15 in the uniform  
2 dental plan. These rates are sufficient to cover, effective January  
3 1, 2025, carving vision benefits out medical plans into stand-alone  
4 vision insurance.

5 (2) The board shall collect a \$25 per month surcharge payment  
6 from members who use tobacco products and a surcharge payment of not  
7 less than \$50 per month from members who cover a spouse or domestic  
8 partner where the spouse or domestic partner has chosen not to enroll  
9 in another employer-based group health insurance that has benefits  
10 and premiums with an actuarial value of not less than 95 percent of  
11 the actuarial value of the public employees' benefits board plan with  
12 the largest enrollment. The surcharge payments shall be collected in  
13 addition to the member premium payment if directed by the  
14 legislature.

15 NEW SECTION. **Sec. 504. COMPENSATION—REPRESENTED EMPLOYEES**  
16 **OUTSIDE HEALTH CARE COALITION—INSURANCE BENEFITS**

17 Appropriations for state agencies in this act are sufficient for  
18 represented employees outside the coalition for health benefits, and  
19 are subject to the following conditions and limitations: The monthly  
20 employer funding rate for insurance benefit premiums, public  
21 employees' benefits board administration, and the uniform medical  
22 plan, may not exceed \$1,160 per eligible employee for fiscal year  
23 2024. For fiscal year 2025, the monthly employer funding rate may not  
24 exceed \$1,233 per eligible employee.

25 NEW SECTION. **Sec. 505. COMPENSATION—NONREPRESENTED EMPLOYEES—**  
26 **INSURANCE BENEFITS**

27 Appropriations for state agencies in this act are sufficient for  
28 nonrepresented state employee health benefits for state agencies,  
29 including institutions of higher education, and are subject to the  
30 following conditions and limitations: The employer monthly funding  
31 rate for insurance benefit premiums, public employees' benefits board  
32 administration, and the uniform medical plan, shall not exceed \$1,160  
33 per eligible employee for fiscal year 2024. For fiscal year 2025, the  
34 monthly employer funding rate shall not exceed \$1,233 per eligible  
35 employee.

1            NEW SECTION.     **Sec. 506.     GENERAL WAGE INCREASES AND LUMP SUM**  
2 **PAYMENTS**

3            (1) Appropriations for state agency employee compensation in this  
4 act are sufficient to provide general wage increases, retention lump  
5 sum payment and a lump sum COVID-19 booster incentive to state agency  
6 employees who are not represented or who bargain under statutory  
7 authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or  
8 41.56.475.

9            (2) Funding is provided for a four percent general wage increase  
10 effective July 1, 2023, for all classified employees as specified in  
11 subsection (1) of this section, employees in the Washington  
12 management service, and exempt employees under the jurisdiction of  
13 the office of financial management. The appropriations are also  
14 sufficient to fund a four percent salary increase effective July 1,  
15 2023, for executive and legislative branch employees exempt from  
16 merit system rules whose maximum salaries are not set by the  
17 commission on salaries for elected officials.

18            (3) Funding is provided for a three percent general wage increase  
19 effective July 1, 2024, for all classified employees as specified in  
20 subsection (1) of this section, employees in the Washington  
21 management service, and exempt employees under the jurisdiction of  
22 the office of financial management. The appropriations are also  
23 sufficient to fund a three percent salary increase effective July 1,  
24 2024, for executive and legislative branch employees exempt from  
25 merit system rules whose maximum salaries are not set by the  
26 commission on salaries for elected officials.

27            (4) Funding is provided for a retention lump sum payment of  
28 \$1,000 for all employees as specified in subsection (1) of this  
29 section, employed on or before July 1, 2022, and continuously  
30 employed through July 1, 2023.

31            (5) Funding is provided for a COVID-19 booster incentive payment  
32 of \$1,000 for all employees as specified in subsection (1) of this  
33 section, who provide verification, beginning January 1, 2023, through  
34 December 31, 2023, that they are up-to-date with the COVID-19 vaccine  
35 booster.

36            NEW SECTION.     **Sec. 507.     COMPENSATION—PENSION CONTRIBUTIONS**

37            Appropriations to state agencies include funding for an increase  
38 in pension contribution rates for several state pension systems. An  
39 increase of 0.12 percent is funded for state employer contributions

1 to the public employees' retirement system, the public safety  
2 employees' retirement systems, and the school employees' retirement  
3 system. An increase of 0.23 percent for employer contributions to the  
4 teachers' retirement system is funded. These increases are provided  
5 for the purpose of a one-time, ongoing pension increase for retirees  
6 in the public employees' retirement system plan 1 and teachers'  
7 retirement system plan 1, as provided in Z-0143.1/23 (providing a  
8 benefit increase to certain retirees of the public employees'  
9 retirement system plan 1 and the teachers' retirement system plan 1).  
10 If chapter . . ., Laws of 2023 (providing a benefit increase to  
11 certain retirees of the public employees' retirement system plan 1  
12 and the teachers' retirement system plan 1) is not enacted by June  
13 30, 2023, this section lapses.

14 NEW SECTION. **Sec. 508. COMPENSATION—REVISE PENSION CONTRIBUTION**  
15 **RATES**

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

(End of part)

1 **IMPLEMENTING PROVISIONS**

2 NEW SECTION. **Sec. 601. MANAGEMENT OF TRANSPORTATION FUNDS WHEN**  
3 **THE LEGISLATURE IS NOT IN SESSION**

4 (1) The 2005 transportation partnership projects or improvements  
5 and 2015 connecting Washington projects or improvements are listed in  
6 the OFM Transportation Document 2023-1: Proposed Transportation  
7 Project List as developed December 14, 2022, which consists of a list  
8 of specific projects by fund source and amount over a 16-year period.  
9 Current fiscal biennium funding for each project is a line-item  
10 appropriation, while the outer year funding allocations represent a  
11 16-year plan. The department of transportation is expected to use the  
12 flexibility provided in this section to assist in the delivery and  
13 completion of all transportation partnership account and connecting  
14 Washington account projects on the OFM transportation document  
15 referenced in this subsection. For the 2023-2025 project  
16 appropriations, unless otherwise provided in this act, the director  
17 of the office of financial management may provide written  
18 authorization for a transfer of appropriation authority between  
19 projects funded with transportation partnership account  
20 appropriations or connecting Washington account appropriations to  
21 manage project spending and efficiently deliver all projects in the  
22 respective program under the following conditions and limitations:

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

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

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

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

33 (e) Transfers to a project may not occur if that project is a  
34 programmatic funding item described in broad general terms on the  
35 applicable project list without referencing a specific state route  
36 number;

37 (f) Transfers may not be made while the legislature is in  
38 session;

1 (g) Transfers to a project may not be made with funds designated  
2 as attributable to practical design savings as described in RCW  
3 47.01.480;

4 (h) Except for transfers made under (l) of this subsection,  
5 transfers may only be made in fiscal year 2024;

6 (i) The total amount of transfers under this section may not  
7 exceed \$50,000,000;

8 (j) Except as otherwise provided in (l) of this subsection,  
9 transfers made to a single project may not cumulatively total more  
10 than \$20,000,000 per biennium;

11 (k) Each transfer between projects may only occur if the director  
12 of the office of financial management finds that any resulting change  
13 will not hinder the completion of the projects as approved by the  
14 legislature; and

15 (1) Transfers between projects may be made by the department of  
16 transportation without the formal written approval provided under  
17 this subsection (1), provided that the transfer amount to a single  
18 project does not exceed \$250,000 or 10 percent of the total project  
19 per biennium, whichever is less. These transfers must be reported  
20 quarterly to the director of the office of financial management and  
21 the chairs of the house of representatives and senate transportation  
22 committees.

23 (2) The department of transportation must submit quarterly all  
24 transfers authorized under this section in the transportation  
25 executive information system. The office of financial management must  
26 maintain a legislative baseline project list identified in the OFM  
27 transportation documents referenced in this act, and update that  
28 project list with all authorized transfers under this section,  
29 including any effects to the total project budgets and schedules  
30 beyond the current biennium.

31 (3) At the time the department submits a request to transfer  
32 funds under this section, a copy of the request must be submitted to  
33 the chairs and ranking members of the transportation committees of  
34 the legislature.

35 (4) Before approval, the office of financial management shall  
36 work with legislative staff of the house of representatives and  
37 senate transportation committees to review the requested transfers in  
38 a timely manner and address any concerns raised by the chairs and  
39 ranking members of the transportation committees.

1 (5) No fewer than 10 days after the receipt of a project transfer  
2 request, the director of the office of financial management must  
3 provide written notification to the department of any decision  
4 regarding project transfers, with copies submitted to the  
5 transportation committees of the legislature.

6 (6) The department must submit annually as part of its budget  
7 submittal a report detailing all transfers made pursuant to this  
8 section, including any effects to the total project budgets and  
9 schedules beyond the current biennium.

10 (7) (a) If the department of transportation receives federal  
11 funding not appropriated in this act, the department shall apply such  
12 funds to any of the following activities in lieu of state funds, if  
13 compliant with federal funding restrictions, and in the order that  
14 most reduces administrative burden and minimizes the use of bond  
15 proceeds:

16 (i) OFM Transportation Document 2023-1: Proposed Transportation  
17 Project List as developed December 14, 2022; or

18 (ii) Other department of transportation operating or capital  
19 expenditures funded by appropriations from state accounts in this  
20 act.

21 (b) However, if the funds received may not be used for any of the  
22 purposes enumerated in this section and must be obligated before the  
23 next regular legislative session, then the department may program the  
24 funds for other transportation-related activities, provided that  
25 these actions do not initiate any new programs, policies, or  
26 expenditure levels requiring additional one-time or ongoing state  
27 funds that have not been expressly authorized by the legislature. The  
28 department shall follow the existing unanticipated receipt process to  
29 notify the legislative standing committees on transportation and the  
30 office of financial management of the amount of federal funds  
31 received in addition to those appropriated in this act and the  
32 projects or activities receiving funding through this process.

33 (8) This section does not apply to appropriations used to fund  
34 projects within the federal fund exchange pilot program authorized in  
35 sections 306, 307, and 311 of this act.

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

37 To the extent that any appropriation authorizes expenditures of  
38 state funds from the motor vehicle account, special category C  
39 account, Tacoma Narrows toll bridge account, transportation 2003



1 account (nickel account), transportation partnership account,  
2 transportation improvement account, Puget Sound capital construction  
3 account, multimodal transportation account, state route number 520  
4 corridor account, connecting Washington account, or other  
5 transportation capital project account in the state treasury for a  
6 state transportation program that is specified to be funded with  
7 proceeds from the sale of bonds authorized in chapter 47.10 RCW, the  
8 legislature declares that any such expenditures made before the issue  
9 date of the applicable transportation bonds for that state  
10 transportation program are intended to be reimbursed from proceeds of  
11 those transportation bonds in a maximum amount equal to the amount of  
12 such appropriation.

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

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

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

19 (1) As part of its 2024 supplemental budget submittal, the  
20 department of transportation shall provide a report to the  
21 legislature and the office of financial management that:

22 (a) Identifies, by capital project, the amount of state funding  
23 that has been reappropriated from the 2021-2023 fiscal biennium into  
24 the 2023-2025 fiscal biennium; and

25 (b) Identifies, for each project, the amount of cost savings or  
26 increases in funding that have been identified as compared to the  
27 2017 enacted omnibus transportation appropriations act.

28 (2) As part of the agency request for capital programs, the  
29 department shall load reappropriations separately from funds that  
30 were assumed to be required for the 2021-2023 fiscal biennium into  
31 budgeting systems.

32 NEW SECTION. **Sec. 605. WEBSITE REPORTING REQUIREMENTS**

33 (1) The department of transportation shall post on its website  
34 every report that is due from the department to the legislature  
35 during the 2023-2025 fiscal biennium on one web page. The department  
36 must post both completed reports and planned reports on a single web  
37 page.

1 (2) The department shall provide a web link for each change order  
2 that is more than \$500,000 on the affected project web page.

3 NEW SECTION. **Sec. 606. TRANSIT, BICYCLE, AND PEDESTRIAN**  
4 **ELEMENTS REPORTING**

5 (1) By November 15th of each year, the department of  
6 transportation must report on amounts expended to benefit transit,  
7 bicycle, or pedestrian elements within all connecting Washington  
8 projects in programs I, P, and Z identified in OFM Transportation  
9 Document 2023-1: Proposed Transportation Project List as developed  
10 December 14, 2022. The report must address each modal category  
11 separately and identify if eighteenth amendment protected funds have  
12 been used and, if not, the source of funding.

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

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

18 (1) During the 2023-2025 fiscal biennium, while the legislature  
19 is not in session, the director of the office of financial management  
20 may approve project scope change requests to connecting Washington  
21 projects in the highway improvements program, provided that the  
22 requests meet the criteria outlined in RCW 47.01.480 and are subject  
23 to the limitations in this section.

24 (2) At the time the department of transportation submits a  
25 request for a project scope change under this section, a copy of the  
26 request must be submitted to the transportation committees of the  
27 legislature.

28 (3) Before approval, the office of financial management shall  
29 work with legislative staff of the house of representatives and  
30 senate transportation committees to review the requested project  
31 scope changes.

32 (4) No fewer than 10 days after the receipt of a scope change  
33 request, the director of the office of financial management must  
34 provide written notification to the department of any decision  
35 regarding project scope changes, with copies submitted to the  
36 transportation committees of the legislature.

37 (5) As part of its annual budget submittal, the department of  
38 transportation must report on all approved scope change requests from

1 the prior year, including a comparison of the scope before and after  
2 the requested change.

3 NEW SECTION. **Sec. 608. TOLL CREDITS**

4 The department of transportation may provide up to \$3,000,000 in  
5 toll credits to Kitsap transit for its role in passenger-only ferry  
6 service and ferry corridor-related projects. The number of toll  
7 credits provided must be equal to, but no more than, the number  
8 sufficient to meet federal match requirements for grant funding for  
9 passenger-only ferry service, but must not exceed the amount  
10 authorized in this section.

(End of part)

NEW SECTION. **Sec. 701. INFORMATION TECHNOLOGY OVERSIGHT**

(1) Agencies must apply to the office of financial management and the office of the state chief information officer for approval before beginning a project or proceeding with each discrete stage of a project subject to this section. At each stage, the office of the state chief information officer must certify that the project has an approved technology budget and investment plan, complies with state information technology and security requirements, and other policies defined by the office of the state chief information officer. The office of financial management must notify the fiscal committees of the legislature of the receipt of each application and may not approve a funding request for 10 business days from the date of notification.

(2) (a) Each project must have a technology budget. The technology budget must have the detail by fiscal month for the 2023-2025 fiscal biennium. The technology budget must use a method similar to the state capital budget, identifying project costs, each fund source, and anticipated deliverables through each stage of the entire project investment and across fiscal periods and biennia from project onset through implementation and close out, as well as at least five years of maintenance and operations costs.

(b) As part of the development of a technology budget and at each request for funding, the agency shall submit an updated technology budget, if changes occurred, to include detailed financial information to the office of financial management and the office of the chief information officer. The technology budget must describe the total cost of the project, as well as maintenance and operations costs, to include and identify at least:

- (i) Fund sources;
- (ii) Full time equivalent staffing level to include job classification assumptions;
- (iii) Discrete financial budget codes to include at least the appropriation index and program index;
- (iv) Object and subobject codes of expenditures;
- (v) Anticipated deliverables;
- (vi) Historical budget and expenditure detail by fiscal year; and
- (vii) Maintenance and operations costs by fiscal year for at least five years as a separate worksheet.

1 (c) If a project technology budget changes and a revised  
2 technology budget is completed, a comparison of the revised  
3 technology budget to the last approved technology budget must be  
4 posted to the dashboard, to include a narrative rationale on what  
5 changed, why, and how that impacts the project in scope, budget, and  
6 schedule.

7 (3) (a) Each project must have an investment plan that includes:

8 (i) An organizational chart of the project management team that  
9 identifies team members and their roles and responsibilities;

10 (ii) The office of the chief information officer staff assigned  
11 to the project;

12 (iii) An implementation schedule covering activities, critical  
13 milestones, and deliverables at each stage of the project for the  
14 life of the project at each agency affected by the project;

15 (iv) Performance measures used to determine that the project is  
16 on time, within budget, and meeting expectations for quality of work  
17 product;

18 (v) Ongoing maintenance and operations cost of the project post  
19 implementation and close out delineated by agency staffing,  
20 contracted staffing, and service level agreements; and

21 (vi) Financial budget coding to include at least discrete  
22 financial coding for the project.

23 (4) Projects with estimated costs greater than \$100,000,000 from  
24 initiation to completion and implementation may be divided into  
25 discrete subprojects as determined by the office of the state chief  
26 information officer. Each subproject must have a technology budget  
27 and investment plan as provided in this section.

28 (5) (a) The office of the chief information officer shall maintain  
29 an information technology project dashboard that provides updated  
30 information each fiscal month on projects subject to this section.  
31 This includes, at least:

32 (i) Project changes each fiscal month;

33 (ii) Noting if the project has a completed market requirements  
34 document, and when it was completed;

35 (iii) Financial status of information technology projects under  
36 oversight;

37 (iv) Coordination with agencies;

38 (v) Monthly quality assurance reports, if applicable;

39 (vi) Monthly office of the chief information officer status  
40 reports;

1 (vii) Historical project budget and expenditures through fiscal  
2 year 2021;

3 (viii) Budget and expenditures each fiscal month;

4 (ix) Estimated annual maintenance and operations costs by fiscal  
5 year; and

6 (x) Posting monthly project status assessments on scope,  
7 schedule, budget, and overall by the:

8 (A) Office of the chief information officer;

9 (B) Agency project team; and

10 (C) Quality assurance vendor, if applicable to the project.

11 (b) The dashboard must retain a roll up of the entire project  
12 cost, including all subprojects, that can display subproject detail.  
13 This includes coalition projects that are active.

14 (6) If the project affects more than one agency:

15 (a) A separate technology budget and investment plan must be  
16 prepared for each agency; and

17 (b) The dashboard must contain a statewide project technology  
18 budget roll up that includes each affected agency at the subproject  
19 level.

20 (7) For any project that exceeds \$2,000,000 in total funds to  
21 complete, requires more than one biennium to complete, or is financed  
22 through financial contracts, bonds, or other indebtedness:

23 (a) Quality assurance for the project must report independently  
24 to the office of the chief information officer;

25 (b) The office of the chief information officer must review, and,  
26 if necessary, revise the proposed project to ensure it is flexible  
27 and adaptable to advances in technology;

28 (c) The technology budget must specifically identify the uses of  
29 any financing proceeds. No more than 30 percent of the financing  
30 proceeds may be used for payroll-related costs for state employees  
31 assigned to project management, installation, testing, or training;

32 (d) The agency must consult with the office of the state  
33 treasurer during the competitive procurement process to evaluate  
34 early in the process whether products and services to be solicited  
35 and the responsive bids from a solicitation may be financed; and

36 (e) The agency must consult with the contracting division of the  
37 department of enterprise services for a review of all contracts and  
38 agreements related to the project's information technology  
39 procurements.

1 (8) The office of the chief information officer must evaluate the  
2 project at each stage and certify whether the project is planned,  
3 managed, and meeting deliverable targets as defined in the project's  
4 approved technology budget and investment plan.

5 (9) The office of the chief information officer may suspend or  
6 terminate a project at any time if it determines that the project is  
7 not meeting or not expected to meet anticipated performance and  
8 technology outcomes. Once suspension or termination occurs, the  
9 agency shall unallot any unused funding and shall not make any  
10 expenditure for the project without the approval of the office of  
11 financial management. The office of the chief information officer  
12 must report on July 1st and December 1st each calendar year any  
13 suspension or termination of a project in the previous six-month  
14 period to the legislative fiscal committees.

15 (10) The office of the chief information officer, in consultation  
16 with the office of financial management, may identify additional  
17 projects to be subject to this section, including projects that are  
18 not separately identified within an agency budget. The office of the  
19 chief information officer must report on July 1st and December 1st  
20 each calendar year any additional projects to be subjected to this  
21 section that were identified in the previous six-month period to the  
22 legislative fiscal committees.

23 **Sec. 702.** RCW 43.19.642 and 2021 c 333 s 703 are each amended to  
24 read as follows:

25 (1) Effective June 1, 2006, for agencies complying with the  
26 ultra-low sulfur diesel mandate of the United States environmental  
27 protection agency for on-highway diesel fuel, agencies shall use  
28 biodiesel as an additive to ultra-low sulfur diesel for lubricity,  
29 provided that the use of a lubricity additive is warranted and that  
30 the use of biodiesel is comparable in performance and cost with other  
31 available lubricity additives. The amount of biodiesel added to the  
32 ultra-low sulfur diesel fuel shall be not less than two percent.

33 (2) Except as provided in subsection (5) of this section,  
34 effective June 1, 2009, state agencies are required to use a minimum  
35 of (~~twenty~~) 20 percent biodiesel as compared to total volume of all  
36 diesel purchases made by the agencies for the operation of the  
37 agencies' diesel-powered vessels, vehicles, and construction  
38 equipment.

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

5 (4) By December 1, 2009, the department of enterprise services  
6 shall:

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

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

12 (5) During the (~~(2019-2021 and)~~) 2021-2023 and 2023-2025 fiscal  
13 biennia, the Washington state ferries is required to use a minimum of  
14 five percent biodiesel as compared to total volume of all diesel  
15 purchases made by the Washington state ferries for the operation of  
16 the Washington state ferries diesel-powered vessels, as long as the  
17 price of a B5 or B10 biodiesel blend does not exceed the price of  
18 conventional diesel fuel by five percent or more.

19 **Sec. 703.** RCW 46.20.745 and 2021 c 333 s 704 are each amended to  
20 read as follows:

21 (1) The ignition interlock device revolving account program is  
22 created within the department to assist in covering the monetary  
23 costs of installing, removing, and leasing an ignition interlock  
24 device, and applicable licensing, for indigent persons who are  
25 required under RCW 46.20.385, 46.20.720, and 46.61.5055 to install an  
26 ignition interlock device in all vehicles owned or operated by the  
27 person. For purposes of this subsection, "indigent" has the same  
28 meaning as in RCW 10.101.010, as determined by the department. During  
29 the (~~(2019-2021 and)~~) 2021-2023 and 2023-2025 fiscal biennia, the  
30 ignition interlock device revolving account program also includes  
31 ignition interlock enforcement work conducted by the Washington state  
32 patrol.

33 (2) A pilot program is created within the ignition interlock  
34 device revolving account program for the purpose of monitoring  
35 compliance by persons required to use ignition interlock devices and  
36 by ignition interlock companies and vendors.

37 (3) The department, the state patrol, and the Washington traffic  
38 safety commission shall coordinate to establish a compliance pilot  
39 program that will target at least one county from eastern Washington



1 and one county from western Washington, as determined by the  
2 department, state patrol, and Washington traffic safety commission.

3 (4) At a minimum, the compliance pilot program shall:

4 (a) Review the number of ignition interlock devices that are  
5 required to be installed in the targeted county and the number of  
6 ignition interlock devices actually installed;

7 (b) Work to identify those persons who are not complying with  
8 ignition interlock requirements or are repeatedly violating ignition  
9 interlock requirements; and

10 (c) Identify ways to track compliance and reduce noncompliance.

11 (5) As part of monitoring compliance, the Washington traffic  
12 safety commission shall also track recidivism for violations of RCW  
13 46.61.502 and 46.61.504 by persons required to have an ignition  
14 interlock driver's license under RCW 46.20.385 and 46.20.720.

15 **Sec. 704.** RCW 82.21.030 and 2022 c 182 s 313 are each amended to  
16 read as follows:

17 (1)(a) A tax is imposed on the privilege of possession of  
18 hazardous substances in this state. Except as provided in (b) of this  
19 subsection, the rate of the tax is seven-tenths of one percent  
20 multiplied by the wholesale value of the substance. Moneys collected  
21 under this subsection (1)(a) must be deposited in the model toxics  
22 control capital account.

23 (b) Beginning July 1, 2019, the rate of the tax on petroleum  
24 products is (~~one dollar and nine cents~~) \$1.09 per barrel. The tax  
25 collected under this subsection (1)(b) on petroleum products must be  
26 deposited as follows, after first depositing the tax as provided in  
27 (c) of this subsection, except that during the 2021-2023 (~~biennium~~)  
28 and 2023-2025 fiscal biennia the deposit as provided in (c) of this  
29 subsection may be prorated equally across each month of the biennium:

30 (i) Sixty percent to the model toxics control operating account  
31 created under RCW 70A.305.180;

32 (ii) Twenty-five percent to the model toxics control capital  
33 account created under RCW 70A.305.190; and

34 (iii) Fifteen percent to the model toxics control stormwater  
35 account created under RCW 70A.305.200.

36 (c) Until the beginning of the ensuing biennium after the  
37 enactment of an additive transportation funding act, \$50,000,000 per  
38 biennium to the motor vehicle fund to be used exclusively for  
39 transportation stormwater activities and projects. For purposes of

1 this subsection, "additive transportation funding act" means an act  
2 enacted after June 30, 2023, in which the combined total of new  
3 revenues deposited into the motor vehicle fund and the multimodal  
4 transportation account exceed \$2,000,000,000 per biennium  
5 attributable solely to an increase in revenue from the enactment of  
6 the act.

7 (d) The department must compile a list of petroleum products that  
8 are not easily measured on a per barrel basis. Petroleum products  
9 identified on the list are subject to the rate under (a) of this  
10 subsection in lieu of the volumetric rate under (b) of this  
11 subsection. The list will be made in a form and manner prescribed by  
12 the department and must be made available on the department's  
13 internet website. In compiling the list, the department may accept  
14 technical assistance from persons that sell, market, or distribute  
15 petroleum products and consider any other resource the department  
16 finds useful in compiling the list.

17 (2) Chapter 82.32 RCW applies to the tax imposed in this chapter.  
18 The tax due dates, reporting periods, and return requirements  
19 applicable to chapter 82.04 RCW apply equally to the tax imposed in  
20 this chapter.

21 (3) Beginning July 1, 2020, and every July 1st thereafter, the  
22 rate specified in subsection (1)(b) of this section must be adjusted  
23 to reflect the percentage change in the implicit price deflator for  
24 nonresidential structures as published by the United States  
25 department of commerce, bureau of economic analysis for the most  
26 recent 12-month period ending December 31st of the prior year.

27 **Sec. 705.** RCW 47.66.120 and 2022 c 182 s 439 are each amended to  
28 read as follows:

29 (1)(a) The department's public transportation division shall  
30 establish a green transportation capital grant program. The purpose  
31 of the grant program is to aid any transit authority in funding cost-  
32 effective capital projects to reduce the carbon intensity of the  
33 Washington transportation system, examples of which include:  
34 Electrification of vehicle fleets, including battery and fuel cell  
35 electric vehicles; modification or replacement of capital facilities  
36 in order to facilitate fleet electrification and/or hydrogen  
37 refueling; necessary upgrades to electrical transmission and  
38 distribution systems; and construction of charging and fueling  
39 stations. The department's public transportation division shall

1 identify projects and shall submit a prioritized list of all projects  
2 requesting funding to the legislature by December 1st of each even-  
3 numbered year.

4 (b) The department's public transportation division shall select  
5 projects based on a competitive process that considers the following  
6 criteria:

7 (i) The cost-effectiveness of the reductions in carbon emissions  
8 provided by the project; and

9 (ii) The benefit provided to transitioning the entire state to a  
10 transportation system with lower carbon intensity.

11 (2) The department's public transportation division must  
12 establish an advisory committee to assist in identifying projects  
13 under subsection (1) of this section. The advisory committee must  
14 include representatives from the department of ecology, the  
15 department of commerce, the utilities and transportation commission,  
16 and at least one transit authority.

17 (3) In order to receive green transportation capital grant  
18 program funding for a project, a transit authority must provide  
19 matching funding for that project that is at least equal to  
20 (~~twenty~~) 20 percent of the total cost of the project.

21 (4) The department's public transportation division must report  
22 annually to the transportation committees of the legislature on the  
23 status of any grant projects funded by the program created under this  
24 section.

25 (5) For purposes of this section, "transit authority" means a  
26 city transit system under RCW 35.58.2721 or chapter 35.95A RCW, a  
27 county public transportation authority under chapter 36.57 RCW, a  
28 metropolitan municipal corporation transit system under chapter 36.56  
29 RCW, a public transportation benefit area under chapter 36.57A RCW,  
30 an unincorporated transportation benefit area under RCW 36.57.100, a  
31 regional transit authority under chapter 81.112 RCW, or any special  
32 purpose district formed to operate a public transportation system.

33 (6) During the 2021-2023 and 2023-2025 fiscal (~~biennium~~)  
34 biennia, the department may provide up to 20 percent of the total  
35 green transportation capital grant program funding for zero emissions  
36 capital transition planning projects.

37 **Sec. 706.** RCW 46.68.060 and 2022 c 182 s 434 are each amended to  
38 read as follows:

1        There is hereby created in the state treasury a fund to be known  
2 as the highway safety fund to the credit of which must be deposited  
3 all moneys directed by law to be deposited therein. This fund must be  
4 used for carrying out the provisions of law relating to driver  
5 licensing, driver improvement, financial responsibility, cost of  
6 furnishing abstracts of driving records and maintaining such case  
7 records, and to carry out the purposes set forth in RCW 43.59.010,  
8 chapters 46.72 and 46.72A RCW, and RCW 47.04.410. (~~During the~~  
9 ~~2013-2015 and 2015-2017 fiscal biennia, the legislature may transfer~~  
10 ~~from the highway safety fund to the Puget Sound ferry operations~~  
11 ~~account, the motor vehicle fund, and the multimodal transportation~~  
12 ~~account such amounts as reflect the excess fund balance of the~~  
13 ~~highway safety fund.)) During the ((~~2017-2019, 2019-2021, and~~))  
14 2021-2023 fiscal ((~~biennia~~)) biennium, the legislature may direct the  
15 state treasurer to make transfers of moneys in the highway safety  
16 fund to the multimodal transportation account and the state patrol  
17 highway account. During the 2023-2025 fiscal biennium, the  
18 legislature may direct the state treasurer to make transfers of  
19 moneys in the highway safety fund to the state patrol highway account  
20 and the motor vehicle fund.~~

21        **Sec. 707.** RCW 46.68.290 and 2022 c 157 s 16 are each amended to  
22 read as follows:

23        (1) The transportation partnership account is hereby created in  
24 the motor vehicle fund. All distributions to the account from RCW  
25 46.68.090 must be deposited into the account. Money in the account  
26 may be spent only after appropriation. Expenditures from the account  
27 must be used only for projects or improvements identified as 2005  
28 transportation partnership projects or improvements in the omnibus  
29 transportation appropriations act, including any principal and  
30 interest on bonds authorized for the projects or improvements.

31        (2) The legislature finds that:

32        (a) Citizens demand and deserve accountability of transportation-  
33 related programs and expenditures. Transportation-related programs  
34 must continuously improve in quality, efficiency, and effectiveness  
35 in order to increase public trust;

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

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

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

6 (a) "Performance audit" means an objective and systematic  
7 assessment of a state agency or agencies or any of their programs,  
8 functions, or activities by the state auditor or designee in order to  
9 help improve agency efficiency, effectiveness, and accountability.  
10 Performance audits include economy and efficiency audits and program  
11 audits.

12 (b) "Transportation-related agency" means any state agency,  
13 board, or commission that receives funding primarily for  
14 transportation-related purposes. At a minimum, the department of  
15 transportation, the transportation improvement board or its successor  
16 entity, the county road administration board or its successor entity,  
17 and the traffic safety commission are considered transportation-  
18 related agencies. The Washington state patrol and the department of  
19 licensing shall not be considered transportation-related agencies  
20 under chapter 314, Laws of 2005.

21 (4) Within the authorities and duties under chapter 43.09 RCW,  
22 the state auditor shall establish criteria and protocols for  
23 performance audits. Transportation-related agencies shall be audited  
24 using criteria that include generally accepted government auditing  
25 standards as well as legislative mandates and performance objectives  
26 established by state agencies. Mandates include, but are not limited  
27 to, agency strategies, timelines, program objectives, and mission and  
28 goals as required in RCW 43.88.090.

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

33 (6) The audits may include:

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

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

1 (c) Analysis of gaps and overlaps in programs and services and  
2 recommendations for improving, dropping, blending, or separating  
3 functions to correct gaps or overlaps;

4 (d) Analysis and recommendations for pooling information  
5 technology systems used within the transportation-related agency, and  
6 evaluation of information processing and telecommunications policy,  
7 organization, and management;

8 (e) Analysis of the roles and functions of the transportation-  
9 related agency, its programs, and its services and their compliance  
10 with statutory authority and recommendations for eliminating or  
11 changing those roles and functions and ensuring compliance with  
12 statutory authority;

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

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

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

22 (i) Identification and recognition of best practices;

23 (j) Evaluation of planning, budgeting, and program evaluation  
24 policies and practices;

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

26 (l) Evaluation of purchasing operations and management policies  
27 and practices;

28 (m) Evaluation of organizational structure and staffing levels,  
29 particularly in terms of the ratio of managers and supervisors to  
30 nonmanagement personnel; and

31 (n) Evaluation of transportation-related project costs((~~7~~))  
32 including, but not limited to, environmental mitigation, competitive  
33 bidding practices, permitting processes, and capital project  
34 management.

35 (7) Within the authorities and duties under chapter 43.09 RCW,  
36 the state auditor must provide the preliminary performance audit  
37 reports to the audited state agency for comment. The auditor also may  
38 seek input on the preliminary report from other appropriate  
39 officials. Comments must be received within ((~~thirty~~)) 30 days after  
40 receipt of the preliminary performance audit report unless a

1 different time period is approved by the state auditor. The final  
2 performance audit report shall include the objectives, scope, and  
3 methodology; the audit results, including findings and  
4 recommendations; the agency's response and conclusions; and  
5 identification of best practices.

6 (8) The state auditor shall provide final performance audit  
7 reports to the citizens of Washington, the governor, the joint  
8 legislative audit and review committee, the appropriate legislative  
9 committees, and other appropriate officials. Final performance audit  
10 reports shall be posted on the internet.

11 (9) The audited transportation-related agency is responsible for  
12 follow-up and corrective action on all performance audit findings and  
13 recommendations. The audited agency's plan for addressing each audit  
14 finding and recommendation shall be included in the final audit  
15 report. The plan shall provide the name of the contact person  
16 responsible for each action, the action planned, and the anticipated  
17 completion date. If the audited agency does not agree with the audit  
18 findings and recommendations or believes action is not required, then  
19 the action plan shall include an explanation and specific reasons.

20 The office of financial management shall require periodic  
21 progress reports from the audited agency until all resolution has  
22 occurred. The office of financial management is responsible for  
23 achieving audit resolution. The office of financial management shall  
24 annually report by December 31st the status of performance audit  
25 resolution to the appropriate legislative committees and the state  
26 auditor. The legislature shall consider the performance audit results  
27 in connection with the state budget process.

28 The auditor may request status reports on specific audits or  
29 findings.

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

34 ~~((During the 2015-2017 fiscal biennium, the legislature may  
35 transfer from the transportation partnership account to the  
36 connecting Washington account such amounts as reflect the excess fund  
37 balance of the transportation partnership account.~~

38 ~~(12))~~ During the ~~((2019-2021 and))~~ 2021-2023 fiscal ~~((biennia))~~  
39 biennium, the legislature may direct the state treasurer to make  
40 transfers of moneys in the transportation partnership account to the

1 connecting Washington account, the motor vehicle fund, the Tacoma  
2 Narrows toll bridge account, and the capital vessel replacement  
3 account. During the 2023-2025 fiscal biennium, the legislature may  
4 direct the state treasurer to make transfers of moneys in the  
5 transportation partnership account to the motor vehicle fund, the  
6 capital vessel replacement account, and the state patrol highway  
7 account.

8 **Sec. 708.** RCW 47.60.322 and 2021 c 333 s 712 are each amended to  
9 read as follows:

10 (1) The capital vessel replacement account is created in the  
11 motor vehicle fund. All revenues generated from the vessel  
12 replacement surcharge under RCW 47.60.315(7) and service fees  
13 collected by the department of licensing or county auditor or other  
14 agent appointed by the director under RCW 46.17.040, 46.17.050, and  
15 46.17.060 must be deposited into the account. Moneys in the account  
16 may be spent only after appropriation. Expenditures from the account  
17 may be used only for the construction or purchase of ferry vessels  
18 and to pay the principal and interest on bonds authorized for the  
19 construction or purchase of ferry vessels. However, expenditures from  
20 the account must first be used to support the construction or  
21 purchase, including any applicable financing costs, of a ferry vessel  
22 with a carrying capacity of at least (~~one hundred forty-four~~) 144  
23 cars.

24 (2) The state treasurer may transfer moneys from the capital  
25 vessel replacement account to the transportation 2003 account (nickel  
26 account) for debt service on bonds issued for the construction of  
27 144-car class ferry vessels.

28 (3) The legislature may transfer from the capital vessel  
29 replacement account to the connecting Washington account created  
30 under RCW 46.68.395 such amounts as reflect the excess fund balance  
31 of the capital vessel replacement account to be used for ferry  
32 terminal construction and preservation.

33 (4) During the (~~2019-2021 and~~) 2021-2023 fiscal (~~biennia~~)  
34 biennium, the legislature may direct the state treasurer to make  
35 transfers of moneys in the capital vessel replacement account to the  
36 transportation partnership account and the connecting Washington  
37 account. During the 2023-2025 fiscal biennium, the legislature may  
38 direct the state treasurer to make transfers of moneys in the capital  
39 vessel replacement account to the connecting Washington account.



1       **Sec. 709.** RCW 46.68.395 and 2020 c 219 s 707 are each amended to  
2 read as follows:

3       (1) The connecting Washington account is created in the motor  
4 vehicle fund. Moneys in the account may be spent only after  
5 appropriation. Expenditures from the account must be used only for  
6 projects or improvements identified as connecting Washington projects  
7 or improvements in a transportation appropriations act, including any  
8 principal and interest on bonds authorized for the projects or  
9 improvements.

10       (2) Moneys in the connecting Washington account may not be  
11 expended on the state route number 99 Alaskan Way viaduct replacement  
12 project.

13       (3) During the ((2019-2021)) 2023-2025 fiscal biennium, the  
14 legislature may direct the state treasurer to make transfers of  
15 moneys in the connecting Washington account to the ((~~motor vehicle~~  
16 ~~fund~~)) move ahead WA account.

17       **Sec. 710.** RCW 70A.65.240 and 2022 c 182 s 101 are each amended  
18 to read as follows:

19       (1) The carbon emissions reduction account is created in the  
20 state treasury. Moneys in the account may be spent only after  
21 appropriation. Expenditures from the account are intended to affect  
22 reductions in transportation sector carbon emissions through a  
23 variety of carbon reducing investments. These can include, but are  
24 not limited to: Transportation alternatives to single occupancy  
25 passenger vehicles; reductions in single occupancy passenger vehicle  
26 miles traveled; reductions in per mile emissions in vehicles,  
27 including through the funding of alternative fuel infrastructure and  
28 incentive programs; and emission reduction programs for freight  
29 transportation, including motor vehicles and rail, as well as for  
30 ferries and other maritime and port activities. Expenditures from the  
31 account may only be made for transportation carbon emission reducing  
32 purposes and may not be made for highway purposes authorized under  
33 the 18th Amendment of the Washington state Constitution, other than  
34 specified in this section, and shall be made in accordance with  
35 subsection (2) of this section. It is the legislature's intent that  
36 expenditures from the account used to reduce carbon emissions be made  
37 with the goal of achieving equity for communities that historically  
38 have been omitted or adversely impacted by past transportation  
39 policies and practices.

1 (2) Appropriations in an omnibus transportation appropriations  
2 act from the carbon emissions reduction account shall be made  
3 exclusively to fund the following activities:

- 4 (a) Active transportation;
- 5 (b) Transit programs and projects;
- 6 (c) Alternative fuel and electrification;
- 7 (d) Ferries; and
- 8 (e) Rail.

9 (3) During the 2023-2025 fiscal biennium, the legislature may  
10 direct the state treasurer to make transfers of moneys in the carbon  
11 emissions reduction account to the multimodal transportation account.

12 **Sec. 711.** RCW 46.68.520 and 2022 c 182 s 402 are each amended to  
13 read as follows:

14 The move ahead WA flexible account is created in the state  
15 treasury. Moneys in the account may be spent only after  
16 appropriation. Expenditures from the account may be used only for  
17 transportation projects, programs, or activities identified as move  
18 ahead WA projects, programs, or activities in an omnibus  
19 transportation appropriations act. During the 2023-2025 fiscal  
20 biennium, the legislature may direct the state treasurer to make  
21 transfers of moneys in the move ahead WA flexible account to the  
22 Puget Sound ferry operations account and the motor vehicle fund.

23 **Sec. 712.** RCW 46.68.280 and 2019 c 416 s 706 are each amended to  
24 read as follows:

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

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

5           ~~(3))~~ During the (~~2017-2019 and the 2019-2021~~) 2023-2025 fiscal  
6 (~~biennia~~) biennium, the legislature may direct the state treasurer  
7 to make transfers of moneys in the transportation 2003 account  
8 (nickel account) to the (~~connecting Washington account, the Puget~~  
9 ~~Sound capital construction account, and the Tacoma Narrows toll~~  
10 ~~bridge~~) state patrol highway account.

11           ~~((4))~~ (3) The "nickel account" means the transportation 2003  
12 account.

13           NEW SECTION.     **Sec. 713.** Appropriations in this act from the  
14 carbon emissions reduction account, climate transit programs account,  
15 and climate active transportation account are subject to the  
16 requirements of RCW 70A.65.030.

17           NEW SECTION.     **Sec. 714. OFFICE SPACE USE REDUCTION.**

18           (1) In response to the COVID-19 pandemic, Washington state  
19 agencies rapidly implemented telework for employees whose job duties  
20 did not require on-site presence. This shift in state government  
21 operations has led to agencies' reevaluation of the amount of  
22 physical office space they will require as they implement hybrid work  
23 environments and adopt expanded telework opportunities.

24           (2) To meet the goal of efficient use of state funds and office  
25 space, state agencies, institutions of higher education, and  
26 separately elected officials must adhere to the office of financial  
27 management's statewide space use policy, data integrity and system  
28 access policy, inventory policy, and the human resource management  
29 system data validation guide to ensure space use data is complete,  
30 accurate, and consistent for reporting and analysis.

31           (3) Institutions of higher education and separately elected  
32 officials with leases expiring in fiscal years 2024 and 2025 must  
33 work toward reducing leased office space a minimum of 20 percent upon  
34 lease renewal or when requesting office relocation. Reductions in  
35 lease costs will be reflected in subsequent budgets.

36           (4) It is the intent of the legislature that agencies,  
37 institutions of higher education, and separately elected officials  
38 with leases expiring in fiscal years 2026 and 2027 work to reduce

1 their office space portfolio a minimum of 30 percent upon lease  
2 renewal or when requesting office relocation. The reductions in costs  
3 will be reflected in subsequent budgets.

4 (5) Agencies must complete the following:

5 (a) Work with the office of financial management facilities  
6 oversight and the department of enterprise services to backfill  
7 office space and reduce full leases.

8 (b) Update monthly the office of financial management's  
9 facilities portfolio management tool to maximize collocation  
10 opportunities and better inform decision-making.

11 (c) Update telework and employee location data monthly in the  
12 human resource management system to reflect office space use and  
13 needs.

14 (d) Maintain a telework policy in accordance with executive order  
15 16-07, building a modern work environment.

16 (6) The anticipated general fund savings from office space  
17 reduction in fiscal years 2024 and 2025 is \$5,260,000.

18 (7) The anticipated general fund savings from office space  
19 reduction in fiscal years 2026 and 2027 is \$14,557,000.

(End of part)

1 **MISCELLANEOUS**

2 NEW SECTION. **Sec. 801.** 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. 802.** This act is necessary for the immediate  
7 preservation of the public peace, health, or safety, or support of  
8 the state government and its existing public institutions, and takes  
9 effect immediately.

(End of Bill)

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