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Brief Description: Making 2001-03 and 2003-05 transportation appropriations.

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ELECTRONIC TRANSMITTAL  
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AN ACT Relating to transportation funding and appropriations; amending 2002 c 359 ss 205, 207, 208, 210, 211, 212, 213, 215, 223, 226, 401, 402, 403, and 404 (uncodified); amending 2001 2nd sp. s. c 14 s 303 (uncodified); adding a new section to chapter 43.79 RCW; adding a new section to 2001 2nd sp. s. c 14 (uncodified); creating new sections; making appropriations and authorizing expenditures for capital improvements; providing an effective date; and declaring an emergency.

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

2003-05 BIENNIUM

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

30, 2005.

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

(a) "Fiscal year 2004" or "FY 2004" means the fiscal year ending June 30, 2004.

(b) "Fiscal year 2005" or "FY 2005" means the fiscal year ending June 30, 2005.

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

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

(e) "Provided solely" means the specified amount may be spent only for the specified purpose.

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

(3) Reappropriations are limited to the unexpended balances remaining on June 30, 2003, from the 2001-03 biennial appropriations, or for the amount indicated on the appropriate capital project list dated March 31, 2003, for each project.

GENERAL GOVERNMENT AGENCIES-- OPERATING

NEW SECTION. Sec. 101. FOR THE UTILITIES AND TRANSPORTATION COMMISSION UTILITIES AND TRANSPORTATION COMMISSION  
Grade Crossing Protective Account--State Appropriation . \$293,000

NEW SECTION. Sec. 102. FOR THE MARINE EMPLOYEES COMMISSION MARINE EMPLOYEES COMMISSION  
Puget Sound Ferry Operations Account--State  
Appropriation . . . . . \$412,000

NEW SECTION. Sec. 103. FOR THE STATE PARKS AND RECREATION COMMISSION STATE PARKS AND RECREATION COMMISSION  
Motor Vehicle Account--State Appropriation . . . . . \$822,000

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

NEW SECTION. Sec. 104. FOR THE DEPARTMENT OF AGRICULTURE

**DEPARTMENT OF AGRICULTURE**

**Motor Vehicle Account--State Appropriation . . . . . \$315,000**

The appropriation in this section is subject to the following conditions and limitations: The entire appropriation is provided solely for costs associated with the motor fuel quality program.

**GENERAL GOVERNMENT AGENCIES--CAPITAL**

**NEW SECTION. Sec. 105. FOR WASHINGTON STATE PARKS AND RECREATION--CAPITAL PROJECTS WASHINGTON STATE PARKS AND RECREATION||CAPITAL PROJECTS**

**Motor Vehicle Account--State Appropriation . . . . . \$150,000**

The appropriation in this section is subject to the following conditions and limitations: The motor vehicle account--state appropriation is a one-time reappropriation and is provided solely for the Beacon Rock state park entrance road project. Any of the appropriations not expended by June 30, 2005, shall revert to the motor vehicle account--state.

**TRANSPORTATION AGENCIES--OPERATING**

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

**Highway Safety Account--State Appropriation . . . . . \$1,649,000**  
**Highway Safety Account--Federal Appropriation . . . . . \$15,744,000**  
**School Zone Safety Account--State Appropriation . . . . . \$3,059,000**  
**TOTAL APPROPRIATION . . . . . \$20,452,000**

**NEW SECTION. Sec. 202. FOR THE LOCAL BOARDS COORDINATED PROGRAM LOCAL BOARDS COORDINATED PROGRAM**

**Rural Arterial Trust Account--State Appropriation . . . . . \$769,000**  
**Motor Vehicle Account--State Appropriation . . . . . \$1,939,000**  
**Urban Arterial Trust Account--State Appropriation . . . . . \$1,615,000**  
**Transportation Improvement Account--State Appropriation \$1,624,000**  
**County Arterial Preservation Account--State Appropriation \$719,000**  
**TOTAL APPROPRIATION . . . . . \$6,666,000**

The appropriations in this section are subject to the following conditions and limitations: The executive director of the local boards

coordinated program is encouraged to contract with the Washington state department of transportation, highways and local programs division, for maintenance administrative review and endangered species act training services. Contract costs shall be paid only from expenditure savings realized from efficiencies produced by the combining of the staff for the transportation improvement board and the county road administration board.

**NEW SECTION.** Sec. 203. FOR THE BOARD OF PILOTAGE COMMISSIONERS  
**BOARD OF PILOTAGE COMMISSIONERS**

Pilotage Account--State Appropriation . . . . . \$272,000

**NEW SECTION.** Sec. 204. FOR THE LEGISLATIVE TRANSPORTATION  
**COMMITTEE LEGISLATIVE TRANSPORTATION COMMITTEE**

Motor Vehicle Account--State Appropriation . . . . . \$2,374,000

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

(1) No funding is provided for the staffing, administration and operations of the house of representatives transportation committee. Existing staff of the transportation committee shall be transferred to the house of representatives in the office of program research. All tangible and intangible property that has been acquired by, or allocated for use by the house of representatives transportation committee and its staff, including but not limited to office space and equipment, information systems technology, and employer-related assets, rights, privileges, and liabilities shall be transferred to the house of representatives. Any property acquired by, or allocated for use by the senate transportation committee and its staff shall be transferred to the senate.

(2) \$1,600,000 of the motor vehicle account--state appropriation in this section is provided solely for the joint legislative audit and review committee to conduct, or manage contracts for, full performance audits of transportation agencies and departments under Substitute Senate Bill No. 5748. If Substitute Senate Bill No. 5748 is not enacted by June 30, 2003, the amount provided in this subsection shall lapse. Within this amount, the joint legislative audit and review committee shall conduct a targeted performance audit of the Washington state patrol. For this performance audit, the joint legislative audit and review committee shall put its highest priority on the following

topics: (a) An assessment of the types and categories of services, including a contrast of public highway policing and general policing services provided by the patrol, and the organizational structures used to deliver these services; (b) an evaluation of the patrol's fiscal policies and procedures, including a differentiation between transportation and general fund expenditures; and (c) an evaluation of the linkages among expenditures, organizational structures, service delivery, accountability, and outcomes. The joint legislative audit and review committee shall provide a progress report to the appropriate committees of the legislature by December 31, 2003, and a final report, including findings and recommendations, by September 30, 2004.

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

Motor Vehicle Account--State Appropriation . . . . . \$807,000

The appropriation in this section is subject to the following conditions and limitations: Sufficient funds are provided to implement Substitute Senate Bill No. 5987.

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

Motor Vehicle Account--State Appropriation . . . . . \$616,000

NEW SECTION. Sec. 207. FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU  
WASHINGTON STATE PATROL | FIELD OPERATIONS BUREAU

State Patrol Highway Account--State Appropriation . . \$171,527,000

State Patrol Highway Account--Federal Appropriation . . \$6,167,000

State Patrol Highway Account--Private/Local Appropriation \$175,000

TOTAL APPROPRIATION . . . . . \$177,869,000

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

(1) Washington state patrol officers engaged in authorized off-duty uniformed employment are authorized to use state patrol vehicles for the purposes of that authorized employment, subject to guidelines adopted by the chief of the Washington state patrol. The Washington state patrol shall be reimbursed for the use of the vehicle at the prevailing state employee rate for mileage and hours of usage, subject to guidelines developed by the chief of the Washington state patrol.

The patrol shall report to the house of representatives and senate transportation committees by December 31, 2004, on the use of agency vehicles by officers engaging in off-duty employment. The report shall include an analysis that compares cost reimbursement and cost-impacts, including increased vehicle mileage, maintenance costs, and indirect impacts, associated with the private use of patrol vehicles.

(2) \$1,700,000 of the state patrol highway account--state appropriation in this section is provided solely for the addition of thirteen troopers to those permanently assigned to vessel and terminal security. The Washington state patrol shall continue to provide the enhanced services levels established after September 11, 2001. Vessel and terminal security troopers shall board vessels at random, and conduct commercial vehicle inspections and explosive detection dog handler patrols.

(3) In addition to the user fees, the patrol shall transfer into the state patrol nonappropriated airplane revolving account created under section 1501 of this act, no more than the amount of appropriated state patrol highway account and general fund funding necessary to cover the costs for the patrol's use of the aircraft. The state patrol highway account and general fund--state funds shall be transferred proportionately in accordance with a cost allocation that differentiates between highway traffic enforcement services and general policing purposes.

(4) The patrol shall not account for or record locally provided DUI cost reimbursement payments as expenditure credits to the state patrol highway account. The patrol shall report the amount of expected locally provided DUI cost reimbursements to the transportation committees of the senate and house of representatives by December 31 of each year.

**NEW SECTION.** Sec. 208. FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU WASHINGTON STATE PATROL||SUPPORT SERVICES BUREAU

State Patrol Highway Account--State Appropriation . . .	\$71,799,000
State Patrol Highway Account--Private/Local Appropriation	\$1,290,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$73,089,000</b>

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

(1) \$2,895,000 of the state patrol highway account--state appropriation in this section is provided solely for the purchase of

923 mobile radios. Before June 30, 2005, the patrol shall install in all of its highway law enforcement and pursuit vehicles the mobile radios funded in this subsection.

(2) Under the direction of the legislative auditor, the patrol shall update the pursuit vehicle life-cycle cost model developed in the 1998 Washington state patrol performance audit (JLARC Report 99-4). The patrol shall utilize the updated model as a basis for determining maintenance and other cost impacts resulting from the increase to pursuit vehicle mileage above 110 thousand miles in the 2003-05 biennium. The patrol shall submit a report, that includes identified cost impacts, to the transportation committees of the senate and house of representatives by December 31, 2003.

(3) The Washington state patrol shall assign two detectives to address incidents of identity fraud and identity theft.

NEW SECTION. Sec. 209. FOR THE DEPARTMENT OF LICENSING--  
MANAGEMENT AND SUPPORT SERVICES DEPARTMENT OF LICENSING | MANAGEMENT AND  
SUPPORT SERVICES

Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$7,000
Motorcycle Safety Education Account--State Appropriation . . . . .	\$94,000
Wildlife Account--State Appropriation . . . . .	\$80,000
Highway Safety Account--State Appropriation . . . . .	\$8,718,000
Motor Vehicle Account--Local Appropriation . . . . .	\$86,000
Motor Vehicle Account--State Appropriation . . . . .	\$4,858,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$19,000
DOL Services Account--State Appropriation . . . . .	\$139,000
TOTAL APPROPRIATION . . . . .	\$14,001,000

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

(1) \$12,000 of the highway safety account--state appropriation is provided solely for two temporary collision processing FTEs to eliminate the backlog of collision reports. The department shall report, informally, to the house of representatives and senate transportation committees quarterly, beginning October 1, 2003, on the progress made in eliminating the backlog.

(2) \$10,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute Senate Bill No. 5435 or Engrossed Substitute House Bill No. 1592.

**NEW SECTION.** Sec. 210. FOR THE DEPARTMENT OF LICENSING--  
INFORMATION SERVICES DEPARTMENT OF LICENSING| |INFORMATION SERVICES

Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$2,000
Motorcycle Safety Education Account--State Appropriation . . . . .	\$159,000
Wildlife Account--State Appropriation . . . . .	\$64,000
Highway Safety Account--State Appropriation . . . . .	\$11,394,000
Highway Safety Account--Federal Appropriation . . . . .	\$6,000
Motor Vehicle Account--Local Appropriation . . . . .	\$61,000
Motor Vehicle Account--State Appropriation . . . . .	\$7,039,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$13,000
DOL Services Account--State Appropriation . . . . .	\$773,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$19,511,000</b>

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

(1) \$8,000 of the highway safety account--state appropriation is provided solely for two temporary collision processing FTEs to eliminate the backlog of collision reports. The department shall report, informally, to the house of representatives and senate transportation committees quarterly, beginning October 1, 2003, on the progress made in eliminating the backlog.

(2) \$7,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute Senate Bill No. 5435 or Engrossed Substitute House Bill No. 1592.

**NEW SECTION.** Sec. 211. FOR THE DEPARTMENT OF LICENSING-- VEHICLE SERVICES DEPARTMENT OF LICENSING| |VEHICLE SERVICES

Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$60,000
Wildlife Account--State Appropriation . . . . .	\$585,000
Motor Vehicle Account--Local Appropriation . . . . .	\$1,225,000
Motor Vehicle Account--State Appropriation . . . . .	\$59,121,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$568,000
DOL Services Account--State Appropriation . . . . .	\$3,506,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$65,065,000</b>

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

(1) \$144,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute Senate Bill No. 5435 or Engrossed Substitute House Bill No. 1592.



(2) If Senate Bill No. 6063 is not enacted by June 30, 2003, \$1,100,000 of the motor vehicle account--state appropriation shall lapse.

(3) \$90,000 of the motor vehicle account--state appropriation is provided solely for the implementation of House Bill No. 1036.

NEW SECTION. Sec. 212. FOR THE DEPARTMENT OF LICENSING-- DRIVER SERVICES DEPARTMENT OF LICENSING| |DRIVER SERVICES

Motorcycle Safety Education Account--State Appropriation	\$2,576,000
Highway Safety Account--State Appropriation . . . . .	\$85,487,000
Highway Safety Account--Federal Appropriation . . . . .	\$204,000
TOTAL APPROPRIATION . . . . .	\$88,267,000

The appropriations in this section are subject to the following conditions and limitations: \$178,000 of the highway safety account--state appropriation is provided solely for two temporary collision processing FTEs to eliminate the backlog of collision reports. The department shall report, informally, to the house of representatives and senate transportation committees quarterly, beginning October 1, 2003, on the progress made in eliminating the backlog.

NEW SECTION. Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION-- INFORMATION TECHNOLOGY--PROGRAM C DEPARTMENT OF TRANSPORTATION| |INFORMATION TECHNOLOGY--PROGRAM C

Motor Vehicle Account--State Appropriation . . . . .	\$58,661,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$5,163,000
Puget Sound Ferry Operations Account--State Appropriation . . . . .	\$6,508,000
Multimodal Transportation Account--State Appropriation .	\$363,000
TOTAL APPROPRIATION . . . . .	\$70,695,000

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

(1) \$715,000 of the motor vehicle account--state appropriation is provided solely to retain an external consultant to provide an assessment of the department's review of current major information technology systems and planning for system and application modernization. The legislative transportation committee shall approve the statement of work before the consultant is hired. The consultant shall also work with the department to prepare an application

modernization strategy and preliminary project plan.

The department and the consultant shall work with the office of financial management and the department of information services to ensure that (a) the department's current and future system development is consistent with the overall direction of other key state systems; and (b) when possible, common statewide information systems are used or developed to encourage coordination and integration of information used by the department and other state agencies and to avoid duplication. The department shall provide a report on its proposed application modernization plan to the transportation committees of the legislature by June 30, 2004.

(2) (a) \$2,150,000 of the motor vehicle account--state appropriation and \$2,150,000 of the motor vehicle account--federal appropriation are provided solely for implementation of a new revenue collection system, including the integration of the regional fare coordination system (smart card), at the Washington state ferries. By December 1st of each year, an annual update must be provided to the legislative transportation committee concerning the status of implementing and completing this project.

(b) \$400,000 of the Puget Sound ferry operation account--state appropriation is provided solely for implementation of the smart card program. \$200,000 of this amount must be held in allotment reserve until a smart card report is delivered to the legislative transportation committee indicating that an agreement on which technology will be used throughout the state of Washington for the smart card program has been reached among smart card participants.

NEW SECTION. Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION-- FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION-- PROGRAM D-- OPERATING DEPARTMENT OF TRANSPORTATION| FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION-- PROGRAM D

Motor Vehicle Account--State Appropriation . . . . . \$31,048,000

NEW SECTION. Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION-- AVIATION-- PROGRAM F DEPARTMENT OF TRANSPORTATION| AVIATION-- PROGRAM F

Aeronautics Account--State Appropriation . . . . . \$5,107,000

Aeronautics Account--Federal Appropriation . . . . . \$650,000

Aircraft Search and Rescue Safety and Education

Account--State Appropriation . . . . . \$282,000

TOTAL APPROPRIATION . . . . . \$6,039,000

The appropriations in this section are subject to the following conditions and limitations: \$1,381,000 of the aeronautics account--state appropriation is provided solely for additional preservation grants to airports. \$122,000 of the aircraft search and rescue safety and education account--state appropriation is provided for additional search and rescue and safety and education activities. If Senate Bill No. 6056 is not enacted by June 30, 2003, the amounts provided shall lapse.

NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H DEPARTMENT OF TRANSPORTATION | | PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H Motor Vehicle Account--State Appropriation . . . . . \$49,010,000 Motor Vehicle Account--Federal Appropriation . . . . . \$400,000 TOTAL APPROPRIATION . . . . . \$49,410,000

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

(1) \$14,310,000 of the motor vehicle account--state appropriation is provided solely for the staffing, activities, and overhead of the department's environmental affairs office. This funding is provided in lieu of funding provided in section 304 of this act.

(2) \$3,100,000 of the motor vehicle account--state appropriation is provided solely for the staffing and activities of the transportation permit efficiency and accountability committee.

(3) \$300,000 of the motor vehicle account--state appropriation is provided to the department in accordance with RCW 46.68.110(2) and 46.68.120(3) and shall be used by the department solely for the purposes of providing contract services to the association of Washington cities and Washington state association of counties to implement section 2(3)(c), (5), and (6), chapter 8 (ESB 5279), Laws of 2003 for activities of the transportation permit efficiency and accountability committee.

NEW SECTION. Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K DEPARTMENT OF TRANSPORTATION | | ECONOMIC PARTNERSHIPS--PROGRAM K Motor Vehicle Account--State Appropriation . . . . . \$1,011,000

**NEW SECTION.** Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--  
HI GHWAY MAI NTENANCE-- PROGRAM M DEPARTMENT OF TRANSPORTATI ON | | HI GHWAY  
MAINTENANCE-- PROGRAM M

Motor Vehicle Account--State Appropriation . . . . .	\$283,350,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$1,426,000
Motor Vehicle Account--Private/Local Appropriation . . . . .	\$4,253,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$289,029,000</b>

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

(1) If portions of the appropriations in this section are required to fund maintenance work resulting from major disasters not covered by federal emergency funds such as fire, flooding, and major slides, supplemental appropriations must be requested to restore state funding for ongoing maintenance activities.

(2) The department shall request an unanticipated receipt for any federal moneys received for emergency snow and ice removal and shall place an equal amount of the motor vehicle account--state into unallotted status. This exchange shall not affect the amount of funding available for snow and ice removal.

(3) The department shall request an unanticipated receipt for any private or local funds received for reimbursements of third party damages that are in excess of the motor vehicle account--private/local appropriation.

(4) Funding is provided for maintenance on the state system to allow for a continuation of the level of service targets included in the 2001-03 biennium. In delivering the program, the department should concentrate on the following areas:

(a) Meeting or exceeding the target for structural bridge repair on a statewide basis;

(b) Eliminating the number of activities delivered in the "f" level of service at the region level;

(c) Reducing the number of activities delivered in the "d" level of service by increasing the resources directed to those activities on a statewide and region basis; and

(d) Evaluating, analyzing, and potentially redistributing resources within and among regions to provide greater consistency in delivering the program statewide and in achieving overall level of service targets.

**NEW SECTION.** Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--  
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING DEPARTMENT OF  
TRANSPORTATION||TRAFFIC OPERATIONS--PROGRAM Q--OPERATING

Motor Vehicle Account--State Appropriation . . . . .	\$42,696,000
Motor Vehicle Account--Private/Local Appropriation . . . . .	\$125,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$42,821,000</b>

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

(1) A maximum of \$7,500,000 of the motor vehicle account--state appropriation may be expended for the incident response program. The department and the Washington state patrol shall continue to consult and coordinate with private sector partners, such as towing companies, media, auto, insurance and trucking associations, and the legislative transportation committees to ensure that limited state resources are used most effectively. No funds shall be used to purchase tow trucks.

(2) \$8,227,000 of the motor vehicle account--state appropriation is provided solely for low-cost enhancements. The department shall give priority to low-cost enhancement projects that improve safety or provide congestion relief. The department shall prioritize low-cost enhancement projects on a statewide rather than regional basis.

(3) At a frequency determined by the department, the interstate-5 variable message signs shall display a message advising slower traffic to keep right.

**NEW SECTION.** Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--  
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S DEPARTMENT OF  
TRANSPORTATION||TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S

Motor Vehicle Account--State Appropriation . . . . .	\$24,852,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$636,000
Puget Sound Ferry Operations Account--State Appropriation	\$1,093,000
Multimodal Transportation Account--State Appropriation . . . . .	\$973,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$27,554,000</b>

The appropriations in this section are subject to the following conditions and limitations: \$627,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Senate Bill No. 5248. If Senate Bill No. 5248 is not enacted by June 30, 2003, the amount provided in this subsection shall lapse. The agency may transfer between programs funds provided in this subsection.

**NEW SECTION.** Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--  
TRANSPORTATION PLANNING, DATA, AND RESEARCH-- PROGRAM T DEPARTMENT OF  
TRANSPORTATION| |TRANSPORTATION PLANNING, DATA, AND RESEARCH-- PROGRAM T

Motor Vehicle Account--State Appropriation . . . . .	\$28,504,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$14,814,000
Multimodal Transportation Account--State Appropriation	\$1,021,000
Multimodal Transportation Account--Federal Appropriation	\$2,000,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$46,339,000</b>

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

(1) \$800,000 of the motor vehicle account--state appropriation is provided solely for a study of regional congestion relief solutions for Puget Sound, Spokane, and Vancouver. The study must include proposals to alleviate congestion consistent with population and land use expectations under the growth management act.

(2) \$2,000,000 of the motor vehicle account--state appropriation is provided solely for additional assistance to support regional transportation planning organizations and long-range transportation planning efforts.

(3) \$3,000,000 of the motor vehicle account--state appropriation is provided solely for the costs of the regional transportation investment district (RTID) election and department of transportation project oversight. These funds are provided as a loan to the RTID and shall be repaid to the state motor vehicle account within one year following the certification of the election results.

(4) \$650,000 of the motor vehicle account--state appropriation is provided to the department in accordance with RCW 46.68.110(2) and 46.68.120(3) and shall be used by the department to support the processing and analysis of the backlog of city and county collision reports.

(5) The department shall contribute to the report required in section 207(1) of this act in the form of an analysis of the cost impacts incurred by the department as the result of the policy implemented in section 207(1) of this act. The analysis shall contrast overtime costs charged by the patrol prior to July 1, 2003, with contract costs for similar services after July 1, 2003.

(6) \$60,000 of the distribution under RCW 46.68.110(2) and 46.68.120(3) is provided solely to the department for the Washington strategic freight transportation analysis.

**NEW SECTION.** Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--  
 CHARGES FROM OTHER AGENCIES--PROGRAM U DEPARTMENT OF  
 TRANSPORTATION| |CHARGES FROM OTHER AGENCIES--PROGRAM U  
 Motor Vehicle Account--State Appropriation . . . . . \$61,082,000

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

Payments in this section represent charges from other state agencies to the department of transportation.

- (1) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT DIVISION OF RISK MANAGEMENT FEES . . . . . \$989,000
- (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR . . . . . \$823,000
- (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES \$3,850,000
- (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL . . . . . \$2,252,000
- (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND ADMINISTRATION . . . . . \$50,799,000
- (6) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL PROJECTS SURCHARGE . . . . . \$1,846,000
- (7) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . . \$523,000

**NEW SECTION.** Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--  
 PUBLIC TRANSPORTATION--PROGRAM V DEPARTMENT OF TRANSPORTATION| |PUBLIC  
 TRANSPORTATION--PROGRAM V

Multimodal Transportation Account--State Appropriation \$23,548,000  
 Multimodal Transportation Account--Federal Appropriation \$2,574,000  
 Multimodal Transportation Account--Private/Local  
 Appropriation . . . . . \$155,000  
 TOTAL APPROPRIATION . . . . . \$26,277,000

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

- (1) \$1,000,000 of the multimodal transportation account--state appropriation is provided solely for a grant program for nonprofit providers of transportation for persons with special transportation needs. \$5,000,000 of the multimodal transportation account--state appropriation is provided solely for a grant program for transit agencies to transport persons with special transportation needs.

Moneys shall be to provide additional service only and may not be used to supplant current funding. Grants shall only be used by nonprofit providers and transit agencies for capital purposes and the operating costs directly associated with those capital purposes. Grants for nonprofit providers shall be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided. Grants for transit agencies shall be prorated based on the amount expended for demand response service and route deviated service in calendar year 2001 as reported in the "Summary of Public Transportation - 2001" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions. The amount over thirty percent will be prorated to the remaining transit agencies based on the above demand response service and route deviated service expenditures. The department of transportation shall notify the state treasurer of the amounts to be distributed.

(2) \$1,500,000 of the multimodal transportation account--state appropriation is provided solely for grants to implement section 9 of House Bill No. 2228. In administering grants, the department shall give priority to programs providing the greatest reduction in trips and commute miles and to the level of contribution of the public agency, nonprofit organization, developer, and property manager to achieving those reductions. The department shall act to insure, to the extent possible, that grants are distributed equitably among each eligible type of recipient.

(3) Funds are provided for the rural mobility grant program as follows:

(a) \$6,000,000 of the multimodal transportation account--state appropriation is provided solely for grants for those transit systems serving small cities and rural areas as identified in the Summary of Public Transportation - 2001 published by the department of transportation. Noncompetitive grants must be distributed to the transit systems serving small cities and rural areas in a manner similar to past disparity equalization programs.

(b) \$4,000,000 of the multimodal transportation account--state appropriation is provided solely to providers of rural mobility service in areas not served by transit agencies through a competitive grant process.



(4) \$2,000,000 of the multimodal transportation account--state appropriation is provided solely for a vanpool grant program for public transit agencies. The grant program will cover capital costs only; no operating costs are eligible for funding under this grant program. Only grants that add vanpools are eligible, no supplanting of transit funds currently funding vanpools is allowed. Additional criteria for selecting grants will include leveraging funds other than state funds.

NEW SECTION. Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--  
MARINE--PROGRAM X DEPARTMENT OF TRANSPORTATION || MARINE--PROGRAM X  
Puget Sound Ferry Operations Account--State

Appropriation . . . . . \$308,521,000

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

(1) The appropriation is based on the budgeted expenditure of \$34,038,000 for vessel operating fuel in the 2003-2005 biennium. If the actual cost of fuel is less than this budgeted amount, the excess amount may not be expended. If the actual cost exceeds this amount, the department shall request a supplemental appropriation.

(2) The appropriation provides for the compensation of ferry employees. The expenditures for compensation paid to ferry employees during the 2003-2005 biennium may not exceed \$203,583,000 plus a dollar amount, as prescribed by the office of financial management, that is equal to any insurance benefit increase granted general government employees in excess of \$495.30 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2004 and \$567.67 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2005, a dollar amount as prescribed by the office of financial management for costs associated with pension amortization charges, and a dollar amount prescribed by the office of financial management for salary increases during the 2003-2005 biennium. For the purposes of this section, the expenditures for compensation paid to ferry employees shall be limited to salaries and wages and employee benefits as defined in the office of financial management's policies, regulations, and procedures named under objects of expenditure "A" and "B" (7.2.6.2).

The prescribed salary increase or decrease dollar amount that shall be allocated from the governor's compensation appropriations is in

addition to the appropriation contained in this section and may be used to increase or decrease compensation costs, effective July 1, 2003, and thereafter, as established in the 2003-2005 general fund operating budget.

(3) The Washington state ferries shall continue to provide service to Sidney, British Columbia.

(4) When augmenting the existing ferry fleet, the department of transportation ferry capital program shall explore cost-effective options to include the leasing of ferries from private-sector organizations.

(5) The Washington state ferries shall work with the department of general administration, office of state procurement to improve the existing fuel procurement process and solicit, identify, and evaluate, purchasing alternatives to reduce the overall cost of fuel and mitigate the impact of market fluctuations and pressure on both short- and long-term fuel costs. Consideration shall include, but not be limited to, long-term fuel contracts, partnering with other public entities, and possibilities for fuel storage in evaluating strategies and options. The department shall report back to the transportation committees of the legislature by December 1, 2003, on the options, strategies, and recommendations for managing fuel purchases and costs.

NEW SECTION. Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION-- RAIL-- PROGRAM Y-- OPERATING DEPARTMENT OF TRANSPORTATION | | RAIL-- PROGRAM Y-- OPERATING

Multimodal Transportation Account--State

Appropriation . . . . . \$35,075,000

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

(1) \$30,831,000 of the multimodal transportation account--state appropriation is provided solely for the Amtrak service contract and Talgo maintenance contract associated with providing and maintaining the state-supported passenger rail service.

(2) No Amtrak Cascade runs may be eliminated.

NEW SECTION. Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION-- LOCAL PROGRAMS-- PROGRAM Z-- OPERATING DEPARTMENT OF TRANSPORTATION | | LOCAL PROGRAMS-- PROGRAM Z-- OPERATING

Motor Vehicle Account--State Appropriation . . . . . \$6,480,000

Motor Vehicle Account--Federal Appropriation . . . . . \$2,569,000  
TOTAL APPROPRIATION . . . . . \$9,049,000

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

(1) Up to \$75,000 of the total appropriation is provided in accordance with RCW 46.68.110(2) and 46.68.120(3) to fund the state's share of the 2004 Washington marine cargo forecast study. Public port districts, acting through their association, must provide funding to cover the remaining cost of the forecast.

(2) \$300,000 of the motor vehicle account--state appropriation is provided in accordance with RCW 46.68.110(2) and 46.68.120(3) solely to fund a study of the threats posed by flooding to the state and other infrastructure near the Interstate 5 crossing of the Skagit River. This funding is contingent on the receipt of federal matching funds.

TRANSPORTATION AGENCIES--CAPITAL

NEW SECTION. Sec. 301. FOR THE WASHINGTON STATE PATROL WASHINGTON STATE PATROL

State Patrol Highway Account--State Appropriation . . . \$2,775,000

The appropriation in this section is subject to the following conditions and limitations: \$626,000 of the state patrol highway account appropriation is provided solely for the patrol's share of the Shelton area water and sewer regional plan. However, this amount is contingent on general fund--state funding of the Washington corrections center's portion of the Shelton area water and sewer regional plan. If general fund--state funding is not provided, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 302. FOR THE LOCAL BOARDS COORDINATED PROGRAM LOCAL BOARDS COORDINATED PROGRAM

Rural Arterial Trust Account--State Appropriation . . . \$61,660,000

Motor Vehicle Account--State Appropriation . . . . . \$362,000

Urban Arterial Trust Account--State Appropriation . . . \$99,237,000

Transportation Improvement Account--State  
Appropriation . . . . . \$98,451,000

County Arterial Preservation Account--State  
Appropriation . . . . . \$28,747,000

TOTAL APPROPRIATION . . . . . \$288,457,000

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

(1) \$362,000 of the motor vehicle account--state appropriation is provided for county ferries as set forth in RCW 47.56.724(4).

(2) The transportation improvement account--state appropriation includes \$23,955,000 in proceeds from the sale of bonds authorized in RCW 47.26.500. The transportation improvement board may authorize the use of current revenues available to the agency in lieu of bond proceeds for any part of the state appropriation.

NEW SECTION. Sec. 303. FOR THE DEPARTMENT OF TRANSPORTATION-- PROGRAM D (DEPARTMENT OF TRANSPORTATION- ONLY PROJECTS) -- CAPITAL DEPARTMENT OF TRANSPORTATION | | PROGRAM D- - CAPITAL Motor Vehicle Account--State Appropriation . . . . . \$14,933,000

The appropriation in this section is subject to the following conditions and limitations: \$14,933,000 of the motor vehicle account--state appropriation is provided solely to implement the activities and projects included in the Senate 2003 Transportation Project List - Current Law Facilities Projects report as transmitted to LEAP on April 7, 2003.

NEW SECTION. Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION-- HIGHWAY CONSTRUCTION DEPARTMENT OF TRANSPORTATION | | HIGHWAY CONSTRUCTION Motor Vehicle Account--State Appropriation . . . . . \$332,049,000 Motor Vehicle Account--Federal Appropriation . . . . . \$649,506,000 Motor Vehicle Account--Local Appropriation . . . . . \$26,001,000 Multimodal Transportation Account--State Appropriation \$6,000,000 Multimodal Transportation Account--Federal Appropriation . . . . . \$4,247,000 Special Category C Account--State Appropriation . . . . . \$50,279,000 Tacoma Narrows Toll Bridge Account Appropriation . . . . . \$613,300,000 Transportation 2003 Account (Nickel Account)-- State Appropriation . . . . . \$561,411,000 Transportation 2003 Account (nickel account)-- Local Appropriation . . . . . \$3,622,000 TOTAL APPROPRIATION . . . . . \$2,246,415,000

The appropriations in this section are subject to the following

conditions and limitations:

(1) Of the amounts appropriated in this section, \$411,113,000 is provided solely for program I to implement the activities and projects included in the Senate 2003 Transportation Project List - Current Law Highway Projects report transmitted to LEAP on April 7, 2003.

(2) Of the amounts appropriated in this section, \$656,439,000 is provided for program P to implement the activities and projects included in the Senate 2003 Transportation Project List - Current Law Highway Projects report transmitted to LEAP on April 7, 2003.

(3) The entire transportation 2003 account (nickel account) appropriation is provided solely for the projects and activities as indicated in the Senate 2003 Transportation Project List - New Law Highway Projects report transmitted to LEAP on April 7, 2003.

(a)(i) The legislature intends that this appropriation completes the project-level environmental impact statement to a record of decision for the corridor between Spokane Street and the Battery Street Tunnel. The environmental impact statement is to include alternatives that maintain or expand auto and truck carrying capacity in the project corridor. Alternatives that do not meet or increase existing capacity will not be eligible for future project funding from the state. Alternatives that reduce traffic capacity must examine alternative improvements to provide increased north-south capacity, including I-5 and I-405. The environmental impact statement is to include an alternative for rebuilding and/or retrofitting the existing Alaskan Way Viaduct. The legislative transportation committee shall be consulted and shall approve the preferred alternative for this project prior to any additional funding being expended on this project.

(ii) The legislature intends this appropriation to allow for the purchase of property adjacent to the existing Alaskan Way Viaduct. This property will be used in the interim as a remote ferry holding area, and later for construction staging of the viaduct project.

(b)(i) The legislature intends that this appropriation completes the project-level environmental impact statement to a record of decision for the corridor between Seattle and Redmond. The environmental impact statement is to include an analysis of an eight-lane alternative. The legislative transportation committee shall be consulted and shall approve the preferred alternative for this project prior to future project expenditures.

(ii) The legislature intends that this appropriation complete one

hundred percent of the design of the Floating Bridge, Approach Structures, and Portage Bay, and fifteen percent of the design of landslide improvements and early right-of-way acquisition.

(4) The entire Tacoma Narrows toll bridge account appropriation is provided solely for the projects and activities as indicated in the Senate 2003 Transportation Project List - Current Law Tacoma Narrows Bridge report transmitted to LEAP on April 7, 2003.

(5) (a) \$500,000 of the motor vehicle account--state appropriation is provided solely for a study to provide the legislature with information regarding the feasibility of pursuing a Washington commerce corridor. The department shall retain outside experts to conduct the study. The study must include the following conditions:

(i) The Washington commerce corridor must be a north-south corridor starting in the vicinity of Lewis county and extending northerly to the vicinity of the Canadian border. The corridor must be situated east of state route number 405 and west of the Cascades. The corridor may include any of the following features:

(A) Ability to carry long-haul freight;

(B) Ability to provide for passenger auto travel;

(C) Freight rail;

(D) Passenger rail;

(E) Public utilities; and

(F) Other ancillary facilities as may be desired to maximize use of the corridor;

(ii) The Washington commerce corridor must be developed, financed, designed, constructed, and operated by private sector consortiums; and

(iii) The Washington commerce corridor must be subject to a joint permitting process involving federal, state, and local agencies with jurisdiction.

(b) The legislative transportation committee shall form a working group to work with the department and the outside consultant on the study.

(6) Of the amounts appropriated in this section, \$342,956,000 is provided solely for the projects expected to be completed before June 30, 2005, as indicated in the Senate 2003 Transportation Project List - Current Law Highway Projects report transmitted to LEAP on April 7, 2003.

(7) Of the amounts appropriated in this section, \$203,404,000 is provided for the projects expected to be completed before June 30,

2007, as indicated in the Senate 2003 Transportation Project List - Current Law Highway Projects report transmitted to LEAP on April 7, 2003.

(8) Of the amounts appropriated in this section, \$408,230,000 is provided for the projects expected to be completed after June 30, 2007, as indicated in the Senate 2003 Transportation Project List - Current Law Highway Projects report transmitted to LEAP on April 7, 2003.

(9) Of the amounts appropriated in this section, \$80,897,000 is provided for the direct project support and other administration as indicated in the Senate 2003 Transportation Project List - Current Law Highway Projects report transmitted to LEAP on April 7, 2003.

(10) Of the amounts appropriated in this section, \$34,602,000 is provided for the emerging needs, projects without construction, and future unidentified needs as indicated in the Senate 2003 Transportation Project List - Current Law Highway Projects report transmitted to LEAP on April 7, 2003.

(11) The motor vehicle account--state appropriation includes \$155,700,000 in proceeds from the sale of bonds authorized by RCW 47.10.843. The transportation commission may authorize the use of current revenues available to the department of transportation in lieu of bond proceeds for any part of the state appropriation.

(12) The motor vehicle account--state appropriation includes \$2,850,000 in proceeds from the sale of bonds authorized in RCW 47.10.761 and 47.10.762 for emergency purposes.

(13) The transportation account (nickel account) appropriation includes \$280,000,000 in proceeds from the sale of bonds authorized by Senate Bill No. 6062. The transportation commission may authorize the use of current revenues available to the department of transportation in lieu of bond proceeds for any part of the state appropriation.

(14) The Tacoma Narrows toll bridge account--state appropriation includes \$567,000,000 in proceeds from the sale of bonds authorized by RCW 47.10.843. The Tacoma Narrows toll bridge account--state appropriation includes \$46,300,000 in unexpended proceeds from the January 2003 bond sale authorized in RCW 47.10.843 for the Tacoma Narrows bridge project.

(15) The special category C account--state appropriation includes \$44,000,000 in proceeds from the sale of bonds authorized by RCW 47.10.812. The transportation commission may authorize the use of current revenues available in the special category C account in lieu of

bond proceeds for any part of the state appropriation.

(16) The department of transportation is authorized to maximize the use of federal and state funds to implement the provisions of this section.

(17) To manage some projects more efficiently, federal funds may be transferred from program Z to program I or P to replace those federal funds in a dollar-for-dollar match. However, funds may not be transferred between federal programs. Fund transfers authorized under this subsection shall not affect project prioritization status. Appropriations shall initially be allotted as appropriated in this act. The department shall not transfer funds as authorized under this subsection without approval of the transportation commission. The department shall submit a report on those projects receiving fund transfers to the transportation committees of the senate and house of representatives by December 1, 2004.

(18) Amounts appropriated in this section include the reappropriations for the cost underruns indicated by the department on March 1, 2003. Should the actual underruns on June 30, 2003, be higher, the department shall request additional appropriation authority in the 2004 legislative session. Should the actual underruns on June 30, 2003, be lower, the appropriations in this section shall be lowered by the difference between the amounts indicated on March 1, 2003, and the actual amounts on June 30, 2003.

(19) The department of transportation shall continue to implement the lowest life cycle cost planning approach to pavement management throughout the state to encourage the most effective and efficient use of pavement preservation funds. Emphasis should be placed on increasing the number of roads addressed on time and reducing the number of roads past due.

(20) Of the amounts appropriated in this section, \$124,000 is provided for increased project costs due to the enactment of Substitute Senate Bill No. 5457.

(21) If federal earmarks are received by the department, the funding must not be used to expand the scope of any project.

(22) The department of transportation may not operate any existing high-occupancy vehicle lanes and may not open or operate any new high-occupancy vehicle lane projects in counties with a population of 300,000 or more that border the state of Oregon unless: (a) Vehicle spaces at park and ride lots within the county are three times the



capacity in existence on the effective date of this act; (b) the Interstate 5 bridge over the Columbia River is retrofitted to include four southbound general purpose lanes; and (c) the department of transportation determines that high-occupancy vehicle lanes will improve travel time by at least eight minutes over the length of the high-occupancy vehicle lanes.

**NEW SECTION.** Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--  
 TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL DEPARTMENT OF  
 TRANSPORTATION||TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL

Motor Vehicle Account--State Appropriation . . . . .	\$11,688,000
Motor Vehicle Account--Federal Appropriation . . . . .	\$14,510,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$26,198,000</b>

The appropriations in this section are subject to the following conditions and limitations: The motor vehicle account--state appropriation includes \$11,688,000 for state matching funds for federally selected competitive grant or congressional earmark projects other than the commercial vehicle information system and network. These moneys shall be placed into reserve status until such time as federal funds are secured that require a state match.

**NEW SECTION.** Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--  
 WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W DEPARTMENT OF  
 TRANSPORTATION||WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W

<b>Puget Sound Capital Construction Account--</b>	
State Appropriation . . . . .	\$129,066,000
<b>Puget Sound Capital Construction Account--</b>	
Federal Appropriation . . . . .	\$34,400,000
<b>Transportation 2003 Account (nickel account)</b>	
Appropriation . . . . .	\$17,522,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$180,988,000</b>

The appropriations in this section are provided for improving the Washington state ferry system, including, but not limited to, vessel construction, major and minor vessel improvements, and terminal construction and improvements. The appropriations in this section are subject to the following conditions and limitations:

- (1) \$129,066,000 of the Puget Sound capital construction account--state appropriation and \$34,400,000 of the Puget Sound capital

construction account--federal appropriation are provided solely for capital projects as listed in the Senate 2003 Transportation Project List - Current Law Ferries Capital as transmitted to the LEAP on April 7, 2003.

(2) \$17,522,000 of the transportation 2003 account (nickel account)--state appropriation is provided solely for capital projects as listed in the Senate 2003 Transportation Project List - New Law Ferries Capital as transmitted to the LEAP on April 7, 2003.

(3) The Puget Sound capital construction account--state appropriation includes \$45,000,000 in proceeds from the sale of bonds authorized by RCW 47.10.843 for vessel and terminal acquisition, major and minor improvements, and long lead time materials acquisition for the Washington state ferries. The transportation commission may authorize the use of current revenues available to the motor vehicle account in lieu of bond proceeds for any part of the state appropriation.

NEW SECTION. Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL DEPARTMENT OF TRANSPORTATION | |RAIL--PROGRAM Y--CAPITAL

Essential Rail Assistance Account--State Appropriation	. \$770,000
Multimodal Transportation Account--State Appropriation	\$35,530,000
Multimodal Transportation Account--Federal Appropriation	\$9,499,000
Washington Fruit Express Account--State Appropriation	. . \$500,000
TOTAL APPROPRIATION	. . . . . \$46,299,000

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

(1) \$5,530,000 of the multimodal transportation account--state appropriation, \$9,499,000 of the multimodal transportation account--federal appropriation, \$500,000 of the Washington fruit express account--state appropriation, and \$770,000 of the essential rail assistance account--state appropriation are provided solely for capital projects as listed in the Senate 2003 Transportation Project List - Current Law Rail Capital as transmitted to the LEAP on April 7, 2003.

(2) \$30,000,000 of the multimodal transportation account--state appropriation is provided solely for capital projects as listed in the Senate 2003 Transportation Project List - New Law Rail Capital as transmitted to the LEAP on April 7, 2003.

(3) If federal block grant funding for freight or passenger rail is

received, the department shall consult with the legislative transportation committee prior to spending the funds on additional projects.

(4) If the department issues a call for projects, applications must be received by the department by November 1, 2003, and November 1, 2004.

NEW SECTION. Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION-- LOCAL PROGRAMS-- PROGRAM Z-- CAPITAL DEPARTMENT OF TRANSPORTATION|LOCAL PROGRAMS-- PROGRAM Z-- CAPITAL

Highway Infrastructure Account--State Appropriation . . .	\$207,000
Highway Infrastructure Account--Federal Appropriation .	\$1,602,000
Motor Vehicle Account--State Appropriation . . . . .	\$28,425,000
Multimodal Account--State Appropriation . . . . .	\$7,726,000
Transportation 2003 Account (nickel account)--State Appropriation . . . . .	\$6,000,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$43,960,000</b>

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

(1) The entire Transportation 2003 Account (nickel account) appropriation is provided solely for the projects and activities as indicated in the Senate 2003 Transportation Project List - New Law Local Projects report transmitted to LEAP on April 7, 2003.

(2) To manage some projects more efficiently, federal funds may be transferred from program Z to programs I and P and state funds shall be transferred from programs I and P to program Z to replace those federal funds in a dollar-for-dollar match. However, funds may not be transferred between federal programs. Fund transfers authorized under this subsection shall not affect project prioritization status. Appropriations shall initially be allotted as appropriated in this act. The department may not transfer funds as authorized under this subsection without approval of the transportation commission. The department shall submit a report on those projects receiving fund transfers to the transportation committees of the senate and house of representatives by December 1, 2004.

(3) \$7,576,000 of the multimodal transportation account--state appropriation is reappropriated and provided solely to fund the first phase of a multiphase cooperative project with the state of Oregon to dredge the Columbia River. The department shall not expend the

appropriation in this section unless agreement on ocean disposal sites has been reached that protects the state's commercial crab fishery. The amount provided in this subsection shall lapse unless the state of Oregon appropriates a dollar-for-dollar match to fund its share of the project.

(4) \$1,156,000 of the motor vehicle account--state appropriation is reappropriated and provided solely for additional small city pavement preservation program grants, to be administered by the department's highways and local programs division. The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded small city pavement preservation program grant funds, but does not report activity on the project within one year of grant award, should be reviewed by the department to determine whether the grant should be terminated. The department must promptly close out grants when projects have been completed, and identify where unused grant funds remain because actual project costs were lower than estimated in the grant award. The department shall expeditiously extend new grant awards to qualified projects when funds become available either because grant awards have been rescinded for lack of sufficient project activity or because completed projects returned excess grant funds upon project closeout.

(5) \$4,010,000 of the motor vehicle account--state appropriation is reappropriated and provided solely for additional traffic and pedestrian safety improvements near schools. The highways and local programs division within the department of transportation shall administer this program. The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded traffic and pedestrian safety improvement grant funds, but does not report activity on the project within one year of grant award should be reviewed by the department to determine whether the grant should be terminated. The department must promptly close out grants when projects have been completed, and identify where unused grant funds remain because actual project costs were lower than estimated in the grant award. The department shall expeditiously extend new grant awards to qualified projects when funds become available either because grant awards have been rescinded for lack of sufficient project activity or because completed projects returned

excess grant funds upon project closeout.

TRANSFERS AND DISTRIBUTIONS

NEW SECTION. Sec. 401. FOR THE STATE TREASURER-- BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE FUND AND TRANSPORTATION FUND REVENUE STATE TREASURER| |BOND RETIREMENT AND INTEREST

Highway Bond Retirement Account Appropriation . . . . .	\$258,971,000
Ferry Bond Retirement Account Appropriation . . . . .	\$43,340,000
Transportation Improvement Board Bond Retirement	
Account--State Appropriation . . . . .	\$36,721,000
Motor Vehicle Account--State Appropriation . . . . .	\$3,876,000
Special Category C Account--State Appropriation . . . . .	\$331,000
Transportation Improvement Account--State	
Appropriation . . . . .	\$240,000
Transportation 2003 Account (nickel account)	
Appropriation . . . . .	\$2,100,000
TOTAL APPROPRIATION . . . . .	\$345,579,000

NEW SECTION. Sec. 402. FOR THE STATE TREASURER-- BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL AGENT CHARGES STATE TREASURER| |BOND RETIREMENT AND INTEREST

Motor Vehicle Account--State Appropriation . . . . .	\$1,293,000
Special Category C Account Appropriation . . . . .	\$111,000
Transportation Improvement Account--State	
Appropriation . . . . .	\$5,000
Transportation 2003 Account (nickel account)--State	
Appropriation . . . . .	\$700,000
TOTAL APPROPRIATION . . . . .	\$2,109,000

NEW SECTION. Sec. 403. FOR THE STATE TREASURER-- BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR MVFT BONDS AND TRANSFERS STATE TREASURER| |BOND RETIREMENT AND INTEREST

(1) Motor Vehicle Account--State Reappropriation:	
For transfer to the Tacoma Narrows toll bridge	
account . . . . .	\$567,000,000

The department of transportation is authorized to sell up to \$567,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma Narrows bridge project. Proceeds from the sale of the bonds shall be deposited into the motor vehicle account. The department of transportation shall inform the treasurer of the amount to be deposited.

(2) Motor Vehicle Account--State Appropriation:  
 For transfer to the Puget Sound capital construction account . . . . . \$45,000,000

The department of transportation is authorized to sell up to \$45,000,000 in bonds authorized by RCW 47.10.843 for vessel and terminal acquisition, major and minor improvements, and long lead-time materials acquisition for the Washington state ferries.

NEW SECTION. Sec. 404. FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account Appropriation for motor vehicle fuel tax distributions to cities and counties . . . . . \$441,359,000

Motor Vehicle Account--State Appropriation:  
 For license permit and fee distributions to cities and counties . . . . . \$51,652,000

NEW SECTION. Sec. 405. FOR THE STATE TREASURER--TRANSFERS STATE TREASURER||TRANSFERS

(1) State Patrol Highway Account--State Appropriation: For transfer to the Motor Vehicle Account . . . . . \$15,000,000

(2) Motor Vehicle Account--State Appropriation: For motor vehicle fuel tax refunds and transfers . . . . . \$465,152,000

(3) Highway Safety Account--State Appropriation: For transfer to the motor vehicle account--state . . . . . \$12,000,000

The state treasurer shall perform the transfers from the state patrol highway account and the highway safety account to the motor vehicle account on a quarterly basis.

**NEW SECTION.** Sec. 406. FOR THE DEPARTMENT OF TRANSPORTATION--  
TRANSFERS DEPARTMENT OF TRANSPORTATION||TRANSFERS

- (1) Motor Vehicle Fund--State Appropriation:  
For transfer to Puget Sound Ferry Operations  
Account . . . . . \$21,757,000
- (2) RV Account--State Appropriation:  
For transfer to the Motor Vehicle Fund--State . . . . . \$1,954,000
- (3) Motor Vehicle Fund--State Appropriation:  
For transfer to Puget Sound Capital Construction  
Account . . . . . \$64,287,000
- (4) Puget Sound Ferry Operations Account--State Appropriation:  
For transfer to Puget Sound Capital Construction  
Account . . . . . \$22,000,000

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

- (a) The department of transportation shall only transfer funds in subsections (2) and (3) of this section up to the level provided, on an as-needed basis.
- (b) The department of transportation shall transfer funds in subsection (4) of this section up to the amount identified, provided that a minimum balance of \$5,000,000 is retained in the Puget Sound ferry operations account.
- (c) The amount identified in subsection (4) of this section may not include any revenues collected as passenger fares.

**NEW SECTION.** Sec. 407. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--  
TRANSFERS DEPARTMENT OF RETIREMENT SYSTEMS||TRANSFERS

State Patrol Highway Account: For transfer to the department of retirement systems expense account:  
For the administrative expenses of the judicial retirement system . . . . . \$223,304

**NEW SECTION.** Sec. 408. FOR THE OFFICE OF FINANCIAL MANAGEMENT--  
CONTRIBUTIONS TO RETIREMENT SYSTEMS AND EMPLOYEE HEALTH BENEFITS OFFICE OF FINANCIAL MANAGEMENT||CONTRIBUTIONS TO RETIREMENT SYSTEMS AND EMPLOYEE HEALTH BENEFITS

Pilotage Account--State Appropriation . . . . . \$2,000  
Aeronautics Account--State Appropriation . . . . . \$12,000  
State Patrol Highway Account--State Appropriation . . . . \$2,044,000

State Patrol Highway Account--Federal Appropriation . . . . .	\$34,000
State Patrol Highway Account--Local Appropriation . . . . .	\$10,000
Motorcycle Safety Education Account--State Appropriation . . . . .	\$2,000
Rural Arterial Trust Account--State Appropriation . . . . .	\$4,000
Highway Safety Account--State Appropriation . . . . .	\$634,000
Highway Safety Account--Federal Appropriation . . . . .	\$19,000
Motor Vehicle Account--State Appropriation . . . . .	\$2,770,000
Puget Sound Ferry Operations Account--State Appropriation . . . . .	\$1,556,000
Urban Arterial Trust Account--State Appropriation . . . . .	\$8,000
Transportation Improvement Account--State Appropriation . . . . .	\$3,000
County Arterial Preservation Account--State Appropriation . . . . .	\$5,000
Department of Licensing Services Account--State Appropriation . . . . .	\$3,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>\$7,106,000</b>

NEW SECTION. Sec. 409. STATUTORY APPROPRIATIONS.

STATUTORY APPROPRIATIONS In addition to the amounts appropriated in this act for revenue for distribution, state contributions to the law enforcement officers' and fire fighters' retirement system, and bond retirement and interest including ongoing bond registration and transfer charges, transfers, interest on registered warrants, and certificates of indebtedness, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made under law.

NEW SECTION. Sec. 410. The department of transportation is authorized to undertake federal advance construction projects under the provisions of 23 U.S.C. Sec. 115 in order to maintain progress in meeting approved highway construction and preservation objectives. The legislature recognizes that the use of state funds may be required to temporarily fund expenditures of the federal appropriations for the highway construction and preservation programs for federal advance construction projects prior to conversion to federal funding.



TRANSPORTATION AGENCIES

Sec. 1201. 2002 c 359 s 205 (uncodified) is amended to read as follows:

FOR THE LEGISLATIVE TRANSPORTATION COMMITTEE LEGISLATIVE TRANSPORTATION COMMITTEE

Motor Vehicle Account--State Appropriation . . . . . \$3,596,000

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity:

(1) \$2,823,000 of the motor vehicle account--state appropriation is provided for the operation of the house of representatives transportation committee.

(2) To the extent possible, this appropriation shall utilize funds allocated under RCW 46.68.110(2).

(3) To the extent possible, this appropriation shall utilize funds allocated under RCW 46.68.120(3).

(4) The house of representatives transportation committee shall conduct a study of the use of motorized scooters. The study shall, at a minimum, identify and analyze the safety issues associated with use of motorized scooters, including use by children, commuters, and the disabled. House of representatives transportation committee cochairs shall each appoint one member from their respective caucus to serve as cochair of the study group. The chair of the senate transportation committee may also appoint two members from the senate transportation committee, one from each caucus, to participate in the study. The study shall be staffed by house of representatives transportation committee staff. The study group shall report back to the house of representatives transportation committee by January 1, 2002.

~~((4))~~ (5) The house of representatives transportation committee shall conduct a study of the effect of the weight of fire-fighting apparatus on state roadways. The study shall determine, at a minimum, the various types of fire-fighting apparatus currently in use on state roadways; the size, weight and load effect of fire-fighting apparatus that are currently in use or that potentially could be in use on the state roadways, as well as on state bridges; and the effect on public safety. The study may examine state and federal laws that affect fire-fighting apparatuses. House of representatives transportation committee cochairs shall each appoint one member from their respective

caucus to serve as cochair of the study group. The study shall be staffed by house of representatives transportation committee staff. The study group will report back to the house of representatives transportation committee by January 1, 2002.

~~((5))~~ (6) The legislative transportation committee shall conduct a feasibility study of potential for economic partnerships between the Washington state ferries and local government entities, including but not limited to port districts. The study is intended to improve ferry terminals. The study shall, at a minimum, identify the market, physical, and economic factors that should be examined in determining whether an economic or commercial development partnership project on or around Washington state ferry terminals is likely to produce revenue for the partners. The study shall apply those factors to an analysis of each terminal used by Washington state ferries and recommend whether further exploration of state and local partnerships would be of potential economic benefit to the partners. The entity selected to perform the study through the request for proposals process will report back to the transportation committees of the legislature by December 1, 2001.

~~((6))~~ (7) The legislative transportation committee, in cooperation with an areawide transportation system or systems, shall undertake an evaluation of providing locally sponsored transit services in a local community supplemental to those services provided by an areawide system. The evaluation shall address:

- (a) The costs and benefits of providing such services;
- (b) The impact of such service on ridership on the areawide system and on any regional systems;
- (c) Funding options for supplemental services; and
- (d) Institutional arrangements affecting the institution of supplemental services.

The committee shall work with the department of transportation, areawide transit providers, community officials, private businesses, labor organizations, and others as appropriate in conducting the evaluation, and in developing a pilot project if feasible. The committee shall also conduct a study of local transit systems with the purpose of making recommendations to make local transit services more seamless and efficient. The committee shall provide an interim progress report to the legislature by January 2002. The committee shall report its findings to the legislature not later than December 1,

2002.

~~((7))~~ (8) The legislative transportation committee shall undertake an evaluation of the statutory exemptions for transportation taxes, including but not limited to motor vehicle fuel taxes. The committee shall report its findings to the legislature by December 1, 2003.

~~((8))~~ (9) The legislative transportation committee will convene a working group to review the costs, processes, and other considerations relating to special vehicle license plates. The working group will also review special license plate tabs and emblems. The committee will report its findings to the legislature by December 1, 2002.

~~((9))~~ (10) The legislative transportation committee shall form a working group to evaluate the feasibility of developing an alternative corridor to Interstate 5 and Interstate 405 to expedite the movement of commerce between the Canadian border, the central Puget Sound region, the south Puget Sound region, and more southerly areas. The corridor would run from approximately the Canadian border in the north to approximately Lewis county in the south. This alternative corridor analysis shall address truck, rail, pipeline, and other utility needs for the corridor, to determine the feasibility of financing and constructing such a corridor, taking into consideration: (a) Anticipated present and future freight demand as well as freight traffic relief for existing state highway and rail routes; (b) the potential for carrying general purpose traffic to provide relief for other state highway routes; (c) a cost-benefit analysis detailing various funding possibilities, including federal funds and the use of charges and tolls to fund construction and operation of the corridor as a utility corridor and a toll facility; (d) an analysis detailing possible right of way locations, including but not limited to property donations, trades, or credits between or among the public and private sector; and (e) possible private sector, local, or other partnerships that may be used to fund the project. The working group shall report its findings to the full committee by December 15, 2002.

Sec. 1202. 2002 c 359 s 207 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL-- FIELD OPERATIONS BUREAU WASHINGTON  
STATE PATROL | FIELD OPERATIONS BUREAU

State Patrol Highway Account--	
State Appropriation . . . . .	(( <del>\$164,147,000</del> ))
	<u>\$163,915,000</u>
State Patrol Highway Account--	
Federal Appropriation . . . . .	(( <del>\$7,278,000</del> ))
	<u>\$7,544,000</u>
State Patrol Highway Account--	
Private/Local Appropriation . . . . .	(( <del>\$169,000</del> ))
	<u>\$282,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$171,594,000</del> ))
	<u>\$171,741,000</u>

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for the activities of the field operations bureau:

(1) As a result of the elimination of the vehicle inspection number (VIN) program, no permanent Washington state patrol employee shall be displaced from employment without the opportunity to fill a vacant patrol position for which he or she has a preference and meets the minimum qualifications. For the purpose of the VIN program elimination, the guidelines under chapter 356-26 WAC (Registers-Certifications) shall be suspended for those employees holding the classification of VIN 1 or 2.

(2) To the extent possible, the agency shall transfer displaced VIN personnel into the 20 newly created school bus inspection and motor carrier safety assistance program positions. The agency shall fill existing vacant positions within the commercial vehicle division with displaced VIN personnel. The agency shall report by December 31, 2001, to the senate and house of representatives transportation committees on efforts to relocate displaced VIN personnel.

Sec. 1203. 2002 c 359 s 208 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU WASHINGTON STATE PATROL|SUPPORT SERVICES BUREAU

Multimodal Transportation Account--State	
Appropriation . . . . .	\$5,247,000
State Patrol Highway Account--	
State Appropriation . . . . .	(( <del>\$71,736,000</del> ))
	<u>\$71,731,000</u>

State Patrol Highway Account--

Private/Local Appropriation . . . . .	\$735,000
TOTAL APPROPRIATION . . . . .	<del>(( \$77,718,000 ))</del>
	<u>\$77,713,000</u>

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for the activities of the support services bureau:

(1) \$67,000 of the state patrol highway account--state appropriation is provided solely for the patrol to work jointly with the department of transportation, the military department, and the department of natural resources, in coordination with the state interoperability executive committee, on the development and implementation of a secure geographical information system database to illustrate locations and specifications of statewide radio and microwave towers

(2) \$5,247,000 of the multimodal transportation account--state appropriation and \$2,299,000 of the state patrol highway account--state appropriation is a one time funding of general fund activities. The general fund will resume funding these activities beginning in the 2003-05 biennium.

(3) The Washington state patrol shall review the policy of allowing commissioned uniformed officers to use personally assigned vehicles for commuting purposes. This provision applies to every Washington state patrol officer except the chief and any officer that requires use of a vehicle for work performed throughout the day. The agency shall submit to the house of representatives and senate transportation committees by December 1, 2002, a list of officers that use vehicles for commuting purposes and any revisions to the vehicle use policy resulting from the review required under this subsection.

Sec. 1204. 2002 c 359 s 210 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES  
DEPARTMENT OF LICENSING | MANAGEMENT AND SUPPORT SERVICES

Marine Fuel Tax Refund Account--State

Appropriation . . . . .	\$3,000
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Motorcycle Safety Education Account--

State Appropriation . . . . .	\$88,000
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Wildlife Account--State Appropriation . . . . .	\$81,000
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Highway Safety Account--State Appropriation . . . .	(( <del>\$7,724,000</del> ))	
		<u>\$7,763,000</u>
Highway Safety Account--Federal Appropriation . . . . .	\$55,000	
Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$4,400,000</del> ))	
		<u>\$4,415,000</u>
Licensing Services Account--State		
Appropriation . . . . .	\$173,000	
TOTAL APPROPRIATION . . . . .	(( <del>\$12,524,000</del> ))	
		<u>\$12,578,000</u>

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for the activities referenced:

(1) \$6,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Senate Bill No. 5354 in the form passed by the legislature. If Senate Bill No. 5354 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(2) \$14,000 of the motor vehicle account--state appropriation and \$3,000 of the highway safety account--state appropriation are provided solely for the implementation of Senate Bill No. 6814 in the form passed by the legislature. If Senate Bill No. 6814 is not enacted in the form passed by the legislature the amounts provided in this subsection shall lapse.

(3) \$26,000 of the motor vehicle account--state appropriation and \$1,000 of the highway safety account--state appropriation are provided solely for the implementation of Senate Bill No. 6748 in the form passed by the legislature. If Senate Bill No. 6748 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(4) \$2,000 of the motor vehicle account--state appropriation and \$4,000 of the highway safety account--state appropriation is provided solely for the implementation of Senate Bill No. 5626 in the form passed by the legislature. If Senate Bill No. 5626 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(5) \$11,000 of the highway safety account--state appropriation is provided solely for the implementation of Senate Bill No. 6461 in the form passed by the legislature. If Senate Bill No. 6461 is not enacted in the form passed by the legislature the amount provided in this

subsection shall lapse.

Sec. 1205. 2002 c 359 s 211 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--INFORMATION SYSTEMS DEPARTMENT OF LICENSING||INFORMATION SYSTEMS

Marine Fuel Tax Refund Account--State

Appropriation . . . . . \$2, 000

Motorcycle Safety Education Account--

State Appropriation . . . . . \$13, 000

Wildlife Account--State Appropriation . . . . . \$34, 000

Highway Safety Account--State Appropriation . . . . . ((~~\$5, 735, 000~~))  
\$5, 763, 000

Highway Safety Account--Federal Appropriation . . . . . \$31, 000

Motor Vehicle Account--State Appropriation . . . . . ((~~\$3, 695, 000~~))  
\$3, 707, 000

Licensing Services Account--State

Appropriation . . . . . ((~~\$213, 000~~))  
\$214, 000

TOTAL APPROPRIATION . . . . . ((~~\$9, 723, 000~~))  
\$9, 764, 000

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

(1) The department of licensing shall report to the legislative transportation committees on the progress of the expanded internet service no later than December 15, 2002.

(2) \$4, 000 of the motor vehicle account--state appropriation is provided solely for the implementation of Senate Bill No. 5354 in the form passed by the legislature. If Senate Bill No. 5354 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(3) \$4, 000 of the motor vehicle account--state appropriation and \$2, 000 of the highway safety account--state appropriation are provided solely for the implementation of Senate Bill No. 6814 in the form passed by the legislature. If Senate Bill No. 6814 is not enacted in the form passed by the legislature the amounts provided in this subsection shall lapse.

(4) \$19, 000 of the motor vehicle account--state appropriation and \$1, 000 of the highway safety account--state appropriation are provided

solely for the implementation of Senate Bill No. 6748 in the form passed by the legislature. If Senate Bill No. 6748 is not enacted in the form passed by the legislature the amounts provided in this subsection shall lapse.

(5) \$1,000 of the motor vehicle account--state appropriation and \$3,000 of the highway safety account--state appropriation are provided solely for the implementation of Senate Bill No. 5626 in the form passed by the legislature. If Senate Bill No. 5626 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(6) \$8,000 of the highway safety account--state appropriation is provided solely for the implementation of Senate Bill No. 6461 in the form passed by the legislature. If Senate Bill No. 6461 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

Sec. 1206. 2002 c 359 s 212 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--VEHICLE SERVICES DEPARTMENT OF LICENSING||VEHICLE SERVICES

Marine Fuel Tax Refund Account--

State Appropriation . . . . .	\$26,000
Wildlife Account--State Appropriation . . . . .	\$578,000
Motor Vehicle Account--State Appropriation . . . . .	<del>((58,191,000))</del>
	<u>\$58,479,000</u>

Licensing Services Account--State

Appropriation . . . . .	\$4,240,000
TOTAL APPROPRIATION . . . . .	<del>((63,035,000))</del>
	<u>\$63,323,000</u>

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for the activities referenced:

(1) \$82,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Senate Bill No. 6814 in the form passed by the legislature. If Senate Bill No. 6814 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(2) \$376,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Senate Bill No. 6748 in the



form passed by the legislature. If Senate Bill No. 6748 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(3) \$77,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Senate Bill No. 5354 in the form passed by the legislature. If Senate Bill No. 5354 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(4) The department shall work cooperatively with the national guard to develop and make available a national guard sticker which may be affixed to a license plate. The stickers shall be available upon application. The department shall charge a fee for the stickers sufficient to defray the costs of production.

(5) The department shall work cooperatively with the Washington state council of fire fighters to develop and make available a fire fighter sticker which may be affixed to a license plate. The stickers shall be available upon application to members of the international association of fire fighters. The department shall charge a fee for the stickers sufficient to defray the costs of production.

(6) \$22,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Senate Bill No. 5626 in the form passed by the legislature. If Senate Bill No. 5626 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

Sec. 1207. 2002 c 359 s 213 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES DEPARTMENT OF LICENSING| |DRIVER SERVICES

Motorcycle Safety Education Account--

State Appropriation . . . . .	\$2, 573, 000
Highway Safety Account--State Appropriation . . . . .	(( <del>\$82, 175, 000</del> ))
	<u>\$82, 667, 000</u>
Highway Safety Account--Federal Appropriation . . . . .	(( <del>\$788, 000</del> ))
	<u>\$824, 000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$85, 536, 000</del> ))
	<u>\$86, 064, 000</u>

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

(1) The department of licensing shall prepare a capital project plan adopting a process for using certificates of participation to purchase licensing services offices if the combined principle and interest payments are the same or less than existing or future leases on comparable facilities.

(2) \$21,000 of the highway safety fund--state appropriation is provided solely for the implementation of Senate Bill No. 6748 in the form passed by the legislature. If Senate Bill No. 6748 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(3) \$36,000 of the highway safety fund--state appropriation is provided solely for the implementation of Senate Bill No. 6814 in the form passed by the legislature. If Senate Bill No. 6814 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(4) \$162,000 of the highway safety account--state appropriation is provided solely for the implementation of Senate Bill No. 6461 in the form passed by the legislature. If Senate Bill No. 6461 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

(5) \$56,000 of the highway safety account--state appropriation is provided solely for the implementation of Senate Bill No. 5626 in the form passed by the legislature. If Senate Bill No. 5626 is not enacted in the form passed by the legislature the amount provided in this subsection shall lapse.

Sec. 1208. 2002 c 359 s 215 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F DEPARTMENT OF TRANSPORTATION   AVIATION--PROGRAM F	
Aeronautics Account--State Appropriation . . . . .	(( <del>\$5,349,000</del> ))
	<u>\$4,967,000</u>
Aircraft Search and Rescue Safety and	
Education Account--State Appropriation . . . . .	\$160,000
TOTAL APPROPRIATION . . . . .	(( <del>\$5,509,000</del> ))
	<u>\$5,127,000</u>

Sec. 1209. 2002 c 359 s 223 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION-- CHARGES FROM OTHER AGENCIES--  
PROGRAM U DEPARTMENT OF TRANSPORTATION | | CHARGES FROM OTHER AGENCIES--  
PROGRAM U

Payments in this section represent charges from other state agencies to the department of transportation.

(1) FOR PAYMENT OF WASHINGTON STATE FERRIES TORT LIABILITY AND SETTLEMENTS

Motor Vehicle Account--State Appropriation . . . . . \$5,626,000

~~((1))~~ (2) FOR PAYMENT OF DEPARTMENT OF GENERAL ADMINISTRATION OFFICE OF RISK MANAGEMENT FEES

Motor Vehicle Account--State Appropriation . . . . . \$464,000

Puget Sound Ferry Operations--State Appropriation . . . . . \$154,000

~~((2))~~ (3) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR  
Motor Vehicle Account--State Appropriation . . . . . \$713,000

~~((3))~~ (4) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES

Motor Vehicle Account--State Appropriation . . . . . \$4,047,000

~~((4))~~ (5) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL  
Motor Vehicle Account--State Appropriation . . . . . \$2,237,000

~~((5))~~ (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND ADMINISTRATION

Motor Vehicle Account--State Appropriation . . . . . \$28,755,000

Motor Vehicle Fund--Puget Sound Ferry Operations Account--  
State Appropriation . . . . . \$4,204,000

The office of risk management shall evaluate the risk pool premium assessments to ensure that proper tracking, measuring, and reporting methods have been utilized to ensure funding equity has been maintained. "Funding equity" includes but is not limited to demonstrating that premiums assessed to the department of transportation will, over time, not exceed claims paid in order to ensure that premiums paid by the department of transportation are not unconstitutionally expended for nonhighway purposes. The office of risk management shall make a full report of its findings to the legislature no later than January 15, 2002.

(6) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES

Motor Vehicle Account--State Appropriation . . . . . \$251,000

(7) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL

**PROJECTS SURCHARGE**

Motor Vehicle Account--State Appropriation . . . . .	\$1,547,000
(8) FOR ARCHIVES AND RECORDS MANAGEMENT	
Motor Vehicle Account--State Appropriation . . . . .	\$457,000
TOTAL APPROPRIATION . . . . .	<del>(( \$42,829,000 ))</del>
	<u>\$48,455,000</u>

Sec. 1210. 2002 c 359 s 226 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X DEPARTMENT OF TRANSPORTATION | MARINE--PROGRAM X

Puget Sound Ferry Operations Account--State Appropriation . . . . .	<del>(( \$311,312,000 ))</del>
	<u>\$313,250,000</u>

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity:

(1) The appropriation is based on the budgeted expenditure of ~~(( \$35,159,000 ))~~ \$35,797,000 for vessel operating fuel in the 2001-2003 biennium. If the actual cost of fuel is less than this budgeted amount, the excess amount may not be expended. If the actual cost exceeds this amount, the department shall request a supplemental appropriation.

(2) The appropriation provides for the compensation of ferry employees. The expenditures for compensation paid to ferry employees during the 2001-2003 biennium may not exceed \$207,065,000 plus a dollar amount, as prescribed by the office of financial management, that is equal to any insurance benefit increase granted general government employees in excess of \$432.82 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for the respective fiscal year, a dollar amount as prescribed by the office of financial management for costs associated with pension amortization charges, and a dollar amount prescribed by the office of financial management for salary increases during the 2001-2003 biennium. For the purposes of this section, the expenditures for compensation paid to ferry employees shall be limited to salaries and wages and employee benefits as defined in the office of financial management's policies, regulations, and procedures named under objects of expenditure "A" and "B" (7.2.6.2).

The prescribed salary and insurance benefit increase or decrease dollar amount that shall be allocated from the governor's compensation appropriations is in addition to the appropriation contained in this section and may be used to increase or decrease compensation costs, effective July 1, 2001, and thereafter, as established in the 2001-2003 general fund operating budget.

(3) The department shall issue a request for information from entities interested in purchasing advertising on board Washington state ferry vessels. The department shall evaluate the proposals and report back to the legislature's transportation committees in January 2002 regarding the potential for revenue from different types of advertising.

(4) The department may enter into contracts with private vendors to sell ferry tickets and medium at locations other than Washington state ferry terminals or facilities.

(a) The department may enter into the contracts only (i) with private vendors that are already established businesses offering goods for sale to the general public; and (ii) if it determines that the vendor's established location has the potential to serve a significant percentage of the customers using a particular ferry route.

(b) The department may adopt necessary rules and procedures to allow the use of credit and debit cards to purchase ferry tickets or medium from a private vendor who has contracted with the department to sell ferry tickets or medium. The department may establish a convenience fee to be paid by all persons purchasing ferry tickets and medium at locations other than Washington state ferry terminals or facilities. The convenience fee must be sufficient to offset the charges imposed on the department by the credit and debit card companies. In no event may the use of credit or debit cards authorized by this section create a loss of revenue to the state. The use of a personal credit card does not rely upon the credit of the state as prohibited by Article VIII, section 5 of the state Constitution.

(5) The legislature recognizes the value of a regional fare collection system to promote intermodal travel throughout Washington state ferries' Puget Sound service area and therefore encourages the department to resume participation in the regional fare coordination project (smart card). The department shall develop a request for funding of the on-going operating costs associated with the regional fare coordination project and shall present this request to the 2003

legislature. The request for funding shall be sufficient to support a system that prevents the disclosure of personally identifying information of persons who use a smart card to facilitate payment of ferry fares. The requested system may facilitate the disclosure of aggregate information on fare collection to governmental agencies or groups concerned with public transportation or public safety as long as the data does not contain any personally identifying information. The requested system shall not prevent the release of personally identifying information to law enforcement agencies when required by a subpoena.

TRANSPORTATION AGENCIES CAPITAL FACILITIES

Sec. 1301. 2001 2nd sp. s. c 14 s 303 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF TRANSPORTATION- ONLY PROJECTS) -- CAPITAL DEPARTMENT OF TRANSPORTATION|PROGRAM D (DEPARTMENT OF TRANSPORTATION- ONLY PROJECTS)-- CAPITAL

Motor Vehicle Account--State Appropriation . . . ((~~\$13,046,000~~))  
\$12,371,000

TRANSFERS AND DISTRIBUTIONS

Sec. 1401. 2002 c 359 s 401 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER-- BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE FUND AND TRANSPORTATION FUND REVENUE STATE TREASURER|BOND RETIREMENT AND INTEREST

Highway Bond Retirement Account Appropriation . . ((~~\$208,206,000~~))  
\$196,524,000

Ferry Bond Retirement Account Appropriation . . . ((~~\$52,473,000~~))  
\$52,474,000

Transportation Improvement Board Bond Retirement  
 Account--State Appropriation . . . . . ((~~\$40,856,000~~))  
\$38,088,000

Motor Vehicle Account--State Appropriation . . . . ((~~\$4,588,000~~))  
\$3,136,000

Special Category C Account--State Appropriation . . . ((~~\$631,000~~))  
\$114,000

Transportation Improvement Account--State  
 Appropriation . . . . . ((~~\$340,000~~))  
\$76,000

**TOTAL APPROPRIATION . . . . . ((~~\$307,094,000~~))**  
\$290,412,000

Sec. 1402. 2002 c 359 s 402 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER-- BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL AGENT CHARGES STATE TREASURER| |BOND RETIREMENT AND INTEREST

Motor Vehicle Account--State Appropriation . . . . . ((~~\$459,000~~))  
\$334,000

Special Category C Account Appropriation . . . . . ((~~\$41,000~~))  
\$18,000

Transportation Improvement Account--State  
 Appropriation . . . . . \$34,000

**TOTAL APPROPRIATION . . . . . ((~~\$534,000~~))**  
\$386,000

Sec. 1403. 2002 c 359 s 403 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION STATE TREASURER| |STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account Appropriation for motor vehicle fuel tax distributions to cities and counties . . . . . ((~~\$428,981,000~~))  
\$425,501,000

Motor Vehicle Account Appropriation for motor vehicle license, permit, and fee distributions to cities and counties . . . . . \$56,304,000

Sec. 1404. 2002 c 359 s 404 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER-- TRANSFERS STATE TREASURER| |TRANSFERS

(1) RV Account--State Appropriation:  
 For transfer to the Motor Vehicle Fund--State . . . ((~~\$1,344,000~~))

\$542,000

The department of transportation shall only transfer funds provided under this subsection (~~((1) of this section)~~) on an as-needed basis.

~~((2) ((Public Transportation Systems Account-- State Appropriation: For transfer to the Multimodal Transportation Account-- State . . . . . \$1,911,000~~

~~---(3))) State Patrol Highway Account-- State Appropriation: For transfer to the Motor Vehicle Account . . . . . \$48,657,000~~

~~((4)) (3) Motor Vehicle Account-- State Appropriation: For motor vehicle fuel tax refunds and transfers . . . . . (((\$453,279,000))~~  
\$448,264,000

~~((6)) (4) Urban Arterial Trust Account-- State Appropriation: For transfer of excess City Hardship Assistance Program revenues to cities . . . . . \$1,500,000~~

~~((7)) (5) Highway Safety Account-- State Appropriation: For transfer to the multimodal transportation account . . . . . \$20,000,000~~

~~((8)) (6) Motor Vehicle Account-- State Appropriation: For transfer to the Tacoma Narrows toll bridge account . . . . . (((\$839,000,000))~~  
\$39,000,000

~~((9)) (7) Highway Safety Account-- State Appropriation: For transfer to the motor vehicle account-- state . . . . . \$5,000,000~~

~~((1)) If Senate Bill No. 6814 is enacted in the form passed by the legislature, \$16,191,000 of the transfer from the Washington state patrol account-- state to the motor vehicle account-- state shall lapse. The state treasurer shall perform the transfers from the state patrol highway account to the motor vehicle account on a quarterly basis.~~

~~((2) The department of transportation is authorized to sell up to \$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma Narrows bridge project. Proceeds from the sale of the bonds shall be deposited into the motor vehicle account. The department of transportation shall inform the treasurer of the amount to be deposited.--))~~



NEW SECTION. Sec. 1405. A new section is added to 2001 2nd sp. s. c 14 (uncodified) to read as follows:

FOR THE STATE TREASURER-- BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR MVFT BONDS AND TRANSFERS STATE TREASURER | MVFT BONDS AND TRANSFERS

Motor Vehicle Account-- State Appropriation: For transfer to the Tacoma Narrows toll bridge account . . . . . \$800,000,000

The department of transportation is authorized to sell up to \$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma Narrows bridge project. Proceeds from the sale of the bonds shall be deposited into the motor vehicle account. The department of transportation shall inform the treasurer of the amount to be deposited.

PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS

NEW SECTION. Sec. 1501. A new section is added to chapter 43.79 RCW to read as follows:

The state patrol nonappropriated airplane revolving account is created in the custody of the state treasurer. All receipts from aircraft user fees paid by other agencies and private users as reimbursement for the use of the patrol's aircraft that are primarily for purposes other than highway patrol must be deposited into the account. Expenditures from the account may be used only for expenses related to these aircraft. Only the chief of the Washington state patrol or the chief's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures.

NEW SECTION. Sec. 1502. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 1503. Sections 1201 through 1405 of this act take effect immediately, and the remainder of this act takes effect July 1, 2003.

