
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: H-2961.7/05 7th draft

ATTY/TYPIST: LL:mos

BRIEF DESCRIPTION: Making 2005-07 and 2003-05 transportation appropriations.

1 AN ACT Relating to transportation funding and appropriations;
2 amending 2004 c 229 ss 207, 208, 209, 211, 212, 213, 215, 218, 219,
3 220, 222, 223, 224, 225, 401, 402, 404, 405, and 406 (uncodified);
4 amending 2003 c 360 s 218 (uncodified); adding a new section to 2003 c
5 360 (uncodified); creating new sections; making appropriations and
6 authorizing expenditures for capital improvements; and declaring an
7 emergency.

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

9 **2005-07 BIENNIUM**

10 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
11 is hereby adopted and, subject to the provisions set forth, the several
12 amounts specified, or as much thereof as may be necessary to accomplish
13 the purposes designated, are hereby appropriated from the several
14 accounts and funds named to the designated state agencies and offices
15 for employee compensation and other expenses, for capital projects, and
16 for other specified purposes, including the payment of any final
17 judgments arising out of such activities, for the period ending June
18 30, 2007.

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

3 (a) "Fiscal year 2006" or "FY 2006" means the fiscal year ending
4 June 30, 2006.

5 (b) "Fiscal year 2007" or "FY 2007" means the fiscal year ending
6 June 30, 2007.

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

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

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

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

15 (g) "LEAP" means the legislative evaluation and accountability
16 program committee.

17 **GENERAL GOVERNMENT AGENCIES--OPERATING**

18 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
19 **COMMISSION**

20 Grade Crossing Protective Account--State Appropriation . . . \$501,000

21 The appropriation in this section is subject to the following
22 conditions and limitations: Per current law, funds will be transferred
23 from the public service revolving fund's miscellaneous fees and
24 penalties accounts to the grade crossing protection account--state as
25 needed to implement the commission's railroad safety program.

26 NEW SECTION. **Sec. 102. FOR THE MARINE EMPLOYEES COMMISSION**

27 Puget Sound Ferry Operations Account--State
28 Appropriation \$383,000

29 NEW SECTION. **Sec. 103. FOR THE STATE PARKS AND RECREATION**
30 **COMMISSION**

31 Motor Vehicle Account--State Appropriation \$976,000

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

1 committee consisting of: (a) The chair and ranking member of the house
2 of representatives and senate transportation committees, and one
3 additional legislator appointed by each; (b) two members of the state
4 transportation commission, to be appointed by the commission chair; (c)
5 the chair of the transportation performance audit board; and (d) one
6 member representing the office of financial management, to be appointed
7 by the director. The secretary of the department of transportation or
8 a designee shall serve as an ex officio nonvoting member.

9 (2) At a minimum, the study must examine the following: (a) The
10 short and long-term viability of the motor fuel tax (both state and
11 federal) as a major source of funding for transportation projects and
12 programs; (b) the desirability and effectiveness of state-distributed
13 transportation funds for the benefit of local units of government; (c)
14 the potential for alternative and/or emerging sources of transportation
15 revenues, with particular emphasis on user-based fees and charges; and
16 (d) trends and implications of debt financing for transportation
17 projects. The scope of work for the study may be expanded to include
18 analysis of other financing issues relevant to the long-term viability
19 of the state's transportation system.

20 (3) The findings and recommendations must be submitted to the
21 fiscal committees of the legislature and the office of financial
22 management by November 1, 2006.

23 NEW SECTION. **Sec. 206. FOR THE TRANSPORTATION ACCOUNTABILITY**
24 **COMMISSION**

25 Motor Vehicle Account--State Appropriation \$1,870,000

26 NEW SECTION. **Sec. 207. FOR THE TRANSPORTATION COMMISSION**

27 Motor Vehicle Account--State Appropriation (FY 2006) \$413,000
28 Motor Vehicle Account--State Appropriation (FY 2007) \$414,000
29 TOTAL APPROPRIATION \$827,000

30 NEW SECTION. **Sec. 208. FOR THE FREIGHT MOBILITY STRATEGIC**
31 **INVESTMENT BOARD**

32 Motor Vehicle Account--State Appropriation \$655,000

33 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--FIELD**

1 **OPERATIONS BUREAU**

2	State Patrol Highway Account--State Appropriation	\$190,636,000
3	State Patrol Highway Account--Federal Appropriation	\$10,412,000
4	State Patrol Highway Account--Private/Local Appropriation . .	\$169,000
5	TOTAL APPROPRIATION	\$201,217,000

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

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

14 (2) The state patrol highway account--state appropriation for DUI
15 reimbursements shall only be spent for pursuit vehicle video cameras,
16 datamaster DUI testing equipment, tire deflator equipment, and taser
17 guns. The Washington state patrol prior to the issuance of any taser
18 guns will train the troopers on using the equipment. The agency will
19 provide a report to the transportation committees of the senate and
20 house of representatives by December 31st of each year on the
21 occurrences where the taser guns were utilized along with any issues
22 that have been identified.

23 (3) \$29,000 of the state patrol highway account--state
24 appropriation is provided solely for the implementation of House Bill
25 No. 1469. If House Bill No. 1469 is not enacted by June 30, 2005, this
26 appropriation shall lapse.

27 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--**
28 **TECHNICAL SERVICES BUREAU**

29	State Patrol Highway Account--State Appropriation	\$80,277,000
30	State Patrol Highway Account--Private/Local	
31	Appropriation	\$1,994,000
32	TOTAL APPROPRIATION	\$82,271,000

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

35 (1) The Washington state patrol is instructed to work with the risk
36 management division in the office of financial management in compiling
37 the state patrol data for establishing the agency's risk management

1 insurance premiums to the tort claims account. The office of financial
2 management and the Washington state patrol will submit a report to the
3 transportation committees of the senate and house of representatives by
4 December 31 of each year on the number of claims, estimated claims to
5 be paid, method of calculation, and the adjustment in the premium.

6 (2) The Washington state patrol fuel budget for the 2005-07
7 biennium is \$6,228,000. This funding shall only be used for fuel and
8 any savings due to decreased usage or fuel prices can not be used for
9 any other purpose. This funds the Washington state patrol at an
10 average fuel price of \$1.73.

11 (3) The Washington state patrol pursuit vehicle budget state patrol
12 highway account--state is \$9,017,000 for the 2005-07 biennium and 360
13 pursuit vehicles to be purchased. This amount was transferred to this
14 bureau in the 1999-2001 budget and legislative pursuit vehicle funding
15 increases during the 2001-03 biennium. This funding shall only be used
16 for the purchase of the pursuit vehicles.

17 (4) The Washington state patrol vehicle repair budget state patrol
18 highway account--state is \$4,900,000 for the 2005-07 biennium. This
19 amount was transferred to this bureau in the 1999-2001 budget. This
20 funding shall only be used for the maintenance of vehicles used for
21 highway purposes.

22 (5) The Washington state patrol mission vehicle budget for the
23 commercial vehicle and traffic investigation sections for the state
24 patrol highway account--state is \$384,000 for the 2005-07 biennium.
25 This amount was transferred to this bureau in the 2001-03 budget. This
26 funding shall only be used for the purchase of mission vehicles for the
27 commercial vehicle enforcement and traffic investigations.

28 (6) \$247,000 of the state patrol highway account--state
29 appropriation is provided solely for the implementation of Second
30 Substitute House Bill No. 1188. If Second Substitute House Bill No.
31 1188 is not enacted by June 30, 2005, this appropriation shall lapse.

32 **NEW SECTION. Sec. 211. FOR THE DEPARTMENT OF LICENSING--**
33 **MANAGEMENT AND SUPPORT SERVICES**

34	Marine Fuel Tax Refund Account--State Appropriation	\$3,000
35	Motorcycle Safety Education Account--State Appropriation	\$92,000
36	Wildlife Account--State Appropriation	\$79,000
37	Highway Safety Account--State Appropriation	\$10,028,000

1	Motor Vehicle Account--State Appropriation	\$6,820,000
2	Motor Vehicle Account--Local Appropriation	\$26,000
3	DOL Services Account--State Appropriation	\$84,000
4	Biometric Security Account--State Appropriation	\$57,000
5	TOTAL APPROPRIATION	\$17,189,000

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

8 (1) \$55,000 of the highway safety account--state appropriation is
9 provided solely for the implementation of Substitute House Bill No.
10 1854. If Substitute House Bill No. 1854 is not enacted by June 30,
11 2005, this appropriation shall lapse.

12 (2) \$26,000 of the motor vehicle account--local appropriation is
13 provided solely for the implementation of Engrossed Substitute House
14 Bill No. 2157. If Engrossed Substitute House Bill No. 2157 is not
15 enacted by June 30, 2005, this appropriation shall lapse. If a
16 regional transportation investment authority is not formed by June 30,
17 2007, this appropriation shall revert to the motor vehicle account--
18 local appropriation.

19 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--**
20 **INFORMATION SERVICES**

21	Marine Fuel Tax Refund Account--State Appropriation	\$2,000
22	Motorcycle Safety Education Account--State Appropriation . . .	\$35,000
23	Wildlife Account--State Appropriation	\$101,000
24	Highway Safety Account--State Appropriation	\$20,766,000
25	Motor Vehicle Account--State Appropriation	\$11,864,000
26	Motor Vehicle Account--Private/Local Appropriation	\$1,550,000
27	DOL Services Account--State Appropriation	\$3,967,000
28	Biometric Security Account--State Appropriation	\$4,570,000
29	TOTAL APPROPRIATION	\$42,855,000

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

32 (1) The department shall submit a report to the transportation
33 committees of the legislature detailing the progress made in
34 transitioning off of the HP 3000 system. Reports shall be made by the
35 following dates: December 30, 2005, and each December 30 thereafter
36 until the project is fully completed.

1 (2) \$357,000 of the motor vehicle account--state appropriation is
2 provided solely for the implementation of all special license plate
3 bills introduced during the 2005 legislative session and approved by
4 the special license plate review board. The amount provided in this
5 subsection shall be reduced accordingly.

6 (3) \$864,000 of the motor vehicle account--local appropriation is
7 provided solely for the implementation of Engrossed Substitute House
8 Bill No. 2157. If Engrossed Substitute House Bill No. 2157 is not
9 enacted by June 30, 2005, this appropriation shall lapse. If a
10 regional transportation investment authority is not formed by June 30,
11 2007, this appropriation shall revert to the motor vehicle account--
12 local appropriation.

13 (4) \$186,000 of the highway safety account--local appropriation is
14 provided solely for the implementation of Substitute Senate Bill No.
15 5177. If Substitute Senate Bill No. 5177 is not enacted by June 30,
16 2005, this appropriation shall lapse.

17 (5) \$58,000 of the wildlife account--state appropriation is
18 provided solely for the implementation of Engrossed Senate Bill No.
19 5423. If Engrossed Senate Bill No. 5423 is not enacted by June 30,
20 2005, this appropriation shall lapse.

21 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
22 **SERVICES**

23	Marine Fuel Tax Refund Account--State Appropriation	\$26,000
24	Wildlife Account--State Appropriation	\$614,000
25	Motor Vehicle Account--State Appropriation	\$49,080,000
26	Motor Vehicle Account--Private/Local Appropriation	\$1,364,000
27	DOL Services Account--State Appropriation	\$1,146,000
28	TOTAL APPROPRIATION	\$52,230,000

29 (1) \$247,000 of the motor vehicle account--state appropriation is
30 provided solely for the implementation of all special license plate
31 bills introduced during the 2005 legislative session and approved by
32 the special license plate review board. The amount provided in this
33 subsection shall be reduced accordingly for any of those bills that are
34 not enacted by June 30, 2005.

35 (2) \$375,000 of the motor vehicle account--local appropriation is
36 provided solely for the implementation of Engrossed Substitute House
37 No. Bill 2157. If Engrossed Substitute House Bill No. 2157 is not

1 enacted by June 30, 2005, this appropriation shall lapse. If a
2 regional transportation investment authority is not formed by June 30,
3 2007, this appropriation shall revert to the motor vehicle account--
4 local appropriation.

5 (3) \$117,000 of the motor vehicle account--local appropriation is
6 provided solely for the implementation of Substitute Senate Bill No.
7 5177. If Substitute Senate Bill No. 5177 is not enacted by June 30,
8 2005, this appropriation shall lapse.

9 (4) \$11,000 of the wildlife account--state appropriation is
10 provided solely for the implementation of Engrossed Senate Bill No.
11 5423. If Engrossed Senate Bill No. 5423 is not enacted by June 30,
12 2005, this appropriation shall lapse.

13 (5) \$11,000 of the highway safety account--state appropriation is
14 provided solely for the implementation of Engrossed Substitute Senate
15 Bill No. 5513. If Engrossed Substitute Senate Bill No. 5513 is not
16 enacted by June 30, 2005, this appropriation shall lapse.

17 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--DRIVER**
18 **SERVICES**

19 Motorcycle Safety Education Account--State
20 Appropriation \$2,998,000
21 Highway Safety Account--State Appropriation \$83,331,000
22 Biometric Security Account--State Appropriation \$1,514,000
23 TOTAL APPROPRIATION \$87,843,000

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

26 (1) \$847,000 of the highway safety account--state appropriation is
27 provided solely for the commercial driver license program. The
28 department shall informally report to the transportation committees of
29 the legislature on the progress made in addressing federal audit
30 findings and in implementing the motor carrier safety improvement act.
31 Reports shall be made by the following dates: November 1, 2005, and
32 each November 1 thereafter.

33 (2) \$412,000 of the motorcycle safety and education account--state
34 appropriation is provided solely for the department's motorcycle safety
35 program. The department shall informally report to the transportation
36 committees of the legislature detailing the progress made in

1 implementing national highway traffic safety assessment guidelines.
2 Reports shall be made by the following dates: November 1, 2005, and
3 each November 1 thereafter.

4 (3) The department of licensing, in consultation with the
5 department of transportation and other stakeholders, shall draft
6 legislation to bring the state into compliance with any federal
7 legislation or rules enacted relative to identification necessary for
8 persons crossing international borders. The department must report to
9 the transportation committees of the legislature by December 1, 2005,
10 on the recommended legislation for bringing the state into compliance
11 with federal requirements.

12 (4) \$97,000 of the highway safety account--state appropriation
13 shall lapse if House Bill No. 1260 is enacted by June 30, 2005.

14 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**
15 **TOLL OPERATIONS AND MAINTENANCE--PROGRAM B**

16 Tacoma Narrows Toll Bridge Account--State Appropriation . . \$8,543,000

17 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **INFORMATION TECHNOLOGY--PROGRAM C**

19 Motor Vehicle Account--State Appropriation \$54,659,000

20 Motor Vehicle Account--Federal Appropriation \$1,964,000

21 Puget Sound Ferry Operations Account--State
22 Appropriation \$8,371,000

23 Multimodal Transportation Account--State Appropriation . . . \$363,000

24 TOTAL APPROPRIATION \$65,357,000

25 The appropriations in this section are subject to the following
26 conditions and limitations: \$350,000 of the motor vehicle account--
27 state appropriation is provided solely for a financial and capital
28 project systems needs assessment for future automation development and
29 enhancements. The completed assessment will identify options and shall
30 be presented to the transportation committees of the senate and the
31 house of representatives by December 31, 2005.

32 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
33 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--OPERATING**

34 Motor Vehicle Account--State Appropriation \$32,630,000

1 purposes of providing contract services to the association of
2 Washington cities and Washington state association of counties to
3 implement section 2(3)(c), (5), and (6), chapter 8 (Engrossed Senate
4 Bill No. 5279), Laws of 2003 for activities of the transportation
5 permit efficiency and accountability committee.

6 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **ECONOMIC PARTNERSHIPS--PROGRAM K**

8 Motor Vehicle Account--State Appropriation \$1,025,000

9 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
10 **HIGHWAY MAINTENANCE--PROGRAM M**

11 Motor Vehicle Account--State Appropriation \$290,893,000

12 Motor Vehicle Account--Federal Appropriation \$1,426,000

13 Motor Vehicle Account--Private/Local Appropriation \$4,253,000

14 TOTAL APPROPRIATION \$296,572,000

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

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

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

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

31 (4) Funding is provided for maintenance on the state system to
32 allow for a continuation of the level of service targets included in
33 the 2003-05 biennium. In delivering the program, the department should
34 concentrate on the following areas:

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

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

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

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

10 (5) The department shall evaluate the feasibility of growing and
11 harvesting trees utilizing portions of the right of way of state
12 highways and interstates in order to generate moneys for transportation
13 funding. In its evaluation, the department shall address the
14 requirements and applicability of the Washington forest practices act,
15 the types of trees best suited for the project, and the risks
16 associated with it, along with any other relevant considerations. The
17 department must report to the transportation committees of the
18 legislature by December 1, 2005, on the options, strategies, and
19 recommendations for growing and harvesting trees in the right of way of
20 state highways and interstates.

21 (6) The department shall develop and implement a plan to improve
22 work zone safety on a statewide basis. As part of the strategy
23 included in the plan, the department shall fund equipment purchases
24 using a portion of the money from the annual OTEF equipment purchasing
25 and replacement process. The department shall also identify and
26 evaluate statewide equipment needs (such as work zone safety equipment)
27 and prioritize any such needs on a statewide basis. Substitute
28 purchasing at the statewide level, when appropriate, shall be utilized
29 to meet those identified needs. The department must report to the
30 transportation committees of the legislature by December 1, 2005, on
31 the plan, and by December 1, 2006, on the status of implementing the
32 plan.

33 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
34 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

35	Motor Vehicle Account--State Appropriation	\$41,234,000
36	Motor Vehicle Account--Federal Appropriation	\$2,050,000
37	Motor Vehicle Account--Private/Local Appropriation	\$125,000

1 TOTAL APPROPRIATION \$43,409,000

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

4 (1) The department shall synchronize all stop lights within one-
5 half mile of each other on state highway 20 between Anacortes and
6 Burlington at the I-5 interchange, so that a vehicle, starting from a
7 stop at a red light and traveling at the posted speed limit, can pass
8 through the other lights without having to stop for an additional red
9 light.

10 (2) \$4,400,000 of the motor vehicle account--state appropriation is
11 provided solely for low-cost enhancements. The department shall give
12 priority to low-cost enhancement projects that improve safety or
13 provide congestion relief. The department shall prioritize low-cost
14 enhancement projects on a statewide rather than regional basis. Each
15 quarter, the department shall report to the transportation committees
16 of the legislature on the projects implemented with this funding.

17 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

19 Motor Vehicle Account--State Appropriation \$24,718,000
20 Motor Vehicle Account--Federal Appropriation \$30,000
21 Puget Sound Ferry Operations Account--State
22 Appropriation \$1,321,000
23 Multimodal Transportation Account--State Appropriation . . . \$973,000
24 TOTAL APPROPRIATION \$27,042,000

25 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
26 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

27 Motor Vehicle Account--State Appropriation \$22,378,000
28 Motor Vehicle Account--Federal Appropriation \$16,450,000
29 Multimodal Transportation Account--State Appropriation . . \$1,694,000
30 Multimodal Transportation Account--Federal
31 Appropriation \$2,800,000
32 Multimodal Transportation Account--Private/Local
33 Appropriation \$100,000
34 Transportation 2005 Account--State Appropriation \$5,400,000
35 TOTAL APPROPRIATION \$48,822,000

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

3 (1) \$600,000 of the multimodal transportation account--state
4 appropriation and \$5,400,000 of the transportation 2005 account--state
5 appropriation is provided solely for implementing Engrossed Substitute
6 House Bill No. 2157. If Engrossed Substitute House Bill No. 2157 is
7 not enacted by June 30, 2005, the amount provided in this subsection
8 shall lapse. None of this appropriation may be used for election
9 expenses for an election held before January 1, 2006.

10 (2) The department of transportation shall evaluate the number of
11 spaces available for long-haul truck parking relative to current and
12 projected future needs. The department of transportation shall also
13 explore options for augmenting the number of spaces available,
14 including, but not limited to, expanding state-owned rest areas or
15 modifying regulations governing the use of these facilities, utilizing
16 weigh stations and park and ride lots, and encouraging the expansion of
17 the private sector's role. Finally, the department shall explore the
18 utility of coordinating with neighboring states on long-haul truck
19 parking and evaluate methodologies for alleviating any air quality
20 issues relative to the issue. The department must report to the
21 transportation committees of the legislature by December 1, 2005, on
22 the options, strategies, and recommendations for long-haul truck
23 parking.

24 (3) The department shall develop and implement a plan to educate
25 drivers about traffic roundabouts, including their purpose and proper
26 use. The department shall work with the traffic safety commission and
27 TVW in developing and implementing this plan in order to maximize
28 public awareness and safety. The department must report to the
29 transportation committees of the legislature by December 1, 2005, on
30 the plan and implementation status of educating drivers about
31 roundabouts.

32 (4) \$175,000 of the motor vehicle account--state appropriation is
33 provided to the department in accordance with RCW 46.68.110(2) and
34 46.68.120(3) and shall be used by the department to support the
35 processing and analysis of the backlog of city and county collision
36 reports by January, 2006. The amount provided in this subsection shall
37 lapse if federal funds become available for this purpose.

1 (a) \$7,000,000 of the multimodal transportation account--state
2 appropriation is provided solely for grants for those transit systems
3 serving small cities and rural areas as identified in the Summary of
4 Public Transportation - 2003 published by the department of
5 transportation. Noncompetitive grants must be distributed to the
6 transit systems serving small cities and rural areas in a manner
7 similar to past disparity equalization programs.

8 (b) \$7,000,000 of the multimodal transportation account--state
9 appropriation is provided solely to providers of rural mobility service
10 in areas not served or underserved by transit agencies through a
11 competitive grant process.

12 (3) \$5,000,000 of the multimodal transportation account--state
13 appropriation is provided solely for a vanpool grant program for: (a)
14 Public transit agencies to add vanpools; and (b) incentives for
15 employers to increase employee vanpool use. The grant program for
16 public transit agencies will cover capital costs only; no operating
17 costs for public transit agencies are eligible for funding under this
18 grant program. No additional employees may be hired for the vanpool
19 grant program, and supplanting of transit funds currently funding
20 vanpools is not allowed. Additional criteria for selecting grants will
21 include leveraging funds other than state funds.

22 (4) \$3,000,000 of the multimodal transportation account--state
23 appropriation is provided to the city of Seattle for the Seattle
24 streetcar project on South Lake Union.

25 (5) \$2,000,000 of the multimodal transportation account--state
26 appropriation is provided solely to King county as a state match to
27 obtain federal funding for a car sharing program for persons meeting
28 certain income or employment criteria.

29 (6) \$1,200,000 of the multimodal transportation account--state
30 appropriation is provided solely for the implementation of Substitute
31 House Bill No. 2124. If Substitute House Bill No. 2124 is not enacted
32 by June 30, 2005, the amount provided in this subsection shall lapse.

33 (7) The regional mobility steering committee created in Substitute
34 House Bill No. 2124 (state role in public transportation) shall
35 establish a program for granting state funds to transit agencies for
36 intercounty connections, rush hour service, van pools, and capital
37 projects, including park and ride lots. The steering committee shall

1 identify cost-effective projects that enhance the efficiency of
2 regional corridors, reducing delay for people and goods, and submit a
3 prioritized list to the legislature for funding.

4 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**
5 **MARINE--PROGRAM X**

6 Puget Sound Ferry Operations Account--State
7 Appropriation \$346,522,000
8 Multimodal Transportation Account--State
9 Appropriation \$3,660,000
10 TOTAL APPROPRIATION \$350,182,000

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

13 (1) The appropriation is based on the budgeted expenditure of
14 \$58,168,000 for vessel operating fuel in the 2003-2005 biennium. If
15 the actual cost of fuel is less than this budgeted amount, the excess
16 amount may not be expended. If the actual cost exceeds this amount,
17 the department shall request a supplemental appropriation.

18 (2) The appropriation provides for the compensation of ferry
19 employees. The expenditures for compensation paid to ferry employees
20 during the 2005-2007 biennium may not exceed \$216,213,000 plus a dollar
21 amount, as prescribed by the office of financial management, that is
22 equal to any insurance benefit increase granted general government
23 employees in excess of \$584.58 a month annualized per eligible marine
24 employee multiplied by the number of eligible marine employees for
25 fiscal year 2006 and \$584.58 a month annualized per eligible marine
26 employee multiplied by the number of eligible marine employees for
27 fiscal year 2007, a dollar amount as prescribed by the office of
28 financial management for costs associated with pension amortization
29 charges, and a dollar amount prescribed by the office of financial
30 management for salary increases during the 2005-2007 biennium. For the
31 purposes of this section, the expenditures for compensation paid to
32 ferry employees shall be limited to salaries and wages and employee
33 benefits as defined in the office of financial management's policies,
34 regulations, and procedures named under objects of expenditure "A" and
35 "B" (7.2.6.2).

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

1 addition to the appropriation contained in this section and may be used
2 to increase or decrease compensation costs, effective July 1, 2005, and
3 thereafter, as established in sections 501 and 502 of this act.

4 (3) \$3,660,000 of the multimodal transportation account--state
5 appropriation is provided solely to provide passenger-only ferry
6 service. The ferry system shall continue passenger-only ferry service
7 from Vashon Island to Seattle through December 31, 2006. Beginning
8 September 1, 2005, ferry system management shall implement its
9 agreement with the Inlandboatmen's Union of the Pacific providing for
10 part-time passenger-only work schedules. Beginning on January 1, 2007,
11 Washington state ferries shall begin passenger-only ferry service on
12 the "Triangle" route, connecting Southworth, Vashon and Seattle.

13 (4) The Washington state ferries must work with the department's
14 information technology division to implement a new revenue collection
15 system, including the integration of the regional fare coordination
16 system (smart card). Each December and June, updates are to be
17 provided to the transportation committees of the legislature concerning
18 the status of implementing and completing this project, with updates
19 concluding the first December after full project implementation.

20 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**
21 **RAIL--PROGRAM Y--OPERATING**

22 Multimodal Transportation Account--State
23 Appropriation \$37,309,000

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

26 (1) \$29,091,000 of the multimodal transportation account--state
27 appropriation is provided solely for the Amtrak service contract and
28 Talgo maintenance contract associated with providing and maintaining
29 the state-supported passenger rail service.

30 (2) \$2,750,000 of the multimodal transportation account--state
31 appropriation is provided solely for a new round trip rail service
32 between Seattle and Portland beginning July 1, 2006.

33 NEW SECTION. **Sec. 229. FOR THE DEPARTMENT OF TRANSPORTATION--**
34 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

35 Motor Vehicle Account--State Appropriation \$7,016,000
36 Motor Vehicle Account--Federal Appropriation \$2,544,000

1 TOTAL APPROPRIATION \$9,560,000

2 GENERAL GOVERNMENT AGENCIES--CAPITAL

3 NEW SECTION. Sec. 230. FOR THE WASHINGTON STATE PARKS AND
4 RECREATION--CAPITAL PROJECTS

5 Motor Vehicle Account--State Appropriation \$1,300,000

6 The appropriation in this section is subject to the following
7 conditions and limitations: The motor vehicle account--state
8 appropriation is a one-time appropriation and is provided solely for
9 the SR 14 interchange portion of the Beacon Rock state park entrance
10 road project. Any of the appropriation not expended by June 30, 2007,
11 shall revert to the motor vehicle account--state appropriation.

12 TRANSPORTATION AGENCIES--CAPITAL

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

14 State Patrol Highway Account--State Appropriation \$2,801,000

15 NEW SECTION. Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD

16 Rural Arterial Trust Account--State Appropriation \$67,933,000

17 Motor Vehicle Account--State Appropriation \$355,000

18 County Arterial Preservation Account--State
19 Appropriation \$30,392,000

20 TOTAL APPROPRIATION \$98,680,000

21 The appropriations in this section are subject to the following
22 conditions and limitations: \$355,000 of the motor vehicle account--
23 state appropriation is provided for county ferries as set forth in RCW
24 47.56.725(4).

25 NEW SECTION. Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT BOARD

26 Urban Arterial Trust Account--State Appropriation \$99,425,000

27 Transportation Improvement Account--State
28 Appropriation \$103,601,000

29 Small City Pavement and Sidewalk
30 Account--State Appropriation \$2,000,000

31 TOTAL APPROPRIATION \$205,026,000

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

3 (1) The transportation improvement account--state appropriation
4 includes \$14,143,000 in proceeds from the sale of bonds authorized in
5 RCW 47.26.500. The transportation improvement board may authorize the
6 use of current revenues available to the agency in lieu of bond
7 proceeds for any part of the state appropriation.

8 (2) \$2,000,000 of the small city pavement and sidewalk account--
9 state appropriation is provided to fund the provisions of chapter
10 . . . , Laws of 2005 (Substitute Senate Bill No. 5775).

11 NEW SECTION. **Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--**
12 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

13 Motor Vehicle Account--State Appropriation \$2,492,000

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

16 (1) \$602,000 of the motor vehicle account--state appropriation is
17 provided solely for the statewide administration.

18 (2) \$632,000 of the motor vehicle account--state appropriation is
19 provided solely for regional minor projects.

20 (3) \$224,000 of the motor vehicle account--state appropriation is
21 provided solely for designing the replacement of the existing outdated
22 maintenance facility in Ephrata.

23 (4) \$219,000 of the motor vehicle account--state appropriation is
24 provided solely for the designing of the northwest regional maintenance
25 complex in Seattle.

26 (5) \$833,000 of the motor vehicle account--state appropriation is
27 provided solely for the Olympic region headquarters project.

28 (a) The department of transportation is authorized to use
29 certificates of participation for the financing of the Washington
30 department of transportation's Olympic region project.

31 (b) The Washington state department of transportation may utilize
32 the design-build process in accordance with chapter 39.10 RCW for the
33 Olympic region project. If the design-build process is used, it may be
34 developed in partnership with the department of general administration.

35 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **IMPROVEMENTS--PROGRAM I**

2	Motor Vehicle Account--State Appropriation	\$70,012,000
3	Motor Vehicle Account--Federal Appropriation	\$225,513,000
4	Motor Vehicle Account--Private/Local Appropriation	\$31,500,000
5	Special Category C Account--State Appropriation	\$3,419,000
6	Tacoma Narrows Bridge Toll	
7	Account--State Appropriation	\$272,329,000
8	Transportation 2005 Account--State Appropriation	\$428,336,000
9	Transportation 2003 Account (Nickel Account)--State	
10	Appropriation	\$1,170,019,000
11	TOTAL APPROPRIATION	\$2,201,128,000

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

14 (1) The motor vehicle account--state appropriation includes
15 \$42,000,000 in proceeds from the sale of bonds authorized by RCW
16 47.10.843. The transportation commission may authorize the use of
17 current revenues available to the department of transportation in lieu
18 of bond proceeds for any part of the state appropriation.

19 (2) The transportation 2003 account (nickel account)--state
20 appropriation includes \$940,000,000 in proceeds from the sale of bonds
21 authorized by RCW 47.10.861. The transportation commission may
22 authorize the use of current revenues available to the department of
23 transportation in lieu of bond proceeds for any part of the state
24 appropriation.

25 (3) The Tacoma Narrows toll bridge account--state appropriation
26 includes \$257,016,000 in proceeds from the sale of bonds authorized by
27 RCW 47.10.843. The Tacoma Narrows toll bridge account--state
28 appropriation includes \$15,410,000 in unexpended proceeds from the
29 January 2003 bond sale authorized in RCW 47.10.843 for the Tacoma
30 Narrows bridge project.

31 (4) The transportation 2005 account--state appropriation includes
32 \$380,000,000 in proceeds from the sale of bonds authorized by House
33 Bill No. 2311. The transportation commission may authorize the use of
34 current revenues available to the department of transportation in lieu
35 of bond proceeds for any part of the state appropriation.

36 (5) The department shall not commence construction on any part of
37 the SR 520 bridge project until agreements have been reached with the
38 incorporated towns or cities that represent the communities affected by

1 the SR 520 project. The agreements must provide reasonable assurance
2 that no further degradation will occur to the citizens' current use and
3 enjoyment of their properties as a result of repairs and improvements
4 made to the SR 520 bridge and its connecting roadways. Such assurances
5 may be achieved through engineering design choices, mitigation
6 measures, or a combination of both.

7 (6) The department shall, on a quarterly basis, provide status
8 reports to the legislature on the delivery of projects as outlined in
9 the project lists distributed with this act, and on any additional
10 projects for which the department has expended funds during the 2005-07
11 fiscal biennium. The department shall work with the transportation
12 committees of the legislature to agree on report formatting and
13 elements. For projects funded by new revenue in the 2003 and 2005
14 transportation packages, reporting elements shall include, but not be
15 limited to, project scope, schedule, and costs. Other projects may be
16 reported on a programmatic basis. The department shall also provide
17 the information required under this subsection via the transportation
18 executive information system (TEIS).

19 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
20 **PRESERVATION--PROGRAM P**

21	Motor Vehicle Account--State Appropriation	\$73,625,000
22	Motor Vehicle Account--Federal Appropriation	\$404,360,000
23	Motor Vehicle Account--Private/Local Appropriation	\$6,656,000
24	Transportation 2003 Account (Nickel Account)--State	
25	Appropriation	\$10,622,000
26	Puyallup Tribal Settlement Account--State Appropriation	\$11,000,000
27	Transportation 2005 Account--State Appropriation	\$166,059,000
28	TOTAL APPROPRIATION	\$672,322,000

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

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

1 (2) \$11,000,000 of the Puyallup tribal settlement account--state
 2 appropriation is provided solely for mitigation costs associated with
 3 the Murray Morgan/11st Street Bridge demolition. The department may
 4 negotiate with the city of Tacoma for the purpose of transferring
 5 ownership of the Murray Morgan/11th Street Bridge to the city. The
 6 department is allowed to use the Puyallup tribal settlement account
 7 appropriation, as well as any funds appropriated in the current
 8 biennium and planned in future biennia for the demolition and
 9 mitigation for the demolition of the bridge to rehabilitate or replace
 10 the bridge, if agreed to by the city. In no event will the
 11 department's participation exceed \$26,500,000 and no funds may be
 12 expended unless the city of Tacoma agrees to take ownership of the
 13 bridge in its entirety and provide that the payment of these funds
 14 extinguishes any real or implied agreements regarding future
 15 expenditures on the bridge.

16 (3) The department shall, on a quarterly basis, provide status
 17 reports to the legislature on the delivery of projects as outlined in
 18 the project lists distributed with this act, and on any additional
 19 projects for which the department has expended funds during the 2005-07
 20 fiscal biennium. The department shall work with the transportation
 21 committees of the legislature to agree on report formatting and
 22 elements. For projects funded by new revenue in the 2003 and 2005
 23 transportation packages, reporting elements shall include, but not be
 24 limited to, project scope, schedule, and costs. Other projects may be
 25 reported on a programmatic basis. The department shall also provide
 26 the information required under this subsection via the transportation
 27 executive information system (TEIS).

28 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**
 29 **TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL**

30	Motor Vehicle Account--State Appropriation	\$17,489,000
31	Motor Vehicle Account--Federal Appropriation	\$15,068,000
32	Motor Vehicle Account--Local Appropriation	\$108,000
33	TOTAL APPROPRIATION	\$32,665,000

34 The appropriations in this section are subject to the following
 35 conditions and limitations: The motor vehicle account--state
 36 appropriation includes \$11,010,000 for state matching funds for
 37 federally selected competitive grant or congressional earmark projects

1 other than the commercial vehicle information systems and network.
2 These moneys shall be placed into reserve status until such time as
3 federal funds are secured that require a state match.

4 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**
5 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

6	Puget Sound Capital Construction Account--State	
7	Appropriation	\$159,339,000
8	Puget Sound Capital Construction Account--Federal	
9	Appropriation	\$59,967,000
10	Puget Sound Capital Construction Account--Local	
11	Appropriation	\$26,000
12	Multimodal Transportation Account--State	
13	Appropriation	\$13,249,000
14	Transportation 2003 Account (Nickel Account)--State	
15	Appropriation	\$34,987,000
16	TOTAL APPROPRIATION	\$267,568,000

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

22 (1) The Puget Sound capital construction account--state
23 appropriation includes \$83,000,000 in proceeds from the sale of bonds
24 authorized by RCW 47.10.843 for vessel and terminal acquisition, major
25 and minor improvements, and long lead time materials acquisition for
26 the Washington state ferries. The transportation commission may
27 authorize the use of current revenues available to the motor vehicle
28 account in lieu of bond proceeds for any part of the state
29 appropriation.

30 (2) The multimodal transportation account--state appropriation
31 includes \$10,249,000 in proceeds from the sale of bonds authorized by
32 RCW 47.10.843. Funding may be transferred from the multimodal
33 transportation account to the motor vehicle account to cover the debt
34 service on these bonds. The transportation commission may authorize
35 the use of current revenues available to the department of
36 transportation in lieu of bond proceeds from any part of the state
37 appropriation.

1 (3) The department shall, on a quarterly basis, provide status
2 reports to the legislature on the delivery of projects as outlined in
3 the project lists distributed with this act, and on any additional
4 projects for which the department has expended funds during the 2005-07
5 fiscal biennium. The department shall work with the transportation
6 committees of the legislature to agree on report formatting and
7 elements. For projects funded by new revenue in the 2003 and 2005
8 transportation packages, reporting elements shall include, but not be
9 limited to, project scope, schedule, and costs. Other projects may be
10 reported on a programmatic basis. The department shall also provide
11 the information required under this subsection via the transportation
12 executive information system (TEIS).

13 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION--**
14 **RAIL--PROGRAM Y--CAPITAL**

15	Essential Rail Assistance Account--State Appropriation . . .	\$250,000
16	Multimodal Transportation Account--State Appropriation . .	\$51,408,000
17	Multimodal Transportation Account--Federal	
18	Appropriation	\$10,966,000
19	Multimodal Transportation Account--Local	
20	Appropriation	\$7,287,000
21	TOTAL APPROPRIATION	\$69,911,000

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

24 (1) The multimodal transportation account--state appropriation
25 includes \$33,435,000 in proceeds from the sale of bonds and \$830,000 in
26 unexpended bond proceeds authorized by RCW 47.10.867. The
27 transportation commission may authorize the use of current revenues
28 available to the department of transportation in lieu of bond proceeds
29 for any part of the state appropriation.

30 (2) If federal block grant funding for freight or passenger rail is
31 received, the department shall consult with the house of
32 representatives and senate transportation committees prior to spending
33 the funds on additional projects.

34 (3) The department shall, on a quarterly basis, provide status
35 reports to the legislature on the delivery of projects as outlined in
36 the project lists distributed with this act, and on any additional
37 projects for which the department has expended funds during the 2005-07

1 fiscal biennium. The department shall work with the transportation
2 committees of the legislature to agree on report formatting and
3 elements. For projects funded by new revenue in the 2003 and 2005
4 transportation packages, reporting elements shall include, but not be
5 limited to, project scope, schedule, and costs. Other projects may be
6 reported on a programmatic basis. The department shall also provide
7 the information required under this subsection via the transportation
8 executive information system (TEIS).

9 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--**
10 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

11	Highway Infrastructure Account--State Appropriation	\$207,000
12	Highway Infrastructure Account--Federal Appropriation	\$1,602,000
13	Motor Vehicle Account--State Appropriation	\$4,402,000
14	Motor Vehicle Account--Federal Appropriation	\$18,221,000
15	Multimodal Transportation Account--State Appropriation	\$42,463,000
16	Freight Mobility Investment	
17	Account--State Appropriation	\$15,000,000
18	Transportation 2005 Account--State Appropriation	\$770,000
19	TOTAL APPROPRIATION	\$82,665,000

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

22 (1) The department shall, on a quarterly basis, provide status
23 reports to the legislature on the delivery of projects as outlined in
24 the project lists distributed with this act, and on any additional
25 projects for which the department has expended funds during the 2005-07
26 fiscal biennium. The department shall work with the transportation
27 committees of the legislature to agree on report formatting and
28 elements. For projects funded by new revenue in the 2003 and 2005
29 transportation packages, reporting elements shall include, but not be
30 limited to, project scope, schedule, and costs. Other projects may be
31 reported on a programmatic basis. The department shall also provide
32 the information required under this subsection via the transportation
33 executive information system (TEIS).

34 (2) The multimodal transportation account--state appropriation
35 includes \$6,000,000 in proceeds from the sale of bonds authorized by
36 RCW 47.10.867. The transportation commission may authorize the use of

1 current revenues available to the department of transportation in lieu
2 of bond proceeds for any part of the state appropriation.

3 (3) \$3,545,000 of the multimodal transportation account--state
4 appropriation is reappropriated and provided solely to fund the
5 multiphase cooperative project with the state of Oregon to dredge the
6 Columbia River. The amount provided in this subsection shall lapse
7 unless the state of Oregon appropriates a dollar-for-dollar match to
8 fund its share of the project.

9 (4) \$1,003,000 of the motor vehicle account--state appropriation is
10 reappropriated and provided solely for additional traffic and
11 pedestrian safety improvements near schools. The highways and local
12 programs division within the department of transportation shall
13 administer this program. The department shall review all projects
14 receiving grant awards under this program at least semiannually to
15 determine whether the projects are making satisfactory progress. Any
16 project that has been awarded traffic and pedestrian safety improvement
17 grant funds, but does not report activity on the project within one
18 year of grant award should be reviewed by the department to determine
19 whether the grant should be terminated. The department must promptly
20 close out grants when projects have been completed, and identify where
21 unused grant funds remain because actual project costs were lower than
22 estimated in the grant award. The department shall expeditiously
23 extend new grant awards to qualified projects when funds become
24 available either because grant awards have been rescinded for lack of
25 sufficient project activity or because completed projects returned
26 excess grant funds upon project closeout.

27 (5) The motor vehicle account--state appropriation includes
28 \$905,000 in unexpended proceeds from the sale of bonds authorized by
29 RCW 47.10.843.

30 (6) \$867,000 of the multimodal transportation account--state
31 appropriation is provided solely to support the safe routes to school
32 program.

33 (7) \$18,221,000 of the motor vehicle account--federal appropriation
34 and \$3,400,000 of the motor vehicle account--state appropriation are
35 provided solely for the local freight capital projects in progress
36 identified in this subsection. The specific funding listed is provided
37 solely for the respective projects: SR 397 Ainsworth Ave. Grade
38 Crossing, \$5,540,000; Colville Alternate Truck Route, \$2,000,000; S.

1 228th Street Extension and Grade Separation, \$6,500,000; Duwamish
2 Intelligent Transportation Systems (ITS), \$2,520,000; Bigelow Gulch
3 Road-Urban Boundary to Argonne Rd., \$2,000,000; Granite Falls Alternate
4 Route, \$1,791,000; Port of Kennewick/Piert Road, \$520,000; and Pacific
5 Hwy. E./Port of Tacoma Road to Alexander, \$750,000.

6 (8) \$6,000,000 of the multimodal account--state appropriation is
7 provided solely for the local freight 'D' street grade separation
8 project.

9 **TRANSFERS AND DISTRIBUTIONS**

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

14	Highway Bond Retirement Account Appropriation	\$350,713,000
15	Nondebt-Limit Reimbursable Account Appropriation	\$8,775,000
16	Ferry Bond Retirement Account Appropriation	\$39,010,000
17	Transportation Improvement Board Bond Retirement	
18	Account--State Appropriation	\$30,899,000
19	Motor Vehicle Account--State Appropriation	\$2,562,000
20	Transportation Improvement Account--State Appropriation . . .	\$105,000
21	Multimodal Transportation Account--State Appropriation . . .	\$303,000
22	Transportation 2003 Account (Nickel Account)	
23	Appropriation	\$19,177,000
24	TOTAL APPROPRIATION	\$451,544,000

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

28	Motor Vehicle Account--State Appropriation	\$283,000
29	Transportation Improvement Account--State Appropriation . . .	\$13,000
30	Multimodal Transportation Account--State Appropriation	\$96,000
31	Transportation 2003 Account (Nickel Account)--State	
32	Appropriation	\$2,400,000
33	Transportation 2005 Account--State Appropriation	\$2,800,000
34	TOTAL APPROPRIATION	\$5,592,000

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

4 (1) Motor Vehicle Account--State Reappropriation:
5 For transfer to the Tacoma Narrows toll bridge
6 account \$257,016,000

7 The department of transportation is authorized to sell up to
8 \$257,016,000 in bonds authorized by RCW 47.10.843 for the Tacoma
9 Narrows bridge project. Proceeds from the sale of the bonds shall be
10 deposited into the motor vehicle account. The department of
11 transportation shall inform the treasurer of the amount to be
12 deposited.

13 (2) Motor Vehicle Account--State Appropriation:
14 For transfer to the Puget Sound capital construction
15 account \$83,000,000

16 The department of transportation is authorized to sell up to
17 \$83,000,000 in bonds authorized by RCW 47.10.843 for vessel and
18 terminal acquisition, major and minor improvements, and long lead-time
19 materials acquisition for the Washington state ferries.

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

22 Motor Vehicle Account Appropriation for
23 motor vehicle fuel tax distributions to cities
24 and counties \$450,757,000

25 NEW SECTION. **Sec. 405. FOR THE STATE TREASURER--TRANSFERS**

26 Motor Vehicle Account--State
27 Appropriation: For motor vehicle fuel tax
28 refunds and transfers \$820,769,000

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

31 (1) RV Account--State Appropriation:
32 For transfer to the Motor Vehicle Account--State \$2,000,000

33 (2) Motor Vehicle Account--State Appropriation:
34 For transfer to Puget Sound Capital Construction

1 temporarily fund expenditures of the federal appropriations for the
2 highway construction and preservation programs for federal advance
3 construction projects prior to conversion to federal funding.

4 NEW SECTION. **Sec. 409. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**
5 **TRANSFERS**

6 State Patrol Highway Account: For transfer to the
7 department of retirement systems expense account:
8 For the administrative expenses of the
9 Washington state patrol retirement system \$280,000

10 **COMPENSATION**

11 NEW SECTION. **Sec. 501. EMPLOYEE SALARY COST OF LIVING ADJUSTMENT**
12 Dedicated Funds and Accounts Appropriation \$29,828,000

13 The appropriation in this section shall be expended solely for the
14 purposes designated in this section and is subject to the following
15 conditions and limitations:

16 (1) In addition to the purposes set forth in subsections (2) and
17 (3) of this section, the appropriation in this section is provided
18 solely for a 3.2% increase effective July 1, 2005, for all classified
19 employees and state employees under the personnel system reform act of
20 2002. Also included are employees in the Washington management
21 service, and exempt employees under the jurisdiction of the personnel
22 resources board or the director of personnel, as applicable.

23 (2) The appropriation is also sufficient to fund a 3.2% salary
24 increase effective July 1, 2005, for general government, legislative,
25 and judicial employees exempt from merit system rules whose maximum
26 salaries are not set by the commission on salaries for elected
27 officials.

28 (3) The appropriation in this section is provided for a 1.6% salary
29 increase effective September 1, 2006, until June 30, 2007, for all
30 classified employees and state employees under the personnel system
31 reform act of 2002. Also included are employees in the Washington
32 management service, and exempt employees under the jurisdiction of the
33 personnel resources board or the director of personnel, as applicable.
34 The appropriation is also sufficient to fund a 1.6% salary increase
35 effective September 1, 2006, until June 30, 2007, for general

1 government, legislative, and judicial employees exempt from merit
2 system rules whose maximum salaries are not set by the commission on
3 salaries for elected officials.

4 (4)(a) No salary increase may be paid under this section to any
5 person whose salary has been Y-rated pursuant to rules adopted by the
6 personnel resources board or the director of personnel, as applicable.

7 (b) The average salary increases paid under this section to agency
8 officials whose maximum salaries are established by the committee on
9 agency official salaries shall not exceed the average increases
10 provided under subsection (2) of this section.

11 (5) The office of financial management shall update agency
12 appropriations schedules to reflect the addition of the funding in this
13 section, as identified by agency and account in LEAP document "2005-07
14 Transportation Budget-Salary Adjustment Allocation" dated April 11,
15 2005.

16 **NEW SECTION. Sec. 502. COMPENSATION--INSURANCE BENEFITS**

17 Dedicated Funds and Accounts Appropriation \$11,515,000

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

20 (1)(a) The monthly employer funding rate for insurance benefit
21 premiums, public employees' benefits board administration, and the
22 uniform medical plan, shall not exceed \$663.00 per eligible employee
23 for fiscal year 2006. For fiscal year 2007 the monthly employer
24 funding rate shall not exceed \$744.00 per eligible represented employee
25 or \$618.00 per eligible non-represented employee.

26 (b) In order to achieve the level of funding provided for health
27 benefits, the public employees' benefits board shall require any or all
28 of the following: Employee premium co-payments, increases in
29 point-of-service cost sharing, the implementation of managed
30 competition, or other changes to benefits consistent with RCW
31 41.05.065.

32 (c) The health care authority shall deposit any moneys received on
33 behalf of the uniform medical plan as a result of rebates on
34 prescription drugs, audits of hospitals, subrogation payments, or any
35 other moneys recovered as a result of prior uniform medical plan claims
36 payments, into the public employees' and retirees' insurance account to

1 be used for insurance benefits. Such receipts shall not be used for
2 administrative expenditures.

3 (2) The office of financial management shall update agency
4 appropriations schedules to reflect the addition of the funding in this
5 section, as identified by agency and account in LEAP document "2005-07
6 Transportation Budget-Health Benefit Adjustment Allocation" dated April
7 11, 2005.

8 NEW SECTION. **Sec. 503. CONTRIBUTIONS TO RETIREMENT SYSTEMS**

9 Dedicated Funds and Accounts Appropriation (\$11,362,000)

10 The appropriation in this section is subject to the following
11 conditions and limitations: Funding in this section is provided solely
12 for funding agency savings in the cost of other compensation items
13 provided at the pension rates as set forth in House Bill No. 1043 and
14 House Bill No. 1044. The office of financial management shall update
15 agency appropriations schedules to reflect the addition of the funding
16 in this section, as identified by agency and account in OFM document
17 "2005-07 Transportation Budget-Pension Adjustment Allocation" dated
18 April 11, 2005.

19 NEW SECTION. **Sec. 504. CLASSIFICATION REVISIONS**

20 Dedicated Funds and Accounts Appropriation \$69,000

21 The appropriation in this section, or as much thereof as may be
22 necessary, shall be expended solely for the purposes designated in this
23 section and is subject to the following conditions and limitations:
24 Funding is provided for partial implementation of classification
25 consolidation and revisions under the personnel system reform act of
26 2002. Groups 2 and 3 of the department of personnel's initial class
27 consolidation plan are affected.

28 The office of financial management shall update agency
29 appropriations schedules to reflect the addition of the funding in this
30 section, as identified by agency and account in OFM document 2005-07-8Q
31 dated March 21, 2005.

32 NEW SECTION. **Sec. 505. SALARY SURVEY**

33 Dedicated Funds and Accounts Appropriation \$7,340,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation is provided for
3 implementing the department of personnel's 2002 salary survey for those
4 classifications identified as being more than 25 percent lower than the
5 market rate in the department of personnel's 2002 salary survey.

6 **IMPLEMENTING PROVISIONS**

7 NEW SECTION. **Sec. 601. INFORMATION SYSTEMS PROJECTS.** Agencies
8 shall comply with the following requirements regarding information
9 systems projects when specifically directed to do so by sections 101
10 through 604 of this act.

11 (1) Agency planning and decisions concerning information technology
12 shall be made in the context of its information technology portfolio.
13 "Information technology portfolio" means a strategic management
14 approach in which the relationships between agency missions and
15 information technology investments can be seen and understood, such
16 that: Technology efforts are linked to agency objectives and business
17 plans; the impact of new investments on existing infrastructure and
18 business functions are assessed and understood before implementation;
19 and agency activities are consistent with the development of an
20 integrated, nonduplicative statewide infrastructure.

21 (2) Agencies shall use their information technology portfolios in
22 making decisions on matters related to the following:

- 23 (a) System refurbishment, acquisitions, and development efforts;
- 24 (b) Setting goals and objectives for using information technology
25 in meeting legislatively-mandated missions and business needs;
- 26 (c) Assessment of overall information processing performance,
27 resources, and capabilities;
- 28 (d) Ensuring appropriate transfer of technological expertise for
29 the operation of any new systems developed using external resources;
30 and
- 31 (e) Progress toward enabling electronic access to public
32 information.

33 (3) Each project will be planned and designed to take optimal
34 advantage of Internet technologies and protocols. Agencies shall
35 ensure that the project is in compliance with the architecture,

1 infrastructure, principles, policies, and standards of digital
2 government as maintained by the information services board.

3 (4) The agency shall produce a feasibility study for information
4 technology projects at the direction of the information services board
5 and in accordance with published department of information services
6 policies and guidelines. At a minimum, such studies shall include a
7 statement of: (a) The purpose or impetus for change; (b) the business
8 value to the agency, including an examination and evaluation of
9 benefits, advantages, and cost; (c) a comprehensive risk assessment
10 based on the proposed project's impact on both citizens and state
11 operations, its visibility, and the consequences of doing nothing; (d)
12 the impact on agency and statewide information infrastructure; and (e)
13 the impact of the proposed enhancements to an agency's information
14 technology capabilities on meeting service delivery demands.

15 (5) The agency shall produce a comprehensive management plan for
16 each project. The plan or plans shall address all factors critical to
17 successful completion of each project. The plan(s) shall include, but
18 is not limited to, the following elements: A description of the
19 problem or opportunity that the information technology project is
20 intended to address; a statement of project objectives and assumptions;
21 a definition and schedule of phases, tasks, and activities to be
22 accomplished; and the estimated cost of each phase. The planning for
23 the phased approach shall be such that the business case justification
24 for a project needs to demonstrate how the project recovers cost or
25 adds measurable value or positive cost benefit to the agency's business
26 functions within each development cycle.

27 (6) The agency shall produce quality assurance plans for
28 information technology projects. Consistent with the direction of the
29 information services board and the published policies and guidelines of
30 the department of information services, the quality assurance plan
31 shall address all factors critical to successful completion of the
32 project and successful integration with the agency and state
33 information technology infrastructure. At a minimum, quality assurance
34 plans shall provide time and budget benchmarks against which project
35 progress can be measured, a specification of quality assurance
36 responsibilities, and a statement of reporting requirements. The
37 quality assurance plans shall set out the functionality requirements
38 for each phase of a project.

1 (7) A copy of each feasibility study, project management plan, and
2 quality assurance plan shall be provided to the department of
3 information services, the office of financial management, and
4 legislative fiscal committees. The plans and studies shall demonstrate
5 a sound business case that justifies the investment of taxpayer funds
6 on any new project, an assessment of the impact of the proposed system
7 on the existing information technology infrastructure, the disciplined
8 use of preventative measures to mitigate risk, and the leveraging of
9 private-sector expertise as needed. Authority to expend any funds for
10 individual information systems projects is conditioned on the approval
11 of the relevant feasibility study, project management plan, and quality
12 assurance plan by the department of information services and the office
13 of financial management.

14 (8) Quality assurance status reports shall be submitted to the
15 department of information services, the office of financial management,
16 and legislative fiscal committees at intervals specified in the
17 project's quality assurance plan.

18 NEW SECTION. **Sec. 602.** During the 2005-07 biennium, the director
19 of general administration, through the office of state procurement,
20 shall:

21 (1) In consultation with the state investment board and the state
22 treasurer's office, explore and implement strategies designed to reduce
23 the overall cost of fuel and mitigate the impact of market fluctuations
24 and pressure on both short-term and long-term fuel costs. The
25 department of general administration shall contract for these services.
26 These fuel cost mitigation strategies shall be made available to all
27 state agencies, institutions of higher education, and political
28 subdivisions that purchase fuel through the office of state
29 procurement. These strategies may include but are not limited to
30 futures contracts, swap transactions, option contracts, costless
31 collars, and long-term storage.

32 (2) Recommend a mechanism for funding these fuel cost mitigation
33 strategies that recognizes that the benefit accrues across state and
34 local governments. To pay for these services, the director may also
35 explore negotiated incentives with contracted providers.

36 (3) Report to the fiscal committees of the legislature each
37 December 15th regarding the types of contracts established to mitigate

1 fuel costs, the amounts of fuel covered by the contracts, and the cost
2 mitigation results. The reports shall also include recommendations for
3 improving or continuing the fuel cost mitigation program.

4 NEW SECTION. **Sec. 603.** The department of transportation may
5 transfer federal funds for state funds within the preservation and
6 improvement programs if funded projects are eligible to use additional
7 federal funds and the scope of the project is not increased. The
8 department shall not transfer funds as authorized under this subsection
9 without approval of the transportation commission and the director of
10 financial management. A report of the transfers will be submitted on
11 October 1st of each fiscal year to the senate and house of
12 representatives transportation committees.

13 NEW SECTION. **Sec. 604.** The transportation commission may
14 authorize a transfer of spending allocation within the appropriation
15 provided and between projects funded with transportation 2003 state
16 appropriations and transportation 2005 account--state appropriations to
17 manage project spending and efficiently deliver all projects in the
18 program under the following conditions and limitations:

19 (1) Transfers from a project may be made if the funds allocated to
20 the project are in excess of the amount needed to complete the project;

21 (2) Transfers from a project may be made if the project is
22 experiencing unavoidable expenditure delays;

23 (3) Transfers may be made between fund sources on projects that
24 contain both transportation 2003 state appropriations, transportation
25 2005 account appropriations, and other funds;

26 (4) Each transfer between projects may only occur if the commission
27 finds that any resulting change will not impact completing the projects
28 approved by the legislature; and

29 (5) Transfers may not occur to projects not identified on the list.

30 (6) A report of the transfers shall be submitted on October 1st of
31 each fiscal year to the senate and house of representatives
32 transportation committees.

33 NEW SECTION. **Sec. 605.** The department of transportation shall not
34 authorize, certify, or otherwise allow toll credits for any purpose
35 relating to passenger-only vessels not owned by the state.

1 account--state appropriations for fiscal year 2005 among programs after
2 approval by the director of financial management.

3 (3) The operating appropriations to the department of licensing in
4 this act shall be expended for the programs and in the amounts
5 specified in this act. However, after May 1, 2005, unless specifically
6 prohibited by this act, the department may transfer highway safety
7 account--state appropriations for fiscal year 2005 among programs after
8 approval by the director of financial management.

9 (4) The operating appropriations to the Washington state patrol in
10 this act shall be expended for the programs and in the amounts
11 specified in this act. However, after May 1, 2005, unless specifically
12 prohibited by this act, the department may transfer state patrol
13 highway account--state appropriations for fiscal year 2005 among
14 programs after approval by the director of financial management.

15 **Sec. 702.** 2004 c 229 s 207 (uncodified) is amended to read as
16 follows:

17 **FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU**

18 State Patrol Highway Account--State Appropriation	((\$69,799,000))
19	<u>\$70,951,000</u>
20 State Patrol Highway Account--Private/Local	
21 Appropriation	\$1,290,000
22 TOTAL APPROPRIATION	((\$71,089,000))
23	<u>\$72,241,000</u>

24 The appropriations in this section are subject to the following
25 conditions and limitations: Under the direction of the legislative
26 auditor, the patrol shall update the pursuit vehicle life-cycle cost
27 model developed in the 1998 Washington state patrol performance audit
28 (JLARC Report 99-4). The patrol shall utilize the updated model as a
29 basis for determining maintenance and other cost impacts resulting from
30 the increase to pursuit vehicle mileage above 110 thousand miles in the
31 2003-05 biennium. The patrol shall submit a report, that includes
32 identified cost impacts, to the transportation committees of the senate
33 and house of representatives by December 31, 2003.

34
35 **Sec. 703.** 2004 c 229 s 208 (uncodified) is amended to read as
36 follows:

1 applicant's record. The authority to expend funds provided under this
2 subsection is subject to compliance with the provisions under section
3 504 of this act. If Third Substitute Senate Bill No. 5412 is not
4 enacted by June 30, 2004, the amount provided in this subsection shall
5 lapse.

6 **Sec. 705.** 2004 c 229 s 211 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES**

9	Motorcycle Safety Education Account--State Appropriation .	\$2,576,000
10	Highway Safety Account--State Appropriation	((\$87,259,000))
11		<u>\$87,123,000</u>
12	Highway Safety Account--Federal Appropriation	\$318,000
13	Highway Safety Account--Local Appropriation	\$67,000
14	TOTAL APPROPRIATION	((\$90,220,000))
15		<u>\$90,084,000</u>

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

18 (1) \$178,000 of the highway safety account--state appropriation is
19 provided solely for two temporary collision processing FTEs to
20 eliminate the backlog of collision reports. The department shall
21 report, informally, to the house of representatives and senate
22 transportation committees quarterly, beginning October 1, 2003, on the
23 progress made in eliminating the backlog.

24 (2) \$369,000 of the highway safety account--state appropriation is
25 provided solely to implement Engrossed Substitute Senate Bill No. 5428
26 or House Bill No. 1681. Within the amount provided in this subsection,
27 the department is authorized to accept applications for driver's
28 license and identicard renewals via the mail or internet. If Engrossed
29 Substitute Senate Bill No. 5428 or House Bill No. 1681 is not enacted
30 by June 30, 2004, the amount provided in this subsection shall lapse.

31 (3) \$282,000 of the highway safety account--state appropriation is
32 provided solely for the implementation of Third Substitute Senate Bill
33 No. 5412. Within the amount provided, the department of licensing
34 shall prepare to implement a "one-to-one" biometric matching system
35 that compares the biometric identifier submitted to the individual
36 applicant's record. The authority to expend funds provided under this
37 subsection is subject to compliance with the provisions under section

1 504 of this act. If Third Substitute Senate Bill No. 5412 is not
2 enacted by June 30, 2004, the amount provided in this subsection shall
3 lapse.

4 (4) \$354,000 of the highway safety account--state appropriation is
5 provided solely for the implementation of Substitute House Bill No.
6 2532. If Substitute House Bill No. 2532 is not enacted by June 30,
7 2004, the amount provided in this subsection shall lapse.

8 (5) \$538,000 of the highway safety account--state appropriation is
9 provided solely for the implementation of Substitute House Bill No.
10 2660. If Substitute House Bill No. 2660 is not enacted by June 30,
11 2004, the amount provided in this subsection shall lapse.

12 **Sec. 706.** 2004 c 229 s 212 (uncodified) is amended to read as
13 follows:

14 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**
15 **C**

16	Motor Vehicle Account--State Appropriation	((\$56,236,000))
17		<u>\$53,522,000</u>
18	Motor Vehicle Account--Federal Appropriation	((\$5,163,000))
19		<u>\$6,654,000</u>
20	Puget Sound Ferry Operations Account--State	
21	Appropriation	\$7,038,000
22	Multimodal Transportation Account--State Appropriation . . .	\$363,000
23	TOTAL APPROPRIATION	((\$68,800,000))
24		<u>\$67,577,000</u>

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

27 (1) \$850,000 of the motor vehicle account--state appropriation is
28 provided for the continued maintenance and support of the
29 transportation executive information system (TEIS). The TEIS shall be
30 enhanced during the 2004 interim to shift towards a monitoring and
31 reporting system capable of tracking and reporting on major project
32 milestones and measurements. The department shall work with the
33 legislature to identify and define meaningful milestones and measures
34 to be used in monitoring the scope, schedule, and cost of projects.

35 (2)(a) \$2,959,000 of the motor vehicle account--state appropriation
36 and \$2,963,000 of the motor vehicle account--federal appropriation are
37 provided solely for implementation of a new revenue collection system,

1 including the integration of the regional fare coordination system
2 (smart card), at the Washington state ferries. By December 1st of each
3 year, an annual update must be provided to the legislative
4 transportation committee concerning the status of implementing and
5 completing this project.

6 (b) \$200,000 of the Puget Sound ferry operation account--state
7 appropriation is provided solely for implementation of the smart card
8 program.

9 (3) The department shall contract with the department of
10 information services to conduct a survey that identifies possible
11 opportunities and benefits associated with siting and use of technology
12 and wireless facilities located on state right of way authorized by RCW
13 47.60.140. The department shall submit a report regarding the survey
14 to the appropriate legislative committees by December 1, 2004.

15 **Sec. 707.** 2004 c 229 s 213 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--FACILITY MAINTENANCE, OPERATIONS**
18 **AND CONSTRUCTION--PROGRAM D--OPERATING**
19 Motor Vehicle Account--State Appropriation (~~(\$30,981,000)~~)
20 \$30,515,000

21 **Sec. 708.** 2004 c 229 s 215 (uncodified) is amended to read as
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**
24 **SUPPORT--PROGRAM H**
25 Motor Vehicle Account--State Appropriation (~~(\$49,056,000)~~)
26 \$48,056,000
27 Motor Vehicle Account--Federal Appropriation \$400,000
28 TOTAL APPROPRIATION (~~(\$49,456,000)~~)
29 \$48,456,000

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

32 (1) (~~(\$14,310,000)~~) \$13,985,000 of the motor vehicle account--state
33 appropriation is provided solely for the staffing, activities, and
34 overhead of the department's environmental affairs office. This
35 funding is provided in lieu of funding provided in sections 305 and 306
36 of this act.

1 (2) \$3,100,000 of the motor vehicle account--state appropriation is
2 provided solely for the staffing and activities of the transportation
3 permit efficiency and accountability committee. The committee shall
4 develop a model national environmental policy act (NEPA) tribal
5 consultation process for federal transportation aid projects related to
6 the preservation of cultural, historic, and environmental resources.
7 The process shall ensure that Tribal participation in the NEPA
8 consultation process is conducted pursuant to treaty rights, federal
9 law, and state statutes, consistent with their expectations for
10 protection of such resources.

11 (3) \$300,000 of the motor vehicle account--state appropriation is
12 provided to the department in accordance with RCW 46.68.110(2) and
13 46.68.120(3) and shall be used by the department solely for the
14 purposes of providing contract services to the association of
15 Washington cities and Washington state association of counties to
16 implement section 2(3)(c), (5), and (6), chapter 8 (ESB 5279), Laws of
17 2003 for activities of the transportation permit efficiency and
18 accountability committee.

19 **Sec. 709.** 2003 c 360 s 218 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K**
22 Motor Vehicle Account--State Appropriation (~~(\$1,011,000)~~)
23 \$996,000

24 **Sec. 710.** 2004 c 229 s 218 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
27 **OPERATING**
28 Motor Vehicle Account--State Appropriation (~~(\$38,924,000)~~)
29 \$38,338,000
30 Motor Vehicle Account--Private/Local Appropriation \$125,000
31 TOTAL APPROPRIATION (~~(\$39,049,000)~~)
32 \$38,463,000

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

35 (1) A maximum of \$8,800,000 of the motor vehicle account--state
36 appropriation may be expended for the incident response program,

1 including the service patrols. The department and the Washington state
2 patrol shall continue to consult and coordinate with private sector
3 partners, such as towing companies, media, auto, insurance and trucking
4 associations, and the legislative transportation committees to ensure
5 that limited state resources are used most effectively. No funds shall
6 be used to purchase tow trucks.

7 (2) \$4,400,000 of the motor vehicle account--state appropriation is
8 provided solely for low-cost enhancements. The department shall give
9 priority to low-cost enhancement projects that improve safety or
10 provide congestion relief. The department shall prioritize low-cost
11 enhancement projects on a statewide rather than regional basis.

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

15 (4) The appropriation authority under this section includes
16 spending authority to administer the motorist information sign panel
17 program. The department shall establish the annual fees charged for
18 these services so that all costs to administer this program are
19 recovered; in no event, however, shall the department charge more than:

- 20 (a) \$1,000 per business per location on freeways and expressways
21 with average daily trips greater than 80,000;
- 22 (b) \$750 per business per location on freeways and expressways with
23 average daily trips less than 80,000; and
- 24 (c) \$400 per business per location on conventional highways.

25 **Sec. 711.** 2004 c 229 s 219 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
28 **SUPPORT--PROGRAM S**

29 Motor Vehicle Account--State Appropriation	((\$24,579,000))
30	<u>\$24,079,000</u>
31 Motor Vehicle Account--Federal Appropriation	\$636,000
32 Puget Sound Ferry Operations Account--State Appropriation .	\$1,093,000
33 Multimodal Transportation Account--State Appropriation . . .	\$973,000
34 TOTAL APPROPRIATION	((\$27,281,000))
35	<u>\$26,781,000</u>

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

1 (1) \$627,000 of the motor vehicle account--state appropriation is
2 provided solely for the implementation of Substitute Senate Bill No.
3 5248. If Substitute Senate Bill No. 5248 is not enacted by June 30,
4 2003, the amount provided in this subsection shall lapse. The agency
5 may transfer between programs funds provided in this subsection.

6 (2) The department shall transfer at no cost to the Washington
7 state patrol the title to the Walla Walla colocation facility.

8 **Sec. 712.** 2004 c 229 s 220 (uncodified) is amended to read as
9 follows:

10 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**
11 **AND RESEARCH--PROGRAM T**

12	Motor Vehicle Account--State Appropriation	((\$29,494,000))
13		<u>\$24,694,000</u>
14	Motor Vehicle Account--Federal Appropriation	\$14,814,000
15	Multimodal Transportation Account--State	
16	Appropriation	\$1,521,000
17	Multimodal Transportation Account--Federal Appropriation .	\$2,000,000
18	TOTAL APPROPRIATION	((\$47,829,000))
19		<u>\$43,029,000</u>

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

22 (1) \$3,800,000 of the motor vehicle account--state appropriation is
23 provided solely for a study of regional congestion relief solutions for
24 Puget Sound (including state route 169), Spokane, and Vancouver. The
25 study must include proposals to alleviate congestion consistent with
26 population and land use expectations under the growth management act,
27 and must include measurement of all modes of transportation.

28 (2) \$2,000,000 of the motor vehicle account--state appropriation is
29 provided solely for additional assistance to support regional
30 transportation planning organizations and long-range transportation
31 planning efforts. As a condition of receiving this support, a regional
32 transportation planning organization containing any county with a
33 population in excess of one million shall provide voting membership on
34 its executive board to any incorporated principal city of a
35 metropolitan statistical area within the region, as designated by the
36 United States census bureau.

1 (3) (~~(\$3,000,000)~~) \$1,200,000 of the motor vehicle account--state
2 appropriation is provided solely for the costs of the regional
3 transportation investment district (RTID) election and department of
4 transportation project oversight. These funds are provided as a loan
5 to the RTID and shall be repaid to the state motor vehicle account
6 within one year following the certification of the election results
7 related to the RTID.

8 (4) \$650,000 of the motor vehicle account--state appropriation is
9 provided to the department in accordance with RCW 46.68.110(2) and
10 46.68.120(3) and shall be used by the department to support the
11 processing and analysis of the backlog of city and county collision
12 reports.

13 (5) The department shall contribute to the report required in
14 section 208(1) of this act in the form of an analysis of the cost
15 impacts incurred by the department as the result of the policy
16 implemented in section 208(1) of this act. The analysis shall contrast
17 overtime costs charged by the patrol prior to July 1, 2003, with
18 contract costs for similar services after July 1, 2003.

19 (6) \$60,000 of the distribution under RCW 46.68.110(2) and
20 46.68.120(3) is provided solely to the department for the Washington
21 strategic freight transportation analysis.

22 (7) \$500,000 of the multimodal transportation account--state
23 appropriation is provided solely for contracting with the department of
24 natural resources to develop data systems for state submerged lands
25 that can be shared with other governmental agencies and that can
26 support the state vision for ecoregional planning. The data to be
27 shared shall include, but not limited to, tabular and geospatial data
28 describing public land ownership, distributions of native plants,
29 marine and aquatic species and their habitats, physical attributes,
30 aquatic ecosystems, and specially designated conservation or
31 environmentally sensitive areas.

32 **Sec. 713.** 2004 c 229 s 222 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM V**
35 Multimodal Transportation Account--State

36 Appropriation (~~(\$47,057,000)~~)
37 \$46,757,000

1	Multimodal Transportation Account--Federal Appropriation .	\$2,574,000
2	Multimodal Transportation Account--Private/Local	
3	Appropriation	\$155,000
4	TOTAL APPROPRIATION	((\$49,786,000))
5		<u>\$49,486,000</u>

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

8 (1) \$18,000,000 of the multimodal transportation account--state
9 appropriation is provided solely for a grant program for special needs
10 transportation provided by transit agencies and nonprofit providers of
11 transportation.

12 (a) \$4,000,000 of the amount provided in this subsection is
13 provided solely for grants to nonprofit providers of special needs
14 transportation. Grants for nonprofit providers shall be based on need,
15 including the availability of other providers of service in the area,
16 efforts to coordinate trips among providers and riders, and the cost
17 effectiveness of trips provided.

18 (b) \$14,000,000 of the amount provided in this subsection is
19 provided solely for grants to transit agencies to transport persons
20 with special transportation needs. To receive a grant, the transit
21 agency must have a maintenance of effort for special needs
22 transportation that is no less than the previous year's maintenance of
23 effort for special needs transportation. Grants for transit agencies
24 shall be prorated based on the amount expended for demand response
25 service and route deviated service in calendar year 2001 as reported in
26 the "Summary of Public Transportation - 2001" published by the
27 department of transportation. No transit agency may receive more than
28 thirty percent of these distributions.

29 (2) \$1,500,000 of the multimodal transportation account--state
30 appropriation is provided solely for grants to implement section 9 of
31 Engrossed Substitute House Bill No. 2228.

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

34 (a) \$6,000,000 of the multimodal transportation account--state
35 appropriation is provided solely for grants for those transit systems
36 serving small cities and rural areas as identified in the Summary of
37 Public Transportation - 2001 published by the department of

1 transportation. Noncompetitive grants must be distributed to the
2 transit systems serving small cities and rural areas in a manner
3 similar to past disparity equalization programs.

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

8 (4) \$4,000,000 of the multimodal transportation account--state
9 appropriation is provided solely for a vanpool grant program for: (a)
10 Public transit agencies to add vanpools; and (b) incentives for
11 employers to increase employee vanpool use. The grant program for
12 public transit agencies will cover capital costs only; no operating
13 costs for public transit agencies are eligible for funding under this
14 grant program. No additional employees may be hired for the vanpool
15 grant program, and supplanting of transit funds currently funding
16 vanpools is not allowed. Additional criteria for selecting grants will
17 include leveraging funds other than state funds. The commute trip
18 reduction task force shall determine the cost effectiveness of the
19 grants, including vanpool system coordination, regarding the use of the
20 funds.

21 (5) \$100,000 of the multimodal transportation account--state
22 appropriation is provided solely for the commute trip reduction program
23 for Benton county.

24 (6) \$3,000,000 of the multimodal transportation account--state
25 appropriation is provided to the city of Seattle for the Seattle
26 streetcar project on South Lake Union.

27 (7) \$500,000 of the multimodal transportation account--state
28 appropriation is provided solely to King county as a state match to
29 obtain federal funding for a car sharing program.

30 **Sec. 714.** 2004 c 229 s 223 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**

33 Puget Sound Ferry Operations Account--State	
34 Appropriation	((\$312,490,000))
35	<u>\$324,058,000</u>
36 Multimodal Transportation Account--State	
37 Appropriation	\$5,120,000

1 TOTAL APPROPRIATION ((~~\$317,610,000~~))
2 \$329,178,000

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

5 (1) The appropriation is based on the budgeted expenditure of
6 ((~~\$35,348,000~~)) \$46,676,000 for vessel operating fuel in the 2003-2005
7 biennium. If the actual cost of fuel is less than this budgeted
8 amount, the excess amount may not be expended. If the actual cost
9 exceeds this amount, the department shall request a supplemental
10 appropriation.

11 (2) The appropriation provides for the compensation of ferry
12 employees. The expenditures for compensation paid to ferry employees
13 during the 2003-2005 biennium may not exceed \$208,935,700, plus a
14 dollar amount, as prescribed by the office of financial management,
15 that is equal to any insurance benefit increase granted general
16 government employees in excess of \$495.30 a month annualized per
17 eligible marine employee multiplied by the number of eligible marine
18 employees for fiscal year 2004 and \$567.67 a month annualized per
19 eligible marine employee multiplied by the number of eligible marine
20 employees for fiscal year 2005, a dollar amount as prescribed by the
21 office of financial management for costs associated with pension
22 amortization charges, and a dollar amount prescribed by the office of
23 financial management for salary increases during the 2003-2005
24 biennium. For the purposes of this section, the expenditures for
25 compensation paid to ferry employees shall be limited to salaries and
26 wages and employee benefits as defined in the office of financial
27 management's policies, regulations, and procedures named under objects
28 of expenditure "A" and "B" (7.2.6.2).

29 The prescribed salary increase or decrease dollar amount that shall
30 be allocated from the governor's compensation appropriations is in
31 addition to the appropriation contained in this section and may be used
32 to increase or decrease compensation costs, effective July 1, 2003, and
33 thereafter, as established in the 2003-2005 general fund operating
34 budget.

35 (3) \$4,234,000 of the multimodal transportation account--state
36 appropriation and \$800,000 of the Puget Sound ferry operations
37 account--state appropriation are provided solely for operating costs
38 associated with the Vashon to Seattle passenger-only ferry. The

1 Washington state ferries will develop a plan to increase passenger-only
2 farebox recovery to at least forty percent by July 1, 2003, with an
3 additional goal of eighty percent, through increased fares, lower
4 operation costs, and other cost-saving measures as appropriate. In
5 order to implement the plan, ferry system management is authorized to
6 negotiate changes in work hours (requirements for split shift work),
7 but only with respect to operating passenger-only ferry service, to be
8 included in a collective bargaining agreement in effect during the
9 2003-05 biennium that differs from provisions regarding work hours in
10 the prior collective bargaining agreement. The department must report
11 to the transportation committees of the legislature by December 1,
12 2003.

13 (4) \$984,000 of the Puget Sound ferry operations account--state
14 appropriation is provided solely for ferry security operations
15 necessary to comply with the ferry security plan submitted by the
16 Washington state ferry system to the United States coast guard. The
17 department shall track security costs and expenditures. Ferry security
18 operations costs shall not be included as part of the operational costs
19 that are used to calculate farebox recovery.

20 (5) \$866,000 of the multimodal transportation account--state
21 appropriation and \$200,000 of the Puget Sound ferry operations
22 account--state appropriation are provided solely for operating costs
23 associated with the Bremerton to Seattle passenger-only ferry service
24 for thirteen weeks.

25 (6) The department shall study the potential for private or public
26 partners, including but not limited to King county, to provide
27 passenger-only ferry service from Vashon to Seattle. The department
28 shall report to the legislative transportation committees by December
29 31, 2003.

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

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

36 (9) The Washington state ferries shall work with the department of
37 general administration, office of state procurement to improve the
38 existing fuel procurement process and solicit, identify, and evaluate,

1 purchasing alternatives to reduce the overall cost of fuel and mitigate
2 the impact of market fluctuations and pressure on both short- and long-
3 term fuel costs. Consideration shall include, but not be limited to,
4 long-term fuel contracts, partnering with other public entities, and
5 possibilities for fuel storage in evaluating strategies and options.
6 The department shall report back to the transportation committees of
7 the legislature by December 1, 2003, on the options, strategies, and
8 recommendations for managing fuel purchases and costs.

9 (10) The department must provide a separate accounting of
10 passenger-only ferry service costs and auto ferry service costs, and
11 must provide periodic reporting to the legislature on the financial
12 status of both passenger-only and auto ferry service in Washington
13 state.

14 (11) The Washington state ferries must work with the department's
15 information technology division to implement a new revenue collection
16 system, including the integration of the regional fare coordination
17 system (smart card). Each December, annual updates are to be provided
18 to the transportation committees of the legislature concerning the
19 status of implementing and completing this project, with updates
20 concluding the first December after full project implementation.

21 (12) The Washington state ferries shall evaluate the benefits and
22 costs of selling the depreciation rights to ferries purchased by the
23 state in the future through sale and lease-back agreements, as
24 permitted under RCW 47.60.010. The department is authorized to issue
25 a request for proposal to solicit proposals from potential buyers. The
26 department must report to the transportation committees of the
27 legislature by December 1, 2004, on the options, strategies, and
28 recommendations for sale/lease-back agreements on existing ferry boats
29 as well as future ferry boat purchases.

30 **Sec. 715.** 2004 c 229 s 224 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING**
33 Multimodal Transportation Account--State
34 Appropriation ((\$34,118,000))
35 \$33,488,000

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

1 (1) (~~(\$29,961,000)~~) \$29,331,000 of the multimodal transportation
2 account--state appropriation is provided solely for the Amtrak service
3 contract and Talgo maintenance contract associated with providing and
4 maintaining the state-supported passenger rail service.

5 (2) No Amtrak Cascade runs may be eliminated.

6 (3) The department is directed to explore scheduling changes that
7 will reduce the delay in Seattle when traveling from Portland to
8 Vancouver B.C.

9 (4) The department is directed to explore opportunities with
10 British Columbia (B.C.) concerning the possibility of leasing an
11 existing Talgo trainset to B.C. during the day for a commuter run when
12 the Talgo is not in use during the Bellingham layover.

13 **Sec. 716.** 2004 c 229 s 225 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
16 **OPERATING**

17 Motor Vehicle Account--State Appropriation	((\$7,067,000))
	<u>\$6,957,000</u>
19 Motor Vehicle Account--Federal Appropriation	\$2,569,000
20 TOTAL APPROPRIATION	((\$9,636,000))
	<u>\$9,526,000</u>

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

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

29 (2) \$300,000 of the motor vehicle account--state appropriation is
30 provided in accordance with RCW 46.68.110(2) and 46.68.120(3) solely to
31 fund a study of the threats posed by flooding to the state and other
32 infrastructure near the Interstate 5 crossing of the Skagit River.
33 This funding is contingent on the receipt of federal matching funds.

34 **TRANSFERS AND DISTRIBUTIONS**

1 TOTAL APPROPRIATION ((~~\$2,244,000~~))
2 \$1,444,000

3 **Sec. 803.** 2004 c 229 s 404 (uncodified) is amended to read as
4 follows:

5 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**

6 Motor Vehicle Account Appropriation for
7 motor vehicle fuel tax distributions to
8 cities and counties ((~~\$440,228,000~~))
9 \$435,265,950

10 Motor Vehicle Account--State Appropriation:
11 For license permit and fee distributions to cities
12 and counties ((~~\$13,119,000~~))
13 \$0

14 **Sec. 804.** 2004 c 229 s 405 (uncodified) is amended to read as
15 follows:

16 **FOR THE STATE TREASURER--TRANSFERS**

17 (1) State Patrol Highway Account--State
18 Appropriation: For transfer to the Motor
19 Vehicle Account ((~~\$20,000,000~~))
20 \$4,000,000

21 (2) Motor Vehicle Account--State
22 Appropriation: For motor vehicle fuel tax
23 refunds and transfers ((~~\$770,347,000~~))
24 \$752,823,000

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

28 (4) Transfer from the Motor Vehicle Account--
29 State Appropriation to the Puget Sound ferry
30 operations account \$5,000,000
31

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

35 **Sec. 805.** 2004 c 229 s 406 (uncodified) is amended to read as
36 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS**
2 (1) Motor Vehicle Account--State Appropriation:
3 For transfer to Puget Sound Ferry Operations
4 Account ((~~\$21,757,000~~))
5 \$26,757,000
6 (2) RV Account--State Appropriation:
7 For transfer to the Motor Vehicle Account--State \$1,954,000
8 (3) Motor Vehicle Account--State Appropriation:
9 For transfer to Puget Sound Capital Construction
10 Account \$61,287,000
11 (4) Puget Sound Ferry Operations Account--State
12 Appropriation: For transfer to Puget Sound Capital
13 Construction Account \$22,000,000
14 (5) Transportation Equipment Fund--State
15 Appropriation: For transfer to the Motor Vehicle
16 Account--State \$5,000,000
17 (6) Advanced Right-of-Way Revolving Account--
18 State Appropriation: For transfer to the Motor
19 Vehicle Account--State \$3,000,000

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

22 (a) The department of transportation shall only transfer funds in
23 subsections (2) and (3) of this section up to the level provided, on an
24 as-needed basis.

25 (b) The department of transportation shall transfer funds in
26 subsection (4) of this section up to the amount identified, provided
27 that a minimum balance of \$5,000,000 is retained in the Puget Sound
28 ferry operations account.

29 (c) The amount identified in subsection (4) of this section may not
30 include any revenues collected as passenger fares.

31 **MISCELLANEOUS**

32 NEW SECTION. **Sec. 901.** If any provision of this act or its
33 application to any person or circumstance is held invalid, the
34 remainder of the act or the application of the provision to other
35 persons or circumstances is not affected.

1 NEW SECTION. **Sec. 902.** This act is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions, and takes effect
4 immediately.

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