

ESHB 1094 - S COMM AMD
By Committee on Transportation

ADOPTED AND ENGROSSED 3/31/07

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

3 **"2007-09 BIENNIUM**

4 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
5 is hereby adopted and, subject to the provisions set forth, the several
6 amounts specified, or as much thereof as may be necessary to accomplish
7 the purposes designated, are hereby appropriated from the several
8 accounts and funds named to the designated state agencies and offices
9 for employee compensation and other expenses, for capital projects, and
10 for other specified purposes, including the payment of any final
11 judgments arising out of such activities, for the period ending June
12 30, 2009.

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

15 (a) "Fiscal year 2008" or "FY 2008" means the fiscal year ending
16 June 30, 2008.

17 (b) "Fiscal year 2009" or "FY 2009" means the fiscal year ending
18 June 30, 2009.

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

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

22 (e) "Provided solely" means the specified amount may be spent only
23 for the specified purpose. Unless otherwise specifically authorized in
24 this act, any portion of an amount provided solely for a specified
25 purpose which is not expended subject to the specified conditions and
26 limitations to fulfill the specified purpose shall lapse.

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

1 (g) "LEAP" means the legislative evaluation and accountability
2 program committee.

3 **GENERAL GOVERNMENT AGENCIES--OPERATING**

4 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
5 **COMMISSION**

6 Grade Crossing Protective Account--State Appropriation . . . \$505,000

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

12 NEW SECTION. **Sec. 102. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

13 Motor Vehicle Account--State Appropriation \$3,054,000

14 Puget Sound Ferry Operations Account--State
15 Appropriation \$100,000

16 TOTAL APPROPRIATION \$3,154,000

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

19 (1) \$2,545,000 of the motor vehicle account--state appropriation is
20 provided solely for the office of regulatory assistance integrated
21 permitting project.

22 (2) \$75,000 of the motor vehicle account state appropriation is to
23 address transportation budget and reporting requirements.

24 NEW SECTION. **Sec. 103. FOR THE MARINE EMPLOYEES COMMISSION**

25 Puget Sound Ferry Operations Account--State
26 Appropriation \$422,000

27 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**
28 **COMMISSION**

29 Motor Vehicle Account--State Appropriation \$985,000

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

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

Highway Safety Account--State Appropriation	\$2,613,000
Highway Safety Account--Federal Appropriation	\$15,884,000
School Zone Safety Account--State Appropriation	\$3,300,000
TOTAL APPROPRIATION	\$21,797,000

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

Rural Arterial Trust Account--State Appropriation	\$907,000
Motor Vehicle Account--State Appropriation	\$2,077,000
County Arterial Preservation Account--State Appropriation	\$1,402,000
TOTAL APPROPRIATION	\$4,386,000

The appropriations in this section are subject to the following conditions and limitations: \$481,000 of the county arterial preservation account--state appropriation is provided solely for continued development and implementation of a maintenance management system to manage county transportation assets.

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

Urban Arterial Trust Account--State Appropriation	\$1,796,000
Transportation Improvement Account--State Appropriation	\$1,798,000
TOTAL APPROPRIATION	\$3,594,000

NEW SECTION. **Sec. 204. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

Pilotage Account--State Appropriation	\$1,157,000
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NEW SECTION. **Sec. 205. FOR THE JOINT TRANSPORTATION COMMITTEE**

Motor Vehicle Account--State Appropriation	\$2,853,000
Multimodal Transportation Account--State Appropriation	\$1,650,000
TOTAL APPROPRIATION	\$4,503,000

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

- (1) \$600,000 of the motor vehicle account--state appropriation is provided solely to establish a workgroup to implement Engrossed Substitute Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358 (regarding state ferries) and look at other matters relating to

1 Washington state ferries. The cochairs of the committee shall
2 establish the workgroup comprising committee members, or their
3 designees; an appointee by the governor; and other stakeholders as
4 appointed by the cochairs; to assist in the committee's work. The
5 workgroup shall report the progress of its tasks to the transportation
6 committees of the legislature by December 15, 2007. The workgroup is
7 tasked with the following:

8 (a) Implementing the recommendations of Engrossed Substitute Senate
9 Bill No. 6127 or Engrossed Substitute House Bill No. 2358 (regarding
10 state ferries). As directed by Engrossed Substitute Senate Bill No.
11 6127 or Engrossed Substitute House Bill No. 2358, the committee
12 workgroup shall participate in and provide a review of the following:

13 (i) The Washington transportation commission's development and
14 interpretation of a market survey of ferry customers;

15 (ii) The department of transportation's analysis and
16 reestablishment of vehicle level of service standards. In
17 reestablishing the standards, consideration must be given to whether
18 boat wait is the appropriate measure;

19 (iii) The department's development of operational strategies;

20 (iv) The department's development of pricing strategies. In
21 developing these strategies, the policy, in effect on some routes, of
22 collecting fares in only one direction must be evaluated to determine
23 whether one-way fare pricing best serves the ferry system;

24 (v) The department's development of terminal design standards; and

25 (vi) The department's development of a long-range capital plan;

26 (b) Reviewing the following Washington state ferry programs:

27 (i) Ridership demand forecast;

28 (ii) Updated life cycle cost model, as directed by Engrossed
29 Substitute Senate Bill No. 6127 or Engrossed Substitute House Bill No.
30 2358; and

31 (iii) Administrative operating costs; nonlabor and nonfuel
32 operating costs; Eagle Harbor maintenance facility program and
33 maintenance costs; administrative and systemwide capital costs; and
34 vessel preservation costs; and

35 (c) Making recommendations regarding:

36 (i) The most efficient timing and sizing of future vessel
37 acquisitions beyond those currently authorized by the legislature.
38 Vessel acquisition recommendations must be based on the ridership

1 projections, level of service standards, and operational and pricing
2 strategies reviewed by the committee and must include the impact of
3 those recommendations on the timing and size of terminal capital
4 investments and the state ferries' long range operating and capital
5 finance plans; and

6 (ii) Capital financing strategies for consideration in the 2009
7 legislative session. This work must include confirming the
8 department's estimate of future capital requirements based on a long
9 range capital plan and must include the department's project of
10 developing a plan for codevelopment and public private partnership
11 opportunities at public ferry terminals.

12 (2) \$50,000 of the motor vehicle account--state appropriation is
13 provided solely to contract with the joint legislative audit and review
14 committee to:

15 (a) Review the Washington state ferries' proposed capital cost
16 allocation plan methodology, as described in Engrossed Substitute
17 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358, and
18 report regarding its review to the legislature not later than January,
19 2008.

20 (b) Review the Washington state ferries' assignment of preservation
21 costs as required by Engrossed Substitute Senate Bill No. 6127 or
22 Engrossed Substitute House Bill No. 2358, for fiscal year 2008, to
23 determine whether costs are capital costs and whether they meet the
24 statutory requirements for preservation activities, and report its
25 findings to the legislature not later than December 15, 2009.

26 (c) Review the Washington state ferries' implementation of the life
27 cycle cost model, as required by Engrossed Substitute Senate Bill No.
28 6127 or Engrossed Substitute House Bill No. 2358, and report to the
29 legislature not later than June 30, 2009, on whether the model:

30 (i) Complies with available industry standards or
31 department-adopted standards when industry standards are not available;

32 (ii) Is maintained and updated when asset inspections are made;

33 (iii) Excludes utilities and other systems that are not replaced on
34 a standard life cycle; and

35 (iv) Provides that all assets in the life-cycle cost model are
36 inspected and updated for asset condition at least every three years.

37 (3) \$250,000 of the motor vehicle account--state appropriation and
38 \$250,000 of the multimodal transportation account--state appropriation

1 are provided solely for the administration of a consultant study to
2 evaluate the imposition of a fee on the processing of shipping
3 containers, port-related user fees, and other funding mechanisms to
4 improve freight corridors for deposit in the freight congestion relief
5 account created under chapter 46.68 RCW. The findings and
6 recommendations of the report must be submitted to the transportation
7 committees of the legislature by December 1, 2007. Although the scope
8 of work for the study may be expanded to include analysis of other
9 issues relevant to the imposition of container port-related user fees,
10 at a minimum the study must:

11 (a) Assess the imposition of a shipping container based fee,
12 port-related user fees, and other funding mechanisms on the demand
13 elasticity of the movement of freight goods through Washington's
14 container ports at various rates as well as forecast diversion of
15 marine cargo at various price points;

16 (b) Measure the return on investment in freight rail and
17 highway-based infrastructure supported by the user fee and its impact
18 on forecast growth in shipping container traffic and the movement of
19 freight goods;

20 (c) Recommend the structure of a future project recommendation body
21 including its membership, process, and selection criteria; and

22 (d) Examine existing data on the health and environmental cost
23 impacts of maritime shipping and the movement of freight goods on air
24 quality near Washington's container ports.

25 (4) \$300,000 of the multimodal transportation account--state
26 appropriation is provided solely to implement Substitute House Bill No.
27 1694 (coordinated transportation). If Substitute House Bill No. 1694
28 is not enacted by June 30, 2007, the amount provided in this subsection
29 shall lapse.

30 (5) \$100,000 of the multimodal transportation account--state
31 appropriation is provided solely for a study of the consolidation of
32 those transportation related functions, currently delegated to the
33 utilities and transportation commission, within other state agencies,
34 which the committee shall report to the legislature by December 15,
35 2007.

36 NEW SECTION. **Sec. 206. FOR THE TRANSPORTATION COMMISSION**
37 Motor Vehicle Account--State Appropriation \$2,177,000

1 Multimodal Transportation Account--State Appropriation . . . \$262,000
2 TOTAL APPROPRIATION \$2,439,000

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

5 (1) \$350,000 of the motor vehicle account--state appropriation is
6 provided solely for the commission to conduct a market survey of ferry
7 customers as described in Engrossed Substitute Senate Bill No. 6127 or
8 Engrossed Substitute House Bill No. 2358. Development and
9 interpretation of the survey must be done with participation of the
10 joint transportation committee workgroup established in section 205(1)
11 of this act.

12 (2) \$150,000 of the multimodal transportation account--state
13 appropriation is provided solely for the commission to convene a forum
14 of key transportation and environmental stakeholders to identify ways
15 in which the state can directly impact the reduction of greenhouse gas
16 emissions due to transportation, and begin to identify the impacts such
17 policy and operational changes may have on long-term transportation
18 revenues. The result of the forum should be to identify the major
19 issues regarding transportation's impact on climate change and to
20 submit recommendations to the legislature prior to the 2008 regular
21 session regarding the next steps needed to address this issue.

22 NEW SECTION. **Sec. 207. FOR THE FREIGHT MOBILITY STRATEGIC**
23 **INVESTMENT BOARD**

24 Motor Vehicle Account--State Appropriation \$697,000

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

27 (1) The freight mobility strategic investment board shall, on a
28 quarterly basis, provide status reports to the office of financial
29 management and the transportation committees of the legislature on the
30 delivery of projects funded by this act.

31 (2) The freight mobility strategic investment board and the
32 department of transportation shall develop a list of freight highway
33 and rail projects funded by the board and the department. The board
34 and the department shall collaborate to submit a report to the office
35 of financial management and the transportation committees of the
36 legislature by September 1, 2007, describing how the freight projects

1 address state freight priorities. The criteria used for selecting
2 among competing projects shall be clearly identified.

3 NEW SECTION. **Sec. 208. FOR THE WASHINGTON STATE PATROL--FIELD**
4 **OPERATIONS BUREAU**

5	State Patrol Highway Account--State	
6	Appropriation	\$227,384,000
7	State Patrol Highway Account--Federal	
8	Appropriation	\$10,602,000
9	State Patrol Highway Account--Private/Local	
10	Appropriation	\$410,000
11	TOTAL APPROPRIATION	\$238,396,000

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

14 (1) Washington state patrol officers engaged in off-duty uniformed
15 employment providing traffic control services to the department of
16 transportation or other state agencies may use state patrol vehicles
17 for the purpose of that employment, subject to guidelines adopted by
18 the chief of the Washington state patrol. The Washington state patrol
19 shall be reimbursed for the use of the vehicle at the prevailing state
20 employee rate for mileage and hours of usage, subject to guidelines
21 developed by the chief of the Washington state patrol.

22 (2) In addition to the user fees, the patrol shall transfer into
23 the state patrol nonappropriated airplane revolving account under RCW
24 43.79.470 no more than the amount of appropriated state patrol highway
25 account and general fund funding necessary to cover the costs for the
26 patrol's use of the aircraft. The state patrol highway account and
27 general fund--state funds shall be transferred proportionately in
28 accordance with a cost allocation that differentiates between highway
29 traffic enforcement services and general policing purposes.

30 (3) The patrol shall not account for or record locally provided DUI
31 cost reimbursement payments as expenditure credits to the state patrol
32 highway account. The patrol shall report the amount of expected
33 locally provided DUI cost reimbursements to the governor and
34 transportation committees of the senate and house of representatives by
35 September 30th of each year.

36 (4) \$1,662,000 of the state patrol highway account--state
37 appropriation is provided solely for the implementation of Substitute

1 House Bill No. 1304 (commercial vehicle enforcement). If Substitute
2 House Bill No. 1304 is not enacted by June 30, 2007, the amount
3 provided in this subsection shall lapse.

4 (5) During the fiscal year 2008, the Washington state patrol shall
5 continue to perform traffic accident investigations on Thurston, Mason,
6 and Lewis county roads, and shall work with the counties to transition
7 the traffic accident investigations on county roads to the counties by
8 July 1, 2008.

9 (6) \$100,000 of the state patrol highway account--state
10 appropriation is provided solely for the implementation of Substitute
11 House Bill No. 1417 (health benefits for surviving dependents). If
12 Substitute House Bill No. 1417 is not enacted by June 30, 2007, the
13 amount provided in this subsection shall lapse.

14 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**
15 **INVESTIGATIVE SERVICES BUREAU**

16 State Patrol Highway Account--State Appropriation \$1,597,000

17 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--**
18 **TECHNICAL SERVICES BUREAU**

19 State Patrol Highway Account--State Appropriation \$104,004,000

20 State Patrol Highway Account--Private/Local
21 Appropriation \$2,008,000

22 TOTAL APPROPRIATION \$106,012,000

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

25 (1) The Washington state patrol shall work with the risk management
26 division in the office of financial management in compiling the
27 Washington state patrol's data for establishing the agency's risk
28 management insurance premiums to the tort claims account. The office
29 of financial management and the Washington state patrol shall submit a
30 report to the legislative transportation committees by December 31st of
31 each year on the number of claims, estimated claims to be paid, method
32 of calculation, and the adjustment in the premium.

33 (2) \$12,641,000 of the total appropriation is provided solely for
34 automobile fuel in the 2007-2009 biennium.

35 (3) \$8,678,000 of the total appropriation is provided solely for
36 the purchase of pursuit vehicles.

1 (4) \$5,254,000 of the total appropriation is provided solely for
2 vehicle repair and maintenance costs of vehicles used for highway
3 purposes.

4 (5) \$384,000 of the total appropriation is provided solely for the
5 purchase of mission vehicles used for highway purposes in the
6 commercial vehicle and traffic investigation sections of the Washington
7 state patrol.

8 (6) The Washington state patrol may submit information technology
9 related requests for funding only if the department has coordinated
10 with the department of information services as required by section 602
11 of this act.

12 NEW SECTION. **Sec. 211. FOR THE WASHINGTON STATE PATROL--CRIMINAL**
13 **HISTORY AND BACKGROUND CHECKS.** In accordance with RCW 10.97.100 and
14 chapter 43.43 RCW, the Washington state patrol is authorized to perform
15 criminal history and background checks for state and local agencies and
16 nonprofit and other private entities and disseminate the records
17 resulting from these activities. The Washington state patrol is
18 required to charge a fee for these activities, for which it is the
19 policy of the state of Washington that the fees cover the direct and
20 indirect costs of performing the criminal history and background checks
21 and disseminating the information. For each type of criminal history
22 and background check and dissemination of these records, the Washington
23 state patrol shall, as nearly as practicable, set fees at levels
24 sufficient to cover the direct and indirect costs. Pursuant to RCW
25 43.135.055, during the 2007-2009 fiscal biennium, the Washington state
26 patrol may increase fees in excess of the fiscal growth factor if the
27 increases are necessary to fully fund the cost of supervision and
28 regulation.

29 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--**
30 **MANAGEMENT AND SUPPORT SERVICES**

31	Marine Fuel Tax Refund Account--State Appropriation	\$4,000
32	Motorcycle Safety Education Account--State	
33	Appropriation	\$156,000
34	Wildlife Account--State Appropriation	\$100,000
35	Highway Safety Account--State Appropriation	\$14,625,000
36	Motor Vehicle Account--State Appropriation	\$9,019,000

1 Motor Vehicle Account--Federal Appropriation \$15,000
 2 Department of Licensing Services Account--State
 3 Appropriation \$126,000
 4 TOTAL APPROPRIATION \$24,045,000

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

7 (1) \$182,000 of the highway safety account--state appropriation is
 8 provided solely for the implementation of Substitute House Bill No.
 9 1267 (modifying commercial driver's license requirements). If
 10 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the
 11 amount provided in this subsection shall lapse. The department shall
 12 informally report to the legislature by December 1, 2008, with
 13 measurable data indicating the department's progress in meeting its
 14 goal of improving public safety by improving the quality of the
 15 commercial driver's license testing process.

16 (2) \$45,000 of the motorcycle safety education account--state
 17 appropriation is provided solely for the implementation of Senate Bill
 18 No. 5273 (modifying motorcycle driver's license endorsement and
 19 education provisions). If Senate Bill No. 5273 is not enacted by June
 20 30, 2007, the amount provided in this subsection shall lapse.

21 (3) \$434,000 of the highway safety account--state appropriation is
 22 provided solely for costs associated with the systems development and
 23 issuance of enhanced drivers' licenses and identicards to facilitate
 24 crossing the Canadian border. If Engrossed Substitute House Bill No.
 25 1289 (relating to the issuance of enhanced drivers' licenses and
 26 identicards) is not enacted by June 30, 2007, the amount provided in
 27 this subsection shall lapse. The department may expend funds only
 28 after acceptance of the enhanced Washington state driver's license for
 29 border crossing purposes by the Canadian and United States governments.
 30 The department may expend funds only after prior written approval of
 31 the director of financial management.

32 (4) \$91,000 of the motor vehicle account--state appropriation and
 33 \$152,000 of the highway safety account--state appropriation are
 34 provided solely for contracting with the office of the attorney general
 35 to investigate criminal activity uncovered in the course of the
 36 agency's licensing and regulatory activities. Funding is provided for
 37 the 2008 fiscal year. The department may request funding for the 2009

1 fiscal year if the request is submitted with measurable data indicating
2 the department's progress in meeting its goal of increased prosecution
3 of illegal activity.

4 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--**
5 **INFORMATION SERVICES**

6	Marine Fuel Tax Refund Account--State Appropriation	\$2,000
7	State Patrol Highway Account--State Appropriation	\$1,126,000
8	Motorcycle Safety Education Account--State	
9	Appropriation	\$72,000
10	Wildlife Account--State Appropriation	\$47,000
11	Highway Safety Account--State Appropriation	\$27,583,000
12	Motor Vehicle Account--State Appropriation	\$13,068,000
13	Motor Vehicle Account--Private/Local Appropriation	\$500,000
14	Department of Licensing Services Account--State	
15	Appropriation	\$2,510,000
16	TOTAL APPROPRIATION	\$44,908,000

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

19 (1) \$153,000 of the highway safety account--state appropriation is
20 provided solely for the implementation of Substitute House Bill No.
21 1267 (modifying commercial driver's license requirements). If
22 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the
23 amount provided in this subsection shall lapse. The department shall
24 informally report to the legislature by December 1, 2008, with
25 measurable data indicating the department's progress in meeting its
26 goal of improving public safety by improving the quality of the
27 commercial driver's license testing process.

28 (2) \$34,000 of the motorcycle safety education account--state
29 appropriation is provided solely for the implementation of Senate Bill
30 No. 5273 (modifying motorcycle driver's license endorsement and
31 education provisions). If Senate Bill No. 5273 is not enacted by June
32 30, 2007, the amount provided in this subsection shall lapse.

33 (3) \$6,014,000 of the highway safety account--state appropriation
34 is provided solely for costs associated with the systems development
35 and issuance of enhanced drivers' licenses and identicards to
36 facilitate crossing the Canadian border. If Engrossed Substitute House
37 Bill No. 1289 (relating to the issuance of enhanced drivers' licenses

1 and identicards) is not enacted by June 30, 2007, the amount provided
2 in this subsection shall lapse. The department may expend funds only
3 after acceptance of the enhanced Washington state driver's license for
4 border crossing purposes by the Canadian and United States governments.
5 The department may expend funds only after prior written approval of
6 the director of financial management.

7 (4) \$350,000 of the highway safety account--state appropriation is
8 provided solely for the costs associated with the systems development
9 of the interface that will allow insurance carriers and their agents
10 real time, online access to drivers' records. If Substitute Senate
11 Bill No. 5937 is not enacted by June 30, 2007, the amount provided in
12 this subsection shall lapse.

13 (5) \$1,126,000 of the state patrol highway account--state
14 appropriation is provided solely for the implementation of Substitute
15 House Bill No. 1304 (modifying commercial motor vehicle carrier
16 provisions). If Substitute House Bill No. 1304 is not enacted by June
17 30, 2007, the amount provided in this subsection shall lapse.

18 (6) The department may submit information technology related
19 requests for funding only if the department has coordinated with the
20 department of information services as required by section 602 of this
21 act.

22 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
23 **SERVICES**

24	Marine Fuel Tax Refund Account--State Appropriation	\$26,000
25	State Patrol Highway Account--State Appropriation	\$19,000
26	Wildlife Account--State Appropriation	\$694,000
27	Highway Safety Account--State Appropriation	\$460,000
28	Motor Vehicle Account--State Appropriation	\$57,106,000
29	Motor Vehicle Account--Federal Appropriation	\$102,000
30	Motor Vehicle Account--Private/Local Appropriation	\$872,000
31	Department of Licensing Services Account--State	
32	Appropriation	\$902,000
33	TOTAL APPROPRIATION	\$60,181,000

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

36 (1) \$19,000 of the state patrol highway account--state
37 appropriation is provided solely for the implementation of Substitute

1 House Bill No. 1304 (modifying commercial motor vehicle carrier
2 provisions). If Substitute House Bill No. 1304 is not enacted by June
3 30, 2007, the amount provided in this subsection shall lapse.

4 (2) The department shall, working with the legislature, develop a
5 proposal to streamline title and registration statutes to specifically
6 address apparent conflicts, fee distribution, and other recommendations
7 by the department that are revenue neutral and which do not change
8 legislative policy. The department shall report the results of this
9 review to the transportation committees of the legislature by December
10 1, 2007.

11 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF LICENSING--DRIVER**
12 **SERVICES**

13 Motorcycle Safety Education Account--State

14 Appropriation	\$3,675,000
15 Highway Safety Account--State Appropriation	\$99,198,000
16 Highway Safety Account--Federal Appropriation	\$233,000
17 TOTAL APPROPRIATION	\$103,106,000

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

20 (1) \$2,606,000 of the motor vehicle account--state appropriation is
21 provided solely for the implementation of Substitute House Bill No.
22 1267 (modifying commercial driver's license requirements). If
23 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the
24 amount provided in this subsection shall lapse. The department shall
25 informally report to the legislature by December 1, 2008, with
26 measurable data indicating the department's progress in meeting its
27 goal of improving public safety by improving the quality of the
28 commercial driver's license testing process.

29 (2) \$637,000 of the motorcycle safety education account--state
30 appropriation is provided solely for implementing Senate Bill No. 5273
31 (modifying motorcycle driver's license endorsement and education
32 provisions). If Senate Bill No. 5273 is not enacted by June 30, 2007,
33 the amount provided in this subsection shall lapse.

34 (3) \$2,424,000 of the motor vehicle account--state appropriation is
35 provided solely for costs associated with the systems development and
36 issuance of enhanced drivers' licenses and identicards to facilitate
37 crossing the Canadian border. If Engrossed Substitute House Bill No.

1 1289 (relating to the issuance of enhanced drivers' licenses and
2 identicards) is not enacted by June 30, 2007, the amount provided in
3 this subsection shall lapse. The department may expend funds only
4 after acceptance of the enhanced Washington state driver's license for
5 border crossing purposes by the Canadian and United States governments.
6 The department may expend funds only after prior written approval of
7 the director of financial management.

8 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
9 **TOLL OPERATIONS AND MAINTENANCE--PROGRAM B**

10 High-Occupancy Toll Lanes Account--State

11	Appropriation	\$2,596,000
12	Motor Vehicle Account--State Appropriation	\$5,600,000
13	Tacoma Narrows Toll Bridge Account--State	
14	Appropriation	\$29,004,000
15	TOTAL APPROPRIATION	\$37,200,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: \$5,000,000 of the motor vehicle account--
18 state is provided solely to provide a reserve for the Tacoma Narrows
19 Bridge project. This appropriation shall be held in unallotted status
20 until the office of financial management deems that revenues applicable
21 to the Tacoma Narrows Bridge project are not sufficient to cover the
22 project's expenditures.

23 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **INFORMATION TECHNOLOGY--PROGRAM C**

25 Transportation Partnership Account--State

26	Appropriation	\$4,556,000
27	Motor Vehicle Account--State Appropriation	\$66,002,000
28	Motor Vehicle Account--Federal Appropriation	\$1,096,000
29	Puget Sound Ferry Operations Account--State	
30	Appropriation	\$9,188,000
31	Multimodal Transportation Account--State	
32	Appropriation	\$363,000
33	Transportation 2003 Account (Nickel Account)--State	
34	Appropriation	\$4,000,000
35	TOTAL APPROPRIATION	\$85,205,000

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

3 (1) The department shall consult with the office of financial
4 management and the department of information services to ensure that
5 (a) the department's current and future system development is
6 consistent with the overall direction of other key state systems; and
7 (b) when possible, use or develop common statewide information systems
8 to encourage coordination and integration of information used by the
9 department and other state agencies and to avoid duplication.

10 (2) The department shall provide updated information on six project
11 milestones for all active projects, funded in part or in whole with
12 2005 transportation partnership account funds or 2003 nickel account
13 funds, on a quarterly basis in the transportation executive information
14 system (TEIS). The department shall also provide updated information
15 on six project milestones for projects, funded with preexisting funds
16 and that are agreed to by the legislature, office of financial
17 management, and the department, on a quarterly basis in TEIS.

18 (3) \$2,300,000 of the motor vehicle account--state appropriation is
19 provided solely for preliminary work needed to transition the
20 department to the state government network. In collaboration with the
21 department of information services the department shall complete an
22 inventory of the current network infrastructure, and develop an
23 implementation plan for transition to the state government network.

24 (4) \$1,000,000 of the motor vehicle account--state appropriation,
25 \$4,566,000 of the transportation partnership account--state
26 appropriation, and \$4,000,000 of the transportation 2003 account
27 (nickel account)--state appropriation are provided solely for the
28 department to develop a project management and reporting system which
29 is a collection of integrated tools for capital construction project
30 managers to use to perform all the necessary tasks associated with
31 project management. The department shall integrate commercial off-the-
32 shelf software with existing department systems and enhanced approaches
33 to data management to provide web-based access for multi-level
34 reporting and improved business workflows and reporting. Beginning
35 September 1, 2007, and on a quarterly basis thereafter, the department
36 shall report to the office of financial management and the
37 transportation committees of the legislature on the status of the
38 development and integration of the system. The first report shall

1 include a detailed work plan for the development and integration of the
2 system including timelines and budget milestones. At a minimum the
3 ensuing reports shall indicate the status of the work as it compares to
4 the work plan, any discrepancies, and proposed adjustments necessary to
5 bring the project back on schedule or budget if necessary.

6 (5) The department may submit information technology related
7 requests for funding only if the department has coordinated with the
8 department of information services as required by section 602 of this
9 act.

10 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
11 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--OPERATING**
12 Motor Vehicle Account--State Appropriation \$34,553,000

13 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
14 **AVIATION--PROGRAM F**
15 Aeronautics Account--State Appropriation \$6,890,000
16 Aeronautics Account--Federal Appropriation \$2,150,000
17 Multimodal Transportation Account--State Appropriation . . . \$631,000
18 TOTAL APPROPRIATION \$9,671,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: The entire multimodal transportation
21 account--state appropriation is provided solely for the aviation
22 planning council as provided for in RCW 47.68.410.

23 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**
25 Transportation Partnership Account--State
26 Appropriation \$2,921,000
27 Motor Vehicle Account--State Appropriation \$50,486,000
28 Motor Vehicle Account--Federal Appropriation \$500,000
29 Multimodal Transportation Account--State
30 Appropriation \$250,000
31 Transportation 2003 Account (Nickel Account)--State
32 Appropriation \$2,921,000
33 TOTAL APPROPRIATION \$57,078,000

34 The appropriations in this section are subject to the following
35 conditions and limitations: \$2,921,000 of the transportation

1 partnership account--state appropriation and \$2,921,000 of the
2 transportation 2003 account (nickel account)--state appropriation are
3 provided solely for consultant contracts to assist the department in
4 the delivery of the capital construction program.

5 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **ECONOMIC PARTNERSHIPS--PROGRAM K**

7	Motor Vehicle Account--State Appropriation	\$1,454,000
8	Multimodal Transportation Account--State Appropriation	\$300,000
9	TOTAL APPROPRIATION	\$1,754,000

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

12 (1) \$300,000 of the multimodal account--state appropriation is
13 provided solely for the department to hire a consultant to develop a
14 plan for codevelopment and public-private partnership opportunities at
15 public ferry terminals.

16 (2) The department shall conduct an analysis and, if determined to
17 be feasible, initiate requests for proposals involving the distribution
18 of alternative fuels along state department of transportation
19 rights-of-way.

20 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
21 **HIGHWAY MAINTENANCE--PROGRAM M**

22	Motor Vehicle Account--State Appropriation	\$321,684,000
23	Motor Vehicle Account--Federal Appropriation	\$2,000,000
24	Motor Vehicle Account--Private/Local Appropriation	\$5,797,000
25	TOTAL APPROPRIATION	\$329,481,000

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

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

33 (2) The department shall request an unanticipated receipt for any
34 federal moneys received for emergency snow and ice removal and shall
35 place an equal amount of the motor vehicle account--state into

1 unallotted status. This exchange shall not affect the amount of
2 funding available for snow and ice removal.

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

7 (4) \$1,500,000 of the motor vehicle account--federal appropriation
8 is provided for unanticipated federal funds that may be received during
9 the 2007-09 biennium. Upon receipt of the funds, the department shall
10 provide a report on the use of the funds to the transportation
11 committees of the legislature and the office of financial management.

12 (5) Funding is provided for maintenance on the state system to
13 deliver service level targets as listed in LEAP Transportation Document
14 2007-C, as developed March 27, 2007. In delivering the program and
15 aiming for these targets, the department should concentrate on the
16 following areas:

17 (a) Eliminating the number of activities delivered in the "f" level
18 of service at the region level; and

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

23 (6) The department may work with the department of corrections to
24 utilize corrections crews for the purposes of litter pickup on state
25 highways.

26 (7) \$650,000 of the motor vehicle account--state appropriation is
27 provided solely for increased asphalt costs. If Substitute Senate Bill
28 No. 5080 (waste tire fees) is not enacted by June 30, 2007, the amount
29 provided in this subsection shall lapse.

30 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
31 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

32	Motor Vehicle Account--State Appropriation	\$52,017,000
33	Motor Vehicle Account--Federal Appropriation	\$2,050,000
34	Motor Vehicle Account--Private/Local Appropriation	\$127,000
35	TOTAL APPROPRIATION	\$54,194,000

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

1 (1) \$654,000 of the motor vehicle account--state appropriation is
2 provided solely for the department to time state-owned and operated
3 traffic signals. This funding may also be used to program incident,
4 emergency, or special event signal timing plans.

5 (2) \$346,000 of the motor vehicle account--state appropriation is
6 provided solely for the department to implement a pilot tow truck
7 incentive program. The department may provide incentive payments to
8 towing companies that meet clearance goals on accidents that involve
9 heavy trucks.

10 (3) \$6,800,000 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. By
15 January 1, 2008, and January 1, 2009, the department shall provide a
16 report to the legislature listing all low-cost enhancement projects
17 prioritized on a statewide rather than regional basis completed in the
18 prior year.

19 (4) The department, in consultation with the Washington state
20 patrol, may conduct a pilot program for the patrol to issue infractions
21 based on information from automated traffic safety cameras in roadway
22 construction zones on state highways when workers are present.

23 (a) In order to ensure adequate time in the 2007-09 biennium to
24 evaluate the effectiveness of the pilot program, any projects
25 authorized by the department must be authorized by December 31, 2007.

26 (b) The department shall use the following guidelines to administer
27 the program:

28 (i) Automated traffic safety cameras may only take pictures of the
29 vehicle and vehicle license plate and only while an infraction is
30 occurring. The picture must not reveal the face of the driver or of
31 passengers in the vehicle;

32 (ii) The department shall plainly mark the locations where the
33 automated traffic safety cameras are used by placing signs on locations
34 that clearly indicate to a driver that he or she is entering a roadway
35 construction zone where traffic laws are enforced by an automated
36 traffic safety camera;

37 (iii) Notices of infractions must be mailed to the registered owner
38 of a vehicle within fourteen days of the infraction occurring;

1 (iv) The owner of the vehicle is not responsible for the violation
2 if the owner of the vehicle, within fourteen days of receiving
3 notification of the violation, mails to the patrol, a declaration under
4 penalty of perjury, stating that the vehicle involved was, at the time,
5 stolen or in the care, custody, or control of some person other than
6 the registered owner, or any other extenuating circumstances;

7 (v) For purposes of the 2007-09 biennium pilot project, infractions
8 detected through the use of automated traffic safety cameras are not
9 part of the registered owner's driving record under RCW 46.52.101 and
10 46.52.120. Additionally, infractions generated by the use of automated
11 traffic safety cameras must be processed in the same manner as parking
12 infractions for the purposes of RCW 3.46.120, 3.50.100, 35.20.220,
13 46.16.216, and 46.20.270(3). However, the amount of the fine issued
14 for an infraction generated through the use of an automated traffic
15 safety camera is one hundred thirty-seven dollars. The court shall
16 remit thirty-two dollars of the fine to the state treasurer for deposit
17 into the state patrol highway account;

18 (vi) If a notice of infraction is sent to the registered owner and
19 the registered owner is a rental car business, the infraction will be
20 dismissed against the business if it mails to the patrol, within
21 fourteen days of receiving the notice, a declaration under penalty of
22 perjury of the name and known mailing address of the individual driving
23 or renting the vehicle when the infraction occurred. If the business
24 is unable to determine who was driving or renting the vehicle at the
25 time the infraction occurred, the business must sign a declaration
26 under penalty of perjury to this effect. The declaration must be
27 mailed to the patrol within fourteen days of receiving the notice of
28 traffic infraction. Timely mailing of this declaration to the issuing
29 agency relieves a rental car business of any liability under this
30 section for the notice of infraction. A declaration form suitable for
31 this purpose must be included with each automated traffic infraction
32 notice issued, along with instructions for its completion and use; and

33 (vii) By June 30, 2009, the department shall provide a report to
34 the legislature regarding the use, public acceptance, outcomes, and
35 other relevant issues regarding the pilot project.

36 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**

1	Appropriation	\$100,000
2	TOTAL APPROPRIATION	\$53,941,000

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

5 (1) \$3,900,000 of the motor vehicle account--state appropriation is
6 provided solely for the costs of the regional transportation investment
7 district (RTID) and department of transportation project oversight.
8 The department shall provide support from its urban corridors region to
9 assist in preparing project costs, expenditure plans, and modeling.
10 The department shall not deduct a management reserve, nor charge
11 management or overhead fees. These funds, including those expended
12 since 2003, are provided as a loan to the RTID and shall be repaid to
13 the state within one year following formation of the RTID. \$2,391,000
14 of the amount provided under this subsection shall lapse, effective
15 January 1, 2008, if voters fail to approve formation of the RTID at the
16 2007 general election, as determined by the certification of the
17 election results.

18 (2) \$300,000 of the multimodal transportation account--state
19 appropriation is provided solely for a transportation demand management
20 program, developed by the Whatcom council of governments, to further
21 reduce drive-alone trips and maximize the use of sustainable
22 transportation choices. The community-based program must focus on all
23 trips, not only commute trips, by providing education, assistance, and
24 incentives to four target audiences: (a) Large work sites; (b)
25 employees of businesses in downtown areas; (c) school children; and (d)
26 residents of Bellingham.

27 (3) \$320,000 of the motor vehicle account--state appropriation and
28 \$128,000 of the motor vehicle account--federal appropriation are
29 provided solely for development of a freight database to help guide
30 freight investment decisions and track project effectiveness. The
31 database will be based on truck movement tracked through geographic
32 information system technology. TransNow will contribute an additional
33 \$192,000 in federal funds which are not appropriated in the
34 transportation budget. The department shall work with the freight
35 mobility strategic investment board to implement this project.

36 (4) By December 1, 2008, the department shall require confirmation
37 from jurisdictions that plan under the growth management act, chapter
38 36.70A RCW, and that receive state transportation funding under this

1 act, that the jurisdictions have adopted standards for access
 2 permitting on state highways that meet or exceed department standards
 3 in accordance with RCW 47.50.030(3). The objective of this subsection
 4 is to encourage local governments, through the receipt of state
 5 transportation funding, to adhere to best practices in access control
 6 applicable to development activity significantly impacting state
 7 transportation facilities. By January 1, 2009, the department shall
 8 submit a report to the appropriate committees of the legislature
 9 detailing the progress of the local jurisdictions in adopting the
 10 highway access permitting standards. Additionally, in consultation
 11 with the department of community, trade, and economic development,
 12 counties, and cities, the department shall by December 1, 2008, develop
 13 model guidelines regarding standard descriptions of proposed land use
 14 activities along state highway corridors for incorporation into county
 15 and city comprehensive plans.

16 (5) \$150,000 of the motor vehicle account--federal appropriation is
 17 provided solely for the costs to develop an electronic map-based
 18 computer application that will enable law enforcement officers and
 19 others to more easily locate collisions and other incidents in the
 20 field.

21 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**
 22 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

23	Motor Vehicle Account--State Appropriation	\$66,342,000
24	Motor Vehicle Account--Federal Appropriation	\$400,000
25	Multimodal Transportation Account--State	
26	Appropriation	\$259,000
27	TOTAL APPROPRIATION	\$67,001,000

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

30 (1) \$36,665,000 of the motor vehicle fund--state appropriation is
 31 provided solely for the liabilities attributable to the department of
 32 transportation. The office of financial management must provide a
 33 detailed accounting of the revenues and expenditures of the self-
 34 insurance fund to the transportation committees of the legislature on
 35 December 31st and June 30th of each year.

36 (2) Payments in this section represent charges from other state
 37 agencies to the department of transportation.

1	(a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT	
2	DIVISION OF RISK MANAGEMENT FEES	\$1,520,000
3	(b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE	
4	AUDITOR	\$1,150,000
5	(c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL	
6	ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED	
7	MAIL SERVICES	\$4,157,000
8	(d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF	
9	PERSONNEL	\$4,033,000
10	(e) FOR PAYMENT OF SELF-INSURANCE LIABILITY	
11	PREMIUMS AND ADMINISTRATION	\$36,665,000
12	(f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL	
13	ADMINISTRATION CAPITAL PROJECTS SURCHARGE	\$1,838,000
14	(g) FOR ARCHIVES AND RECORDS MANAGEMENT	\$647,000
15	(h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS	
16	ENTERPRISES	\$1,070,000
17	(i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY	
18	THE OFFICE OF FINANCIAL MANAGEMENT	\$930,000
19	(j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT	
20	OF INFORMATION SERVICES	\$1,138,000
21	(k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY	
22	GENERAL'S OFFICE	\$8,859,000
23	(l) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY	
24	GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT	
25	LITIGATION	\$158,000

26	<u>NEW SECTION.</u> Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--	
27	PUBLIC TRANSPORTATION--PROGRAM V	
28	Regional Mobility Grant Program Account--State	
29	Appropriation	\$40,000,000
30	Multimodal Transportation Account--State	
31	Appropriation	\$85,205,000
32	Multimodal Transportation Account--Federal	
33	Appropriation	\$2,582,000
34	Multimodal Transportation Account--Private/Local	
35	Appropriation	\$291,000
36	TOTAL APPROPRIATION	\$128,078,000

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

3 (1) \$25,000,000 of the multimodal transportation account--state
4 appropriation is provided solely for a grant program for special needs
5 transportation provided by transit agencies and nonprofit providers of
6 transportation.

7 (a) \$5,500,000 of the amount provided in this subsection is
8 provided solely for grants to nonprofit providers of special needs
9 transportation. Grants for nonprofit providers shall be based on need,
10 including the availability of other providers of service in the area,
11 efforts to coordinate trips among providers and riders, and the cost
12 effectiveness of trips provided.

13 (b) \$19,500,000 of the amount provided in this subsection is
14 provided solely for grants to transit agencies to transport persons
15 with special transportation needs. To receive a grant, the transit
16 agency must have a maintenance of effort for special needs
17 transportation that is no less than the previous year's maintenance of
18 effort for special needs transportation. Grants for transit agencies
19 shall be prorated based on the amount expended for demand response
20 service and route deviated service in calendar year 2006 as reported in
21 the "Summary of Public Transportation - 2006" published by the
22 department of transportation. No transit agency may receive more than
23 thirty percent of these distributions.

24 (2) Funds are provided for the rural mobility grant program as
25 follows:

26 (a) \$8,500,000 of the multimodal transportation account--state
27 appropriation is provided solely for grants for those transit systems
28 serving small cities and rural areas as identified in the Summary of
29 Public Transportation - 2006 published by the department of
30 transportation. Noncompetitive grants must be distributed to the
31 transit systems serving small cities and rural areas in a manner
32 similar to past disparity equalization programs.

33 (b) \$8,500,000 of the multimodal transportation account--state
34 appropriation is provided solely to providers of rural mobility service
35 in areas not served or underserved by transit agencies through a
36 competitive grant process.

37 (3) \$8,600,000 of the multimodal transportation account--state
38 appropriation is provided solely for a vanpool grant program for: (a)

1 Public transit agencies to add vanpools; and (b) incentives for
2 employers to increase employee vanpool use. The grant program for
3 public transit agencies will cover capital costs only; no operating
4 costs for public transit agencies are eligible for funding under this
5 grant program. No additional employees may be hired from the funds
6 provided in this section for the vanpool grant program, and supplanting
7 of transit funds currently funding vanpools is not allowed. Additional
8 criteria for selecting grants must include leveraging funds other than
9 state funds.

10 (4) \$40,000,000 of the regional mobility grant program account--
11 state appropriation is provided solely for the regional mobility grant
12 projects identified on the LEAP Transportation Document 2007-B as
13 developed March 27, 2007. 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 funds, but does not report activity on
17 the project within one year of the grant award, shall be reviewed by
18 the department to determine whether the grant should be terminated.
19 The department shall promptly close out grants when projects have been
20 completed, and any remaining funds available to the office of transit
21 mobility shall be used only to fund projects on the LEAP Transportation
22 Document 2007-B as developed March 27, 2007. The department shall
23 provide annual status reports on December 15, 2007, and December 15,
24 2008, to the office of financial management and the transportation
25 committees of the legislature regarding the projects receiving the
26 grants.

27 (5) \$17,168,087 of the multimodal transportation account--state
28 appropriation is reappropriated and provided solely for the regional
29 mobility grant projects identified on the LEAP Transportation Document
30 2006-D, regional mobility grant program projects as developed March 8,
31 2006. The department shall continue to review all projects receiving
32 grant awards under this program at least semiannually to determine
33 whether the projects are making satisfactory progress. The department
34 shall promptly close out grants when projects have been completed, and
35 any remaining funds available to the office of transit mobility shall
36 be used only to fund projects on the LEAP Transportation Document
37 2007-B as developed March 27, 2007, or the LEAP Transportation Document
38 2006-D as developed March 8, 2006.

1 (6) \$200,000 of the multimodal transportation account--state
2 appropriation is provided solely for the department to study and then
3 develop pilot programs aimed at addressing commute trip reduction
4 strategies for K-12 students and for college and university students.
5 The department shall submit to the legislature by January 1, 2009, a
6 summary of the program results and recommendations for future student
7 commute trip reduction strategies. The pilot programs are described as
8 follows:

9 (a) The department shall consider approaches, including mobility
10 education, to reducing and removing traffic congestion in front of
11 schools by changing travel behavior for elementary, middle, and high
12 school students and their parents; and

13 (b) The department shall design a program that includes student
14 employment options as part of the pilot program applicable to college
15 and university students.

16 (7) \$2,400,000 of the multimodal account--state appropriation is
17 provided solely for establishing growth and transportation efficiency
18 centers (GTEC). Funds are appropriated for one time only. The
19 department shall provide in its annual report to the legislature an
20 evaluation of the GTEC concept and recommendations on future funding
21 levels.

22 (8) \$381,000 of the multimodal transportation account--state
23 appropriation is provided solely for the implementation of Substitute
24 House Bill No. 1694 (reauthorizing the agency council on coordinated
25 transportation). If Substitute House Bill No. 1694 is not enacted by
26 June 30, 2007, the amount provided in this subsection shall lapse.

27 (9) \$136,000 of the multimodal transportation account--
28 private/local appropriation is provided solely for the implementation
29 of Senate Bill No. 5084 (updating rail transit safety plans). If
30 Senate Bill No. 5084 is not enacted by June 30, 2007, the amount
31 provided in this subsection shall lapse.

32 (10) \$60,000 of the multimodal transportation account--state
33 appropriation is provided solely for low-income car ownership programs.
34 The department shall collaborate with interested regional
35 transportation planning organizations and metropolitan planning
36 organizations to determine the effectiveness of the programs at
37 providing transportation solutions for low-income persons who depend
38 upon cars to travel to their places of employment.

1 (11) \$1,000,000 of the multimodal transportation account--state
2 appropriation is provided solely for additional funding for the trip
3 reduction performance program, including telework enhancement projects.
4 Funds are appropriated for one time only.

5 (12) \$2,000,000 of the multimodal transportation account--state
6 appropriation is provided solely for the tri-county connection service
7 for Island, Skagit, and Whatcom transit agencies.

8 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**
9 **MARINE--PROGRAM X**

10 Puget Sound Ferry Operations Account--State
11 Appropriation \$410,495,000
12 Multimodal Transportation Account--State
13 Appropriation \$1,830,000
14 TOTAL APPROPRIATION \$412,325,000

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

17 (1) \$79,525,000 of the total appropriation is for ferry vessel
18 operating fuel in the 2007-2009 biennium.

19 (2) The Washington state ferries must work with the department's
20 information technology division to implement an electronic fare system,
21 including the integration of the regional fare coordination system
22 (smart card). Each December and June, semiannual updates must be
23 provided to the transportation committees of the legislature concerning
24 the status of implementing and completing this project, with updates
25 concluding the first December after full project implementation.

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

28 (4) \$1,830,000 of the multimodal transportation account--state
29 appropriation is provided solely to provide passenger-only ferry
30 service. The ferry system shall continue passenger-only ferry service
31 from Vashon Island to Seattle through June 30, 2008. Ferry system
32 management shall continue to implement its agreement with the
33 inlandboatmen's union of the pacific and the international organization
34 of masters, mates and pilots providing for part-time passenger-only
35 work schedules.

36 (5) The department shall file an alternative compliance plan with

1 the department of ecology, as allowed by rule, regarding the transfer
2 of oil on or near state waters.

3 (6) \$1,116,000 of the Puget Sound ferry operations account--state
4 appropriation is provided solely for ferry security operations
5 necessary to comply with the ferry security plan submitted by the
6 Washington state ferry system to the United States coast guard. The
7 department shall track security costs and expenditures. Ferry security
8 operations costs shall not be included as part of the operational costs
9 that are used to calculate farebox recovery.

10 (7) \$378,000 of the Puget Sound ferry operations account--state
11 appropriation is provided solely to meet the United States coast guard
12 requirements for appropriate rest hours between shifts for vessel crews
13 on the Bainbridge to Seattle and Edmonds to Kingston ferry routes.

14 NEW SECTION. **Sec. 229. FOR THE DEPARTMENT OF TRANSPORTATION--**
15 **RAIL--PROGRAM Y--OPERATING**

16 Multimodal Transportation Account--State Appropriation . . \$37,036,000

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

19 (1) The department shall publish a final long-range plan for Amtrak
20 Cascades by September 30, 2007. By December 31, 2008, the department
21 shall submit to the office of financial management and the
22 transportation committees of the legislature a midrange plan for Amtrak
23 Cascades that identifies specific steps the department would propose to
24 achieve additional service beyond current levels.

25 (2)(a) \$29,091,000 of the multimodal transportation account--state
26 appropriation is provided solely for the Amtrak service contract and
27 Talgo maintenance contract associated with providing and maintaining
28 the state-supported passenger rail service. Upon completion of the
29 rail platform project in the city of Stanwood, the department shall
30 provide daily Amtrak Cascades service to the city.

31 (b) The department shall negotiate with Amtrak and Burlington
32 Northern Santa Fe to adjust the Amtrak Cascades schedule to leave
33 Bellingham at a significantly earlier hour. When Amtrak Cascades
34 expands the second roundtrip between Vancouver, B.C. and Seattle, the
35 department shall negotiate for the second roundtrip to leave Bellingham
36 southbound no later than 8:30 a.m.

37 (3) No Amtrak Cascade runs may be eliminated.

1 (4) \$40,000 of the multimodal transportation account--state
2 appropriation is provided solely for the produce railcar program. The
3 department is encouraged to implement the produce railcar program by
4 maximizing private investment.

5 (5) The department shall begin planning for a third roundtrip
6 Cascades train between Seattle and Vancouver, B.C. by 2010.

7 NEW SECTION. **Sec. 230. FOR THE DEPARTMENT OF TRANSPORTATION--**
8 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

9	Motor Vehicle Account--State Appropriation	\$8,641,000
10	Motor Vehicle Account--Federal Appropriation	\$2,567,000
11	TOTAL APPROPRIATION	\$11,208,000

12 **TRANSPORTATION AGENCIES--CAPITAL**

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

14	State Patrol Highway Account--State Appropriation	\$1,550,000
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15 The appropriation in this section is subject to the following
16 conditions and limitations:

17 (1) \$863,000 is provided solely for the following minor works
18 projects: \$473,000 for replacement of twenty-one communication site
19 underground fuel tanks; \$240,000 for communication site building
20 replacements at Lind, Scoggans Mountain, and Lewiston Ridge; and
21 \$150,000 for unforeseen emergency repairs.

22 (2) \$687,000 is provided solely for design and construction of
23 regional waste water treatment systems for the Shelton Academy of the
24 Washington state patrol.

25 NEW SECTION. **Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

26	Rural Arterial Trust Account--State Appropriation	\$64,000,000
27	Motor Vehicle Account--State Appropriation	\$2,368,000
28	County Arterial Preservation Account--State	
29	Appropriation	\$32,861,000
30	TOTAL APPROPRIATION	\$99,229,000

31 The appropriations in this section are subject to the following
32 conditions and limitations: \$2,069,000 of the motor vehicle account--
33 state appropriation is provided solely for county ferries, as set forth

1 in RCW 47.56.725(4), for the following projects: Pierce county
2 replacement ferry, \$754,000; Whatcom county replacement ferry,
3 \$815,000; and Wahkiakum county ferry ramp reconstruction, \$500,000.

4 NEW SECTION. **Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

5	Small City Pavement and Sidewalk Account--State	
6	Appropriation	\$4,500,000
7	Urban Arterial Trust Account--State Appropriation	\$129,600,000
8	Transportation Improvement Account--State	
9	Appropriation	\$90,643,000
10	TOTAL APPROPRIATION	\$224,743,000

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

13 (1) The transportation improvement account--state appropriation
14 includes up to \$7,143,000 in proceeds from the sale of bonds authorized
15 in RCW 47.26.500.

16 (2) The urban arterial trust account--state appropriation includes
17 up to \$15,000,000 in proceeds from the sale of bonds authorized in
18 Substitute House Bill No. 2394.

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

21	Motor Vehicle Account--State Appropriation	\$6,202,000
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22 The appropriation in this section is subject to the following
23 conditions and limitations:

24 (1) \$584,000 of the motor vehicle account--state appropriation is
25 for statewide administration.

26 (2) \$750,000 of the motor vehicle account--state appropriation is
27 for regional minor projects.

28 (3) \$568,000 of the motor vehicle account--state appropriation is
29 for the Olympic region headquarters property payments.

30 (4) By September 1, 2007, the department shall submit to the
31 transportation committees of the legislature predesign plans, developed
32 using the office of financial management's predesign process, for all
33 facility replacement projects to be proposed in the facilities 2008
34 budget proposal.

35 (5) \$1,600,000 of the motor vehicle account--state appropriation is
36 for site acquisition for the Tri-cities area maintenance facility.

1 (6) \$2,700,000 of the motor vehicle account--state appropriation is
2 for site acquisition for the Vancouver light industrial facility.

3 (7) The department shall work with the office of financial
4 management and staff of the transportation committees of the
5 legislature to develop a statewide inventory of all department-owned
6 surplus property that is suitable for development for department
7 facilities or that should be sold. By December 1, 2008, the department
8 shall report to the joint transportation committee on the findings of
9 this study.

10 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**
11 **IMPROVEMENTS--PROGRAM I**

12	Transportation Partnership Account--State	
13	Appropriation	\$1,073,581,000
14	Motor Vehicle Account--State Appropriation	\$78,727,000
15	Motor Vehicle Account--Federal Appropriation	\$357,023,000
16	Motor Vehicle Account--Private/Local	
17	Appropriation	\$41,372,000
18	Special Category C Account--State Appropriation	\$18,245,000
19	Tacoma Narrows Toll Bridge Account--State	
20	Appropriation	\$142,484,000
21	Transportation 2003 Account (Nickel Account)--State	
22	Appropriation	\$615,302,000
23	Freight Congestion Relief Account--State	
24	Appropriation	\$40,000,000
25	TOTAL APPROPRIATION	\$2,366,734,000

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

28 (1) The entire transportation 2003 account (nickel account)
29 appropriation and the entire transportation partnership account
30 appropriation are provided solely for the projects and activities as
31 listed by fund, project, and amount in LEAP Transportation Document
32 2007-1, Highway Improvement Program (I) as developed March 30, 2007.
33 However, limited transfers of specific line-item project appropriations
34 may occur between projects for those amounts listed subject to the
35 conditions and limitations in section 603 of this act.

36 (2) The motor vehicle account--state appropriation includes up to

1 \$11,000,000 in proceeds from the sale of bonds authorized by RCW
2 47.10.843.

3 (3) The department shall not commence construction on any part of
4 the state route number 520 bridge replacement and HOV project until a
5 record of decision has been reached providing reasonable assurance that
6 project impacts will be avoided, minimized, or mitigated as much as
7 practicable to protect against further adverse impacts on neighborhood
8 environmental quality as a result of repairs and improvements made to
9 the state route 520 bridge and its connecting roadways, and that any
10 such impacts will be addressed through engineering design choices,
11 mitigation measures, or a combination of both. The requirements of
12 this section shall not apply to off-site pontoon construction
13 supporting the state route number 520 bridge replacement and HOV
14 project.

15 (4) The Tacoma Narrows toll bridge account--state appropriation
16 includes up to \$131,016,000 in proceeds from the sale of bonds
17 authorized by RCW 47.10.843.

18 (5) The department should consider using mitigation banking on
19 appropriate projects whenever possible, without increasing the cost to
20 projects. The department should consider using the advanced
21 environmental mitigation revolving account (AEMRA) for corridor and
22 watershed based mitigation opportunities, in addition to project
23 specific mitigation. However, the department shall not use
24 agricultural lands of long-term commercial significance, as that term
25 is used under chapter 36.70A RCW, for mitigation banking.

26 (6) The department shall apply for surface transportation program
27 (STP) enhancement funds to be expended in lieu of or in addition to
28 state funds for eligible costs of projects in Programs I and P,
29 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan
30 Way Viaduct projects.

31 (7) \$250,000 of the motor vehicle account--state appropriation is
32 provided solely for an inland pacific hub study to develop an inland
33 corridor for the movement of freight and goods to and through eastern
34 Washington; and \$500,000 of the motor vehicle account--state
35 appropriation is provided solely for the SR3/SR16 corridor study to
36 plan and prioritize state and local improvements needed over the next
37 10-20 years to support safety, capacity development, and economic
38 development within the corridor.

1 (8) The department shall, on a quarterly basis beginning July 1,
2 2007, provide to the office of financial management and the legislature
3 reports providing the status on each project funded in part or whole by
4 the transportation 2003 account (nickel account) or the transportation
5 partnership account. Funding provided at a programmatic level for
6 transportation partnership account and transportation 2003 account
7 (nickel account) projects relating to bridge rail, guard rail, fish
8 passage barrier removal, and roadside safety projects should be
9 reported on a programmatic basis. Projects within this programmatic
10 level funding should be completed on a priority basis and scoped to be
11 completed within the current programmatic budget. Other projects may
12 be reported on a programmatic basis. The department shall work with
13 the office of financial management and the transportation committees of
14 the legislature to agree on report formatting and elements. Elements
15 shall include, but not be limited to, project scope, schedule, and
16 costs. The department shall also provide the information required
17 under this subsection on a quarterly basis via the transportation
18 executive information systems (TEIS).

19 (9) The SR 519/I-90 to SR 99 intermodal access project is
20 anticipated to cost not more than \$74,000,000, with \$19,433,000 from
21 the freight congestion relief account and remaining amounts funded from
22 other state, federal, and local sources.

23 (10) The department shall apply for the competitive portion of
24 federal transit administration funds for eligible transit-related costs
25 of the SR 520 bridge replacement and HOV project. The federal funds
26 described in this subsection shall not include those federal transit
27 administration funds distributed by formula.

28 (11) Funding provided by this act for the Alaskan Way Viaduct
29 project shall not be spent for preliminary engineering, design, right-
30 of-way acquisition, or construction on the project if completion of the
31 project would more likely than not reduce the capacity of the facility.
32 Capacity shall be measured by including the consideration of the
33 efficient movement of people and goods on the facility.

34 (12) The governor shall convene a collaborative process involving
35 key leaders to determine the final project design for the Alaskan Way
36 Viaduct.

37 (a) The process shall be guided by the following common principles:

1 Public safety must be maintained; the final project shall meet both
2 capacity and mobility needs; and taxpayer dollars must be spent
3 responsibly.

4 (b) The state's project expenditures shall not exceed
5 \$2,800,000,000.

6 (c) A final design decision shall be made by December 31, 2008.

7 (13) During the 2007-09 biennium, the department shall proceed with
8 a series of projects on the Alaskan Way Viaduct that are common to any
9 design alternative. Those projects include relocation of two
10 electrical transmission lines, Battery Street tunnel upgrades, seismic
11 upgrades from Lenora to the Battery Street tunnel, viaduct removal from
12 Holgate to King Street, and development of transit enhancements and
13 other improvements to mitigate congestion during construction.

14 (14) The entire freight congestion relief account--state
15 appropriation is contingent upon the enactment during the 2007-2009
16 fiscal biennium of a bill, resulting from the study established in
17 Substitute Senate Bill No. 5207, that makes available funding to
18 support project expenditures funded from the freight congestion relief
19 account created in Substitute Senate Bill No. 5207. If such a funding
20 bill is not enacted by June 30, 2009, the entire freight congestion
21 relief account--state appropriation shall lapse.

22 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
23 **IMPROVEMENTS--PROGRAM I SPECIAL APPROPRIATIONS**

24 Transportation Partnership Account--State

25	Appropriation	\$489,705,000
26	Motor Vehicle Account--State Appropriation	\$3,437,000
27	Motor Vehicle Account--Federal Appropriation	\$67,203,000
28	Motor Vehicle Account--Private/Local Appropriation	\$5,564,000
29	Special Category C Account--State Appropriation	\$28,723,000
30	Transportation 2003 Account (Nickel Account)--State	
31	Appropriation	\$902,239,000
32	TOTAL APPROPRIATION	\$1,496,871,000

33 The entire appropriations in this section are subject to the
34 following conditions and limitations: The total appropriation provided
35 in this section includes funding for the total project costs, and not
36 just for the anticipated expenditures for the 2007-09 biennium, for the
37 projects listed below. If projects listed in this section are

1 completed at a rate faster than anticipated, the appropriation
2 authority provided remains available for the projects to continue
3 without delay. However, the transfer authority provided in section 603
4 of this act shall not apply to the projects listed in this section.

5 (1) \$27,436,000 of the transportation partnership account--state
6 appropriation and \$2,000 of the motor vehicle account--private/local
7 appropriation are provided solely for the I-5/172nd St NE (SR 531)
8 Interchange project (100553N);

9 (2) \$15,464,000 of the transportation partnership account--state
10 appropriation and \$241,535,000 of the transportation 2003 account
11 (nickel account)--state appropriation are provided solely for the
12 I-5/SR 16 Interchange project (300567A);

13 (3) \$81,303,000 of the transportation 2003 account (nickel
14 account)--state appropriation and \$278,000 of the motor vehicle
15 account--federal appropriation are provided solely for the I-5/Grand
16 Mound to Maytown Stage One project (300581A);

17 (4) \$37,406,000 of the transportation 2003 account (nickel
18 account)--state appropriation is provided solely for the I-5/SR 502
19 Interchange project (400599R);

20 (5) \$36,912,000 of the transportation partnership account--state
21 appropriation, \$18,000 of the motor vehicle account--state
22 appropriation, and \$1,081,000 of the motor vehicle account--federal
23 appropriation are provided solely for the SR 9/SR 96 to Marsh Rd
24 project (100914G);

25 (6) \$82,614,000 of the transportation 2003 account (nickel
26 account)--state appropriation, \$172,000 of the motor vehicle account--
27 state appropriation, \$190,000 of the motor vehicle account--
28 private/local appropriation, and \$1,192,000 of the motor vehicle
29 account--federal appropriation are provided solely for the SR
30 20/Fredonia to I-5 project (102039A);

31 (7) \$8,343,000 of the transportation 2003 account (nickel
32 account)--state appropriation, \$1,991,000 of the transportation
33 partnership account--state appropriation, and \$1,656,000 of the motor
34 vehicle account--federal appropriation are provided solely for the
35 I-90/Two Way Transit project (109040T). Expenditure of these funds on
36 construction is contingent upon revising the access plan for Mercer
37 Island traffic such that Mercer Island traffic will have access to the
38 outer roadway high occupancy vehicle (HOV) lanes during the period of

1 operation of such lanes following the removal of Mercer Island traffic
2 from the center roadway and prior to conversion of the outer roadway
3 HOV lanes to high occupancy toll (HOT) lanes. Sound transit may have
4 access to the center lanes only when alternative R8A is complete;

5 (8) \$78,450,000 of the transportation partnership account--state
6 appropriation is provided solely for the SR 167/8th St E Vic to S 277th
7 St project (816701C);

8 (9) \$90,234,000 of the transportation 2003 account (nickel
9 account)--state appropriation, \$28,723,000 of the special category C
10 account--state appropriation, and \$112,000 of the motor vehicle
11 account--private/local appropriation are provided solely for the
12 395/NSC-US 2 to Wandermere and US 2 Lowering project (600003A);

13 (10) \$46,070,000 of the transportation 2003 account (nickel
14 account)--state appropriation, \$52,501,000 of the transportation
15 partnership account--state appropriation, and \$1,118,000 of the motor
16 vehicle account--private/local appropriation are provided solely for
17 the I-405/SR 181 to SR 167 project (840502B);

18 (11) \$105,839,000 of the transportation partnership account--state
19 appropriation and \$796,000 of the motor vehicle account--federal
20 appropriation are provided solely for the I-405/SR 515 project
21 (840505A);

22 (12) \$143,757,000 of the transportation 2003 account (nickel
23 account)--state appropriation and \$1,171,000 of the motor vehicle
24 account--private/local appropriation are provided solely for the
25 I-405/I-90 to SE 8th St project (840541F). No funds may be expended
26 from this project for the purpose of funding improvements,
27 construction, or the movement of a rail bridge across the cedar river;

28 (13) \$22,917,000 of the transportation partnership account--state
29 appropriation and \$5,479,000 of the motor vehicle account--federal
30 appropriation are provided solely for the I-405/NE 10th St project
31 (840552A);

32 (14) \$90,956,000 of the transportation 2003 account (nickel
33 account)--state appropriation and \$72,000 of the motor vehicle
34 account--private/local appropriation are provided solely for the SR
35 520/W Lake Sammamish Parkway to SR 202, Stage 3 project (152040A);

36 (15) \$3,134,000 of the motor vehicle account--state appropriation,
37 \$38,350,000 of the motor vehicle account--federal appropriation, and

1 \$2,899,000 of the motor vehicle account--private/local appropriation
2 are provided solely for the SR 539/Horton Road to Tenmile Road project
3 (153902B);

4 (16) \$80,020,000 of the transportation 2003 account (nickel
5 account)--state appropriation is provided solely for the SR 539/Tenmile
6 Road to SR 546 project (153910A); and

7 (17) \$148,196,000 of the transportation partnership account--state
8 appropriation, \$109,000 of the motor vehicle account--state
9 appropriation, and \$18,311,000 of the motor vehicle account--federal
10 appropriation are provided solely for the SR 104/Hood Canal Bridge
11 project (310407B).

12 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**
13 **PRESERVATION--PROGRAM P**

14	Transportation Partnership Account--State	
15	Appropriation	\$81,989,000
16	Motor Vehicle Account--State Appropriation	\$71,382,000
17	Motor Vehicle Account--Federal Appropriation	\$412,508,000
18	Motor Vehicle Account--Private/Local Appropriation	\$15,285,000
19	Transportation 2003 Account (Nickel Account)--State	
20	Appropriation	\$5,122,000
21	Puyallup Tribal Settlement Account--State	
22	Appropriation	\$11,000,000
23	TOTAL APPROPRIATION	\$597,286,000

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

26 (1) The entire transportation 2003 account (nickel account)
27 appropriation and the entire transportation partnership account
28 appropriation are provided solely for the projects and activities as
29 listed by fund, project, and amount in LEAP Transportation Document
30 2007-1, Highway Preservation Program (P) as developed March 30, 2007.
31 However, limited transfers of specific line-item project appropriations
32 may occur between projects for those amounts listed subject to the
33 conditions and limitations in section 603 of this act.

34 (2) \$295,000 of the motor vehicle account--federal appropriation
35 and \$5,000 of the motor vehicle account--state appropriation are
36 provided solely for the department to determine the most cost efficient

1 way to replace the current Keller ferry. Options reviewed shall not
2 include an expansion of the current capacity of the Keller ferry.

3 (3) \$5,513,000 of the transportation partnership account--state
4 appropriation is provided solely for settlement of all claims by the
5 Lower Elwha Klallam tribe relating to the Port Angeles graving dock
6 property, including all claims raised in *Lower Elwha Klallam Tribe et*
7 *al. v. State*, Thurston county superior court cause no. 05-2-01595-8.
8 No moneys may be expended from the amount provided in this subsection
9 unless the Lower Elwha Klallam tribe has executed a full and
10 unconditional release of all claims against the state.

11 (4) The department shall apply for surface transportation program
12 (STP) enhancement funds to be expended in lieu of or in addition to
13 state funds for eligible costs of projects in Programs I and P,
14 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan
15 Way Viaduct projects.

16 (5) The department shall, on a quarterly basis beginning July 1,
17 2007, provide to the office of financial management and the legislature
18 reports providing the status on each project funded in part or whole by
19 the transportation 2003 account (nickel account) or the transportation
20 partnership account. Funding provided at a programmatic level for
21 transportation partnership account projects relating to seismic bridges
22 should be reported on a programmatic basis. Projects within this
23 programmatic level funding should be completed on a priority basis and
24 scoped to be completed within the current programmatic budget. Other
25 projects may be reported on a programmatic basis. The department shall
26 work with the office of financial management and the transportation
27 committees of the legislature to agree on report formatting and
28 elements. Elements shall include, but not be limited to, project
29 scope, schedule, and costs. The department shall also provide the
30 information required under this subsection on a quarterly basis via the
31 transportation executive information systems (TEIS).

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

1 (7) \$2,604,501 of the motor vehicle account--federal appropriation
2 and \$3,000,000 of the motor vehicle account--state appropriation are
3 for expenditures on damaged state roads due to flooding, mudslides,
4 rock fall, or other unforeseen events.

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

7	Motor Vehicle Account--State Appropriation	\$9,212,000
8	Motor Vehicle Account--Federal Appropriation	\$15,951,000
9	Motor Vehicle Account--Private/Local Appropriation	\$74,000
10	TOTAL APPROPRIATION	\$25,237,000

11 The appropriations in this section are subject to the following
12 conditions and limitations: The motor vehicle account--state
13 appropriation includes \$7,700,000 provided solely for state matching
14 funds for federally selected competitive grant or congressional earmark
15 projects other than the commercial vehicle information systems and
16 network. These moneys shall be placed into reserve status until such
17 time as federal funds are secured that require a state match.

18 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION--**
19 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

20	Puget Sound Capital Construction Account--State	
21	Appropriation	\$131,800,000
22	Puget Sound Capital Construction Account--Federal	
23	Appropriation	\$51,742,000
24	Multimodal Transportation Account--State	
25	Appropriation	\$5,600,000
26	Transportation 2003 Account (Nickel Account)--State	
27	Appropriation	\$76,525,000
28	TOTAL APPROPRIATION	\$265,667,000

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

31 (1) \$938,000 of the Puget Sound capital construction account--state
32 appropriation is provided solely for implementing Engrossed Substitute
33 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358 as
34 follows:

35 (a) The department shall allow the joint transportation committee

1 workgroup established in section 205(1) of this act to participate in
2 the following elements as they are described in Engrossed Substitute
3 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358:

4 (i) Development and implementation of a market survey of ferry
5 customers;

6 (ii) Analysis and reestablishment of vehicle level of service
7 standards. In reestablishing the standards, consideration shall be
8 given to whether boat wait is the appropriate measure. The level of
9 service standard shall be reestablished in conjunction with or after
10 the market survey has been implemented;

11 (iii) Development of operational strategies. The operational
12 strategies shall be reestablished in conjunction with the market survey
13 or after the market survey has been implemented;

14 (iv) Development of pricing strategies. In developing these
15 strategies, the policy, in effect on some routes, of collecting fares
16 in only one direction shall be evaluated to determine whether one-way
17 fare pricing best serves the ferry system. The pricing strategies must
18 be developed in conjunction with or after the market survey has been
19 implemented;

20 (v) Development of terminal design standards. The terminal design
21 standards shall be developed after the provisions of subsections (a)(i)
22 through (iv) and subsection (b) of this section have been developed and
23 reviewed by the joint transportation committee; and

24 (vi) Development of a capital plan. The capital plan shall be
25 developed after terminal design standards have been developed by the
26 department and reviewed by the joint transportation committee.

27 (b) The department shall develop a ridership demand forecast that
28 shall be used in the development of a long-range capital plan. If more
29 than one forecast is developed they must be reconciled.

30 (c) The department shall update the life cycle cost model to meet
31 the requirements of Engrossed Substitute Senate Bill No. 6127 or
32 Engrossed Substitute House Bill No. 2358 no later than August 1, 2007.

33 (d) The department shall develop a cost allocation methodology
34 proposal to meet the requirements described in Engrossed Substitute
35 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358. The
36 proposal shall be completed and presented to the joint legislative
37 audit and review committee and the joint transportation committee no
38 later than August 1, 2007.

1 (2) \$6,432,000 of the Puget Sound capital construction account--
2 state appropriation is provided solely for emergency capital costs.

3 (3) \$9,325,000 of the Puget Sound capital construction account--
4 state appropriation is provided solely for the terminal projects
5 listed:

6 (a) Anacortes ferry terminal - electrical work, upland parking,
7 interim terminal costs, interim kitchen trailer costs, and demolition
8 costs;

9 (b) Bremerton ferry terminal - move terminal agent's office and
10 overhead loading control system;

11 (c) Edmonds ferry terminal - right-of-way acquisition costs and
12 federal match requirements;

13 (d) Port Townsend ferry terminal - wingwall preservation costs;

14 (e) Kingston ferry terminal - transfer span retrofit, overhead
15 vehicle holding control system modifications;

16 (f) Clinton ferry terminal - septic system replacement; and

17 (g) Friday Harbor ferry terminal - parking resurfacing.

18 (4) \$5,600,000 of the multimodal transportation account--state
19 appropriation is provided solely for right-of-way acquisition costs and
20 tribal mitigation and archeological work costs associated with the
21 Mukilteo ferry terminal.

22 (5) \$76,525,000 of the transportation 2003 account (nickel
23 account)--state appropriation and \$62,473,000 of the Puget Sound
24 capital construction account--state appropriation are provided solely
25 for the procurement of four 144-vehicle auto-passenger ferry vessels.

26 (6) \$18,116,000 of the Puget Sound capital construction account--
27 state appropriation is provided solely for the Eagle Harbor maintenance
28 facility preservation project. These funds may not be used for
29 relocating any warehouses not currently on the Eagle Harbor site.

30 (7) \$80,000 of the Puget Sound capital construction account--state
31 appropriation is provided solely to research an asset management system
32 to improve Washington state ferries' management of capital assets and
33 the department's ability to estimate future preservation needs. The
34 department shall report its findings regarding a new asset management
35 system to the governor and the transportation committees of the
36 legislature no later than January 15, 2008.

37 (8) The department shall sell the M.V. Chinook and M.V. Snohomish
38 passenger-only fast ferries as soon as practicable and deposit the

1 proceeds of the sales into the passenger ferry account created in RCW
2 47.60.645. Once the department ceases to provide passenger-only ferry
3 service, the department shall sell the M.V. Kalama and M.V. Skagit
4 passenger-only ferries and deposit the proceeds of the sales into the
5 passenger ferry account created in RCW 47.60.645.

6 (9) The department shall, on a quarterly basis beginning July 1,
7 2007, provide to the office of financial management and the legislature
8 reports providing the status on each project listed in this section and
9 in the project lists submitted pursuant to this act and on any
10 additional projects for which the department has expended funds during
11 the 2007-09 fiscal biennium. Elements shall include, but not be
12 limited to, project scope, schedule, and costs. The department shall
13 also provide the information required under this subsection via the
14 transportation executive information systems (TEIS).

15 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--**
16 **RAIL--PROGRAM Y--CAPITAL**

17	Essential Rail Assistance Account--State Appropriation . . .	\$500,000
18	Freight Congestion Relief Account--State	
19	Appropriation	\$25,000,000
20	Transportation Infrastructure Account--State	
21	Appropriation	\$14,500,000
22	Multimodal Transportation Account--State	
23	Appropriation	\$150,678,000
24	Multimodal Transportation Account--Federal	
25	Appropriation	\$30,450,000
26	Multimodal Transportation Account--Private/Local	
27	Appropriation	\$7,894,000
28	TOTAL APPROPRIATION	\$229,022,000

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

31 (1)(a) The entire appropriations in this section are provided
32 solely for the projects and activities as listed by fund, project, and
33 amount in LEAP Transportation Document 2007-1, Rail Capital Program (Y)
34 as developed March 30, 2007. However, limited transfers of specific
35 line-item project appropriations may occur between projects for those
36 amounts listed subject to the conditions and limitations in section 603
37 of this act.

1 (b) Within the amounts provided in this section, \$14,500,000 of the
2 transportation infrastructure account--state appropriation is for low-
3 interest loans for rail capital projects through the freight rail
4 investment bank program. However, until June 30, 2009, \$12,000,000 of
5 the amount provided under this subsection (1)(b), which includes
6 proceeds from the sale of ancillary property pursuant to subsection (5)
7 of this section, must be made available as a no interest loan to any
8 public entity seeking to provide operating service on a state-owned
9 rail line where the loan proceeds are used to refurbish the rail line.
10 With respect to the remaining \$2,500,000 of the amount provided under
11 this subsection (1)(b), the department shall issue a call for projects
12 based upon the legislative priorities specified in Engrossed Substitute
13 Senate Bill No. 6120. Application must be received by the department
14 by November 1, 2007. By December 1, 2007, the department shall submit
15 a prioritized list of recommended projects to the office of financial
16 management and the transportation committees of the legislature.

17 (c) Within the amounts provided in this section, \$3,335,000 of the
18 multimodal transportation account--state appropriation is for statewide
19 - emergent freight rail assistance projects. However, the department
20 shall perform a cost/benefit analysis of the projects according to the
21 legislative priorities regarding public benefits specified in Engrossed
22 Substitute Senate Bill No. 6120, and shall give priority to the
23 following projects: Rail - Tacoma rail yard switching upgrades
24 (\$500,000); Rail - Port of Ephrata spur rehabilitation (\$127,000); Rail
25 - Lewis and Clark rail improvements (\$1,100,000); Rail - Port of Grays
26 Harbor rail access improvements (\$543,000); Rail - Port of Longview
27 rail loop construction (\$291,000); and Rail - Port of Chehalis
28 (\$774,000). If the relative cost of any of the six projects identified
29 in this subsection (1)(c) is not substantially less than the public
30 benefits to be derived from the project, then the department shall not
31 assign the funds to the project, and instead shall use those funds
32 toward those projects identified by the department in the attachments
33 to the "Washington State Department of Transportation FREIGHT RAIL
34 ASSISTANCE FUNDING PROGRAM: 2007-2009 Prioritized Project List and
35 Program Update" dated December 2006 for which the proportion of public
36 benefits to be gained compared to the cost of the project is greatest.

37 (d) Within the amounts provided in this section, \$9,000,000 of the

1 multimodal transportation account--state appropriation is for the
2 replacement of the rail bridge across the Cedar river.

3 (e) Within the amounts provided in this section, \$25,000,000 of the
4 freight congestion relief account--state appropriation is for
5 modifications to the Stampede Pass rail tunnel to facilitate the
6 movement of double stacked rail cars.

7 (f) Within the amounts provided in this section, \$200,000 of the
8 multimodal transportation account--state appropriation is for rescoping
9 the Kelso to Martin's Bluff - 3rd Mainline and Storage Tracks project.
10 The rescoped project may include funds that are committed to the
11 project by local or private funding partners. However, the rescoped
12 project must be capable of being completed with not more than
13 \$49,470,000 in future state funding. Subject to this funding
14 constraint, the rescoped project must maximize capacity improvements
15 along the rail mainline.

16 (2) The multimodal transportation account--state appropriation
17 includes up to \$137,620,000 in proceeds from the sale of bonds
18 authorized by RCW 47.10.867.

19 (3) The department is directed to seek the use of unprogrammed
20 federal rail crossing funds to be expended in lieu of or in addition to
21 state funds for eligible costs of projects in Program Y, including, but
22 not limited to the "Tacoma -- bypass of Pt. Defiance" project.

23 (4) If new federal funding for freight or passenger rail is
24 received, the department shall consult with the transportation
25 committees of the legislature and the office of financial management
26 prior to spending the funds on existing or additional projects.

27 (5) The Palouse River and Coulee City (PCC) rail line system is
28 made up of the CW, P&L and PV Hooper rail lines. The state has
29 purchased the right-of-ways to the PCC rail line system. Watco will
30 continue to operate the PV Hooper line, as required by contract. The
31 department shall select operator(s) for the CW and P&L rail lines for
32 the 2007 and 2008 harvest seasons through a competitive bid process,
33 unless no bid is submitted in response to the department's request for
34 bids. The operating agreement(s) for the CW and P&L rail lines shall
35 not include provision for a state operating or capital subsidy. If,
36 upon expiration of any of the operating agreements, any
37 intergovernmental entity or local rail district expresses interest in
38 the operating rights to the CW, P&L and PV Hooper rail lines, then the

1 department shall give the intergovernmental entity or local rail
 2 district the right of first refusal to the long-term operating rights
 3 of the line(s), provided however that the long-term operating rights
 4 shall be available without state operating or capital subsidy. The
 5 department shall sell any ancillary property, acquired when the state
 6 purchased the right-of-ways to the PCC rail line system, to a lessee of
 7 the ancillary property who is willing to pay fair market value for the
 8 property. The department shall deposit the proceeds from the sale of
 9 ancillary property into the transportation infrastructure account for
 10 use according to the provisions of subsection (1)(b) of this section.

11 (6) The entire freight congestion relief account--state
 12 appropriation is contingent upon the enactment during the 2007-2009
 13 fiscal biennium of a bill, resulting from the study established in
 14 Substitute Senate Bill No. 5207, that makes available funding to
 15 support project expenditures funded from the freight congestion relief
 16 account created in Substitute Senate Bill No. 5207. If such a funding
 17 bill is not enacted by June 30, 2009, the entire freight congestion
 18 relief account--state appropriation shall lapse.

19 NEW SECTION. **Sec. 311. FOR THE DEPARTMENT OF TRANSPORTATION--**
 20 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

21	Highway Infrastructure Account--State Appropriation	\$207,000
22	Highway Infrastructure Account--Federal	
23	Appropriation	\$1,602,000
24	Freight Mobility Investment Account--State	
25	Appropriation	\$12,500,000
26	Freight Congestion Relief Account--State	
27	Appropriation	\$51,720,000
28	Transportation Partnership Account--State	
29	Appropriation	\$6,906,000
30	Motor Vehicle Account--State Appropriation	\$6,504,000
31	Motor Vehicle Account--Federal Appropriation	\$52,900,000
32	Freight Mobility Multimodal Account--State	
33	Appropriation	\$12,100,000
34	Multimodal Transportation Account--State	
35	Appropriation	\$27,658,000
36	Transportation 2003 Account (Nickel Account)--State	
37	Appropriation	\$2,706,000

1 Passenger Ferry Account--State Appropriation \$8,500,000
2 TOTAL APPROPRIATION \$183,303,000

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

5 (1) The department shall, on a quarterly basis, provide status
6 reports to the legislature on the delivery of projects as outlined in
7 the project lists incorporated in this section. For projects funded by
8 new revenue in the 2003 and 2005 transportation packages, reporting
9 elements shall include, but not be limited to, project scope, schedule,
10 and costs. Other projects may be reported on a programmatic basis.
11 The department shall also provide the information required under this
12 subsection on a quarterly basis via the transportation executive
13 information system (TEIS).

14 (2) \$8,500,000 of the passenger ferry account--state appropriation
15 is provided solely for the establishment of a ferry grant program to
16 provide operating or capital grants for ferry systems as provided in
17 chapters 36.54 and 36.57A RCW to operate a passenger-only ferry system.

18 (3) The department shall seek the use of unprogrammed federal rail
19 crossing funds to be expended in lieu of or in addition to state funds
20 for eligible costs of projects in local programs, program Z capital.

21 (4) The department shall apply for surface transportation program
22 (STP) enhancement funds to be expended in lieu of or in addition to
23 state funds for eligible costs of projects in local programs, program
24 Z capital.

25 (5) Federal funds may be transferred from program Z to programs I
26 and P and state funds shall be transferred from programs I and P to
27 program Z to replace those federal funds in a dollar-for-dollar match.
28 Fund transfers authorized under this subsection shall not affect
29 project prioritization status. Appropriations shall initially be
30 allotted as appropriated in this act. The department may not transfer
31 funds as authorized under this subsection without approval of the
32 office of financial management. The department shall submit a report
33 on those projects receiving fund transfers to the office of financial
34 management and the transportation committees of the legislature by
35 December 1, 2007, and December 1, 2008.

36 (6) The city of Winthrop may utilize a design-build process for the
37 Winthrop bike path project. Of the amount appropriated in this section
38 for this project, \$500,000 of the multimodal transportation account--

1 state appropriation is contingent upon the state receiving from the
2 city of Winthrop \$500,000 in federal funds awarded to the city of
3 Winthrop by its local planning organization.

4 (7) \$7,000,000 of the multimodal transportation account--state
5 appropriation, \$7,000,000 of the motor vehicle account--federal
6 appropriation, and \$4,000,000 of the transportation partnership
7 account--state appropriation are provided solely for the pedestrian and
8 bicycle safety program projects and safe routes to schools program
9 projects identified in the LEAP Transportation Document 2007-A,
10 pedestrian and bicycle safety program projects and safe routes to
11 schools program projects as developed March 27, 2007. Projects must be
12 allocated funding based on order of priority. The department shall
13 review all projects receiving grant awards under this program at least
14 semiannually to determine whether the projects are making satisfactory
15 progress. Any project that has been awarded funds, but does not report
16 activity on the project within one year of the grant award, shall be
17 reviewed by the department to determine whether the grant should be
18 terminated. The department shall promptly close out grants when
19 projects have been completed, and identify where unused grant funds
20 remain because actual project costs were lower than estimated in the
21 grant award.

22 (8) Up to a maximum of \$5,000,000 of the multimodal transportation
23 account--state appropriation and up to a maximum of \$2,000,000 of the
24 motor vehicle account--federal appropriation are reappropriated for the
25 pedestrian and bicycle safety program projects and safe routes to
26 schools program projects identified in the LEAP transportation document
27 2006-B, pedestrian and bicycle safety program projects and safe routes
28 to schools program projects as developed March 8, 2006. Projects must
29 be allocated funding based on order of priority. The department shall
30 review all projects receiving grant awards under this program at least
31 semiannually to determine whether the projects are making satisfactory
32 progress. Any project that has been awarded funds, but does not report
33 activity on the project within one year of the grant award, shall be
34 reviewed by the department to determine whether the grant should be
35 terminated. The department shall promptly close out grants when
36 projects have been completed, and identify where unused grant funds
37 remain because actual project costs were lower than estimated in the
38 grant award.

1 (9) The entire freight congestion relief account--state
2 appropriation is contingent upon the enactment during the 2007-2009
3 fiscal biennium of a bill, resulting from the study established in
4 Substitute Senate Bill No. 5207, that makes available funding to
5 support project expenditures funded from the freight congestion relief
6 account created in Substitute Senate Bill No. 5207. If such a funding
7 bill is not enacted by June 30, 2009, the entire freight congestion
8 relief account--state appropriation shall lapse.

9 NEW SECTION. **Sec. 312.** (1) Up to \$881,646,000 in proceeds from
10 the sale of bonds authorized in RCW 47.10.873 is available to support
11 both of the transportation partnership account--state appropriations in
12 sections 305 and 306 of this act.

13 (2) Up to \$858,724,000 in proceeds from the sale of bonds
14 authorized by RCW 47.10.861 is available to support both of the
15 transportation 2003 account (nickel account)--state appropriations in
16 sections 305 and 306 of this act.

17 (3) Up to \$22,080,000 in proceeds from the sale of bonds authorized
18 in Substitute House Bill No. 2394 is available to support both of the
19 special category C account--state appropriations in sections 305 and
20 306 of this act. If Substitute House Bill No. 2394 is not enacted by
21 June 30, 2007, the amount provided in this subsection shall lapse.

22 **TRANSFERS AND DISTRIBUTIONS**

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

27	Highway Bond Retirement Account Appropriation	\$548,852,000
28	Ferry Bond Retirement Account Appropriation	\$38,059,000
29	Transportation Improvement Board Bond Retirement	
30	Account--State Appropriation	\$26,844,000
31	Nondebt-Limit Reimbursable Account Appropriation	\$15,477,000
32	Transportation Partnership Account--State	
33	Appropriation	\$6,612,000
34	Motor Vehicle Account--State Appropriation	\$563,000
35	Transportation Improvement Account--State Appropriation	\$68,000

1 The department of transportation is authorized to sell up to
2 \$75,000,000 in bonds authorized by RCW 47.10.843 for vessel and
3 terminal acquisition, major and minor improvements, and long lead-time
4 materials acquisition for the Washington state ferries.

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

7 Motor Vehicle Account Appropriation for
8 motor vehicle fuel tax distributions to cities
9 and counties \$526,320,000

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

11 Motor Vehicle Account--State
12 Appropriation: For motor vehicle fuel tax
13 refunds and statutory transfers \$937,181,000

14 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF LICENSING--**
15 **TRANSFERS**

16 Motor Vehicle Account--State
17 Appropriation: For motor vehicle fuel tax
18 refunds and transfers \$346,657,000

19 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER--ADMINISTRATIVE**
20 **TRANSFERS**

21 (1) Recreational Vehicle Account--State
22 Appropriation: For transfer to the Motor Vehicle
23 Account--State \$3,005,000

24 (2) License Plate Technology Account--State
25 Appropriation: For the Highway Safety Account--
26 State \$4,500,000

27 (3) Motor Vehicle Account--State Appropriation:
28 For transfer to the High-Occupancy Toll Lanes Operations--
29 State Account \$3,000,000

30 (4) Motor Vehicle Account--State Appropriation:
31 For transfer to the Puget Sound Capital Construction
32 Account--State \$30,000,000

33 (5) Multimodal Transportation Account--State
34 Appropriation: For transfer to the Puget Sound

1 NEW SECTION. **Sec. 501. COMPENSATION--NONREPRESENTED EMPLOYEES--**
2 **INSURANCE BENEFITS.** The appropriations for state agencies, are subject
3 to the following conditions and limitations:

4 (1)(a) The monthly employer funding rate for insurance benefit
5 premiums, public employees' benefits board administration, and the
6 uniform medical plan, shall not exceed \$707 per eligible employee for
7 fiscal year 2008. For fiscal year 2009 the monthly employer funding
8 rate shall not exceed \$732 per eligible employee.

9 (b) In order to achieve the level of funding provided for health
10 benefits, the public employees' benefits board shall require any or all
11 of the following: Employee premium copayments, increases in
12 point-of-service cost sharing, the implementation of managed
13 competition, or make other changes to benefits consistent with RCW
14 41.05.065.

15 (c) The health care authority shall deposit any moneys received on
16 behalf of the uniform medical plan as a result of rebates on
17 prescription drugs, audits of hospitals, subrogation payments, or any
18 other moneys recovered as a result of prior uniform medical plan claims
19 payments, into the public employees' and retirees' insurance account to
20 be used for insurance benefits. Such receipts shall not be used for
21 administrative expenditures.

22 (2) The health care authority, subject to the approval of the
23 public employees' benefits board, shall provide subsidies for health
24 benefit premiums to eligible retired or disabled public employees and
25 school district employees who are eligible for medicare, pursuant to
26 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the
27 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall
28 be \$184.26 per month.

29 NEW SECTION. **Sec. 502. COMPENSATION--REPRESENTED EMPLOYEES**
30 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS.** The appropriations for
31 state agencies, are subject to the following conditions and
32 limitations:

33 (1)(a) The monthly employer funding rate for insurance benefit
34 premiums, public employees' benefits board administration, and the
35 uniform medical plan, for represented employees outside the super
36 coalition under chapter 41.80 RCW, shall not exceed \$707 per eligible

1 employee for fiscal year 2008. For fiscal year 2009 the monthly
2 employer funding rate shall not exceed \$732 per eligible employee.

3 (b) In order to achieve the level of funding provided for health
4 benefits, the public employees' benefits board shall require any or all
5 of the following: Employee premium copayments, increases in
6 point-of-service cost sharing, the implementation of managed
7 competition, or make other changes to benefits consistent with RCW
8 41.05.065.

9 (c) The health care authority shall deposit any moneys received on
10 behalf of the uniform medical plan as a result of rebates on
11 prescription drugs, audits of hospitals, subrogation payments, or any
12 other moneys recovered as a result of prior uniform medical plan claims
13 payments, into the public employees' and retirees' insurance account to
14 be used for insurance benefits. Such receipts shall not be used for
15 administrative expenditures.

16 (2) The health care authority, subject to the approval of the
17 public employees' benefits board, shall provide subsidies for health
18 benefit premiums to eligible retired or disabled public employees and
19 school district employees who are eligible for medicare, pursuant to
20 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the
21 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall
22 be \$184.26 per month.

23 NEW SECTION. **Sec. 503. COMPENSATION--REPRESENTED EMPLOYEES--**
24 **SUPER COALITION.** Collective bargaining agreements negotiated as part
25 of the super coalition under chapter 41.80 RCW include employer
26 contributions to health insurance premiums at 88% of the cost. Funding
27 rates at this level are currently \$707 per month for fiscal year 2008
28 and \$732 per month for fiscal year 2009. The agreements also include
29 a one-time payment of \$756 for each employee who is eligible for
30 insurance for the month of June, 2007, and is covered by a 2007-2009
31 collective bargaining agreement pursuant to chapter 41.80 RCW, as well
32 as continuation of the salary increases that were negotiated for the
33 twelve-month period beginning July 1, 2006, and scheduled to terminate
34 June 30, 2007.

35 NEW SECTION. **Sec. 504. COMPENSATION--PENSION CONTRIBUTIONS.** The
36 appropriations for state agencies, including institutions of higher

1 education are subject to the following conditions and limitations:
2 Appropriations are provided to fund employer contributions to state
3 pension funds at the rates adopted by the pension funding council.

4 NEW SECTION. **Sec. 505. COMPENSATION--REVISE PENSION GAIN**
5 **SHARING.** The appropriations for (schools) state agencies, including
6 institutions of higher education are subject to the following
7 conditions and limitations: Appropriations are adjusted to reflect
8 changes to pension gain sharing as provided in House Bill No. 2391.

9 NEW SECTION. **Sec. 506. NONREPRESENTED EMPLOYEE COMPENSATION.**
10 The appropriations for nonrepresented employee compensation adjustments
11 are provided solely for:

- 12 (1) Across the Board Adjustments.
- 13 (a) Appropriations are provided for a 3.2% salary increase
14 effective July 1, 2007, for all classified employees, except those
15 represented by a collective bargaining unit under chapter 41.80 RCW,
16 and except the certificated employees of the state schools for the deaf
17 and blind and employees of community and technical colleges covered by
18 the provisions of Initiative Measure No. 732. Also included are
19 employees in the Washington management service, and exempt employees
20 under the jurisdiction of the director of personnel.

21 The appropriations are also sufficient to fund a 3.2% salary
22 increase effective July 1, 2007, and for executive, legislative, and
23 judicial branch employees exempt from merit system rules whose maximum
24 salaries are not set by the commission on salaries for elected
25 officials.

- 26 (b) Appropriations are provided for a 2.0% salary increase
27 effective July 1, 2008, for all classified employees, except those
28 represented by a collective bargaining unit under chapter 41.80 RCW,
29 and except for the certificated employees of the state schools of the
30 deaf and blind and employees of community and technical colleges
31 covered by the provisions of Initiative Measure No. 732. Also included
32 are employees in the Washington management service, and exempt
33 employees under the jurisdiction of the director of personnel. The
34 appropriations are also sufficient to fund a 2.0% salary increase
35 effective July 1, 2008, for executive, legislative, and judicial branch

1 employees exempt from merit system rules whose maximum salaries are not
2 set by the commission on salaries for elected officials.

3 (2) Salary Survey.

4 For state employees, except those represented by a bargaining unit
5 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for
6 implementation of the department of personnel's 2006 salary survey, for
7 job classes more than 25% below market rates and affected classes.

8 (3) Classification Consolidation.

9 For state employees, except those represented by a bargaining unit
10 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for
11 implementation of the department of personnel's phase 4 job class
12 consolidation and revisions under the personnel system reform act of
13 2002.

14 (4) Agency Request Consolidation.

15 For state employees, except those represented by a bargaining unit
16 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for
17 implementation of the department of personnel's agency request job
18 class consolidation and reclassification plan.

19 (5) Additional Pay Step.

20 For state employees, except those represented by a bargaining unit
21 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for a
22 new pay step L for those who have been in step K for at least one year.

23 (6) Retain Fiscal Year 2007 Pay Increase.

24 For all classified state employees, except those represented by a
25 bargaining unit under chapters 41.80, 41.56, and 47.64 RCW, and except
26 for the certificated employees of the state schools of the deaf and
27 blind and employees of community and technical colleges covered by the
28 provisions of Initiative Measure No. 732, funding is provided for
29 continuation of the 1.6% salary increase that was provided during
30 fiscal year 2007. Also included are employees in the Washington
31 management service, and exempt employees under the jurisdiction of the
32 director of personnel. The appropriations are also sufficient to
33 continue a 1.6% salary increase for executive, legislative, and
34 judicial branch employees exempt from merit system rules whose maximum
35 salaries are not set by the commission on salaries for elected
36 officials.

1 NEW SECTION. **Sec. 507. COLLECTIVE BARGAINING AGREEMENTS.**

2 Provisions of the collective bargaining agreements contained in
3 sections 508 through 519 of this act are described in general terms.
4 Only major economic terms are included in the descriptions. These
5 descriptions do not contain the complete contents of the agreements.
6 The collective bargaining agreements contained in sections 506 through
7 516 may also be funded by expenditures from nonappropriated accounts.
8 If positions are funded with lidded grants or dedicated fund sources
9 with insufficient revenue, additional funding from other sources is not
10 provided.

11 NEW SECTION. **Sec. 508. COLLECTIVE BARGAINING AGREEMENT--IBU.**

12 Appropriations in this act contain funding for the collective
13 bargaining agreement reached between the governor and the
14 inlandboatmen's union of the pacific under chapter 47.64 RCW. For
15 employees covered under this agreement, provisions include a 1.6%
16 salary increase effective July 1, 2007, which continues the increase
17 that went into effect July 1, 2006, and is set to terminate June 30,
18 2007. Also included is a 3.2% salary increase effective July 1, 2007,
19 a 2% salary increase effective July 1, 2008, and increases ranging from
20 1.5% to 4% to address specific classifications which are below market
21 rates as established by the marine employees commission 2006 salary
22 survey.

23 NEW SECTION. **Sec. 509. COLLECTIVE BARGAINING AGREEMENT--MEBA-**
24 **LICENSED.** Appropriations in this act reflect the collective bargaining
25 agreement reached between the governor and the marine engineers'
26 beneficial association under chapter 47.64 RCW. For employees covered
27 under this agreement, provisions include a 1.6% salary increase
28 effective July 1, 2007, which continues the increase that went into
29 effect July 1, 2006, and is set to terminate June 30, 2007. Also
30 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
31 increase effective July 1, 2008, and increases ranging from 1% to 6% to
32 address specific classifications which are below market rates as
33 established by the marine employees commission 2006 salary survey.

34 NEW SECTION. **Sec. 510. COLLECTIVE BARGAINING AGREEMENT--**

35 **MEBA-UNLICENSED.** Appropriations in this act reflect the collective

1 bargaining agreement reached between the governor and the marine
2 engineers' beneficial association under chapter 47.64 RCW. For
3 employees covered under this agreement, provisions include a 1.6%
4 salary increase effective July 1, 2007, which continues the increase
5 that went into effect July 1, 2006, and is set to terminate June 30,
6 2007. Also included is a 3.2% salary increase effective July 1, 2007,
7 and a 2% salary increase effective July 1, 2008.

8 NEW SECTION. **Sec. 511. COLLECTIVE BARGAINING AGREEMENT--MM&P.**

9 Appropriations in this act reflect the collective bargaining agreement
10 reached between the governor and the international organization of
11 master, mates & pilots, local 6, under chapter 47.64 RCW. For
12 employees covered under this agreement, provisions include a 1.6%
13 salary increase effective July 1, 2007, which continues the increase
14 that went into effect July 1, 2006, and is set to terminate June 30,
15 2007. Also included is a 3.2% salary increase effective July 1, 2007,
16 a 2% salary increase effective July 1, 2008, and increases ranging from
17 2.5% to 7.5% to address specific classifications which are below market
18 rates as established by the marine employees commission 2006 salary
19 survey.

20 NEW SECTION. **Sec. 512. COLLECTIVE BARGAINING AGREEMENT--**
21 **MM&P-WATCH SUPERVISORS.**

22 Appropriations in this act reflect the
23 collective bargaining agreement reached between the governor and the
24 international organization of master, mates & pilots, watch
25 supervisors, local 6, under chapter 47.64 RCW. For employees covered
26 under this agreement, provisions include a 1.6% salary increase
27 effective July 1, 2007, which continues the increase that went into
28 effect July 1, 2006, and is set to terminate June 30, 2007. Also
29 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
30 increase effective July 1, 2008, and a 3% increase to address this
31 specific classification which is below market rates as established by
the marine employees commission 2006 salary survey.

32 NEW SECTION. **Sec. 513. COLLECTIVE BARGAINING AGREEMENT--METAL**
33 **TRADES COUNCIL.**

34 Appropriations in this act reflect the collective
35 bargaining agreement reached between the governor and the Puget Sound
metal trades council under chapter 47.64 RCW. For employees covered

1 under this agreement, provisions include a 1.6% salary increase
2 effective July 1, 2007, which continues the increase that went into
3 effect July 1, 2006, and is set to terminate June 30, 2007. Also
4 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
5 increase effective July 1, 2008, and a \$.95/hour salary adjustment to
6 all classifications which are below market rates as established by the
7 marine employees commission 2006 salary survey.

8 NEW SECTION. **Sec. 514. COLLECTIVE BARGAINING AGREEMENT--FASPAA.**

9 Appropriations in this act reflect the collective bargaining agreement
10 reached between the governor and the ferry agents, supervisors, &
11 project administrators association under chapter 47.64 RCW. For
12 employees covered under this agreement, provisions include a 1.6%
13 salary increase effective July 1, 2007, which continues the increase
14 that went into effect July 1, 2006, and is set to terminate June 30,
15 2007. Also included is a 3.2% salary increase effective July 1, 2007,
16 a 2% salary increase effective July 1, 2008, and a 10% increase to
17 address specific classifications which are below market rates as
18 established by the marine employees commission 2006 salary survey.

19 NEW SECTION. **Sec. 515. COLLECTIVE BARGAINING AGREEMENT--OPEIU.**

20 Appropriations in this act reflect the collective bargaining agreement
21 reached between the governor and the office & professional employees
22 international union, local 8, under chapter 47.64 RCW. For employees
23 covered under this agreement, provisions include a 1.6% salary increase
24 effective July 1, 2007, which continues the increase that went into
25 effect July 1, 2006, and is set to terminate June 30, 2007. Also
26 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
27 increase effective July 1, 2008, and a one salary range (5%) increase
28 to address specific classifications which are below market rates as
29 established by the marine employees commission 2006 salary survey.

30 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENT--SEIU.**

31 Appropriations in this act reflect the collective bargaining agreement
32 reached between the governor and the service employees international
33 union, local 6, under chapter 47.64 RCW. For employees covered under
34 this agreement, provisions include a 1.6% salary increase effective
35 July 1, 2007, which continues the increase that went into effect July

1 1, 2006, and is set to terminate June 30, 2007. Also included is a
2 3.2% salary increase effective July 1, 2007, a 2% salary increase
3 effective July 1, 2008, and a 5% increase to address specific
4 classifications which are below market rates as established by the
5 marine employees commission 2006 salary survey.

6 NEW SECTION. **Sec. 517. COLLECTIVE BARGAINING AGREEMENT--WSP**
7 **TROOPERS ASSOCIATION.** Appropriations in this act reflect funding for
8 the collective bargaining agreement reached between the governor and
9 the Washington state patrol trooper's association under the provisions
10 of chapter 41.56 RCW. For employees covered under this agreement,
11 provisions include a 4.0% salary increase effective July 1, 2007, and
12 a 4.0% salary increase effective July 1, 2008. Also effective July 1,
13 2007, positions located in King (10%), Snohomish (5%), or Pierce (3%)
14 counties will receive geographic pay.

15 NEW SECTION. **Sec. 518. COLLECTIVE BARGAINING AGREEMENT--WSP**
16 **LIEUTENANTS ASSOCIATION.** Appropriations in this act reflect funding
17 for the collective bargaining agreement reached between the governor
18 and the Washington state patrol lieutenant's association under the
19 provisions of chapter 41.56 RCW. For employees covered under this
20 agreement, provisions include a 4.0% salary increase effective July 1,
21 2007, and a 4.0% salary increase effective July 1, 2008. Also
22 effective July 1, 2007, positions located in King (10%), Snohomish
23 (5%), or Pierce (3%) counties will receive geographic pay.

24 NEW SECTION. **Sec. 519. COLLECTIVE BARGAINING AGREEMENT--IFPTE.**
25 Appropriations in this act reflect the collective bargaining agreement
26 reached between the governor and the international federation of
27 professional and technical engineers under the provisions of chapter
28 41.80 RCW. For employees covered under this agreement, provisions
29 include a 1.6% salary increase effective July 1, 2007, which continues
30 the increase that went into effect July 1, 2006, and is set to
31 terminate June 30, 2007. Also included is a 3.2% salary increase
32 effective July 1, 2007, and a 2% salary increase effective July 1,
33 2008. Select classifications will receive wage increases due to the
34 implementation of the department of personnel's 2006 salary survey for
35 classes more than 25% below market rates. These increases will be

1 effective July 1, 2007. All employees covered under the agreement that
2 have been at the top step of their range for a year or longer will
3 progress to a new step L effective July 1, 2007.

4 **IMPLEMENTING PROVISIONS**

5 NEW SECTION. **Sec. 601.** Executive Order number 05-05,
6 archaeological and cultural resources, was issued effective November
7 10, 2005. Agencies and higher education institutions that issue grants
8 or loans for capital projects shall comply with the requirements set
9 forth in this executive order.

10 NEW SECTION. **Sec. 602. INFORMATION SYSTEMS PROJECTS.** Agencies
11 shall comply with the following requirements regarding information
12 systems projects when specifically directed to do so by this act.

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

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

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

1 (3) Each project will be planned and designed to take optimal
2 advantage of Internet technologies and protocols. Agencies shall
3 ensure that the project is in compliance with the architecture,
4 infrastructure, principles, policies, and standards of digital
5 government as maintained by the information services board.

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

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

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

1 responsibilities, and a statement of reporting requirements. The
2 quality assurance plans shall set out the functionality requirements
3 for each phase of a project.

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

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

21 NEW SECTION. **Sec. 603. FUND TRANSFERS.** (1) The transportation
22 2003 projects or improvements and the 2005 transportation partnership
23 projects or improvements are listed in LEAP Transportation Document
24 2007-1, which consists of a list of specific projects by fund source
25 and amount over a sixteen year period. Current biennium funding for
26 each project is a line item appropriation, while the outer year funding
27 allocations represent a sixteen year balanced plan. Unless otherwise
28 provided in this act, the director of financial management may
29 authorize a transfer of spending allocation within the appropriation
30 provided and between projects funded with transportation 2003 account
31 (nickel account) appropriations, transportation partnership account
32 appropriations, or multimodal transportation account appropriations, in
33 order to manage project spending and efficiently deliver all projects
34 in the respective program under the following conditions and
35 limitations:

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

1 (b) Transfers from a project may not be made as a result of the
2 reduction of the scope of a project, nor shall a transfer be made to
3 support increases in the scope of a project;

4 (c) Each transfer between projects may only occur if the director
5 of financial management finds that any resulting change will not hinder
6 the completion of the projects as approved by the legislature;

7 (d) Transfers to a project may be made without an offsetting
8 project reduction if the office of financial management finds there is
9 sufficient appropriation authority to accommodate the allocation
10 increase;

11 (e) Transfers of less than \$500,000 may be made by the department
12 without approval from the office of financial management;

13 (f) Transfers may not occur to projects not identified on the
14 applicable project list; and

15 (g) Transfers may not be made while the legislature is in session.

16 (2) At the time the department submits a request to transfer funds
17 under this section a copy of the request shall be submitted to the
18 transportation committees of the legislature. The request must include
19 how the fund transfer requests will be accommodated in a balanced
20 financial plan, consistent with legislative intent. A report of all
21 approved transfers made under this section shall be submitted on
22 October 1st of each fiscal year to the transportation committees of the
23 legislature.

24 (3) The office of financial management shall work with legislative
25 staff of the house of representatives and senate transportation
26 committees and the legislative evaluation and accountability program
27 committee to review the requested transfers.

28 (4) The office of financial management shall document approved
29 transfers and/or schedule changes in the transportation executive
30 information system (TEIS), compare changes to the last legislative
31 session, and transmit revised project lists to chairs of the
32 transportation committees of the legislature on a quarterly basis.

33 NEW SECTION. **Sec. 604. MEGA-PROJECT REPORTING.** Mega-projects are
34 defined as individual or groups of related projects that cost
35 \$1,000,000,000 or more. These projects include, but are not limited
36 to: Alaskan Way Viaduct, SR 520, SR 167, I-405, North Spokane
37 corridor, I-5 Tacoma HOV, and the Columbia River Crossing. The office

1 of financial management shall track mega-projects and report the
2 financial status and schedule of these projects at least once a year to
3 the transportation committees of the legislature.

4 NEW SECTION. **Sec. 605.** Based on the anticipated outcomes of the
5 tolling study, to be conducted under section 206 of this act, the
6 legislature intends that tolls be charged to offset or partially offset
7 the costs for the following projects, and that a managed lane concept
8 be applied in their design and implementation: State Route 520 Bridge
9 replacement and HOV project, and widening of Interstate 405.

10 **MISCELLANEOUS 2007-09 BIENNIUM**

11 **Sec. 701.** RCW 46.68.170 and 1996 c 237 s 2 are each amended to
12 read as follows:

13 There is hereby created in the motor vehicle fund the RV account.
14 All moneys hereafter deposited in said account shall be used by the
15 department of transportation for the construction, maintenance, and
16 operation of recreational vehicle sanitary disposal systems at safety
17 rest areas in accordance with the department's highway system plan as
18 prescribed in chapter 47.06 RCW. During the 2005-2007 and 2007-2009
19 fiscal biennia, the legislature may transfer from the RV account to the
20 motor vehicle fund such amounts as reflect the excess fund balance of
21 the RV account.

22 **Sec. 702.** RCW 47.29.170 and 2006 c 370 s 604 are each amended to
23 read as follows:

24 Before accepting any unsolicited project proposals, the commission
25 must adopt rules to facilitate the acceptance, review, evaluation, and
26 selection of unsolicited project proposals. These rules must include
27 the following:

28 (1) Provisions that specify unsolicited proposals must meet
29 predetermined criteria;

30 (2) Provisions governing procedures for the cessation of
31 negotiations and consideration;

32 (3) Provisions outlining that unsolicited proposals are subject to
33 a two-step process that begins with concept proposals and would only

1 advance to the second step, which are fully detailed proposals, if the
2 commission so directed;

3 (4) Provisions that require concept proposals to include at least
4 the following information: Proposers' qualifications and experience;
5 description of the proposed project and impact; proposed project
6 financing; and known public benefits and opposition; and

7 (5) Provisions that specify the process to be followed if the
8 commission is interested in the concept proposal, which must include
9 provisions:

10 (a) Requiring that information regarding the potential project
11 would be published for a period of not less than thirty days, during
12 which time entities could express interest in submitting a proposal;

13 (b) Specifying that if letters of interest were received during the
14 thirty days, then an additional sixty days for submission of the fully
15 detailed proposal would be allowed; and

16 (c) Procedures for what will happen if there are insufficient
17 proposals submitted or if there are no letters of interest submitted in
18 the appropriate time frame.

19 The commission may adopt other rules as necessary to avoid
20 conflicts with existing laws, statutes, or contractual obligations of
21 the state.

22 The commission may not accept or consider any unsolicited proposals
23 before (~~June 30, 2007~~) July 1, 2009.

24 NEW SECTION. Sec. 703. To the extent that any appropriation
25 authorizes expenditures of state funds from the motor vehicle account,
26 special category C account, Tacoma Narrows toll bridge account,
27 transportation 2003 account (nickel account), transportation
28 partnership account, transportation improvement account, Puget Sound
29 capital construction account, multimodal transportation account, or
30 other transportation capital project account in the state treasury for
31 a state transportation program that is specified to be funded with
32 proceeds from the sale of bonds authorized in chapter 47.10 RCW, the
33 legislature declares that any such expenditures made prior to the issue
34 date of the applicable transportation bonds for that state
35 transportation program are intended to be reimbursed from proceeds of
36 those transportation bonds in a maximum amount equal to the amount of
37 such appropriation.

1 **Sec. 704.** RCW 46.16.685 and 2003 c 370 s 4 are each amended to
2 read as follows:

3 The license plate technology account is created in the state
4 treasury. All receipts collected under RCW 46.01.140(4)(e)(ii) must be
5 deposited into this account. Expenditures from this account must
6 support current and future license plate technology and systems
7 integration upgrades for both the department and correctional
8 industries. Moneys in the account may be spent only after
9 appropriation. Additionally, the moneys in this account may be used to
10 reimburse the motor vehicle account for any appropriation made to
11 implement the digital license plate system. During the 2007-2009
12 fiscal biennium, the legislature may transfer from the license plate
13 technology account to the highway safety fund such amounts as reflect
14 the excess fund balance of the license plate technology account.

15 **Sec. 705.** RCW 47.01.390 and 2006 c 311 s 27 are each amended to
16 read as follows:

17 (1) Prior to commencing construction on either project, the
18 department of transportation must complete all of the following
19 requirements for both the Alaskan Way viaduct and Seattle Seawall
20 replacement project, and the state route number 520 bridge replacement
21 and HOV project: (a) In accordance with the national environmental
22 policy act, the department must designate the preferred alternative,
23 prepare a substantial project mitigation plan, and complete a
24 comprehensive cost estimate review using the department's cost estimate
25 validation process, for each project; (b) in accordance with all
26 applicable federal highway administration planning and project
27 management requirements, the department must prepare a project finance
28 plan for each project that clearly identifies secured and anticipated
29 fund sources, cash flow timing requirements, and project staging and
30 phasing plans if applicable; and (c) the department must report these
31 results for each project to the joint transportation committee.

32 (2) The requirements of this section shall not apply to (a) utility
33 relocation work, and related activities, on the Alaskan Way viaduct and
34 Seattle Seawall replacement project and (b) off-site pontoon
35 construction supporting the state route number 520 bridge replacement
36 and HOV project.

1 (3) The requirements of subsection (1) of this section shall not
2 apply during the 2007-2009 fiscal biennium.

3 **Sec. 706.** RCW 88.16.090 and 2005 c 26 s 2 are each amended to read
4 as follows:

5 (1) A person may pilot any vessel subject to this chapter on waters
6 covered by this chapter only if licensed to pilot such vessels on such
7 waters under this chapter.

8 (2)(a) A person is eligible to be licensed as a pilot if the
9 person:

10 (i) Is a citizen of the United States;

11 (ii) Is over the age of twenty-five years and under the age of
12 seventy years;

13 (iii) Is a resident of the state of Washington at the time of
14 licensure as a pilot;

15 (iv)(A) Holds at the time of application, as a minimum, a United
16 States government license as master of steam or motor vessels of not
17 more than one thousand six hundred gross register tons (three thousand
18 international tonnage convention tons) upon oceans, near coastal
19 waters, or inland waters; or the then most equivalent federal license
20 as determined by the board; any such license to have been held by the
21 applicant for a period of at least two years before application;

22 (B) Holds at the time of licensure as a pilot, after successful
23 completion of the board-required training program, a first class United
24 States endorsement without restrictions on the United States government
25 license for the pilotage district in which the pilot applicant desires
26 to be licensed; however, all applicants for a pilot examination
27 scheduled to be given before July 1, 2008, must have the United States
28 pilotage endorsement at the time of application; and

29 (C) The board may establish such other federal license requirements
30 for applicants and pilots as it deems appropriate; and

31 (v) Successfully completes a board-specified training program.

32 (b) In addition to the requirements of (a) of this subsection, a
33 pilot applicant must meet such other qualifications as may be required
34 by the board.

35 (c) A person applying for a license under this section shall not
36 have been convicted of an offense involving drugs or the personal

1 consumption of alcohol in the twelve months prior to the date of
2 application. This restriction does not apply to license renewals under
3 this section.

4 (3) The board may establish such other training license and pilot
5 license requirements as it deems appropriate.

6 (4) Pilot applicants shall be evaluated and ranked in a manner
7 specified by the board based on their experience, other qualifications
8 as may be set by the board, performance on a written examination or
9 examinations established by the board, and performance in such other
10 evaluation exercises as may be required by the board, for entry into a
11 board-specified training program.

12 When the board determines that the demand for pilots requires entry
13 of an applicant into the training program it shall issue a training
14 license to that applicant, but under no circumstances may an applicant
15 be issued a training license more than four years after taking the
16 written entry examination. The training license authorizes the trainee
17 to do such actions as are specified in the training program.

18 After the completion of the training program the board shall
19 evaluate the trainee's performance and knowledge. The board, as it
20 deems appropriate, may then issue a pilot license, delay the issuance
21 of the pilot license, deny the issuance of the pilot license, or
22 require further training and evaluation.

23 (5) The board may appoint a special independent committee or may
24 contract with a firm knowledgeable and experienced in the development
25 of professional tests and evaluations for development and grading of
26 the examinations and other evaluation methods. Active licensed state
27 pilots may be consulted for the general development of any examinations
28 and evaluation exercises but shall have no knowledge of the specific
29 questions. The pilot members of the board may participate in the
30 grading of examinations. If the board does appoint a special
31 examination or evaluation development committee it is authorized to pay
32 the members of the committee the same compensation and travel expenses
33 as received by members of the board. Any person who willfully gives
34 advance knowledge of information contained on a pilot examination or
35 other evaluation exercise is guilty of a gross misdemeanor.

36 (6) Pilots are licensed under this section for a term of five years
37 from and after the date of the issuance of their respective state
38 licenses. Licenses must thereafter be renewed as a matter of course,

1 unless the board withholds the license for good cause. Each pilot
2 shall pay to the state treasurer an annual license fee (~~of three~~
3 ~~thousand dollars~~) in an amount set by the board by rule. The fees
4 established under this subsection may be increased in excess of the
5 fiscal growth factor as provided in RCW 43.135.055 through the fiscal
6 year ending June 30, 2009. The fees must be deposited in the state
7 treasury to the credit of the pilotage account. The board may assess
8 partially active or inactive pilots a reduced fee.

9 (7) All pilots and applicants are subject to an annual physical
10 examination by a physician chosen by the board. The physician shall
11 examine the applicant's heart, blood pressure, circulatory system,
12 lungs and respiratory system, eyesight, hearing, and such other items
13 as may be prescribed by the board. After consultation with a physician
14 and the United States coast guard, the board shall establish minimum
15 health standards to ensure that pilots licensed by the state are able
16 to perform their duties. Within ninety days of the date of each annual
17 physical examination, and after review of the physician's report, the
18 board shall make a determination of whether the pilot or applicant is
19 fully able to carry out the duties of a pilot under this chapter. The
20 board may in its discretion check with the appropriate authority for
21 any convictions of offenses involving drugs or the personal consumption
22 of alcohol in the prior twelve months.

23 (8) The board may require vessel simulator training for a pilot
24 applicant and shall require vessel simulator training for a licensed
25 pilot subject to RCW 88.16.105. The board shall also require vessel
26 simulator training in the first year of active duty for a new pilot and
27 at least once every five years for all active pilots.

28 (9) The board shall prescribe, pursuant to chapter 34.05 RCW, such
29 reporting requirements and review procedures as may be necessary to
30 assure the accuracy and validity of license and service claims.
31 Willful misrepresentation of such required information by a pilot
32 applicant shall result in disqualification of the pilot applicant.

33 **Sec. 707.** RCW 47.12.244 and 1991 c 291 s 2 are each amended to
34 read as follows:

35 There is created the "advance right of way revolving fund" in the
36 custody of the treasurer, into which the department is authorized to
37 deposit directly and expend without appropriation:

1 (1) An initial deposit of ten million dollars from the motor
2 vehicle fund included in the department of transportation's 1991-93
3 budget;

4 (2) All moneys received by the department as rental income from
5 real properties that are not subject to federal aid reimbursement,
6 except moneys received from rental of capital facilities properties as
7 defined in chapter 47.13 RCW; and

8 (3) Any federal moneys available for acquisition of right of way
9 for future construction under the provisions of section 108 of Title
10 23, United States Code.

11 (4) During the 2007-09 fiscal biennium, the legislature may
12 transfer from the advance right of way revolving fund to the motor
13 vehicle account amounts as reflect the excess fund balance of the
14 advance right of way revolving fund.

15 **Sec. 708.** RCW 70.95.521 and 2005 c 354 s 3 are each amended to
16 read as follows:

17 The waste tire removal account is created in the state treasury.
18 All receipts from tire fees imposed under RCW 70.95.510 must be
19 deposited in the account. Moneys in the account may be spent only
20 after appropriation. Expenditures from the account may be used for the
21 cleanup of unauthorized waste tire piles and measures that prevent
22 future accumulation of unauthorized waste tire piles. During the 2007-
23 2009 fiscal biennium, the legislature may transfer from the waste tire
24 removal account to the motor vehicle fund such amounts as reflect the
25 excess fund balance of the waste tire removal account.

26 NEW SECTION. **Sec. 709.** The department of transportation, in
27 conjunction with the office of financial management, must implement the
28 governmental accounting standards board's (GASB) statement number 34
29 including a complete inventory and valuation of the state's highway
30 system. The financial reporting value of the state's highway system
31 must be adjusted for any new additions to the system. The biennial
32 reporting of the condition of the system must be related to the funding
33 levels of maintaining the system. The department must maintain a
34 current inventory of the state's highway system and estimate the actual
35 cost to maintain and preserve the assets. In addition to the GASB
36 statement 34, the department of transportation with the office of

1 financial management's assistance must establish an asset replacement
2 value for the entire state's highway system. During 2007, the speaker
3 of the house of representatives must select one member from each caucus
4 to work with the office of financial management and the department of
5 transportation. The purpose of this effort is to enhance decision
6 making that will result in strategic long-term investment decisions in
7 transportation capital project management and asset preservation. The
8 office of financial management will coordinate and manage the inventory
9 and the valuation. The office of financial management must submit a
10 final report to the legislative transportation committees on or before
11 December 1, 2008.

12 **2005-07 BIENNIUM**

13 **TRANSPORTATION AGENCIES--OPERATING**

14 **Sec. 801.** 2006 c 53 s 2 (uncodified) is amended to read as
15 follows:

16 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

17 Pilotage Account--State Appropriation ((\$1,017,000))
18 \$1,317,000

19 ~~((The appropriation in this section is subject to the following
20 conditions and limitations: \$500,000 of the appropriation is provided
21 solely for stipends to trainees in the training program as set forth in
22 rules adopted by the board.))~~

23 NEW SECTION. **Sec. 802.** A new section is added to 2005 c 313
24 (uncodified) to read as follows:

25 **FOR THE DEPARTMENT OF LICENSING.** The appropriations to the
26 department of licensing in chapter 370, Laws of 2006 shall be expended
27 for the programs and in the amounts specified herein. However, after
28 May 1, 2007, unless specifically prohibited, the department may
29 transfer motor vehicle account--state appropriations for the 2005-2007
30 fiscal biennium, highway safety account--state appropriations for the
31 2005-2007 fiscal biennium, and department of licensing services
32 account--state appropriations for the 2005-2007 fiscal biennium between
33 programs after approval by the director of financial management.
34 However, the department shall not transfer state moneys that are

1 provided solely for a specified purpose. The director of financial
2 management shall notify the appropriate fiscal committees of the senate
3 and house of representatives in writing prior to approving any
4 allotment modifications or transfers under this section.

5 NEW SECTION. **Sec. 803.** A new section is added to 2005 c 313
6 (uncodified) to read as follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION.** (1) The appropriations to the
8 department of transportation in this act shall be expended for the
9 programs and in the amounts specified in this act. However, in order
10 to meet extraordinary expenses in snow and ice removal, after May 1,
11 2007, unless specifically prohibited by this act, the department may
12 transfer state appropriations among operating programs after approval
13 by the director of financial management. However, the department shall
14 not transfer state moneys that are provided solely for a specified
15 purpose.

16 (2) The department shall not transfer funds, and the director of
17 financial management shall not approve the transfer, unless the
18 transfer is consistent with the objective of conserving, to the maximum
19 extent possible, the expenditure of state funds and not federal funds.
20 The director of financial management shall notify the appropriate
21 transportation committees of the legislature in writing seven days
22 prior to approving any allotment modifications or transfers under this
23 subsection. The written notification shall include a narrative
24 explanation and justification of the changes, along with expenditures
25 and allotments by program and appropriation, both before and after any
26 allotment modifications or transfers.

27 **Sec. 804.** 2006 c 370 s 205 (uncodified) is amended to read as
28 follows:

29 **FOR THE JOINT TRANSPORTATION COMMITTEE**

30 Motor Vehicle Account--State Appropriation \$1,679,000

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

33 (1)(a) \$200,000 of the total appropriation is provided solely for
34 the joint transportation committee to conduct a finance study of the
35 Washington state ferry system. The purpose of the study is to
36 facilitate policy discussions and decisions by members of the

1 legislature regarding the Washington state ferry system. The
2 legislature recognizes there is a need within the Washington state
3 ferry system for predictable cash flows, transparency, assessment of
4 organizational structure, verification that the Washington state ferry
5 system is operating at maximum efficiency, and better labor relations.
6 The committee shall report the study to the house of representatives
7 and senate transportation committees by January 1, 2007.

8 (b) The study must include, at a minimum, a review and evaluation
9 of the ferry system's financial plan, including current assumptions and
10 past studies, in the following areas:

11 (i) Operating program, including ridership, revenue, and cost
12 forecasts and the accuracy of those forecasts; and

13 (ii) Capital program, including project scoping, prioritization and
14 cost estimating, project changes including legislative input regarding
15 significant project changes, and performance measures.

16 (c) In addition to committee members, or their designees, the
17 governor shall appoint a representative for this study. The committee
18 may retain consulting services to assist the committee in conducting
19 the study, including the evaluation of financial, operating, and
20 capital plans. The committee may also appoint other persons to assist
21 with the study.

22 (2) The joint transportation committee shall conduct a study
23 regarding the feasibility of a statewide uniform motor vehicle excise
24 tax (MVET) depreciation schedule. In addition to committee members,
25 the participants in the study must include at a minimum the following
26 individuals: (a) A representative of a regional transit authority
27 (Sound Transit); (b) a representative of a regional transportation
28 planning organization; (c) the secretary of transportation, or his or
29 her designee; (d) a representative of the attorney general's office;
30 (e) a representative of the department of licensing; and (f) a
31 representative of the financial community. The purpose of the study is
32 to develop an MVET depreciation schedule that more accurately reflects
33 vehicle value but does not hinder outstanding contractual obligations.

34 (3) Funds provided in this section are sufficient for the committee
35 to administer a study of the most reliable and cost-effective means of
36 providing passenger-only ferry service.

37 (a) The study shall be guided by a 18 member task force consisting
38 of the chairs and ranking members of the house of representatives and

1 senate transportation committees, a designee of the director of the
2 office of financial management, a member of the transportation
3 commission, a designee of the secretary of transportation, a
4 representative of organized labor, and ten stakeholders to be appointed
5 by the governor as follows: Six representatives of ferry user
6 communities, two representatives of public transportation agencies, and
7 two representatives of commercial ferry operators.

8 (b) The study shall examine issues including but not limited to the
9 long-term viability of different service providers, cost to ferry
10 passengers, the state subsidies required by each provider, and the
11 availability of federal funding for the different service providers.

12 (c) By November 30, 2005, the task force shall make its
13 recommendations to the house of representatives and senate
14 transportation committees.

15 ~~(4) ((\$450,000 of the motor vehicle account--state appropriation is
16 provided solely to administer a consultant study of the long term
17 viability of the state's transportation financing methods and sources.~~

18 ~~(a) At a minimum, the study must examine the following: (i) The
19 short and long term viability of the motor fuel tax (both state and
20 federal) as a major source of funding for transportation projects and
21 programs; (ii) the desirability and effectiveness of state distributed
22 transportation funds for the benefit of local units of government;
23 (iii) the potential for alternative and/or emerging sources of
24 transportation revenues, with particular emphasis on user based fees
25 and charges; and (iv) trends and implications of debt financing for
26 transportation projects. The scope of work for the study may be
27 expanded to include analysis of other financing issues relevant to the
28 long term viability of the state's transportation system.~~

29 ~~(b) The findings and recommendations must be submitted to the
30 fiscal committees of the legislature by November 1, 2006.~~

31 ~~(5))~~ \$75,000 of the motor vehicle account--state appropriation is
32 provided solely for the joint transportation committee to contract for
33 a review of existing research on programs and policies which decrease
34 accidents by teenage drivers, including but not limited to publicly
35 operated driver education and intermediate drivers licensing programs.
36 The institute shall also evaluate the costs and benefits of programs
37 and policies showing the greatest positive impact on teenage driving
38 safety.

1 ((+6)) (5) The committee shall conduct an evaluation of the
2 department of transportation surface transportation program enhancement
3 grant program. The evaluation will include (a) information about the
4 categories of projects submitted for consideration; (b) a review of the
5 allocation of funds awarded across the categories of STP enhancement
6 eligible activities; (c) a review of the criteria used to score
7 projects; and (d) a finding by the committee whether certain categories
8 of projects are disproportionately funded or unfunded.

9 **Sec. 805.** 2006 c 370 s 208 (uncodified) is amended to read as
10 follows:

11 **FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU**

12 State Patrol Highway Account--State Appropriation . . .	(\$201,063,000)
13	<u>\$197,234,000</u>
14 State Patrol Highway Account--Federal Appropriation . . .	\$10,544,000
15 State Patrol Highway Account--Private/Local Appropriation . .	\$169,000
16 TOTAL APPROPRIATION	\$((211,776,000))
17	<u>\$207,947,000</u>

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

20 (1) Washington state patrol officers engaged in off-duty uniformed
21 employment providing traffic control services to the department of
22 transportation or other state agencies may use state patrol vehicles
23 for the purpose of that employment, subject to guidelines adopted by
24 the chief of the Washington state patrol. The Washington state patrol
25 shall be reimbursed for the use of the vehicle at the prevailing state
26 employee rate for mileage and hours of usage, subject to guidelines
27 developed by the chief of the Washington state patrol. The patrol
28 shall report to the house of representatives and senate transportation
29 committees by December 31, 2005, on the use of agency vehicles by
30 officers engaging in the off-duty employment specified in this
31 subsection. The report shall include an analysis that compares cost
32 reimbursement and cost-impacts, including increased vehicle mileage,
33 maintenance costs, and indirect impacts, associated with the private
34 use of patrol vehicles.

35 (2) In addition to the user fees, the patrol shall transfer into
36 the state patrol nonappropriated airplane revolving account under RCW
37 43.79.470 no more than the amount of appropriated state patrol highway

1 account and general fund funding necessary to cover the costs for the
2 patrol's use of the aircraft. The state patrol highway account and
3 general fund--state funds shall be transferred proportionately in
4 accordance with a cost allocation that differentiates between highway
5 traffic enforcement services and general policing purposes.

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

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

21 (5) \$29,000 of the state patrol highway account--state
22 appropriation is provided solely for the implementation of House Bill
23 No. 1469. If House Bill No. 1469 is not enacted by June 30, 2005, the
24 amount provided in this subsection shall lapse.

25 (6) \$5,580,000 of the total appropriation is provided solely for a
26 3.8% salary increase for commissioned officers effective July 1, 2005,
27 in addition to any other salary increases provided for in this act.

28 (7) The Washington state patrol is authorized to use certificates
29 of participation to fund the King Air aircraft replacement over a term
30 of not more than ten years and an amount not to exceed \$1,900,000.

31 (8)(a) \$834,000 of the state patrol highway account--state
32 appropriation is provided solely for the collective bargaining
33 agreement reached between the governor and the Washington state patrol
34 troopers association under chapter 438, Laws of 2005. For commissioned
35 troopers and sergeants covered under this section, funding is provided
36 for a 2.6% salary increase effective July 1, 2006. This increase
37 supersedes the fiscal year 2007 increase granted under section 501,
38 chapter 313, Laws of 2005. Provisions of the collective bargaining

1 agreement contained in this subsection are described in general terms.
2 Only major economic terms are included in this description. This
3 description does not contain the complete contents of the agreement.
4 Due to the timing challenges in negotiating the initial collective
5 bargaining agreement under chapter 438, Laws of 2005, this agreement
6 was not concluded by the October 1st statutory deadline. However, the
7 legislature does not intend to fund bargaining agreements concluded
8 after the October 1st deadline, or other salary increases not included
9 in the governor's budget proposal, in future biennia.

10 (b) \$62,000 of the state patrol highway account--state
11 appropriation is provided solely for salary increases for commissioned
12 captains and lieutenants covered under this section, if a new
13 collective bargaining agreement is reached between the governor and the
14 Washington state patrol lieutenants association by July 1, 2006. The
15 amount provided in this subsection is contingent on an agreement being
16 reached by July 1, 2006, and shall be held in reserve status until the
17 agreement is reached. If an agreement is not reached by July 1, 2006,
18 the amount provided in this subsection shall lapse. If an agreement is
19 reached by July 1, 2006, the increase supersedes the fiscal year 2007
20 increase granted under section 501, chapter 313, Laws of 2005. Due to
21 the timing challenges in negotiating a collective bargaining agreement
22 funded under this subsection, the agreement will not have been
23 concluded by the October 1st statutory deadline. However, the
24 legislature does not intend to fund bargaining agreements concluded
25 after the October 1st deadline, or other salary increases not included
26 in the governor's budget proposal, in future biennia.

27 (9) The Washington state patrol, in consultation with the
28 department of licensing, local law enforcement agencies, and other
29 appropriate organizations, shall study the options for implementing an
30 inspection program for tow truck operators that are not licensed as
31 registered tow truck operators. This study shall also evaluate
32 prospective sources of funding and the amount of funding necessary for
33 the program. The Washington state patrol shall report to the
34 transportation committees of the legislature by December 1, 2006, on
35 the options, strategies, and recommendations for implementing an
36 inspection program for tow truck operators that are not licensed as
37 registered tow truck operators.

1 (10) \$2,040,000 of the state patrol highway account--state
2 appropriation is provided solely for eighteen additional commissioned
3 officers in the vessel and terminal security division.

4 (11) The office of financial management shall conduct a review of
5 the state patrol highway account and report its findings to the
6 legislature by January 1, 2007.

7 **Sec. 806.** 2006 c 370 s 209 (uncodified) is amended to read as
8 follows:

9 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**
10 State Patrol Highway Account--State Appropriation . . . ((~~\$1,358,000~~))
11 \$778,000

12 **Sec. 807.** 2006 c 370 s 210 (uncodified) is amended to read as
13 follows:

14 **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**
15 State Patrol Highway Account--State Appropriation . . . ((~~\$91,359,000~~))
16 \$91,742,000
17 State Patrol Highway Account--Private/Local
18 Appropriation \$2,008,000
19 TOTAL APPROPRIATION ((~~\$93,367,000~~))
20 \$93,750,000

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

23 (1) \$247,000 of the state patrol highway account--state
24 appropriation is provided solely for the implementation of Second
25 Substitute House Bill No. 1188. If Second Substitute House Bill No.
26 1188 is not enacted by June 30, 2005, the amount provided in this
27 subsection shall lapse.

28 (2) The Washington state patrol is instructed to work with the risk
29 management division in the office of financial management in compiling
30 the state patrol data for establishing the agency's risk management
31 insurance premiums to the tort claims account. The office of financial
32 management and the Washington state patrol shall submit a report to the
33 transportation committees of the senate and house of representatives by
34 December 31st of each year on the number of claims, estimated claims to
35 be paid, method of calculation, and the adjustment in the premium.

1 (3) \$8,678,000 of the total appropriation is provided solely for
2 the purchase of pursuit vehicles.

3 (4) \$5,254,000 of the total appropriation is provided solely for
4 vehicle repair and maintenance costs of vehicles used for highway
5 purposes.

6 (5) \$384,000 of the total appropriation is provided solely for the
7 purchase of mission vehicles used for highway purposes in the
8 commercial vehicle and traffic investigation sections of the patrol.

9 (6)(a) \$28,000 of the state patrol highway account--state
10 appropriation is provided solely for the collective bargaining
11 agreement reached between the governor and the Washington state patrol
12 troopers association under chapter 438, Laws of 2005. For commissioned
13 troopers and sergeants covered under this section, funding is provided
14 for a 2.6% salary increase effective July 1, 2006. This increase
15 supersedes the fiscal year 2007 increase granted under section 501,
16 chapter 313, Laws of 2005. Provisions of the collective bargaining
17 agreement contained in this subsection are described in general terms.
18 Only major economic terms are included in this description. This
19 description does not contain the complete contents of the agreement.
20 Due to the timing challenges in negotiating the initial collective
21 bargaining agreement under chapter 438, Laws of 2005, this agreement
22 was not concluded by the October 1st statutory deadline. However, the
23 legislature does not intend to fund bargaining agreements concluded
24 after the October 1st deadline, or other salary increases not included
25 in the governor's budget proposal, in future biennia.

26 (b) \$2,000 of the state patrol highway account--state appropriation
27 is provided solely for salary increases for commissioned captains and
28 lieutenants covered under this section, if a new collective bargaining
29 agreement is reached between the governor and the Washington state
30 patrol lieutenants association by July 1, 2006. The amount provided in
31 this subsection is contingent on an agreement being reached by July 1,
32 2006, and shall be held in reserve status until the agreement is
33 reached. If an agreement is not reached by July 1, 2006, the amount
34 provided in this subsection shall lapse. If an agreement is reached by
35 July 1, 2006, the increase supersedes the fiscal year 2007 increase
36 granted under section 501, chapter 313, Laws of 2005. Due to the
37 timing challenges in negotiating a collective bargaining agreement
38 funded under this subsection, the agreement will not have been

1 concluded by the October 1st statutory deadline. However, the
2 legislature does not intend to fund bargaining agreements concluded
3 after the October 1st deadline, or other salary increases not included
4 in the governor's budget proposal, in future biennia.

5 **Sec. 808.** 2006 c 370 s 215 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**
8 **MAINTENANCE--PROGRAM B**

9 Tacoma Narrows Toll Bridge Account--State Appropriation ((~~\$8,294,000~~)
10 \$5,288,000)

11 **Sec. 809.** 2006 c 370 s 218 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F**

14 Aeronautics Account--State Appropriation ((~~\$7,137,000~~)
15 \$6,925,000)

16 Aeronautics Account--Federal Appropriation \$2,150,000

17 Multimodal Transportation Account--State Appropriation . . . \$100,000

18 Multimodal Transportation Account--Federal Appropriation . . \$900,000

19 TOTAL APPROPRIATION ((~~\$10,287,000~~)
20 \$10,075,000)

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

23 (1)(a) \$433,000 of the aeronautics account--state appropriation is
24 provided solely for airport pavement projects. The department's
25 aviation division shall complete a priority airport pavement project
26 list by January 1, 2006, to be considered by the legislature in the
27 2006 supplemental budget. If Substitute Senate Bill No. 5414 is not
28 enacted by June 30, 2005, the amount provided in this subsection shall
29 lapse.

30 (b) If Substitute Senate Bill No. 5414 is enacted by July 1, 2005,
31 then the remaining unexpended fund balance in the aircraft search and
32 rescue, safety, and education account shall be deposited into the state
33 aeronautics account.

34 (2) The entire multimodal transportation account--state and federal
35 appropriations are provided solely for implementing Engrossed
36 Substitute Senate Bill No. 5121. If Engrossed Substitute Senate Bill

1 No. 5121 is not enacted by June 30, 2005, or if federal funds are not
2 received by March 1, 2006, for the purpose of implementing Engrossed
3 Substitute Senate Bill No. 5121, the amount provided in this subsection
4 shall lapse.

5 **Sec. 810.** 2006 c 370 s 224 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**
8 **AND RESEARCH--PROGRAM T**

9	Motor Vehicle Account--State Appropriation	((\$24,052,000))
10		<u>\$23,053,000</u>
11	Motor Vehicle Account--Federal Appropriation	\$16,756,000
12	Multimodal Transportation Account--State Appropriation . . .	\$2,279,000
13	Multimodal Transportation Account--Federal	
14	Appropriation	\$2,829,000
15	Multimodal Transportation Account--Private/Local	
16	Appropriation	\$100,000
17	Transportation Partnership Account--State	
18	Appropriation	\$2,300,000
19	TOTAL APPROPRIATION	((\$48,316,000))
20		<u>\$47,317,000</u>

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

23 (1) In order to qualify for state planning funds available to
24 regional transportation planning organizations under this section, a
25 regional transportation planning organization containing any county
26 with a population in excess of one million shall provide voting
27 membership on its executive board to any incorporated principal city of
28 a metropolitan statistical area within the region, as designated by the
29 United States census bureau, and to any incorporated city within the
30 region with a population in excess of eighty thousand as of July 1,
31 2005. Additionally, a regional transportation planning organization
32 described under this subsection shall conduct a review of its executive
33 board membership criteria to ensure that the criteria appropriately
34 reflects a true and comprehensive representation of the organization's
35 jurisdictions of significance within the region.

36 (2) \$175,000 of the motor vehicle account--state appropriation is
37 provided to the department in accordance with RCW 46.68.110(2) and

1 46.68.120(3) and shall be used by the department to support the
2 processing and analysis of the backlog of city and county collision
3 reports by January 2006. The amount provided in this subsection shall
4 lapse if federal funds become available for this purpose.

5 (3) \$150,000 of the multimodal transportation account--state
6 appropriation is provided solely for the implementation of Engrossed
7 Second Substitute House Bill No. 1565. If Engrossed Second Substitute
8 House Bill No. 1565 is not enacted by June 30, 2005, the amount
9 provided in this subsection shall lapse.

10 (4) 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 (5) \$50,000 of the multimodal transportation account--state
25 appropriation is provided solely for evaluating high-speed passenger
26 transportation facilities and services, including rail or magnetic
27 levitation transportation systems, to connect airports as a means to
28 more efficiently utilize airport capacity, as well as connect major
29 population and activity centers. This evaluation shall be coordinated
30 with the airport capacity and facilities market analysis conducted
31 pursuant to Engrossed Substitute Senate Bill No. 5121 and results of
32 the evaluation shall be submitted by July 1, 2007. If Engrossed
33 Substitute Senate Bill No. 5121 is not enacted by June 30, 2005, or if
34 federal funds are not received by March 1, 2006, for the purpose of
35 implementing Engrossed Substitute Senate Bill No. 5121, the amount
36 provided in this subsection shall lapse.

37 (6) \$700,000 of the motor vehicle account--state appropriation is

1 provided solely for completing funding for a route development plan of
2 U.S. route 2.

3 (7) The department shall conduct a study of the resources allocated
4 to each of the seven department regions and the corresponding
5 workloads. Given the magnitude of the investments in the Puget Sound
6 region, particular emphasis shall be given to reviewing the resources
7 allocated and corresponding workloads with respect to the urban
8 corridors region and the northwest region. Based on the results of
9 this study, the department shall submit recommendations by December 1,
10 2006, to the legislature and the office of financial management
11 regarding reallocating resources and revising regional boundaries
12 within the department, as appropriate, in order to better coincide
13 allocated resources with designated regional boundaries.

14 (8) \$750,000 of the multimodal transportation account--state
15 appropriation is provided solely for implementing Engrossed Substitute
16 House Bill No. 2871. If Engrossed Substitute House Bill No. 2871 is
17 not enacted by June 30, 2006, the amount provided in this subsection
18 shall lapse. The regional transportation commission's duties to
19 develop, complete, and submit a governance proposal to the 2007
20 legislature are highly time sensitive. As a result, the legislature
21 finds that competitive bidding is not cost-effective or appropriate for
22 personal service contracts entered into by the commission, and that the
23 director of the office of financial management should, by the
24 director's authority under RCW 39.29.011(5), exempt any such personal
25 service contract from the competitive bidding requirements of chapter
26 39.29 RCW.

27 (9) \$2,300,000 of the transportation partnership account--state
28 appropriation is provided solely for the costs of the regional
29 transportation investment district (RTID) and department of
30 transportation project oversight. The department shall provide support
31 from its urban corridors region to assist in preparing project costs,
32 expenditure plans, and modeling. The department shall not deduct a
33 management reserve, nor charge management or overhead fees. These
34 funds are provided as a loan to the RTID and shall be repaid to the
35 state motor vehicle account within one year following the certification
36 of the election results related to the RTID.

37 (10) \$100,000 of the motor vehicle account--state appropriation is
38 provided solely to the department in accordance with RCW 46.68.110(2)

1 and 46.68.120(3) and shall be used by the department solely to conduct
2 an analysis of expanding the transportation concurrency requirements
3 prescribed under the growth management act, chapter 36.70A RCW, to
4 include development impacts on level of service standards applicable to
5 state-owned transportation facilities, including state highways and
6 state ferry routes. The objective of the analysis is to determine how
7 to ensure that jurisdictional divisions do not defeat growth management
8 act concurrency goals. The department shall convene a committee to
9 oversee the analysis, with the committee comprised of, at a minimum,
10 four members of the transportation committees of the legislature, four
11 members of the appropriate land use committees of the legislature, and
12 one member each from the association of Washington cities and the
13 Washington state association of counties, or a designee thereof. The
14 completed study, including recommendations, must be submitted to the
15 appropriate standing committees of the legislature, and to the office
16 of financial management, by December 1, 2006.

17 (11) The department of transportation, the Washington state
18 economic revenue forecast council, and the office of financial
19 management shall review and adopt a method of forecasting motor vehicle
20 and special fuel prices, revenue, and the amount of consumption that
21 has an increased rate of accuracy as compared to the existing method.
22 The three agencies shall submit a report to the transportation
23 committees of the legislature by December 1, 2006, outlining the
24 methods researched and the criteria utilized to select and adopt the
25 new fuel forecasting method.

26 (12) \$150,000 of the multimodal transportation account--state
27 appropriation is provided solely for a transportation demand management
28 program, developed by the Whatcom council of governments, to further
29 reduce drive-alone trips and maximize the use of sustainable
30 transportation choices. The community based program must focus on all
31 trips, not only commute trips, by providing education, assistance, and
32 incentives to four target audiences: (a) Large work sites; (b)
33 employees of businesses in downtown areas; (c) school children; and (d)
34 residents of Bellingham.

35 **Sec. 811.** 2006 c 370 s 225 (uncodified) is amended to read as
36 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
2 **PROGRAM U**

3	Motor Vehicle Account--State Appropriation	((\$46,874,000))
4		<u>\$47,334,000</u>
5	Motor Vehicle Account--Federal Appropriation	\$400,000
6	TOTAL APPROPRIATION	((\$47,274,000))
7		<u>\$47,734,000</u>

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

10 (1) ((~~\$31,749,000~~)) \$32,209,000 of the motor vehicle fund--state
11 appropriation is provided solely for the liabilities attributable to
12 the department of transportation. The office of financial management
13 must provide a detailed accounting of the revenues and expenditures of
14 the self-insurance fund to the transportation committees of the
15 legislature on December 31st and June 30th of each year.

16 (2) Payments in this section represent charges from other state
17 agencies to the department of transportation.

18 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT
19 DIVISION OF RISK MANAGEMENT FEES \$1,667,000

20 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE
21 AUDITOR \$1,026,000

22 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL
23 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED
24 MAIL SERVICES \$4,049,000

25 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF
26 PERSONNEL \$4,548,000

27 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY
28 PREMIUMS AND ADMINISTRATION ((~~\$31,749,000~~))
29 \$32,209,000

30 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL
31 ADMINISTRATION CAPITAL PROJECTS SURCHARGE \$1,717,000

32 (g) FOR ARCHIVES AND RECORDS MANAGEMENT \$545,000

33 (h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS
34 ENTERPRISES \$1,124,000

35 (i) FOR PAYMENT OF THE DEPARTMENT OF PERSONNEL
36 HRMS PAYROLL SYSTEM \$817,000

37 (j) FOR PAYMENT OF THE OFFICE OF FINANCIAL
38 MANAGEMENT ROADMAP CHARGES \$12,000

1 (k) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT
 2 CAPITAL BUDGET SYSTEM CHARGES \$15,000
 3 (l) FOR PAYMENT OF DEPARTMENT OF INFORMATION SERVICES
 4 RATE INCREASES \$5,000

5 **Sec. 812.** 2006 c 370 s 226 (uncodified) is amended to read as
 6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**
 8 **V**

9 Multimodal Transportation Account--State

10	Appropriation	((\$87,233,000))
11		<u>\$70,005,000</u>
12	Multimodal Transportation Account--Federal	
13	Appropriation	\$2,603,000
14	Multimodal Transportation Account--Private/Local	
15	Appropriation	\$155,000
16	TOTAL APPROPRIATION	((\$89,991,000))
17		<u>\$72,763,000</u>

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

20 (1) \$25,000,000 of the multimodal transportation account--state
 21 appropriation is provided solely for a grant program for special needs
 22 transportation provided by transit agencies and nonprofit providers of
 23 transportation.

24 (a) \$5,500,000 of the amount provided in this subsection is
 25 provided solely for grants to nonprofit providers of special needs
 26 transportation. Grants for nonprofit providers shall be based on need,
 27 including the availability of other providers of service in the area,
 28 efforts to coordinate trips among providers and riders, and the cost
 29 effectiveness of trips provided.

30 (b) \$19,500,000 of the amount provided in this subsection is
 31 provided solely for grants to transit agencies to transport persons
 32 with special transportation needs. To receive a grant, the transit
 33 agency must have a maintenance of effort for special needs
 34 transportation that is no less than the previous year's maintenance of
 35 effort for special needs transportation. Grants for transit agencies
 36 shall be prorated based on the amount expended for demand response
 37 service and route deviated service in calendar year 2003 as reported in

1 the "Summary of Public Transportation - 2003" published by the
2 department of transportation. No transit agency may receive more than
3 thirty percent of these distributions. The first \$450,000 provided to
4 King county shall be used as follows:

5 (i) \$320,000 shall be used to provide electric buses, instead of
6 diesel buses, for service on Capital Hill in Seattle, Washington
7 through June 30, 2007;

8 (ii) \$130,000 shall be used to provide training for blind
9 individuals traveling through Rainier Valley and the greater Seattle
10 area. The training is to include destination training and retraining
11 due to the expected closure of the downtown bus tunnel and training on
12 how to use the Sound Transit light rail system.

13 (2) Funds are provided for the rural mobility grant program as
14 follows:

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

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

26 (3) \$8,900,000 of the multimodal transportation account--state
27 appropriation is provided solely for a vanpool grant program for: (a)
28 Public transit agencies to add vanpools; and (b) incentives for
29 employers to increase employee vanpool use. The grant program for
30 public transit agencies will cover capital costs only; no operating
31 costs for public transit agencies are eligible for funding under this
32 grant program. No additional employees may be hired from the funds
33 provided in this section for the vanpool grant program, and supplanting
34 of transit funds currently funding vanpools is not allowed. Additional
35 criteria for selecting grants must include leveraging funds other than
36 state funds.

37 (4) \$3,000,000 of the multimodal transportation account--state

1 appropriation is provided solely for the city of Seattle for the
2 Seattle streetcar project on South Lake Union.

3 (5) \$1,200,000 of the multimodal transportation account--state
4 appropriation is provided solely for the implementation of Engrossed
5 Substitute House Bill No. 2124. If Engrossed Substitute House Bill No.
6 2124 is not enacted by June 30, 2005, the amount provided in this
7 subsection shall lapse.

8 (6)(a) (~~(\$20,000,000)~~) \$2,832,000 of the multimodal transportation
9 account--state appropriation is provided solely for the regional
10 mobility grant projects identified on the LEAP Transportation Document
11 2006-D, Regional Mobility Grant Program Projects as developed March 8,
12 2006. The department shall review all projects receiving grant awards
13 under this program at least semiannually to determine whether the
14 projects are making satisfactory progress. Any project that has been
15 awarded funds, but does not report activity on the project within one
16 year of the grant award, shall be reviewed by the department to
17 determine whether the grant should be terminated. The department shall
18 promptly close out grants when projects have been completed, and
19 identify where unused grant funds remain because actual project costs
20 were lower than estimated in the grant award. When funds become
21 available either because grant awards have been rescinded for lack of
22 sufficient project activity or because completed projects returned
23 excess grant funds upon project closeout, the department shall
24 expeditiously extend new grant awards to qualified alternative projects
25 identified on the list.

26 (b) Pursuant to the grant program established in RCW 47.66.030, the
27 department shall issue a call for projects and/or service proposals.
28 Applications must be received by the department by November 1, 2005,
29 and November 1, 2006. The department must submit a prioritized list
30 for funding to the transportation committees of the legislature that
31 reflects the department's recommendation, as well as, a list of all
32 project or service proposals received.

33 (7) \$2,000,000 of the multimodal transportation account--state
34 appropriation is provided solely for new tri-county connection service
35 for Island, Skagit, and Whatcom transit agencies.

36 (8) \$2,000,000 of the multimodal transportation account--state
37 appropriation is provided solely to King county as a state match to

1 obtain federal funding for a car sharing program for persons meeting
2 certain income or employment criteria.

3 (9) \$750,000 of the multimodal transportation account--state
4 appropriation is provided solely for the implementation of the local
5 government and regional transportation planning requirements in
6 Engrossed Substitute Senate Bill No. 6566 (commute trip reduction).
7 The department may use contract or temporary employees to implement the
8 bill and shall allocate the remaining funds to regional transportation
9 planning organizations, counties, and cities on an as needed basis. If
10 Engrossed Substitute Senate Bill No. 6566 is not enacted by June 30,
11 2006, the amount provided in this subsection shall lapse.

12 (10) (~~(\$200,000)~~) \$140,000 of the multimodal account appropriation
13 is provided solely for up to three low-income car ownership programs.
14 The department shall seek to leverage available federal funds from the
15 job access and reverse commute program to augment the funding provided
16 in this subsection. Additionally, the department shall report back to
17 the appropriate committees of the legislature with a review of the
18 obstacles presented by state laws on surplus property disposal to
19 community organizations reconditioning cars and selling those cars at
20 below market rates to low-income families.

21 **Sec. 813.** 2006 c 370 s 227 (uncodified) is amended to read as
22 follows:

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

24	Puget Sound Ferry Operations Account--State	
25	Appropriation	((\$372,254,000))
26		<u>\$390,049,000</u>
27	Multimodal Transportation Account--State	
28	Appropriation	\$3,660,000
29	TOTAL APPROPRIATION	((\$375,914,000))
30		<u>\$393,709,000</u>

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

33 (1) (~~(\$75,280,000)~~) \$81,664,000 of the total appropriation is
34 provided solely for auto ferry vessel operating fuel in the 2005-2007
35 biennium.

36 (2) The maximum amount of expenditures for compensation paid to
37 ferry employees during the 2005-2007 biennium shall not exceed

1 (~~(\$226,455,000)~~) \$236,085,000. This amount reflects the sole source of
2 state funding available to support the implementation of any collective
3 bargaining agreements or arbitration awards with respect to state ferry
4 employee compensation, including salaries, wages, and employee
5 benefits, during the 2005-2007 biennium, which amount includes
6 \$6,223,000 in full satisfaction of the arbitration awards for the
7 2001-2003 biennium and \$1,339,000 for labor productivity gains
8 agreements and \$8,870,000 in full satisfaction of the arbitration
9 awards and the negotiated collective bargaining agreements for the
10 2003-2005 and 2005-2007 biennia. The department's use of this
11 expenditure authority constitutes a good faith attempt to implement
12 such agreements and awards, including those applicable to prior
13 biennia. It is the intent of the legislature that the expenditure
14 authority provided in this subsection fully satisfy any agreements or
15 awards required to be implemented during the 2005-2007 biennium, and
16 that the provisions of Substitute House Bill No. 3178 (marine employees
17 collective bargaining) will govern the implementation of agreements or
18 awards effective beginning with the 2007-2009 biennium. For the
19 purposes of this section, the expenditures for compensation paid to
20 ferry employees shall be limited to salaries and wages and employee
21 benefits as defined in the office of financial management's state
22 administrative and accounting manual, chapter 75.70, named under
23 objects of expenditure "A" and "B".

24 (3) \$1,116,000 of the Puget Sound ferry operations account--state
25 appropriation is provided solely for ferry security operations
26 necessary to comply with the ferry security plan submitted by the
27 Washington state ferry system to the United States coast guard. The
28 department shall track security costs and expenditures. Ferry security
29 operations costs shall not be included as part of the operational costs
30 that are used to calculate farebox recovery.

31 (4) The Washington state ferries must work with the department's
32 information technology division to implement an electronic fare system,
33 including the integration of the regional fare coordination system
34 (smart card). Each December and June, semi-annual updates must be
35 provided to the transportation committees of the legislature concerning
36 the status of implementing and completing this project, with updates
37 concluding the first December after full project implementation.

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

3 (6) \$3,660,000 of the multimodal transportation account--state
4 appropriation is provided solely to provide passenger-only ferry
5 service. The ferry system shall continue passenger-only ferry service
6 from Vashon Island to Seattle until such time as a county ferry
7 district's assumption of the route, as authorized by Substitute Senate
8 Bill No. 6787. Beginning September 1, 2005, ferry system management
9 shall implement its agreement with the Inlandboatmen's Union of the
10 Pacific and the International Organization of Masters, Mates and Pilots
11 providing for part-time passenger-only work schedules.

12 (7) \$350,000 of the Puget Sound ferry operations account--state
13 appropriation is provided solely for the implementation of Substitute
14 House Bill No. 3178 (marine employees collective bargaining). If
15 Substitute House Bill No. 3178 is not enacted by June 30, 2006, the
16 amount provided in this subsection shall lapse.

17 **Sec. 814.** 2006 c 370 s 228 (uncodified) is amended to read as
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING**

20 Multimodal Transportation Account--State

21 Appropriation ((~~\$36,876,000~~))
22 \$35,626,000

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

25 (1)(a) \$29,091,000 of the multimodal transportation account--state
26 appropriation is provided solely for the Amtrak service contract and
27 Talgo maintenance contract associated with providing and maintaining
28 the state-supported passenger rail service. Upon completion of the
29 rail platform project in the city of Stanwood, the department shall
30 provide daily Amtrak Cascades service to the city.

31 (b) The department shall negotiate with Amtrak and Burlington
32 Northern Santa Fe to adjust the Amtrak Cascades schedule to leave
33 Bellingham at a significantly earlier hour.

34 (2) ((~~\$2,750,000~~)) \$1,500,000 of the multimodal transportation
35 account--state appropriation is provided solely for a new round trip
36 rail service between Seattle and Portland beginning July 1, 2006.

37 (3) No AMTRAK Cascade runs may be eliminated.

1 (4) \$40,000 of the multimodal transportation account--state
2 appropriation is provided solely for the produce railcar program. The
3 department is encouraged to implement the produce railcar program by
4 maximizing private investment.

5 (5) \$500,000 of the multimodal transportation account--state
6 appropriation is provided solely for a study of the realignment of
7 highway and rail in the Longview industrial area (SR 432) corridor,
8 specifically regarding whether the construction of a limited access
9 bypass highway to reduce congestion resulting from anticipated growth
10 in future rail and truck traffic, is a feasible alternative. In
11 conducting the study, the department shall consult port districts,
12 local government planning staff, and rail road companies, and other
13 appropriate stakeholders.

14 (6) \$60,000 of the multimodal transportation account--state
15 appropriation is provided solely for a study of the need for
16 transloading capabilities in the West Plains area that could be served
17 by the Geiger Spur, including evaluation of prospective transloader
18 sites, potential operators and users, and the type, size, and special
19 needs of shippers/customers. The study must also evaluate the costs
20 associated with building and operating a transloader site and the
21 impact to local roadways and surrounding land uses. In conducting the
22 study, the department shall consult with Spokane County.

23 **Sec. 815.** 2006 c 370 s 229 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
26 **OPERATING**

27	Motor Vehicle Account--State Appropriation	((\$8,500,000))
28		<u>\$8,836,000</u>
29	Motor Vehicle Account--Federal Appropriation	\$2,597,000
30	Multimodal Transportation Account--State	
31	Appropriation	((\$411,000))
32		<u>\$200,000</u>
33	TOTAL APPROPRIATION	((\$11,508,000))
34		<u>\$11,633,000</u>

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

1 (1) \$211,000 of the motor vehicle account--state appropriation and
2 (~~(\$411,000)~~) \$200,000 of the multimodal transportation account--state
3 appropriation are provided solely for the state's contribution to
4 county and city studies of flood hazards in association with interstate
5 highways. First priority shall be given to threats along the I-5
6 corridor.

7 (2) (~~(\$525,000)~~) \$861,000 of the motor vehicle account--state
8 appropriation is provided solely to the department in accordance with
9 RCW 46.68.110(2) and 46.68.120(3) and shall be used by the department
10 solely for contract services with the association of Washington cities
11 and the Washington state association of counties for improving
12 transportation permitting and mitigation processes.

13 **TRANSPORTATION AGENCIES--CAPITAL**

14 **Sec. 901.** 2005 c 313 s 301 (uncodified) is amended to read as
15 follows:

16 **FOR THE WASHINGTON STATE PATROL**

17 State Patrol Highway Account--State Appropriation . . . (~~(\$2,801,000)~~)
18 \$4,138,000

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

21 (1) \$1,535,000 of the appropriation is provided solely for the
22 Shelton training academy domestic water and wastewater treatment
23 project.

24 (2) \$1,266,000 of the appropriation is provided solely for minor
25 works projects.

26 **Sec. 902.** 2006 c 370 s 301 (uncodified) is amended to read as
27 follows:

28 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

29 Rural Arterial Trust Account--State Appropriation . . . (~~(\$64,933,000)~~)
30 \$38,046,000

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

32 County Arterial Preservation Account--State
33 Appropriation (~~(\$32,697,000)~~)
34 \$31,882,000

35 TOTAL APPROPRIATION (~~(\$97,985,000)~~)

1 \$70,283,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: \$355,000 of the motor vehicle account--
4 state appropriation is provided for county ferries as set forth in RCW
5 47.56.725(4).

6 **Sec. 903.** 2006 c 370 s 302 (uncodified) is amended to read as
7 follows:

8 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

9	Urban Arterial Trust Account--State Appropriation	((\$101,425,000))
10		<u>\$93,425,000</u>
11	Small City Preservation and Sidewalk	
12	Account--State Appropriation	((\$2,000,000))
13		<u>\$1,696,000</u>
14	Transportation Improvement Account--State	
15	Appropriation	((\$94,401,000))
16		<u>\$82,258,000</u>
17	TOTAL APPROPRIATION	((\$197,826,000))
18		<u>\$177,379,000</u>

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

21 (1) The transportation improvement account--state appropriation
22 includes up to ((~~\$14,143,000~~)) \$7,000,000 in proceeds from the sale of
23 bonds authorized in RCW 47.26.500.

24 (2) ((~~\$2,000,000~~)) \$1,696,000 of the small city preservation and
25 sidewalk account--state appropriation is provided to fund the
26 provisions of chapter 83, Laws of 2005 (Substitute Senate Bill No.
27 5775).

28 **Sec. 904.** 2006 c 370 s 303 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**
31 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

32	Motor Vehicle Account--State Appropriation	((\$2,328,000))
33		<u>\$1,911,000</u>

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

1 (1) \$584,000 of the motor vehicle account--state appropriation is
2 provided solely for statewide administration.

3 (2) (~~(\$632,000)~~) \$561,000 of the motor vehicle account--state
4 appropriation is provided solely for regional minor projects.

5 (3) (~~(\$305,000)~~) \$40,000 of the motor vehicle account--state
6 appropriation is provided solely for designing the replacement of the
7 existing outdated maintenance facility in Ephrata.

8 (4) (~~(\$239,000)~~) \$158,000 of the motor vehicle account--state
9 appropriation is provided solely for the designing of the northwest
10 regional maintenance complex in Seattle.

11 (5) \$568,000 of the motor vehicle account--state appropriation is
12 provided solely for the Olympic region headquarters project.

13 (a) The department of transportation is authorized to use
14 certificates of participation for the financing of the Olympic region
15 project in the amount of \$34,874,000 plus financing expenses and
16 required reserves pursuant to chapter 39.94 RCW.

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

21 **Sec. 905.** 2006 c 370 s 306 (uncodified) is amended to read as
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
24 **CAPITAL**

25	Motor Vehicle Account--State Appropriation	((\$17,555,000))
26		<u>\$11,162,000</u>
27	Motor Vehicle Account--Federal Appropriation	((\$15,068,000))
28		<u>\$10,308,000</u>
29	Motor Vehicle Account--Local Appropriation	((\$108,000))
30		<u>\$50,000</u>
31	TOTAL APPROPRIATION	((\$32,731,000))
32		<u>\$21,520,000</u>

33 The appropriations in this section are subject to the following
34 conditions and limitations: The motor vehicle account--state
35 appropriation includes (~~(\$11,255,000)~~) \$11,162,000 for state matching
36 funds for federally selected competitive grant or congressional earmark

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

4 **Sec. 906.** 2006 c 370 s 304 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--IMPROVEMENTS--PROGRAM I**

7	Transportation 2003 Account (Nickel Account)--State	
8	Appropriation	((\$1,190,511,000))
9		<u>\$1,079,697,000</u>
10	Motor Vehicle Account--State Appropriation	((\$85,165,000))
11		<u>\$84,385,000</u>
12	Motor Vehicle Account--Federal Appropriation	((\$395,043,000))
13		<u>\$352,856,000</u>
14	Motor Vehicle Account--Private/Local Appropriation	((\$58,522,000))
15		<u>\$46,807,000</u>
16	Special Category C Account--State Appropriation	((\$3,479,000))
17		<u>\$3,152,000</u>
18	Tacoma Narrows Toll Bridge Account Appropriation	\$274,038,000
19	Transportation Partnership Account--State	
20	Appropriation	((\$384,186,000))
21		<u>\$282,784,000</u>
22	Multimodal Transportation Account--State	
23	Appropriation	((\$1,002,000))
24		<u>\$750,000</u>
25	TOTAL APPROPRIATION	((\$2,391,946,000))
26		<u>\$2,124,469,000</u>

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

29 (1)(a) The entire transportation 2003 account (nickel account)
30 appropriation and the entire transportation partnership account
31 appropriation are provided solely for the projects and activities as
32 listed by ~~((fund,))~~ project ~~((and amount))~~ in LEAP Transportation
33 Document 2006-1, Highway Improvement Program (I) as developed March 8,
34 2006. ~~((However, limited transfers of allocations between projects may
35 occur for those amounts listed subject to the conditions and
36 limitations in section 603 of this act.))~~

1 (b) Within the amounts provided in this subsection, \$6,835,000 of
2 the transportation partnership account--state appropriation, \$5,002,000
3 of the transportation 2003 account (nickel account)--state
4 appropriation, and \$2,645,000 of the motor vehicle account--federal
5 appropriation are for project 109040T: I-90/Seattle to Mercer Island
6 - Two way transit/HOV. Expenditure of these funds on construction is
7 contingent upon the development of an access plan that provides
8 equitable and dependable access for I-90 Mercer Island exit and entry.

9 (c) Within the amounts provided in this subsection, \$500,000 of the
10 transportation partnership account--state appropriation is for a west
11 Olympia access study, to complete an access study for state route
12 101/west Olympia.

13 (d) Within the amounts provided in this subsection, \$800,000 of the
14 transportation partnership account--state appropriation is for an SR
15 534 access point decision report.

16 (f) Within the amounts provided within this subsection, \$6,000,000
17 of the transportation partnership account--state appropriation is for
18 project 509009B: I-90 Snoqualmie Pass East - Hyak to Keechelus dam.
19 However, if the preferred alternative selected for this project results
20 in a lower total project cost, the remaining funds may be used for
21 concrete rehabilitation on I-90 in the vicinity of this project.

22 (g) Within the amounts provided in this subsection, \$12,841,000 of
23 the transportation 2003 account (nickel account)--state appropriation
24 and \$4,939,000 of the transportation partnership account--state
25 appropriation are for construction of a new interchange on SR 522 to
26 provide direct access to the University of Washington Bothell/Cascadia
27 community college joint campus. This appropriation assumes an
28 additional \$8,061,000 will be provided in the 2007-09 biennium from the
29 transportation partnership account.

30 (h) Within the amounts provided in this subsection, \$19,262,149 of
31 the motor vehicle account--federal appropriation and \$1,873,478 of the
32 transportation 2003 account (nickel account) appropriation are for
33 project 154302E: SR 543 (I-5 to the international boundary).

34 (2) The motor vehicle account--state appropriation includes up to
35 \$50,000,000 in proceeds from the sale of bonds authorized by RCW
36 47.10.843.

37 (3) The department shall not commence construction on any part of
38 the state route number 520 bridge replacement and HOV project until a

1 record of decision has been reached providing reasonable assurance that
2 project impacts will be avoided, minimized, or mitigated as much as
3 practicable to protect against further adverse impacts on neighborhood
4 environmental quality as a result of repairs and improvements made to
5 the state route 520 bridge and its connecting roadways, and that any
6 such impacts will be addressed through engineering design choices,
7 mitigation measures, or a combination of both. The requirements of
8 this section shall not apply to off-site pontoon construction
9 supporting the state route number 520 bridge replacement and HOV
10 project.

11 (4) The transportation partnership account--state appropriation
12 includes up to \$150,000,000 in proceeds from the sale of bonds
13 authorized in RCW 47.10.873.

14 (5) The Tacoma Narrows toll bridge account--state appropriation
15 includes up to \$257,016,000 in proceeds from the sale of bonds
16 authorized by RCW 47.10.843. The Tacoma Narrows toll bridge account--
17 state appropriation includes up to \$17,022,000 in unexpended proceeds
18 from the March 2005 bond sale authorized in RCW 47.10.843 for the
19 Tacoma Narrows bridge project.

20 (6) The transportation 2003 account (nickel account)--state
21 appropriation includes up to \$880,000,000 in proceeds from the sale of
22 bonds authorized by chapter 147, Laws of 2003.

23 (7) The department shall, on a quarterly basis beginning July 1,
24 2005, provide to the office of financial management and the legislature
25 reports providing the status on each project in the project lists
26 submitted pursuant to this act. Other projects may be reported on a
27 programmatic basis. The department shall work with the office of
28 financial management and the transportation committees of the
29 legislature to agree on report formatting and elements. Elements shall
30 include, but not be limited to, project scope, schedule, and costs.
31 The department shall also provide the information required under this
32 subsection on a quarterly basis via the transportation executive
33 information systems (TEIS).

34 (8) The department of transportation shall conduct an analysis of
35 the causes of traffic congestion on I-5 in the vicinity of Fort Lewis
36 and develop recommendations for alleviating the congestion. The
37 department must report to the transportation committees of the

1 legislature by December 1, 2005, on its analysis and recommendations
2 regarding traffic congestion on I-5 in the vicinity of Fort Lewis.

3 (9) The department of transportation is authorized to proceed with
4 the SR 519 Intermodal Access project if the city of Seattle has not
5 agreed to a project configuration or design by July 1, 2006.

6 (10) The motor vehicle account--state appropriation includes up to
7 \$14,214,000 in unexpended proceeds from the sale of bonds authorized in
8 RCW 47.10.843.

9 (11) The special category C account--state appropriation includes
10 up to \$1,710,000 in unexpended proceeds from the sale of bonds
11 authorized in RCW 47.10.812.

12 (12) The department should consider using mitigation banking on
13 appropriate projects whenever possible, without increasing the cost to
14 projects. The department should consider using the advanced
15 environmental mitigation revolving account (AEMRA) for corridor and
16 watershed based mitigation opportunities, in addition to project
17 specific mitigation.

18 (13) \$500,000 of the motor vehicle account--state appropriation is
19 provided solely for a planning study regarding congestion mitigation
20 improvements on state route 101 in the vicinity of the city of
21 Aberdeen.

22 (14) \$6,200,000 of the motor vehicle account--federal appropriation
23 is provided solely for eastern Washington international border crossing
24 and freight mobility projects, including pavement preservation,
25 pavement structural strengthening, and other safety enhancements.
26 Projects shall include funding for U.S. route 97 international border
27 vicinity paving and improvement projects.

28 (15) \$3,509,738 of the motor vehicle account--federal appropriation
29 and \$30,793 of the motor vehicle account--state appropriation are
30 provided solely for project 100598C: I-5 Blaine Exit interchange
31 improvements.

32 (~~(17)~~) (16) The legislature recognizes that the finance and
33 project implementation planning processes required for the Alaskan Way
34 viaduct and Seattle Seawall replacement project and the SR 520 bridge
35 replacement and HOV project cannot guarantee appropriate decisions
36 unless key study assumptions are reasonable with respect to each
37 project.

1 To assure appropriate finance plan and project implementation plan
2 assumptions, an expert review panel shall be appointed to provide
3 independent financial and technical review for development of a finance
4 plan and project implementation plan for the projects described in this
5 subsection.

6 (a) The expert review panel shall consist of five to ten members
7 who are recognized experts in relevant fields, such as planning,
8 engineering, finance, law, the environment, emerging transportation
9 technologies, geography, and economics.

10 (b) The expert review panel shall be selected cooperatively by the
11 chairs of the senate and house transportation committees, the secretary
12 of the department of transportation, and the governor to assure a
13 balance of disciplines.

14 (c) The chair of the expert review panel shall be designated by the
15 governor.

16 (d) The expert panel shall, with respect to completion of the
17 project alternatives as described in the draft environmental impact
18 statement of each project:

19 (i) Review the finance plan for the project to ensure that it
20 clearly identifies secured and anticipated funding sources and is
21 feasible and sufficient;

22 (ii) Review the project implementation plan covering all state and
23 local permitting and mitigation approvals that ensure the most
24 expeditious and cost-effective delivery of the project; and

25 (iii) Report its findings and recommendations on the items
26 described in (d)(i) and (ii) of this subsection to the joint
27 transportation committee, the office of financial management, and the
28 governor no later than September 1, 2006.

29 (e) Upon receipt of the expert review panel's findings and
30 recommendations under (d)(iii) of this subsection, the governor must
31 make a finding of whether each finance plan is feasible and sufficient
32 to complete the project as described in the draft environmental impact
33 statement.

34 (f) Nothing in this section shall be interpreted to delay
35 construction of any of the projects referenced in this subsection.

36 ~~((18))~~ (17)(a) Prior to commencing construction on either
37 project, the department of transportation must complete all of the
38 following requirements for both the Alaskan Way viaduct and Seattle

1 Seawall replacement project, and the state route number 520 bridge
 2 replacement and HOV project: (i) In accordance with the national
 3 environmental policy act, the department must designate the preferred
 4 alternative, prepare a substantial project mitigation plan, and
 5 complete a comprehensive cost estimate review using the department's
 6 cost estimate validation process, for each project; (ii) in accordance
 7 with all applicable federal highway administration planning and project
 8 management requirements, the department must prepare a project finance
 9 plan for each project that clearly identifies secured and anticipated
 10 fund sources, cash flow timing requirements, and project staging and
 11 phasing plans if applicable; and (iii) the department must report these
 12 results for each project to the joint transportation committee.

13 (b) The requirements of this subsection shall not apply to (i)
 14 utility relocation work, and related activities, on the Alaskan Way
 15 viaduct and Seattle Seawall replacement project and (ii) off-site
 16 pontoon construction supporting the state route number 520 bridge
 17 replacement and HOV project.

18 **Sec. 907.** 2006 c 370 s 305 (uncodified) is amended to read as
 19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION--PRESERVATION--PROGRAM P**

21	Transportation 2003 Account (Nickel Account)--State	
22	Appropriation	((\$1,687,000))
23		<u>\$1,690,000</u>
24	Motor Vehicle Account--State Appropriation	((\$94,799,000))
25		<u>\$88,954,000</u>
26	Motor Vehicle Account--Federal Appropriation	((\$435,310,000))
27		<u>\$426,297,000</u>
28	Motor Vehicle Account--Private/Local Appropriation	((\$8,485,000))
29		<u>\$6,194,000</u>
30	((Puyallup Tribal Settlement Account--State	
31	Appropriation	\$11,000,000)
32	Transportation Partnership Account--State	
33	Appropriation	((\$24,540,000))
34		<u>\$20,180,000</u>
35	TOTAL APPROPRIATION	((\$575,821,000))
36		<u>\$543,315,000</u>

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

3 (1) The entire transportation 2003 account (nickel account)
4 appropriation and the entire transportation partnership account
5 appropriation are provided solely for the projects and activities as
6 listed by ~~((fund,))~~ project ~~((and amount))~~ in LEAP Transportation
7 Document 2006-1, Highway Preservation Program (P) as developed March 8,
8 2006. ~~((However, limited transfers of allocations between projects may
9 occur for those amounts listed subject to the conditions and
10 limitations in section 603 of this act.))~~

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

26 (3) \$740,000 of the motor vehicle account--state appropriation,
27 \$106,149,000 of the motor vehicle account--federal appropriation, and
28 \$10,305,000 of the transportation partnership account--state
29 appropriation are provided solely for the Hood Canal bridge project.

30 (4) The motor vehicle account--state appropriation includes up to
31 \$735,000 in unexpended proceeds from the sale of bonds authorized in
32 RCW 47.10.761 and 47.10.762 for emergency purposes.

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

1 (6) The department shall, on a quarterly basis beginning July 1,
2 2005, provide to the office of financial management and the legislature
3 reports providing the status on each project in the project lists
4 submitted pursuant to this act. Other projects may be reported on a
5 programmatic basis. The department shall work with the office of
6 financial management and the transportation committees of the
7 legislature to agree on report formatting and elements. Elements shall
8 include, but not be limited to, project scope, schedule, and costs.
9 The department shall also provide the information required under this
10 subsection on a quarterly basis via the transportation executive
11 information systems (TEIS).

12 (7) The motor vehicle account--state appropriation includes up to
13 \$912,000 in unexpended proceeds from the sale of bonds authorized in
14 RCW 47.10.843.

15 (8) The motor vehicle account--state appropriation includes up to
16 \$6,000,000 in proceeds from the sale of bonds authorized by RCW
17 47.10.843.

18 (9) (~~(\$4,000,000)~~) \$3,200,000 of the motor vehicle account--federal
19 appropriation and \$6,000,000 of the motor vehicle account--state
20 appropriation, as specified in subsection (8) of this section, are for
21 expenditures on damaged state roads due to flooding, mudslides, rock
22 fall, or other unforeseen events. Slide repair on state routes 101, 4,
23 107, and 105 must be funded from this amount if federal emergency funds
24 are not available.

25 **Sec. 908.** 2006 c 370 s 307 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**
28 **CONSTRUCTION--PROGRAM W**

29 Puget Sound Capital Construction Account--State	
30 Appropriation	((\$122,324,000))
31	<u>\$100,254,000</u>
32 Puget Sound Capital Construction Account--Federal	
33 Appropriation	((\$73,590,000))
34	<u>\$62,842,000</u>
35 Puget Sound Capital Construction Account--Private/Local	
36 Appropriation	\$26,000
37 Multimodal Transportation Account--State	

1 and costs. The department shall also provide the information required
2 under this subsection via the transportation executive information
3 systems (TEIS).

4 (6) \$3,000,000 of the multimodal transportation account--state
5 appropriation is provided solely for passenger-only projects. Projects
6 may include vessel or terminal projects or costs associated with
7 selling vessels.

8 (7) The multimodal transportation account--state appropriation
9 includes up to \$1,170,000 in unexpended proceeds from the sale of bonds
10 authorized in RCW 47.10.867.

11 **Sec. 909.** 2006 c 370 s 308 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL**

14	((Essential Rail Assistance Account--State Appropriation .	\$250,000))
15	<u>Motor Vehicle Account--Federal Appropriation</u>	<u>\$1,485,000</u>
16	Multimodal Transportation Account--State	
17	Appropriation	((\$68,176,000))
18		<u>\$57,814,000</u>
19	Multimodal Transportation Account--Private/Local	
20	Appropriation	((\$8,287,000))
21		<u>\$551,000</u>
22	Multimodal Transportation Account--Federal	
23	Appropriation	((\$17,268,000))
24		<u>\$10,198,000</u>
25	TOTAL APPROPRIATION	((\$93,981,000))
26		<u>\$70,048,000</u>

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

29 (1) The multimodal transportation account--state appropriation
30 includes up to ((~~\$33,435,000~~)) \$1,422,000 in proceeds from the sale of
31 bonds ((~~and up to \$830,000 in unexpended bond proceeds authorized by~~
32 ~~RCW 47.10.867~~)).

33 (2) If federal block grant funding for freight or passenger rail is
34 received, the department shall consult with the transportation
35 committees of the legislature prior to spending the funds on additional
36 projects.

1 Hooper lines, for the 2007 and 2008 harvest seasons, in consultation
2 with local governments and other stakeholders.

3 ((e)) (iii) In order to maintain the operation of the Palouse
4 River & Coulee City rail lines, the office of financial management is
5 authorized to negotiate an agreement wherein they may forgive all or
6 part of the existing freight rail assistance loan to the current
7 operator of the Palouse River & Coulee City rail lines in exchange for
8 good and valuable consideration.

9 (iv) Following acquisition of the PCC rail lines, the department
10 shall not expend funds provided in (a) of this subsection to refurbish
11 the lines or provide an operating subsidy for the lines.

12 (4) If the department issues a call for projects, applications must
13 be received by the department by November 1, 2005, and November 1,
14 2006.

15 (5) \$50,000 of the multimodal transportation account--state
16 appropriation is provided solely for a study of eastern Skagit county
17 freight rail. The study shall examine the feasibility of restoring
18 portions of freight rail line to the towns of Lyman, Hamilton, and
19 Concrete. The study must also identify existing and potential
20 industrial sites available for development and redevelopment, and the
21 freight rail service needs of the identified industrial sites.

22 (6) The department shall finalize and issue the Amtrak Cascades
23 long range plan update as of the effective date of this act.

24 (7) Funds provided for the Tacoma rail improvement project may be
25 expended for preconstruction engineering.

26 (8) \$2,500,000 of the multimodal transportation account--state
27 appropriation is provided solely for a rail loop at the Port of Walla
28 Walla.

29 **Sec. 910.** 2006 c 370 s 309 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
32 **CAPITAL**

33	((Highway Infrastructure Account--State Appropriation	\$207,000
34	Highway Infrastructure Account--Federal Appropriation	\$1,602,000))
35	Motor Vehicle Account--Federal Appropriation	((\$48,998,000))
36		<u>\$16,734,000</u>
37	Motor Vehicle Account--State Appropriation	((\$8,340,000))

1		<u>\$1,900,000</u>
2	Transportation Partnership Account--State	
3	Appropriation	((\$2,008,000))
4		<u>\$694,000</u>
5	((Freight Mobility Investment Account--State	
6	Appropriation	\$6,000,000
7	Passenger Ferry Account--State Appropriation	\$9,000,000))
8	Multimodal Transportation Account--State	
9	Appropriation	((\$39,403,000))
10		<u>\$21,860,000</u>
11	Transportation 2003 Account (nickel account)--State	
12	Appropriation	((\$557,000))
13		<u>\$145,000</u>
14	Freight Mobility Multimodal Account--State	
15	Appropriation	((\$9,700,000))
16		<u>\$1,150,000</u>
17	<u>Freight Mobility Multimodal Account--</u>	
18	<u>Private/Local Appropriation</u>	<u>\$3,050,000</u>
19	TOTAL APPROPRIATION	((\$125,815,000))
20		<u>\$45,533,000</u>

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

23 (1) To manage some projects more efficiently, federal funds may be
24 transferred from program Z to programs I and P and state funds shall be
25 transferred from programs I and P to program Z to replace those federal
26 funds in a dollar-for-dollar match. Fund transfers authorized under
27 this subsection shall not affect project prioritization status.
28 Appropriations shall initially be allotted as appropriated in this act.
29 The department may not transfer funds as authorized under this
30 subsection without approval of the office of financial management. The
31 department shall submit a report on those projects receiving fund
32 transfers to the transportation committees of the senate and house of
33 representatives by December 1, 2006.

34 (2) 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
38 fiscal biennium, except for projects managed by the freight mobility

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

10 (3) The multimodal transportation account--state appropriation
11 includes up to \$6,000,000 in proceeds from the sale of bonds authorized
12 by RCW 47.10.867.

13 (4) \$1,545,000 of the multimodal transportation account--state
14 appropriation is reappropriated and provided solely to fund the
15 multiphase cooperative project with the state of Oregon to dredge the
16 Columbia River. The amount provided in this subsection shall lapse
17 unless the state of Oregon appropriates a dollar-for-dollar match to
18 fund its share of the project.

19 (5) Up to \$206,000 of the motor vehicle account--state
20 appropriation is reappropriated and provided (~~solely~~) for additional
21 traffic and pedestrian safety improvements near schools. The highways
22 and local programs division within the department of transportation
23 shall administer this program. The department shall review all
24 projects receiving grant awards under this program at least
25 semiannually to determine whether the projects are making satisfactory
26 progress. Any project that has been awarded traffic and pedestrian
27 safety improvement grant funds, but does not report activity on the
28 project within one year of grant award should be reviewed by the
29 department to determine whether the grant should be terminated. The
30 department must promptly close out grants when projects have been
31 completed, and identify where unused grant funds remain because actual
32 project costs were lower than estimated in the grant award. The
33 department shall expeditiously extend new grant awards to qualified
34 projects when funds become available either because grant awards have
35 been rescinded for lack of sufficient project activity or because
36 completed projects returned excess grant funds upon project closeout.

37 (6) The motor vehicle account--state appropriation includes up to

1 \$905,000 in unexpended proceeds from the sale of bonds authorized by
2 RCW 47.10.843.

3 (7) Up to \$607,000 of the multimodal transportation account--state
4 appropriation is reappropriated and provided (~~((solely))~~) to support the
5 safe routes to school program.

6 (8) (~~(\$16,110,000)~~) Up to \$7,488,000 of the motor vehicle account--
7 federal appropriation is provided (~~((solely))~~) for the local freight
8 capital projects in progress identified in this subsection. The
9 specific funding listed is provided (~~((solely))~~) for the respective
10 projects: SR 397 Ainsworth Ave. Grade Crossing, \$4,992,000; Colville
11 Alternate Truck Route, \$1,746,000; (~~((S. 228th Street Extension and
12 Grade Separation, \$6,500,000; Bigelow Gulch Road Urban Boundary to
13 Argonne Rd., \$2,000,000; Granite Falls Alternate Route, \$122,000;))~~) and
14 Pacific Hwy. E./Port of Tacoma Road to Alexander, \$750,000.

15 (9) (~~(\$2,898,000)~~) Up to \$1,011,000 of the motor vehicle account--
16 state appropriation is provided (~~((solely))~~) for the local freight
17 capital projects in progress identified in this subsection. The
18 specific funding listed is provided (~~((solely))~~) for the respective
19 projects: Duwamish Intelligent Transportation Systems (ITS),
20 (~~(\$2,382,000)~~) \$495,000; Port of Kennewick/Piert Road, \$516,000.

21 (10) Up to \$6,000,000 of the multimodal account--state
22 appropriation is provided (~~((solely))~~) for the local freight 'D' street
23 grade separation project.

24 (11) The department shall issue a call for pedestrian safety
25 projects, such as safe routes to schools and transit, and bicycle and
26 pedestrian paths. Applications must be received by the department by
27 November 1, 2005, and November 1, 2006. The department shall identify
28 cost-effective projects, and submit a prioritized list to the
29 legislature for funding by December 15th of each year. Recommendations
30 made to the legislature for safe routes to schools and bicycle and
31 pedestrian path projects must, to the extent practicable based on
32 available funding, allocate sixty percent of available funds to bicycle
33 and pedestrian path projects and forty percent to safe routes to
34 schools. Preference shall be given to projects that provide a local
35 match.

36 (12) (~~(\$18,370,000)~~) Up to \$12,000,000 of the multimodal
37 transportation account--state appropriation, (~~(\$6,000,000)~~) up to
38 \$2,440,000 of the freight mobility multimodal account--state

1 appropriation, and up to \$2,008,000 of the transportation partnership
2 account--state appropriation(~~(, and \$6,000,000 of the freight mobility~~
3 ~~investment account--state appropriation))~~ are provided (~~(solely)~~) for
4 the projects and activities as listed by fund, project and amount in
5 LEAP Transportation Document 2006-1, Local Programs (Z) as developed
6 March 8, 2006. However, limited transfers of allocations between
7 projects may occur for those amounts listed subject to the conditions
8 and limitations in section 603 of this act.

9 (13) \$870,000 of the multimodal transportation account--state
10 appropriation is provided solely for the Yakima Avenue, 9th Street to
11 Front Street, pedestrian safety improvement project.

12 (14) Up to \$5,000,000 of the multimodal transportation account--
13 state appropriation and up to \$2,000,000 of the motor vehicle account--
14 federal appropriation are provided (~~(solely)~~) for the pedestrian and
15 bicycle safety program projects and safe routes to schools program
16 projects identified on the LEAP Transportation Document 2006-B,
17 Pedestrian and Bicycle Safety Program Projects and Safe Routes to
18 Schools Program Projects as developed March 8, 2006. Projects must be
19 allocated funding based on order of priority. The department shall
20 review all projects receiving grant awards under this program at least
21 semiannually to determine whether the projects are making satisfactory
22 progress. Any project that has been awarded funds, but does not report
23 activity on the project within one year of the grant award, shall be
24 reviewed by the department to determine whether the grant should be
25 terminated. The department shall promptly close out grants when
26 projects have been completed, and identify where unused grant funds
27 remain because actual project costs were lower than estimated in the
28 grant award. When funds become available either because grant awards
29 have been rescinded for lack of sufficient project activity or because
30 completed projects returned excess grant funds upon project closeout,
31 the department shall expeditiously extend new grant awards to qualified
32 alternative projects identified on the list.

33 (15) Up to \$9,700,000 of the motor vehicle account--federal
34 appropriation is provided (~~(solely)~~) for the intersection and corridor
35 safety program projects as identified on the LEAP Transportation
36 Document 2006-A, Intersection and Corridor Safety Program Projects as
37 developed March 8, 2006.

1 (16) Up to \$19,500,000 of the motor vehicle account--federal
2 appropriation is provided (~~solely~~) for rural county two-lane roadway
3 pilot projects including \$7,500,000 already under contract. Any
4 further allocations shall be prioritized by the department based on
5 high-accident-corridor criteria. For purposes of this subsection,
6 "high-accident-corridor" means a highway corridor of one mile or more
7 where analysis of collision history indicates that the section has
8 higher than average collision and severity factors.

9 (17) Up to \$2,500,000 of the motor vehicle account--state
10 appropriation is provided (~~solely~~) for the Yakima downtown futures
11 initiative.

12 (18) Up to \$810,000 of the multimodal transportation account--state
13 appropriation is provided (~~solely~~) for the projects identified in
14 this subsection: Des Moines creek trail, \$250,000; SR 282 to Port of
15 Ephrata connector, \$385,000; Mount Baker Ridge viewpoint, \$175,000.

16 (~~(19)~~) (19) Up to \$688,000 of the motor vehicle account--federal
17 appropriation is provided (~~solely~~) for completion of the Coal Creek
18 Parkway project.

19 (~~(21) \$9,000,000 of the passenger ferry account state~~
20 ~~appropriation is provided solely for the implementation of the~~
21 ~~passenger only ferry grant program created in Substitute Senate Bill~~
22 ~~No. 6787. If Substitute Senate Bill No. 6787 is not enacted by June~~
23 ~~30, 2006, the amount provided in this subsection shall lapse.))~~

24 (20) \$827,000 of the motor vehicle account--federal appropriation
25 is provided solely for the projects identified in this subsection: The
26 Franklin county slide project, \$800,000; and the Loomis-Oroville Road
27 guardrail replacement project, \$27,000.

28 (21) \$252,000 of the multimodal transportation account--state
29 appropriation is provided solely for the Winthrop pedestrian and bike
30 path project.

31 TRANSFERS AND DISTRIBUTIONS

32 **Sec. 1001.** 2006 c 370 s 401 (uncodified) is amended to read as
33 follows:

34 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
35 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**

1	DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND	
2	REVENUE	
3	Highway Bond Retirement Account Appropriation	((\$334,313,000))
4		<u>\$329,713,000</u>
5	Nondebt-Limit Reimbursable Account Appropriation	((\$6,091,000))
6		<u>\$5,791,000</u>
7	Ferry Bond Retirement Account Appropriation	\$38,241,000
8	Transportation Improvement Board Bond Retirement	
9	Account--State Appropriation	\$30,923,000
10	Motor Vehicle Account--State Appropriation	((\$682,000))
11		<u>\$782,000</u>
12	Transportation Improvement Account--State	
13	Appropriation	\$120,000
14	Multimodal Transportation Account--State	
15	Appropriation	((\$370,000))
16		<u>\$390,000</u>
17	Transportation 2003 Account (Nickel Account)	
18	Appropriation	\$6,600,000
19	Transportation Partnership Account--State	
20	Appropriation	((\$1,125,000))
21		<u>\$975,000</u>
22	TOTAL APPROPRIATION	((\$418,465,000))
23		<u>\$413,535,000</u>

24 **Sec. 1002.** 2006 c 370 s 402 (uncodified) is amended to read as
25 follows:

26 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
27 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**
28 **FISCAL AGENT CHARGES**

29	Motor Vehicle Account--State Appropriation	\$248,000
30	Transportation Improvement Account--State Appropriation	((\$13,000))
31		<u>\$18,000</u>
32	Multimodal Transportation Account--State Appropriation	\$35,000
33	Transportation 2003 Account (Nickel Account)--State	
34	Appropriation	\$2,200,000
35	Transportation Partnership Account--State	
36	Appropriation	\$375,000
37	TOTAL APPROPRIATION	((\$2,871,000))

1 \$2,876,000

2 **Sec. 1003.** 2006 c 370 s 404 (uncodified) is amended to read as
3 follows:

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

5 Motor Vehicle Account Appropriation for
6 motor vehicle fuel tax distributions to cities
7 and counties ((~~\$487,612,000~~))
8 \$468,391,000

9 **Sec. 1004.** 2006 c 370 s 405 (uncodified) is amended to read as
10 follows:

11 **FOR THE STATE TREASURER--TRANSFERS**

12 Motor Vehicle Account--State
13 Appropriation: For motor vehicle fuel tax
14 refunds and transfers ((~~\$1,037,342,000~~))
15 \$1,031,321,000

16 **Sec. 1005.** 2006 c 370 s 406 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS**

19 (1) RV Account--State Appropriation:
20 For transfer to the Motor Vehicle Account--State . . . ((~~\$2,000,000~~))
21 \$2,104,000

22 (2) Motor Vehicle Account--State Appropriation:
23 For transfer to Puget Sound Capital Construction
24 Account--State ((~~\$73,000,000~~))
25 \$70,223,000

26 (3) Highway Safety Account--State Appropriation:
27 For transfer to the Motor Vehicle Account--State \$5,000,000

28 (4) Motor Vehicle Account--State Appropriation:
29 For transfer to the Puget Sound Ferry Operations
30 Account--State ((~~\$31,000,000~~))
31 \$50,680,000

32 (5) Motor Vehicle Account--State Appropriation:
33 For transfer to the Transportation Partnership
34 Account--State \$33,127,000

35 (6) Highway Safety Account--State Appropriation:

1	For transfer to the Multimodal Transportation	
2	Account--State	\$25,980,000
3	(7) Transportation Partnership Account--State Appropriation:	
4	For transfer to the Small City Pavement and Sidewalk	
5	Account--State	\$1,000,000
6	(8) Transportation Partnership Account--State Appropriation:	
7	For transfer to the Transportation Improvement	
8	Account--State	\$2,500,000
9	(9) Transportation Partnership Account--State Appropriation:	
10	For transfer to the County Arterial Preservation	
11	Account--State	\$1,500,000
12	(10) License Plate Technology Account--State Appropriation:	
13	For transfer to the Motor Vehicle Account--State	\$2,500,000
14	(11) Multimodal Transportation Account--State Appropriation:	
15	For transfer to the Transportation Partnership	
16	Account--State	\$29,417,000
17	(12) Motor Vehicle Account--State Appropriation:	
18	For transfer to the Freight Mobility Multimodal	
19	Account--State, up to a maximum of	((\$3,700,000))
20		<u>\$3,537,000</u>
21	(13) Multimodal Transportation Account--State Appropriation:	
22	For transfer to the Tacoma Narrows Toll Bridge	
23	Account--State	\$1,300,000
24	(14) Multimodal Transportation Account--State Appropriation:	
25	For transfer to the Freight Mobility Multimodal	
26	Account--State	\$4,610,000
27	<u>(15) Motor Vehicle Account--State Appropriation:</u>	
28	<u>For transfer to the Tacoma Narrows Toll Bridge</u>	
29	<u>Account--State</u>	<u>\$5,288,000</u>
30	<u>(16) Multimodal Transportation Account--State</u>	
31	<u>Appropriation: For transfer to the Transportation</u>	
32	<u>Infrastructure Account--State</u>	<u>\$11,000,000</u>

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

- 35 (a) The department of transportation shall only transfer funds in
- 36 subsection (2) of this section up to the level provided, on an as-
- 37 needed basis.

1 (b) The amount transferred in subsection (12) of this section shall
2 be the same as the Union Pacific Railroad's original contribution,
3 adjusted for earned interest and expenditures, and shall be made on
4 June 30, 2006.

5 (c) The amount transferred in subsection (14) of this section is
6 the equivalent of the Burlington Northern Santa Fe funds advanced to
7 the SR 519 project and shall be invested in a freight mobility project
8 agreed to by the freight mobility strategic investment board and the
9 BNSF railway if the final design of the SR 519 project does not include
10 the original rail benefit.

11 (d) The amount transferred in subsection (13) of this section is
12 appropriated as a nonreimbursable state financial contribution to the
13 project and does not require repayment.

14 **MISCELLANEOUS**

15 **Sec. 1101.** RCW 46.68.060 and 1969 c 99 s 11 are each amended to
16 read as follows:

17 There is hereby created in the state treasury a fund to be known as
18 the highway safety fund to the credit of which shall be deposited all
19 moneys directed by law to be deposited therein. This fund shall be
20 used for carrying out the provisions of law relating to driver
21 licensing, driver improvement, financial responsibility, cost of
22 furnishing abstracts of driving records and maintaining such case
23 records, and to carry out the purposes set forth in RCW 43.59.010.
24 During the 2005-2007 fiscal biennium, the legislature may transfer from
25 the highway safety fund to the motor vehicle fund and the multimodal
26 transportation account such amounts as reflect the excess fund balance
27 of the highway safety fund.

28 NEW SECTION. **Sec. 1102.** If any provision of this act or its
29 application to any person or circumstance is held invalid, the
30 remainder of the act or the application of the provision to other
31 persons or circumstances is not affected.

32 NEW SECTION. **Sec. 1103.** This act is necessary for the immediate
33 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect
2 immediately.

(End of bill)

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ESHB 1094 - S COMM AMD
 By Committee on Transportation

ADOPTED 3/31/07

1 On page 1, line 1 of the title, after "appropriations;" strike the
 2 remainder of the title and insert "amending RCW 46.68.170, 47.29.170,
 3 46.16.685, 47.01.390, 88.16.090, 47.12.244, 70.95.521, and 46.68.060;
 4 amending 2006 c 53 s 2 (uncodified); amending 2006 c 370 ss 205, 208,
 5 209, 210, 215, 218, 224, 226, 227, 228, 229, 301, 302, 303, 304, 305,
 6 306, 307, 308, 309, 401, 402, 404, 405, and 406 (uncodified); amending
 7 2005 c 313 s 301 (uncodified); adding new sections to 2005 c 313
 8 (uncodified); creating new sections; making appropriations and
 9 authorizing expenditures for capital improvements; and declaring an
 10 emergency."

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