

1 the purposes designated, are hereby appropriated from the several
2 accounts and funds named to the designated state agencies and offices
3 for employee compensation and other expenses, for capital projects, and
4 for other specified purposes, including the payment of any final
5 judgments arising out of such activities, for the period ending June
6 30, 2015.

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

9 (a) "Fiscal year 2014" or "FY 2014" means the fiscal year ending
10 June 30, 2014.

11 (b) "Fiscal year 2015" or "FY 2015" means the fiscal year ending
12 June 30, 2015.

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

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

16 (e) "Provided solely" means the specified amount may be spent only
17 for the specified purpose. Unless otherwise specifically authorized in
18 this act, any portion of an amount provided solely for a specified
19 purpose that is not expended subject to the specified conditions and
20 limitations to fulfill the specified purpose shall lapse.

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

24 (g) "LEAP" means the legislative evaluation and accountability
25 program committee.

26 **2013-2015 FISCAL BIENNIUM**

27 **GENERAL GOVERNMENT AGENCIES--OPERATING**

28 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**
29 **HISTORIC PRESERVATION**

30 Motor Vehicle Account--State Appropriation \$435,000

31 The appropriation in this section is subject to the following
32 conditions and limitations: The entire appropriation is provided
33 solely for staffing costs to be dedicated to state transportation
34 activities. Staff hired to support transportation activities must have
35 practical experience with complex construction projects.

1 (b) Work with local, state, and regional transportation and public
2 works maintenance agencies to continue to support development of EZview
3 enhancements and customizations based on applicant needs; and

4 (c) Provide outreach and training to advance the state's interest
5 in continuing to leverage EZview web infrastructure to support and
6 accelerate local, regional, and state transportation and public works
7 planning, permitting, and compliance.

8 **NEW SECTION. Sec. 104. FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

9	Motor Vehicle Account--State Appropriation	\$502,000
10	Puget Sound Ferry Operations Account--State	
11	Appropriation	\$4,480,000
12	TOTAL APPROPRIATION	\$4,982,000

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

15 (1) \$502,000 of the motor vehicle account--state appropriation is
16 provided solely for the transportation executive information system.

17 (2) \$4,480,000 of the Puget Sound ferry operations account--state
18 appropriation is provided solely for marine insurance. Coverage is for
19 ferry vessels and terminals based on certain deductibles.

20 **NEW SECTION. Sec. 105. FOR THE STATE PARKS AND RECREATION**
21 **COMMISSION**

22	Motor Vehicle Account--State Appropriation	\$986,000
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23 The appropriation in this section is subject to the following
24 conditions and limitations: The entire appropriation in this section
25 is provided solely for road maintenance purposes.

26 **NEW SECTION. Sec. 106. FOR THE DEPARTMENT OF AGRICULTURE**

27	Motor Vehicle Account--State Appropriation	\$1,208,000
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28 The appropriation in this section is subject to the following
29 conditions and limitations:

30 (1) \$351,000 of the motor vehicle account--state appropriation is
31 provided solely for costs associated with the motor fuel quality
32 program.

33 (2) \$857,000 of the motor vehicle account--state appropriation is

1 provided solely to test the quality of biofuel. The department must
2 test fuel quality at the biofuel manufacturer, distributor, and
3 retailer.

4 NEW SECTION. **Sec. 107. FOR THE LEGISLATIVE EVALUATION AND**
5 **ACCOUNTABILITY PROGRAM COMMITTEE**

6 Motor Vehicle Account--State Appropriation \$529,000

7 **TRANSPORTATION AGENCIES--OPERATING**

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

10 Highway Safety Account--State Appropriation \$3,147,000
11 Highway Safety Account--Federal Appropriation \$40,629,000
12 Highway Safety Account--Private/Local Appropriation \$50,000
13 School Zone Safety Account--State Appropriation \$1,800,000
14 TOTAL APPROPRIATION \$45,626,000

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

17 (1) The commission shall develop and implement, in collaboration
18 with the Washington state patrol, a target zero team pilot program in
19 Yakima and Spokane counties. The pilot program must demonstrate the
20 effectiveness of intense, high visibility driving under the influence
21 enforcement in Washington state. The commission shall apply to the
22 national highway traffic safety administration for federal highway
23 safety grants to cover the cost of the pilot program.

24 (2) \$20,000,000 of the highway safety account--federal
25 appropriation is provided solely for federal funds that may be
26 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the
27 2013-2015 fiscal biennium.

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

29 Rural Arterial Trust Account--State Appropriation \$945,000
30 Motor Vehicle Account--State Appropriation \$2,186,000
31 County Arterial Preservation Account--State
32 Appropriation \$1,456,000
33 TOTAL APPROPRIATION \$4,587,000

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

2 Transportation Improvement Account--State

3 Appropriation \$3,804,000

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

5 Motor Vehicle Account--State Appropriation \$1,330,000

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

8 (1)(a) \$325,000 of the motor vehicle account--state appropriation
9 is provided for a study of transportation cost drivers and potential
10 efficiencies to contain project costs and gain more value from
11 investments in Washington state's transportation system. The goal is
12 to enable the department of transportation to construct bridge and
13 highway projects more quickly and to build and operate them at a lower
14 cost, while ensuring that appropriate environmental and regulatory
15 protections are maintained and a quality project is delivered. The
16 joint transportation committee must convene an advisory panel to
17 provide study guidance and discuss potential efficiencies and
18 recommendations. The scope of the study must be limited to state-level
19 policies and practices relating to the planning, design, permitting,
20 construction, financing, and operation of department of transportation
21 roadway and bridge projects. The study must:

22 (i) Identify best practices;

23 (ii) Identify inefficiencies in state policy or agency practice
24 where changes may save money;

25 (iii) Recommend changes to improve efficiency and save money; and

26 (iv) Identify potential savings to be achieved by adopting changes
27 in practice or policy.

28 (b) The joint transportation committee shall issue a report of its
29 findings to the house of representatives and senate transportation
30 committees by December 31, 2013.

31 (2) The joint transportation committee shall coordinate a work
32 group comprised of the department of licensing, the department of
33 revenue, county auditors or other agents, and subagents to identify
34 possible issues relating to the administration of, compliance with, and
35 enforcement of the existing statutory requirement for a person to
36 provide an unexpired driver's license when registering a vehicle. The
37 work group shall provide recommendations on how administration and

1 enforcement may be modified, as needed, to address any identified
2 issues, including whether statutory changes may be needed. A report
3 presenting the recommendations must be presented to the house of
4 representatives and senate transportation committees by December 31,
5 2013.

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

7	Motor Vehicle Account--State Appropriation	\$2,773,000
8	Multimodal Transportation Account--State	
9	Appropriation	\$112,000
10	TOTAL APPROPRIATION	\$2,885,000

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

13 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,
14 during the 2013-2015 fiscal biennium, the legislature authorizes the
15 transportation commission to periodically review and, if necessary,
16 adjust the schedule of fares for the Washington state ferry system only
17 in amounts not greater than those sufficient to generate the amount of
18 revenue required by the biennial transportation budget. When adjusting
19 ferry fares, the commission must consider input from affected ferry
20 users by public hearing and by review with the affected ferry advisory
21 committees, in addition to the data gathered from the current ferry
22 user survey.

23 (2) Consistent with RCW 43.135.055 and 47.46.100, during the 2013-
24 2015 fiscal biennium, the legislature authorizes the transportation
25 commission to periodically review and, if necessary, adjust the
26 schedule of toll charges applicable to the Tacoma Narrows bridge only
27 in amounts not greater than those sufficient to support (a) any
28 required costs for operating and maintaining the toll bridge, including
29 the cost of insurance, (b) any amount required by law to meet the
30 redemption of bonds and applicable interest payments, and (c) repayment
31 of the motor vehicle fund.

32 (3) In accordance with RCW 43.135.055, the transportation
33 commission may adopt, periodically review, and, if necessary, adjust
34 the schedule of toll charges applicable to the portion of state route
35 number 99 that is the deep bore tunnel as set forth and previously
36 authorized in RCW 47.56.862.

1 (4) In accordance with RCW 43.135.055, the transportation
2 commission may adopt, periodically review, and, if necessary, adjust
3 the schedule of toll charges applicable to the Columbia river crossing
4 project as set forth and previously authorized in chapter 36, Laws of
5 2012.

6 (5) In accordance with RCW 43.135.055, the transportation
7 commission may periodically review and, if necessary, adjust the
8 schedule of toll charges applicable to the state route number 520
9 corridor as set forth and previously authorized in RCW 47.56.870.

10 (6)(a) \$400,000 of the motor vehicle account--state appropriation
11 is provided solely for the development of the business case for the
12 transition to a road usage charge system as the basis for funding the
13 state transportation system, from the current motor fuel tax system.
14 The funds are provided for fiscal year 2014 only.

15 (b) The legislature finds that the efforts started in the 2011-2013
16 fiscal biennium regarding the transition to a road usage charge system
17 represent an important first step in the policy and conceptual
18 development of potential alternative systems to fund transportation
19 projects, but that the governance for the development needs
20 clarification. The legislature also finds that significant amounts of
21 research and public education are occurring in similar efforts in
22 several states and that these efforts can and should be leveraged to
23 advance the evaluation in Washington. The legislature intends,
24 therefore, that the commission and its staff lead the policy
25 development of the business case for a road usage charge system, with
26 the goal of providing the business case to the governor and the
27 legislative committees of the legislature in time for inclusion in the
28 2014 supplemental omnibus transportation appropriations act. The
29 legislature intends for additional oversight in the business case
30 development, with guidance from a steering committee as provided in
31 chapter 86, Laws of 2012, augmented with participation by the joint
32 transportation committee. The legislature further intends that the
33 department of transportation continue to address administrative,
34 technical, and conceptual operational issues related to road usage
35 charge systems, and that the department serve as a resource for
36 information gleaned from other states on this topic for the
37 commission's efforts.

38 (c) For the purposes of this subsection (6), the commission shall:

- 1 (i) Develop preliminary road usage charge policies that are
 2 necessary to develop the business case, as well as supporting research
 3 and data that will guide the potential application in Washington;
 4 (ii) Develop the preferred operational concept or concepts that
 5 reflect the preliminary policies;
 6 (iii) Evaluate the business case for the road usage charge system
 7 that would result from implementing the preliminary policies and
 8 preferred operational concept or concepts. The evaluation must assess
 9 likely financial outcomes if the system were to be implemented; and
 10 (iv) Identify and document policy and other issues that are deemed
 11 important to further refine the preferred operational concept or
 12 concepts and to gain public acceptance. These identified issues should
 13 form the basis for continued work beyond this funding cycle.
 14 (d) The commission shall convene a steering committee to guide the
 15 development of the business case. The membership must be the same as
 16 provided in chapter 86, Laws of 2012, except that the membership must
 17 also include the joint transportation committee executive members.
 18 (e) The commission shall submit a report of the business case to
 19 the governor and the transportation committees of the legislature by
 20 December 15, 2013. The report must also include a proposed budget and
 21 work plan for fiscal year 2015. A progress report must be submitted to
 22 the governor and the joint transportation committee by November 1,
 23 2013, including a presentation to the joint transportation committee.

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

26 Motor Vehicle Account--State Appropriation \$904,000

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

28 State Patrol Highway Account--State
 29 Appropriation \$369,035,000
 30 State Patrol Highway Account--Federal
 31 Appropriation \$11,137,000
 32 State Patrol Highway Account--Private/Local
 33 Appropriation \$3,591,000
 34 Highway Safety Account--State Appropriation \$19,429,000
 35 Multimodal Transportation Account--State
 36 Appropriation \$273,000

1 Ignition Interlock Device Revolving Account--State
2 Appropriation \$573,000
3 TOTAL APPROPRIATION \$404,038,000

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

6 (1) The Washington state patrol shall collaborate with the
7 Washington traffic safety commission on the target zero team pilot
8 program referenced in section 201 of this act.

9 (2) During the 2013-2015 fiscal biennium, the Washington state
10 patrol shall relocate its data center to the state data center in
11 Olympia. The Washington state patrol shall work with the department of
12 enterprise services to negotiate the lease termination agreement for
13 the current data center site.

14 (3) 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 must 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 (4) \$12,700,000 of the total appropriation is provided solely for
23 automobile fuel in the 2013-2015 fiscal biennium.

24 (5) \$8,179,000 of the total appropriation is provided solely for
25 the purchase of pursuit vehicles.

26 (6) \$7,004,000 of the total appropriation is provided solely for
27 vehicle repair and maintenance costs of vehicles used for highway
28 purposes.

29 (7) \$1,784,000 of the total appropriation is provided solely for
30 the purpose of mission vehicles used for highway purposes in the
31 commercial vehicle and traffic investigation sections of the Washington
32 state patrol.

33 (8) \$1,974,000 of the total appropriation is provided solely for
34 the aviation aerial traffic enforcement program of the aviation section
35 of the Washington state patrol, and this is the maximum amount that the
36 Washington state patrol may expend for this purpose. The Washington
37 state patrol must, during the 2013-2015 fiscal biennium, sell one of
38 the Cessna airplanes that are currently being used for air traffic

1 control in western Washington. The Cessna airplanes, as candidates to
2 be sold, do not include the two Cessna airplanes equipped with
3 gyro-stabilized forward looking infrared (FLIR) cameras or the Cessna
4 airplane in eastern Washington. Funds from the sale of the Cessna
5 airplane must be deposited into the state patrol highway account.

6 (9) It is the intent of the legislature that the omnibus operating
7 appropriations act provide funding for any share of the debt service on
8 the mobile office platform and the narrowbanding project based on the
9 Washington state patrol cost allocation model that is not attributable
10 to transportation purposes.

11 (10) \$573,000 of the ignition interlock device revolving account--
12 state appropriation is provided solely for the ignition interlock
13 program at the Washington state patrol to provide funding for two staff
14 to work and provide support for the program in working with
15 manufacturers, service centers, technicians, and participants in the
16 program.

17 (11) The Washington state patrol may not expend any state
18 resources, including money and time, enforcing RCW 46.55.060 against a
19 registered tow truck operator who has taken a lunch break that does not
20 exceed one hour and has also posted a notice, visible from outside the
21 office, providing a telephone number at which personnel able to release
22 impounded vehicles may be contacted to respond in a reasonable time.

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

24	Marine Fuel Tax Refund Account--State	
25	Appropriation	\$34,000
26	Motorcycle Safety Education Account--State	
27	Appropriation	\$4,409,000
28	State Wildlife Account--State Appropriation	\$885,000
29	Highway Safety Account--State Appropriation	\$152,375,000
30	Highway Safety Account--Federal Appropriation	\$4,392,000
31	Motor Vehicle Account--State Appropriation	\$75,888,000
32	Motor Vehicle Account--Federal Appropriation	\$467,000
33	Motor Vehicle Account--Private/Local Appropriation	\$1,544,000
34	Ignition Interlock Device Revolving Account--State	
35	Appropriation	\$2,656,000
36	Department of Licensing Services Account--State	
37	Appropriation	\$5,959,000

1 TOTAL APPROPRIATION \$248,609,000

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

4 (1) \$1,235,000 of the highway safety account--state appropriation
5 is provided solely for the implementation of chapter . . . (Substitute
6 House Bill No. 1752), Laws of 2013 (requirements for the operation of
7 commercial motor vehicles in compliance with federal regulations). If
8 chapter . . . (Substitute House Bill No. 1752), Laws of 2013 is not
9 enacted by June 30, 2013, the amount provided in this subsection
10 lapses.

11 (2) \$1,000,000 of the highway safety account--state appropriation
12 is provided solely for information technology field system
13 modernization.

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

16	High-Occupancy Toll Lanes Operations Account--State	
17	Appropriation	\$1,860,000
18	Motor Vehicle Account--State Appropriation	\$511,000
19	State Route Number 520 Corridor Account--State	
20	Appropriation	\$32,547,000
21	State Route Number 520 Civil Penalties Account--State	
22	Appropriation	\$4,169,000
23	Tacoma Narrows Toll Bridge Account--State	
24	Appropriation	\$23,815,000
25	TOTAL APPROPRIATION	\$62,902,000

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

28 (1)(a) The legislature finds that the department's tolling division
29 has expanded greatly in recent years to address the demands of
30 administering several newly tolled facilities using emerging toll
31 collection technologies. The legislature intends for the department to
32 continue its good work in administering the tolled facilities of the
33 state, while at the same time implementing controls and processes to
34 ensure the efficient and judicious administration of toll payer
35 dollars.

36 (b) The legislature finds that the department has undertaken a
37 cost-of-service study in the winter and spring of 2013 for the purposes

1 of identifying in detail the costs of operating and administering
2 tolling on state route number 520, state route number 167
3 high-occupancy toll lanes, and the Tacoma Narrows bridge. The purpose
4 of the study is to provide results to establish a baseline by which
5 future activity may be compared and opportunities identified for cost
6 savings and operational efficiencies. In addition, the legislature
7 finds that the state auditor has undertaken a performance audit of the
8 department's contract for the customer service center and back office
9 processing of tolling transactions. The audit findings, which are
10 expected to include lessons learned, are due in late spring 2013.

11 (c) Using the results of the cost-of-service study and the state
12 audit as a basis, the department shall conduct a review of operations
13 using lean management principles in order to eliminate inefficiencies
14 and redundancies, incorporate lessons learned, and identify
15 opportunities to conduct operations more efficiently and effectively.
16 Within current statutory and budgetary tolling policy, the department
17 shall use the results of the review to improve operations in order to
18 conduct toll operations within the appropriations provided in
19 subsections (2) through (4) of this section. The department shall
20 submit the review, along with the status of and plans for the
21 implementation of review recommendations, to the office of financial
22 management and the house of representatives and senate transportation
23 committees by October 15, 2013.

24 (2) \$10,877,000 of the Tacoma Narrows toll bridge account--state
25 appropriation, \$17,139,000 of the state route number 520 corridor
26 account--state appropriation, \$1,232,000 of the high-occupancy toll
27 lanes operations account--state appropriation, and \$511,000 of the
28 motor vehicle account--state appropriation are provided solely for
29 nonvendor costs of administering toll operations, including the costs
30 of: Staffing the division, consultants and other personal service
31 contracts required for technical oversight and management assistance,
32 insurance, payments related to credit card processing, transponder
33 purchases and inventory management, facility operations and
34 maintenance, and other miscellaneous nonvendor costs.

35 (3) \$10,960,000 of the Tacoma Narrows toll bridge account--state
36 appropriation, \$9,408,000 of the state route number 520 corridor
37 account--state appropriation, and \$628,000 of the high-occupancy toll
38 lanes operations account--state appropriation are provided solely for

1 vendor-related costs of operating tolled facilities, including the
2 costs of: The customer service center; cash collections on the Tacoma
3 Narrows bridge; electronic payment processing; and toll collection
4 equipment maintenance, renewal, and replacement.

5 (4) \$1,300,000 of the Tacoma Narrows toll bridge account--state
6 appropriation and \$6,000,000 of the state route number 520 corridor
7 account--state appropriation are provided solely for the purposes of
8 addressing unforeseen operations and maintenance costs on the Tacoma
9 Narrows bridge and the state route number 520 bridge, respectively.
10 The office of financial management shall place the amounts provided in
11 this section, which represent a portion of the required minimum fund
12 balance under the policy of the state treasurer, in unallotted status.
13 The office may release the funds only when it determines that all other
14 funds designated for operations and maintenance purposes have been
15 exhausted.

16 (5) \$4,169,000 of the state route number 520 civil penalties
17 account--state appropriation and \$676,000 of the Tacoma Narrows toll
18 bridge account--state appropriation are provided solely for
19 expenditures related to the toll adjudication process. The department
20 shall report on the civil penalty process to the office of financial
21 management and the house of representatives and senate transportation
22 committees by the end of each calendar quarter. The reports must
23 include a summary table for each toll facility that includes: The
24 number of notices of civil penalty issued; the number of recipients who
25 pay before the notice becomes a penalty; the number of recipients who
26 request a hearing and the number who do not respond; workload costs
27 related to hearings; the cost and effectiveness of debt collection
28 activities; and revenues generated from notices of civil penalty.

29 (6) The department shall make detailed quarterly expenditure
30 reports available to the transportation commission and to the public on
31 the department's web site using current department resources. The
32 reports must include a summary of toll revenue by facility on all
33 operating toll facilities and high occupancy toll lane systems, and an
34 itemized depiction of the use of that revenue.

35 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF TRANSPORTATION--**
36 **INFORMATION TECHNOLOGY--PROGRAM C**

37 Transportation Partnership Account--State

1	Appropriation	\$1,460,000
2	Motor Vehicle Account--State Appropriation	\$68,848,000
3	Multimodal Transportation Account--State	
4	Appropriation	\$363,000
5	Transportation 2003 Account (Nickel Account)--State	
6	Appropriation	\$1,460,000
7	TOTAL APPROPRIATION	\$72,131,000

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

10 (1) \$370,000 of the motor vehicle account--state appropriation is
11 provided solely for the department's compliance with its national
12 pollution discharge elimination system permit.

13 (2) \$1,460,000 of the transportation partnership account--state
14 appropriation and \$1,460,000 of the transportation 2003 account (nickel
15 account)--state appropriation are provided solely for maintaining the
16 department's project management reporting system.

17 (3) \$502,000 of the motor vehicle account--state appropriation is
18 provided solely for the transportation executive information system.

19 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF TRANSPORTATION--**
20 **FACILITY MAINTENANCE, OPERATIONS, AND CONSTRUCTION--PROGRAM D--**
21 **OPERATING**

22	Motor Vehicle Account--State Appropriation	\$26,213,000
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23 The appropriation in this section is subject to the following
24 conditions and limitations:

25 (1) The department shall report to the transportation committees of
26 the legislature and the office of financial management by June 30,
27 2014, on the progress of the construction of the traffic management
28 center in Shoreline, including a schedule for terminating the current
29 lease of the Goldsmith building in Seattle.

30 (2) \$850,000 of the motor vehicle account--state appropriation is
31 provided solely for the department's compliance with its national
32 pollution discharge elimination system permit.

33 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF TRANSPORTATION--**
34 **AVIATION--PROGRAM F**

35	Aeronautics Account--State Appropriation	\$7,359,000
36	Aeronautics Account--Federal Appropriation	\$2,150,000

1 TOTAL APPROPRIATION \$9,509,000

2 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION--**
3 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**

4 Motor Vehicle Account--State Appropriation \$47,669,000

5 Motor Vehicle Account--Federal Appropriation \$500,000

6 Multimodal Transportation Account--State
7 Appropriation \$250,000

8 TOTAL APPROPRIATION \$48,419,000

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

11 (1) \$4,504,000 of the motor vehicle account--state appropriation is
12 provided solely for the department's compliance with its national
13 pollution discharge elimination system permit.

14 (2) It is the intent of the legislature that the real estate
15 services division of the department will recover the cost of its
16 efforts from future sale proceeds.

17 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **ECONOMIC PARTNERSHIPS--PROGRAM K**

19 Motor Vehicle Account--State Appropriation \$570,000

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

22 (1) The legislature finds that the efforts started in the 2011-2013
23 fiscal biennium regarding the transition to a road usage charge system
24 represent an important first step in the policy and conceptual
25 development of potential alternative systems to fund transportation
26 projects, but that the governance for the development needs
27 clarification. The legislature also finds that significant amounts of
28 research and public education are occurring in similar efforts in
29 several states and that these efforts can and should be leveraged to
30 advance the evaluation in Washington. The legislature intends,
31 therefore, that the transportation commission and its staff lead the
32 policy development of the business case for a road usage charge system,
33 with the goal of providing the business case to the governor and the
34 legislative committees of the legislature in time for inclusion in the
35 2014 supplemental omnibus transportation appropriations act. The
36 legislature intends for additional oversight in the business case

1 development, with guidance from a steering committee as provided in
2 chapter 86, Laws of 2012 for the transportation commission, augmented
3 with participation by the joint transportation committee. The
4 legislature further intends that, through the economic partnerships
5 program, the department continue to address administrative, technical,
6 and conceptual operational issues related to road usage charge systems,
7 and that the department serve as a resource for information gleaned
8 from other states on this topic for the transportation commission's
9 efforts.

10 (2) The economic partnerships program must continue to explore
11 retail partnerships at state-owned park-and-ride facilities, as
12 authorized in RCW 47.04.295.

13 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**
14 **HIGHWAY MAINTENANCE--PROGRAM M**

15 Highway Safety Account--State Appropriation	\$10,000,000
16 Motor Vehicle Account--State Appropriation	\$385,862,000
17 Motor Vehicle Account--Federal Appropriation	\$7,000,000
18 TOTAL APPROPRIATION	\$402,862,000

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

21 (1) \$5,280,000 of the motor vehicle account--state appropriation is
22 provided solely for the department's compliance with its national
23 pollution discharge elimination system permit.

24 (2) The department shall continue to report maintenance
25 accountability process targets and achievements on an annual basis.

26 (3) \$10,000,000 of the highway safety account--state appropriation
27 is provided solely for the high priority maintenance backlog.
28 Addressing the maintenance backlog must result in increased levels of
29 service.

30 (4) \$393,000 of the motor vehicle account--state appropriation is
31 provided solely for the implementation of chapter . . . (Engrossed
32 Substitute House Bill No. 1007), Laws of 2013 (covered loads on
33 highways). If chapter . . . (Engrossed Substitute House Bill No.
34 1007), Laws of 2013 is not enacted by June 30, 2013, the amount
35 provided in this subsection lapses.

36 (5) \$270,000 of the motor vehicle account--state appropriation is
37 from the cities statewide fuel tax distribution under RCW 46.68.110(2)

1 for the department to contract with the department of fish and wildlife
2 to inventory, prioritize, and study fish passage barriers associated
3 with city roads and streets in the Puget Sound region. The department
4 of fish and wildlife shall submit the results to the department and to
5 organizations representing cities by June 30, 2015.

6 (6) \$95,000 of the motor vehicle account--state appropriation is
7 from the counties statewide fuel tax distribution under RCW
8 46.68.120(3) for the department to contract with the department of fish
9 and wildlife to inventory, assess, and prioritize fish passage barriers
10 associated with county roads. The department of fish and wildlife
11 shall submit the results to the department, the office of financial
12 management, and the transportation committees of the legislature by
13 June 30, 2015.

14 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
15 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

16	Motor Vehicle Account--State Appropriation	\$50,565,000
17	Motor Vehicle Account--Federal Appropriation	\$2,050,000
18	Motor Vehicle Account--Private/Local Appropriation	\$250,000
19	TOTAL APPROPRIATION	\$52,865,000

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

22 (1) \$6,000,000 of the motor vehicle account--state appropriation is
23 provided solely for low-cost enhancements. The department shall give
24 priority to low-cost enhancement projects that improve safety or
25 provide congestion relief. The department shall prioritize low-cost
26 enhancement projects on a statewide rather than regional basis. By
27 September 1st of each even-numbered year, the department shall provide
28 a report to the legislature listing all low-cost enhancement projects
29 prioritized on a statewide rather than regional basis completed in the
30 prior year.

31 (2) During the 2013-2015 fiscal biennium, the department shall
32 continue a pilot program that expands private transportation providers'
33 access to high occupancy vehicle lanes. Under the pilot program, when
34 the department reserves a portion of a highway based on the number of
35 passengers in a vehicle, the following vehicles must be authorized to
36 use the reserved portion of the highway if the vehicle has the capacity
37 to carry eight or more passengers, regardless of the number of

1 passengers in the vehicle: (a) Auto transportation company vehicles
2 regulated under chapter 81.68 RCW; (b) passenger charter carrier
3 vehicles regulated under chapter 81.70 RCW, except marked or unmarked
4 stretch limousines and stretch sport utility vehicles as defined under
5 department of licensing rules; (c) private nonprofit transportation
6 provider vehicles regulated under chapter 81.66 RCW; and (d) private
7 employer transportation service vehicles. For purposes of this
8 subsection, "private employer transportation service" means regularly
9 scheduled, fixed-route transportation service that is offered by an
10 employer for the benefit of its employees. Nothing in this subsection
11 is intended to authorize the conversion of public infrastructure to
12 private, for-profit purposes or to otherwise create an entitlement or
13 other claim by private users to public infrastructure.

14 (3) The department shall work with the cities of Lynnwood and
15 Edmonds to provide traffic light synchronization on state route number
16 524.

17 (4) Within existing resources and only if the department is
18 replacing existing signs, the department shall erect:

- 19 (a) Guide signs:
20 (i) On Interstate 405 northbound and southbound that include the
21 city of Kenmore;
22 (ii) On state route number 522 to Saint Edwards Park;
23 (iii) On Interstate 5, Interstate 405, and state route number 522
24 to Bastyr University, as the legislature finds that Bastyr University
25 hosts a significant number of conferences attracting people from out of
26 state; and
27 (iv) On Interstate 5, Interstate 405, and state route number 522 to
28 Kenmore International Air Harbor; and
29 (b) Overhead signs on Interstate 5 northbound and southbound that
30 include the city of Kenmore, if the department replaces overhead signs.

31 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
32 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

33	Motor Vehicle Account--State Appropriation	\$27,278,000
34	Motor Vehicle Account--Federal Appropriation	\$30,000
35	Multimodal Transportation Account--State	
36	Appropriation	\$973,000
37	TOTAL APPROPRIATION	\$28,281,000

1 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
2 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

3	Motor Vehicle Account--State Appropriation	\$20,095,000
4	Motor Vehicle Account--Federal Appropriation	\$24,885,000
5	Multimodal Transportation Account--State	
6	Appropriation	\$662,000
7	Multimodal Transportation Account--Federal	
8	Appropriation	\$2,809,000
9	Multimodal Transportation Account--Private/Local	
10	Appropriation	\$100,000
11	TOTAL APPROPRIATION	\$48,551,000

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

14 (1) Within available resources, the department must collaborate
15 with the affected metropolitan planning organizations, regional
16 transportation planning organizations, transit agencies, and private
17 transportation providers to develop a plan to reduce vehicle demand,
18 increase public transportation options, and reduce vehicle miles
19 traveled on corridors affected by growth at Joint Base Lewis-McChord.

20 (2) The legislature finds that there are sixteen companies involved
21 in wood preserving in the state that employ four hundred workers and
22 have an annual payroll of fifteen million dollars. Prior to the
23 department's switch to steel guardrails, ninety percent of the twenty-
24 five hundred mile guardrail system was constructed of preserved wood
25 and one hundred ten thousand wood guardrail posts were produced
26 annually for state use. Moreover, the policy of using steel posts
27 requires the state to use imported steel. Given these findings, the
28 department shall contract with an independent research organization
29 with expertise in the evaluation of wood products to determine on a
30 life-cycle basis the cost effectiveness of using wood posts versus
31 steel posts in new guardrail installations.

32 (a) The study must include the following objectives:

33 (i) Examine wood posts that are randomly selected, are
34 representative of commonly found posts in service, and are of
35 sufficient sampling size to produce a statistically valid data set;

36 (ii) Assess the residual flexural properties of guardrail posts
37 after twenty years in service at various sites representing the
38 climatic and soil variability of the state;

- 1 (iii) Measure test results against AASHTO standards;
- 2 (iv) Determine residual preservative levels in wood posts in terms
- 3 of retention and penetration in order to determine the role of
- 4 treatment quality on performance following test procedures outlined in
- 5 American wood protection association standards;
- 6 (v) Examine the levels of decay in the guardrail posts, in terms of
- 7 location of pockets and the presence of viable decay fungi, through
- 8 culturing;
- 9 (vi) Investigate the effects of decay on flexural properties of
- 10 guardrail posts;
- 11 (vii) Determine an acceptable level or number of nonstandard posts
- 12 (i.e. posts with decay pockets that cause post strength to fall below
- 13 AASHTO standards) that can be present in a guardrail run without
- 14 compromising performance; and
- 15 (viii) Conduct thorough data search or identify case studies, or
- 16 both, on service life of wood guardrail posts. Durability test results
- 17 should also be factored in when evaluating service life.
- 18 (b) The study must be submitted to the office of financial
- 19 management and the transportation committees of the legislature by
- 20 January 1, 2015.

21 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
 22 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

23	Motor Vehicle Account--State Appropriation	\$81,628,000
24	Motor Vehicle Account--Federal Appropriation	\$400,000
25	Multimodal Transportation Account--State Appropriation	\$40,000
26	TOTAL APPROPRIATION	\$82,068,000

27 The appropriations in this section are subject to the following
 28 conditions and limitations: The department of enterprise services must
 29 provide a detailed accounting of the revenues and expenditures of the
 30 self-insurance fund to the transportation committees of the legislature
 31 on December 31st and June 30th of each year.

32 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
 33 **PUBLIC TRANSPORTATION--PROGRAM V**

34	State Vehicle Parking Account--State Appropriation	\$452,000
35	Regional Mobility Grant Program Account--State	
36	Appropriation	\$48,687,000

1	Rural Mobility Grant Program Account--State	
2	Appropriation	\$17,000,000
3	Multimodal Transportation Account--State	
4	Appropriation	\$42,177,000
5	Multimodal Transportation Account--Federal	
6	Appropriation	\$3,280,000
7	TOTAL APPROPRIATION	\$111,596,000

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

10 (1) \$25,000,000 of the multimodal transportation account--state
11 appropriation is provided solely for a grant program for special needs
12 transportation provided by transit agencies and nonprofit providers of
13 transportation.

14 (a) \$5,500,000 of the multimodal transportation account--state
15 appropriation is provided solely for grants to nonprofit providers of
16 special needs transportation. Grants for nonprofit providers must be
17 based on need, including the availability of other providers of service
18 in the area, efforts to coordinate trips among providers and riders,
19 and the cost effectiveness of trips provided.

20 (b) \$19,500,000 of the multimodal transportation account--state
21 appropriation is provided solely for grants to transit agencies to
22 transport persons with special transportation needs. To receive a
23 grant, the transit agency must have a maintenance of effort for special
24 needs transportation that is no less than the previous year's
25 maintenance of effort for special needs transportation. Grants for
26 transit agencies must be prorated based on the amount expended for
27 demand response service and route deviated service in calendar year
28 2011 as reported in the "Summary of Public Transportation - 2011"
29 published by the department of transportation. No transit agency may
30 receive more than thirty percent of these distributions.

31 (2) Funds are provided for the rural mobility grant program as
32 follows:

33 (a) \$8,500,000 of the rural mobility grant program account--state
34 appropriation is provided solely for grants for those transit systems
35 serving small cities and rural areas as identified in the "Summary of
36 Public Transportation - 2011" published by the department of
37 transportation. Noncompetitive grants must be distributed to the
38 transit systems serving small cities and rural areas in a manner

1 similar to past disparity equalization programs. If the funding
2 provided in this subsection (2)(a) exceeds the amount required for
3 recipient counties to reach eighty percent of the average per capita
4 sales tax, funds in excess of that amount may be used for the
5 competitive grant process established in (b) of this subsection.

6 (b) \$8,500,000 of the rural mobility grant program account--state
7 appropriation is provided solely to providers of rural mobility service
8 in areas not served or underserved by transit agencies through a
9 competitive grant process.

10 (c) \$2,300,000 of the multimodal transportation account--state
11 appropriation is provided solely for the tri-county connection service
12 for Island, Skagit, and Whatcom transit agencies.

13 (3)(a) \$6,000,000 of the multimodal transportation account--state
14 appropriation is provided solely for a vanpool grant program for: (a)
15 Public transit agencies to add vanpools or replace vans; and (b)
16 incentives for employers to increase employee vanpool use. The grant
17 program for public transit agencies will cover capital costs only;
18 operating costs for public transit agencies are not eligible for
19 funding under this grant program. Additional employees may not be
20 hired from the funds provided in this section for the vanpool grant
21 program, and supplanting of transit funds currently funding vanpools is
22 not allowed. The department shall encourage grant applicants and
23 recipients to leverage funds other than state funds.

24 (b) At least \$1,600,000 of the amount provided in this subsection
25 must be used for vanpool grants in congested corridors.

26 (c) \$520,000 of the amount provided in this subsection is provided
27 solely for the purchase of additional vans for use by vanpools serving
28 soldiers and civilian employees at Joint Base Lewis-McChord.

29 (4)(a) \$8,687,000 of the regional mobility grant program account--
30 state appropriation is reappropriated and provided solely for the
31 following regional mobility grant projects identified in LEAP
32 Transportation Document 2012-1 ALL PROJECTS - Public Transportation -
33 Program (V) as developed March 8, 2012:

34 (i) \$1,619,000 of the amount provided in this subsection is
35 provided solely for Southeast King County Connectors;

36 (ii) \$900,000 of the amount provided in this subsection is provided
37 solely for Rainier/Jackson Transit Priority Corridor Improvements;

1 (iii) \$1,546,000 of the amount provided in this subsection is
2 provided solely for N. 192nd St. to N. 205th St. BAT Lanes;

3 (iv) \$2,082,000 of the amount provided in this subsection is
4 provided solely for Tukwila Urban Center - Transit Center;

5 (v) \$1,700,000 of the amount provided in this subsection is
6 provided solely for Poulsbo SR 305/3 Park and Ride;

7 (vi) \$200,000 of the amount provided in this subsection is provided
8 solely for Plaza Improvements - Wall Street Reconfiguration; and

9 (vii) \$640,000 of the amount provided in this subsection is
10 provided solely for Alger Park and Ride.

11 (b) The department shall continue to review all projects receiving
12 grant awards under this program at least semiannually to determine
13 whether the projects are making satisfactory progress. The department
14 shall promptly close out grants when projects have been completed, and
15 any remaining funds must be used only to fund projects identified in
16 the LEAP transportation document referenced in this subsection. It is
17 the intent of the legislature to appropriate funds through the regional
18 mobility grant program only for projects that will be completed on
19 schedule and that all funds in the regional mobility grant program be
20 used as soon as practicable to advance eligible projects.

21 (5)(a) \$40,000,000 of the regional mobility grant program account--
22 state appropriation is provided solely for the regional mobility grant
23 projects identified in LEAP Transportation Document 2013-B as developed
24 April 3, 2013, except for: Mukilteo park and ride plus, where the
25 funding is awarded to community transit rather than Snohomish county.
26 The department shall review all projects receiving grant awards under
27 this program at least semiannually to determine whether the projects
28 are making satisfactory progress. Any project that has been awarded
29 funds, but does not report activity on the project within one year of
30 the grant award, must be reviewed by the department to determine
31 whether the grant should be terminated. The department shall promptly
32 close out grants when projects have been completed, and any remaining
33 funds must be used only to fund projects identified in the LEAP
34 Transportation Document referenced in this subsection. The department
35 shall provide annual status reports on December 15, 2013, and December
36 15, 2014, to the office of financial management and the transportation
37 committees of the legislature regarding the projects receiving the

1 grants. It is the intent of the legislature to appropriate funds
2 through the regional mobility grant program only for projects that will
3 be completed on schedule.

4 (b) In order to be eligible to receive a grant under (a) of this
5 subsection during the 2013-2015 fiscal biennium, a transit agency must
6 establish a process for private transportation providers to apply for
7 the use of park and ride facilities. For purposes of this subsection,
8 (i) "private transportation provider" means: An auto transportation
9 company regulated under chapter 81.68 RCW; a passenger charter carrier
10 regulated under chapter 81.70 RCW, except marked or unmarked stretch
11 limousines and stretch sport utility vehicles as defined under
12 department of licensing rules; a private nonprofit transportation
13 provider regulated under chapter 81.66 RCW; or a private employer
14 transportation service provider; and (ii) "private employer
15 transportation service" means regularly scheduled, fixed-route
16 transportation service that is offered by an employer for the benefit
17 of its employees.

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

21 (7) \$6,122,000 of the total appropriation in this section is
22 provided solely for CTR grants and activities. Of this amount:

23 (a) \$3,900,000 of the multimodal transportation account--state
24 appropriation is provided solely for grants to local jurisdictions,
25 selected by the CTR board, for the purpose of assisting employers meet
26 CTR goals;

27 (b) \$1,770,000 of the multimodal transportation account--state
28 appropriation is provided solely for state costs associated with CTR.
29 The department shall develop more efficient methods of CTR assistance
30 and survey procedures; and

31 (c) \$452,000 of the state vehicle parking account--state
32 appropriation is provided solely for CTR-related expenditures,
33 including all expenditures related to the guaranteed ride home program
34 and the STAR pass program.

35 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
36 **MARINE--PROGRAM X**

37 Puget Sound Ferry Operations Account--State

1	Appropriation	\$443,080,000
2	Puget Sound Ferry Operations Account--Private/Local	
3	Appropriation	\$121,000
4	Highway Safety Account--State Appropriation	\$35,000,000
5	TOTAL APPROPRIATION	\$478,201,000

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

8 (1) The office of financial management budget instructions require
9 agencies to recast enacted budgets into activities. The Washington
10 state ferries shall include a greater level of detail in its 2013-2015
11 supplemental and 2015-2017 omnibus transportation appropriations act
12 requests, as determined jointly by the office of financial management,
13 the Washington state ferries, and the transportation committees of the
14 legislature. This level of detail must include the administrative
15 functions in the operating as well as capital programs.

16 (2) Until a reservation system is operational on the San Juan
17 islands inter-island route, the department shall provide the same
18 priority loading benefits on the San Juan islands inter-island route to
19 home health care workers as are currently provided to patients
20 traveling for purposes of receiving medical treatment.

21 (3) For the 2013-2015 fiscal biennium, the department may enter
22 into a distributor controlled fuel hedging program and other methods of
23 hedging approved by the fuel hedging committee.

24 (4) \$77,427,000 of the Puget Sound ferry operations account--state
25 appropriation and \$35,000,000 of the highway safety account--state
26 appropriation are provided solely for auto ferry vessel operating fuel
27 in the 2013-2015 fiscal biennium. The amount provided in this
28 appropriation represents the fuel budget for the purposes of
29 calculating any ferry fare fuel surcharge.

30 (5) \$152,000 of the Puget Sound ferry operations account--state
31 appropriation is provided solely for the department's compliance with
32 its national pollution discharge elimination system permit.

33 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
34 **RAIL--PROGRAM Y--OPERATING**

35	Multimodal Transportation Account--State	
36	Appropriation	\$33,362,000

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

3 (1) \$27,319,000 of the multimodal transportation account--state
4 appropriation is provided solely for the Amtrak service contract and
5 Talgo maintenance contract associated with providing and maintaining
6 state-supported passenger rail service. The department is directed to
7 continue to pursue efforts to reduce costs, increase ridership, and
8 review fares or fare schedules.

9 (2) Amtrak Cascades runs may not be eliminated.

10 (3) The department shall continue a pilot program by partnering
11 with the travel industry on the Amtrak Cascades service between
12 Vancouver, British Columbia, and Seattle to test opportunities for
13 increasing ridership, maximizing farebox recovery, and stimulating
14 private investment. The pilot program must run from December 31, 2013,
15 to December 31, 2014. The department may offer to Washington
16 universities an opportunity for business students to work as interns on
17 the analysis of the pilot program process and results. The department
18 shall report on the results of the pilot program to the office of
19 financial management and the legislature by January 31, 2015.

20 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
21 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

22	Motor Vehicle Account--State Appropriation	\$8,736,000
23	Motor Vehicle Account--Federal Appropriation	\$2,567,000
24	TOTAL APPROPRIATION	\$11,303,000

25 **TRANSPORTATION AGENCIES--CAPITAL**

26 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**
27 **INVESTMENT BOARD**

28	Freight Mobility Investment Account--State	
29	Appropriation	\$11,794,000
30	Freight Mobility Multimodal Account--State	
31	Appropriation	\$9,736,000
32	Freight Mobility Multimodal Account--Private/Local	
33	Appropriation	\$1,320,000
34	Highway Safety Account--State Appropriation	\$2,450,000

1	Motor Vehicle Account--State Appropriation	\$84,000
2	Motor Vehicle Account--Federal Appropriation	\$3,250,000
3	TOTAL APPROPRIATION	\$28,634,000

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

6 (1) Except as provided otherwise in this section, the total
7 appropriation in this section is provided solely for the implementation
8 of chapter . . . (Substitute Senate Bill No. 5239), Laws of 2013
9 (addressing project selection by the freight mobility strategic
10 investment board). If chapter . . . (Substitute Senate Bill No. 5239),
11 Laws of 2013 is not enacted by June 30, 2013, the amounts provided in
12 this section lapse.

13 (2) \$2,450,000 of the highway safety account--state appropriation
14 is provided solely for grants to meet urgent freight corridor
15 improvement and preservation needs.

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

17	State Patrol Highway Account--State Appropriation	\$1,926,000
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18 The appropriation in this section is subject to the following
19 conditions and limitations:

20 (1) \$200,000 of the state patrol highway account--state
21 appropriation is provided solely for unforeseen emergency repairs on
22 facilities.

23 (2) \$426,000 of the state patrol highway account--state
24 appropriation is provided solely for the replacement of the roofs of
25 the Marysville district office and vehicle inspection building and
26 Spokane East office.

27 (3) \$450,000 of the state patrol highway account--state
28 appropriation is provided solely for upgrades to scales at South Pasco,
29 Deer Park, and Kelso required to meet current certification
30 requirements.

31 (4) \$850,000 of the state patrol highway account--state
32 appropriation is provided solely for the replacement of the damaged and
33 unrepairable scale house at the Everett southbound I-5 weigh scales,
34 including equipment, weigh-in-motion technology, and an ALPR camera.

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

36	Rural Arterial Trust Account--State	
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1	Appropriation	\$35,894,000
2	Highway Safety Account--State Appropriation	\$10,000,000
3	Motor Vehicle Account--State Appropriation	\$706,000
4	County Arterial Preservation Account--State	
5	Appropriation	\$28,931,000
6	TOTAL APPROPRIATION	\$75,531,000

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

8	Small City Pavement and Sidewalk Account--State	
9	Appropriation	\$3,500,000
10	Highway Safety Account--State Appropriation	\$10,000,000
11	Transportation Improvement Account--State	
12	Appropriation	\$175,620,000
13	TOTAL APPROPRIATION	\$189,120,000

14 The appropriations in this section are subject to the following
15 conditions and limitations: The highway safety account--state
16 appropriation is provided solely for:

- 17 (1) The arterial preservation program to help low tax-based,
18 medium-sized cities preserve arterial pavements;
- 19 (2) The small city pavement program to help cities meet urgent
20 preservation needs; and
- 21 (3) The small city low-energy street light retrofit demonstration
22 program.

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

26	Transportation Partnership Account--State	
27	Appropriation	\$2,298,000
28	Motor Vehicle Account--State Appropriation	\$6,387,000
29	TOTAL APPROPRIATION	\$8,685,000

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

- 32 (1) The legislature recognizes that the Marginal Way site (King
33 county parcel numbers 3024049182 & 5367202525) is surplus state-owned
34 real property under the jurisdiction of the Washington state department
35 of transportation and that the public would benefit significantly if

1 this site is used to provide important social services. Therefore, the
2 legislature declares that committing the Marginal Way site to this use
3 is consistent with the public interest.

4 Pursuant to RCW 47.12.063, the department shall work with the owner
5 of King county parcel number 7643400010, which abuts both parcels of
6 the Marginal Way site, and shall convey the Marginal Way site to that
7 abutting property owner for the appraised fair market value of the
8 parcels, the proceeds of which shall be deposited in the motor vehicle
9 fund. The conveyance is conditional upon the purchaser's agreement to
10 commit the use of the Marginal Way site to operations with the goal of
11 ending hunger in western Washington. The department may not make this
12 conveyance before September 1, 2013, and may not make this conveyance
13 after January 15, 2014.

14 The Washington department of transportation is not responsible for
15 any costs associated with the cleanup or transfer of the Marginal Way
16 site.

17 (2) \$250,000 of the motor vehicle fund--state appropriation is
18 provided solely for NPDES facilities projects (D311701).

19 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
20 **IMPROVEMENTS--PROGRAM I**

21	Multimodal Transportation Account--State	
22	Appropriation	\$1,000,000
23	Transportation Partnership Account--State	
24	Appropriation	\$1,534,698,000
25	Motor Vehicle Account--State Appropriation	\$64,620,000
26	Motor Vehicle Account--Federal Appropriation	\$508,631,000
27	Motor Vehicle Account--Private/Local Appropriation	\$171,669,000
28	Transportation 2003 Account (Nickel Account)--State	
29	Appropriation	\$242,253,000
30	State Route Number 520 Corridor Account--State	
31	Appropriation	\$509,790,000
32	State Route Number 520 Corridor Account--Federal	
33	Appropriation	\$194,915,000
34	Special Category C Account--State Appropriation	\$124,000
35	TOTAL APPROPRIATION	\$3,227,700,000

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

1 (1) Except as provided otherwise in this section, the entire
2 transportation 2003 account (nickel account) appropriation and the
3 entire transportation partnership account appropriation are provided
4 solely for the projects and activities as listed by fund, project, and
5 amount in LEAP Transportation Document 2013-1 as developed April 3,
6 2013, Program - Highway Improvement Program (I). However, limited
7 transfers of specific line-item project appropriations may occur
8 between projects for those amounts listed subject to the conditions and
9 limitations in section 602 of this act.

10 (2) Within the motor vehicle account--state appropriation and
11 motor vehicle account--federal appropriation, the department may
12 transfer funds between programs I and P, except for funds that are
13 otherwise restricted in this act.

14 (3) The department shall apply for the competitive portion of
15 federal transit administration funds for eligible transit-related costs
16 of the state route number 520 bridge replacement and HOV project and
17 the Columbia river crossing project. The federal funds described in
18 this subsection must not include those federal transit administration
19 funds distributed by formula.

20 (4) The transportation 2003 account (nickel account)--state
21 appropriation includes up to \$218,801,000 in proceeds from the sale of
22 bonds authorized by RCW 47.10.861.

23 (5) The transportation partnership account--state appropriation
24 includes up to \$1,143,227,000 in proceeds from the sale of bonds
25 authorized in RCW 47.10.873.

26 (6) The motor vehicle account--state appropriation includes up to
27 \$50,000,000 in proceeds from the sale of bonds authorized in RCW
28 47.10.843.

29 (7) \$286,840,000 of the transportation partnership account--state
30 appropriation, \$11,858,000 of the transportation 2003 account (nickel
31 account)--state appropriation, and \$932,000 of the motor vehicle
32 account--private/local appropriation are provided solely for the I-
33 5/Tacoma HOV Improvements (Nickel/TPA) project (300504A).

34 (8)(a) \$37,292,000 of the motor vehicle account--federal
35 appropriation, \$11,650,000 of the motor vehicle account--private/local
36 appropriation, and \$800,000 of the motor vehicle account--state
37 appropriation are provided solely for the I-5/Columbia River Crossing
38 project (400506A).

1 (b) It is the intent of the legislature that Washington and Oregon
2 have equal funding commitments and equal total expenditures to date on
3 the shared components of the Columbia river crossing project. The
4 department shall provide quarterly reports on this project beginning
5 March 31, 2012. The reports must include:

6 (i) An update on preliminary engineering and right-of-way
7 acquisition for the previous quarter;

8 (ii) Planned objectives for right-of-way and preliminary
9 engineering for the ensuing quarter;

10 (iii) An updated comparison of the total appropriation authority
11 for the project by state;

12 (iv) An updated comparison of the total expenditures to date on the
13 project by state; and

14 (v) The committed funding provided by the state of Oregon to right-
15 of-way acquisition.

16 (c) \$200,000 of the transportation partnership account--state
17 appropriation in this subsection is provided solely for the department
18 to work with the department of archaeology and historic preservation to
19 ensure that the cultural resources investigation is properly conducted
20 on the Columbia river crossing project. This project must be conducted
21 with active archaeological management and result in one report that
22 spans the single cultural area in Oregon and Washington. Additionally,
23 the department shall establish a scientific peer review of independent
24 archaeologists that are knowledgeable about the region and its cultural
25 resources.

26 (d) Consistent with the draft environmental impact statement and
27 the Columbia river crossing project's independent review panel report,
28 the Columbia river crossing project's financial plan must include
29 recognition of state transportation funding contributions from both
30 Washington and Oregon, federal transportation funding, and a funding
31 contribution from toll bond proceeds. Following the refinement of the
32 finance plan as recommended by the independent review panel, the
33 department may seek authorization from the legislature to collect tolls
34 on the existing Columbia river crossing or on a replacement crossing
35 over Interstate 5.

36 (9) Within the amounts provided for the I-5/Columbia river crossing
37 project (400506A), the department shall conduct a traffic and revenue
38 analysis for the Columbia river crossing project that will lay the

1 foundation for investment grade traffic and revenue analysis. While
2 conducting the analysis, the department must coordinate with the Oregon
3 department of transportation, the Washington state transportation
4 commission, Washington state treasurer's office, and Oregon state
5 treasurer's office.

6 (a) The department's analysis must include the assessment and
7 review of the following variables within the project:

- 8 (i) Exemptions from tolls for vehicles with two or more occupants;
- 9 (ii) A variable toll where the tolls vary by time of day and day of
10 the week; and
- 11 (iii) A frequency-based toll rate for the facility.

12 (b) The analysis must also assess the following:

- 13 (i) The impact that light rail service in the corridor will have on
14 estimated toll revenues;
- 15 (ii) The level of diversion from the Interstate 5 corridor and the
16 impact on estimated toll revenues; and
- 17 (iii) The estimated toll revenues from vehicle trips originating
18 within the region and outside the region by vehicle type.

19 (c) The department must submit a report of findings to the
20 transportation committees of the legislature by July 1, 2014.

21 (10)(a) \$5,000,000 of the motor vehicle account--federal
22 appropriation and \$200,000 of the motor vehicle account--state
23 appropriation are provided solely for the I-90 Comprehensive Tolling
24 Study and Environmental Review project (100067T). The department shall
25 undertake a comprehensive environmental review of tolling Interstate 90
26 between Interstate 5 and Interstate 405 for the purposes of both
27 managing traffic and providing funding for construction of the unfunded
28 state route number 520 from Interstate 5 to Medina project. The
29 environmental review must include significant outreach to potentially
30 affected communities. The department may consider traffic management
31 options that extend as far east as Issaquah.

32 (b)(i) As part of the project in this subsection (10), the
33 department shall explore and evaluate options to mitigate the effect of
34 tolling on affected residents, including:

35 (A) Allowing all Washington residents to traverse a portion of the
36 tolled section of Interstate 90 without paying a toll. Residents may
37 choose either (I) the portion of Interstate 90 between the easternmost
38 landing west of Mercer Island and the westernmost landing on Mercer

1 Island, or (II) the portion of Interstate 90 between the westernmost
2 landing east of Mercer Island and the easternmost landing on Mercer
3 Island;

4 (B) Assessing a toll only when a driver traverses, in either
5 direction, the entire portion of Interstate 90 between the easternmost
6 landing west of Mercer Island and the westernmost landing east of
7 Mercer Island; and

8 (C) Allowing affected residents to choose one portion of the tolled
9 section of Interstate 90 upon which they may travel without paying a
10 toll. Residents may choose either (I) the portion of Interstate 90
11 between the easternmost landing west of Mercer Island and the
12 westernmost landing on Mercer Island, or (II) the portion of Interstate
13 90 between the westernmost landing east of Mercer Island and the
14 easternmost landing on Mercer Island.

15 (ii) The department may also consider any alternative mitigation
16 options that conform to the purpose of this section.

17 (iii) For the purposes of this subsection (10), "affected resident"
18 means anyone who must use a portion of Interstate 90 west of Interstate
19 405 upon which tolling is considered in order to access necessary
20 medical services, such as a hospital.

21 (11) The department shall reconvene an expert review panel of no
22 more than three members as described under RCW 47.01.400 for the
23 purpose of updating the work that was previously completed by the panel
24 on the Alaskan Way viaduct replacement project and to ensure that an
25 appropriate and viable financial plan is created and regularly
26 reviewed. The expert review panel must be selected cooperatively by
27 the chairs of the senate and house of representatives transportation
28 committees, the secretary of transportation, and the governor. The
29 expert review panel must report findings and recommendations to the
30 transportation committees of the legislature, the governor's Alaskan
31 Way viaduct project oversight committee, and the transportation
32 commission annually until the project is operationally complete.

33 (12) It is important that the public and policymakers have accurate
34 and timely access to information related to the Alaskan Way viaduct
35 replacement project as it proceeds to, and during, the construction of
36 all aspects of the project including, but not limited to, information
37 regarding costs, schedules, contracts, project status, and neighborhood
38 impacts. Therefore, it is the intent of the legislature that the

1 state, city, and county departments of transportation establish a
2 single source of accountability for integration, coordination,
3 tracking, and information of all requisite components of the
4 replacement project, which must include, at a minimum:

5 (a) A master schedule of all subprojects included in the full
6 replacement project or program; and

7 (b) A single point of contact for the public, media, stakeholders,
8 and other interested parties.

9 (13) \$114,369,000 of the transportation partnership account--state
10 appropriation and \$53,755,000 of the transportation 2003 account
11 (nickel account)--state appropriation are provided solely for the I-
12 405/Kirkland Vicinity Stage 2 - Widening project (8BI1002). This
13 project must be completed as soon as practicable as a design-build
14 project. Any future savings on this project or other Interstate 405
15 corridor projects must stay on the Interstate 405 corridor and be made
16 available to either the I-405/SR 167 Interchange - Direct Connector
17 project (140504C) or the I-405 Renton to Bellevue project.

18 (14) \$541,901,000 of the transportation partnership account--state
19 appropriation, \$144,954,000 of the motor vehicle account--federal
20 appropriation, \$129,779,000 of the motor vehicle account--private/local
21 appropriation, and \$78,004,000 of the transportation 2003 account
22 (nickel account)--state appropriation are provided solely for the SR
23 99/Alaskan Way Viaduct - Replacement project (809936Z).

24 (15) \$117,403,000 of the transportation partnership account--state
25 appropriation is provided solely for the I-90/Snoqualmie Past East -
26 Hyak to Keechelus Dam - Corridor Improvement project (509009B).

27 (16) \$7,408,000 of the transportation partnership account--state
28 appropriation, \$14,594,000 of the transportation 2003 account (nickel
29 account)--state appropriation, \$3,730,000 of the motor vehicle
30 account--state appropriation, \$1,000,000 of the multimodal
31 transportation account--state appropriation, and \$41,395,000 of the
32 motor vehicle account--federal appropriation are provided solely for
33 the US 395/North Spokane Corridor projects (600010A & 600003A).

34 (17) \$3,151,000 of the motor vehicle account--state appropriation
35 and \$11,821,000 of the motor vehicle account--federal appropriation are
36 provided solely for the I-5/SR 510 to SR 512 - Mobility Improvements
37 project (300596T).

1 (18)(a) The state route number 520 bridge replacement and HOV
2 program (8BI1003) is supported over time from multiple sources,
3 including a \$300,000,000 TIFIA loan, \$819,524,625 in Garvee bonds, toll
4 revenues, state bonds, interest earnings, and other miscellaneous
5 sources.

6 (b) The state route number 520 corridor account--state
7 appropriation includes up to \$678,869,000 in proceeds from the sale of
8 bonds authorized in RCW 47.10.879.

9 (c) The state route number 520 corridor account--federal
10 appropriation includes up to \$194,915,000 in proceeds from the sale of
11 bonds authorized in RCW 47.10.879.

12 (d) \$153,123,000 of the transportation partnership account--state
13 appropriation, \$194,915,000 of the state route number 520 corridor
14 account--federal appropriation, \$68,893,000 of the motor vehicle
15 account--federal appropriation, and \$509,790,000 of the state route
16 number 520 corridor account--state appropriation are provided solely
17 for the state route number 520 bridge replacement and HOV program
18 (BI1003).

19 (e) When developing the financial plan for the program, the
20 department shall assume that all maintenance and operation costs for
21 the new facility are to be covered by tolls collected on the toll
22 facility and not by the motor vehicle account.

23 (19) The department shall itemize all future requests for the
24 construction of new buildings on a project list. Each building
25 construction project must be listed in the project list along with all
26 other highway construction projects and submitted by the department as
27 part of its budget submittal. It is the intent of the legislature that
28 new facility construction must be transparent and not appropriated
29 within larger highway construction projects.

30 (20) The motor vehicle account--federal appropriation contained in
31 this section includes \$50,000,000 for future federal improvement
32 projects (099904Q).

33 (21) \$1,458,000 of the transportation partnership account--state
34 appropriation and \$1,348,000 of the transportation 2003 account (nickel
35 account)--state appropriation are provided solely for the Environmental
36 Mitigation Reserve - Nickel/TPA project (0BI4ENV), as indicated in the
37 LEAP transportation document referenced in subsection (1) of this
38 section. Funds may be used only for environmental mitigation work that

1 is required by permits that were issued for projects funded by the
2 transportation partnership account or transportation 2003 account
3 (nickel account).

4 (22) \$11,162,000 of the motor vehicle account--private/local
5 appropriation is provided solely for the US 2/Bickford Avenue -
6 Intersection Safety Improvements project (100210E).

7 (23) \$595,000 of the motor vehicle account--state appropriation is
8 provided solely for environmental work on the Belfair Bypass project
9 (300344C).

10 (24) \$2,405,000 of the motor vehicle account--federal appropriation
11 and \$45,000 of the motor vehicle account--state appropriation are
12 provided solely for the US 12/Nine Mile Hill to Woodward Canyon Vic -
13 Build New Highway project (501210T).

14 (25) \$155,000 of the motor vehicle account--federal appropriation
15 and \$6,000 of the motor vehicle account--state appropriation are
16 provided solely for the SR 16/Rosedale Street NW Vicinity - Frontage
17 Road project (301639C). The frontage road must be built for driving
18 speeds of no more than thirty-five miles per hour.

19 (26) \$2,112,000 of the motor vehicle account--federal
20 appropriation, \$500,000 of the motor vehicle account--private/local
21 appropriation, and \$58,000 of the motor vehicle account--state
22 appropriation are provided solely for the SR 20/Race Road to Jacob's
23 Road safety project (L2200042).

24 (27) \$790,000 of the motor vehicle account--federal appropriation
25 and \$883,000 of the motor vehicle account--state appropriation are
26 provided solely for design and right-of-way work on the I-82/Red
27 Mountain Vicinity project (508208M). The department shall continue to
28 work with the local partners in developing transportation solutions
29 necessary for the economic growth in the Red Mountain American
30 viticulture area of Benton county.

31 (28) \$631,000 of the motor vehicle account--federal appropriation
32 and \$26,000 of the motor vehicle account--state appropriation are
33 provided solely for preliminary engineering on the I-5/Marvin Road
34 Interchange study (L2200087).

35 (29) \$150,000 of the motor vehicle account--federal appropriation
36 is provided solely for the SR 150/No-See-Um Road Intersection -
37 Realignment project (L2200092).

1 (30) \$15,813,000 of the motor vehicle account--federal
2 appropriation, \$311,000 of the motor vehicle account--state
3 appropriation, and \$2,346,000 of the transportation partnership
4 account--state appropriation are provided solely for the Fish Passage
5 Barriers (TPA) project (099955F).

6 (31) If a planned roundabout in the vicinity of state route number
7 526 and 84th Street SW would divert commercial traffic onto
8 neighborhood streets, the department may not proceed with improvements
9 at state route number 526 and 84th Street SW until the traffic impacts
10 in the vicinity of state route number 526 and 40th Avenue West are
11 addressed.

12 (32) \$22,347,000 of the motor vehicle account--state appropriation
13 is provided solely to advance the design, preliminary engineering, and
14 rights-of-way acquisition for the priority projects identified in LEAP
15 Transportation Document 2013-3 as developed April 3, 2013. Funds must
16 be used to advance the emergent, initial development of these projects
17 for the purpose of expediting delivery of the associated major
18 investments when funding for such investments becomes available.
19 Funding may be reallocated between projects to maximize the
20 accomplishment of design and preliminary engineering work and
21 rights-of-way acquisition, provided that all projects are addressed.
22 It is the intent of the legislature that, while seeking to maximize the
23 outcomes in this section, the department shall provide for continuity
24 of both the state and consulting engineer workforce, while
25 strategically utilizing private sector involvement to ensure
26 consistency with the department's business plan for staffing in the
27 highway construction program in the current fiscal biennium.

28 (33) The legislature finds that there are sixteen companies
29 involved in wood preserving in the state that employ four hundred
30 workers and have an annual payroll of fifteen million dollars. Prior
31 to the department's switch to steel guardrails, ninety percent of the
32 twenty-five hundred mile guardrail system was constructed of preserved
33 wood and one hundred ten thousand wood guardrail posts were produced
34 annually for state use. Moreover, the policy of using steel posts
35 requires the state to use imported steel. Given these findings, where
36 practicable, and until June 30, 2015, the department shall include the
37 design option to use wood guardrail posts, in addition to steel posts,

1 in new guardrail installations. The selection of posts must be
2 consistent with the agency design manual policy that existed before
3 December 2009.

4 (34) The legislature finds that "right-sizing" is a lean,
5 metric-based approach to determining project investments. This concept
6 entails compromise between project cost and design, incorporating local
7 community needs, desired outcomes, and available funding. Furthermore,
8 the legislature finds that the concepts and principles the department
9 has utilized in the safety analyst program have been effective tools to
10 prioritize projects and reduce project costs. Therefore, the
11 department shall establish a pilot project on the SR 3/Belfair Bypass
12 - New Alignment (300344C) to begin implementing the concept of
13 "right-sizing" in the highway construction program.

14 (35) \$1,100,000 of the motor vehicle account--federal appropriation
15 is reappropriated from Program Z and provided solely for the 31st Ave
16 SW Overpass Widening and Improvement project (L1100048).

17 (36) For urban corridors that are all or partially within a
18 metropolitan planning organization boundary and for which the
19 department has not initiated environmental review and which require an
20 environmental impact statement, the department shall do a detailed
21 environmental review of reasonable alternatives to accomplish the
22 project's purpose before selecting a preferred alternative. At least
23 one alternative shall be consistent with the goals set out in RCW
24 47.01.440.

25 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**
26 **PRESERVATION--PROGRAM P**

27	Transportation Partnership Account--State	
28	Appropriation	\$36,473,000
29	Highway Safety Account--State Appropriation	\$10,000,000
30	Motor Vehicle Account--State Appropriation	\$61,634,000
31	Motor Vehicle Account--Federal Appropriation	\$600,133,000
32	Motor Vehicle Account--Private/Local Appropriation	\$11,271,000
33	Tacoma Narrows Toll Bridge Account--State Appropriation	\$3,008,000
34	Transportation 2003 Account (Nickel Account)--State	
35	Appropriation	\$2,285,000
36	TOTAL APPROPRIATION	\$724,804,000

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

3 (1) Except as provided otherwise in this section, the entire
4 transportation 2003 account (nickel account) appropriation and the
5 entire transportation partnership account appropriation are provided
6 solely for the projects and activities as listed by fund, project, and
7 amount in LEAP Transportation Document 2013-1 as developed April 3,
8 2013, Program - Highway Preservation Program (P). However, limited
9 transfers of specific line-item project appropriations may occur
10 between projects for those amounts listed subject to the conditions and
11 limitations in section 602 of this act.

12 (2) Within the motor vehicle account--state appropriation and motor
13 vehicle account--federal appropriation, the department may transfer
14 funds between programs I and P, except for funds that are otherwise
15 restricted in this act.

16 (3) \$27,278,000 of the motor vehicle account--federal appropriation
17 and \$1,141,000 of the motor vehicle account--state appropriation are
18 provided solely for the SR 167/Puyallup River Bridge Replacement
19 project (316725A). This project must be completed as a design-build
20 project. The department must work with local jurisdictions and the
21 community during the environmental review process to develop
22 appropriate esthetic design elements, at no additional cost to the
23 department, and traffic management plans pertaining to this project.
24 The department must report to the transportation committees of the
25 legislature on estimated cost and/or time savings realized as a result
26 of using the design-build process.

27 (4) \$1,371,000 of the motor vehicle account--federal appropriation,
28 \$206,000 of the motor vehicle account--private/local appropriation, and
29 \$72,000 of the motor vehicle account--state appropriation are provided
30 solely for the SR 21/Keller Ferry Boat - Replace Boat project
31 (602110J).

32 (5) \$60,000 of the motor vehicle account--federal appropriation is
33 provided solely for the Seismic Bridges Program - High & Med. Risk
34 (TPA) project (099955H).

35 (6) The department shall examine the use of electric arc furnace
36 slag for use as an aggregate for new roads and paving projects in high
37 traffic areas and report back to the legislature on its current use in

1 other areas of the country and any characteristics that can provide
2 greater wear resistance and skid resistance in new pavement
3 construction.

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

6	Motor Vehicle Account--State Appropriation	\$3,194,000
7	Motor Vehicle Account--Federal Appropriation	\$7,959,000
8	TOTAL APPROPRIATION	\$11,153,000

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

11	Puget Sound Capital Construction Account--State	
12	Appropriation	\$53,506,000
13	Puget Sound Capital Construction Account--Federal	
14	Appropriation	\$92,648,000
15	Puget Sound Capital Construction Account--Private/Local	
16	Appropriation	\$1,145,000
17	Multimodal Transportation Account--State Appropriation . . .	\$1,534,000
18	Transportation 2003 Account (Nickel Account)--State	
19	Appropriation	\$107,446,000
20	TOTAL APPROPRIATION	\$256,279,000

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

23 (1) Except as provided otherwise in this section, the entire
24 appropriations in this section are provided solely for the projects and
25 activities as listed in LEAP Transportation Document 2013-2 ALL
26 PROJECTS as developed April 3, 2013, Program - Washington State Ferries
27 Capital Program (W).

28 (2) The Puget Sound capital construction account--state
29 appropriation includes up to \$20,000,000 in proceeds from the sale of
30 bonds authorized in RCW 47.10.843.

31 (3) \$107,138,000 of the transportation 2003 account (nickel
32 account)--state appropriation is provided solely for the acquisition of
33 two 144-car vessels (projects L2200038 and L2200039). The department
34 shall use as much already procured equipment as practicable on the 144-
35 car vessels.

1 (4) \$13,739,000 of the total appropriation is provided solely for
2 the Mukilteo ferry terminal (project 952515P). The department shall
3 seek additional federal funding for this project.

4 (5) \$4,395,000 of the Puget Sound capital construction account--
5 state appropriation is provided solely for emergency capital repair
6 costs (project 999910K).

7 (6) Consistent with RCW 47.60.662, which requires the Washington
8 state ferry system to collaborate with passenger-only ferry and transit
9 providers to provide service at existing terminals, the department
10 shall ensure that multimodal access, including for passenger-only
11 ferries and transit service providers, is not precluded by any future
12 modifications at the terminal.

13 (7) \$3,800,000 of the Puget Sound capital construction account--
14 state appropriation is provided solely for the reservation and
15 communications system projects (L200041 & L200042).

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

18	Essential Rail Assistance Account--State	
19	Appropriation	\$455,000
20	Transportation Infrastructure Account--State	
21	Appropriation	\$8,582,000
22	Multimodal Transportation Account--State	
23	Appropriation	\$40,978,000
24	Multimodal Transportation Account--Federal	
25	Appropriation	\$318,960,000
26	TOTAL APPROPRIATION	\$368,975,000

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

29 (1)(a) Except as provided otherwise in this section, the entire
30 appropriations in this section are provided solely for the projects and
31 activities as listed by project and amount in LEAP Transportation
32 Document 2013-2 ALL PROJECTS as developed April 3, 2013, Program - Rail
33 Capital Program (Y).

34 (b)(i) Within the amounts provided in this section, \$8,582,000 of
35 the transportation infrastructure account--state appropriation is for
36 low-interest loans through the freight rail investment bank program.
37 The department shall issue freight rail investment bank program loans

1 with a repayment period of no more than ten years, and only so much
2 interest as is necessary to recoup the department's costs to administer
3 the loans.

4 (ii) Within the amounts provided in this subsection, \$900,000 of
5 the transportation infrastructure account--state appropriation is for
6 a low-interest loan through the freight rail investment bank program to
7 the Port of Everett to upgrade and extend the on-dock rail to support
8 a new roll-on/roll-off facility.

9 (c) Within the amounts provided in this section, \$2,439,000 of the
10 multimodal transportation account--state appropriation and \$311,000 of
11 the essential rail assistance account--state appropriation are for
12 statewide emergent freight rail assistance projects.

13 (2)(a) When the department identifies a prospective rail project
14 that may have strategic significance for the state, or at the request
15 of a proponent of a prospective rail project or a member of the
16 legislature, the department shall evaluate the prospective project
17 according to the cost-benefit methodology developed during the 2008
18 interim using the legislative priorities specified in (b) of this
19 subsection. The department shall report its cost-benefit evaluation of
20 the prospective rail project, as well as the department's best estimate
21 of an appropriate construction schedule and total project costs, to the
22 office of financial management and the transportation committees of the
23 legislature.

24 (b) The legislative priorities to be used in the cost-benefit
25 methodology are, in order of relative importance:

26 (i) Economic, safety, or environmental advantages of freight
27 movement by rail compared to alternative modes;

28 (ii) Self-sustaining economic development that creates family-wage
29 jobs;

30 (iii) Preservation of transportation corridors that would otherwise
31 be lost;

32 (iv) Increased access to efficient and cost-effective transport to
33 market for Washington's agricultural and industrial products;

34 (v) Better integration and cooperation within the regional,
35 national, and international systems of freight distribution; and

36 (vi) Mitigation of impacts of increased rail traffic on
37 communities.

1 (3) \$309,460,000 of the multimodal transportation account--federal
2 appropriation and \$4,772,000 of the multimodal transportation account--
3 state appropriation are provided solely for expenditures related to
4 passenger high-speed rail grants. At one and one-half percent of the
5 total project funds, the multimodal transportation account--state funds
6 are provided solely for expenditures that are not federally
7 reimbursable. Funding in this subsection is the initial portion of
8 multiyear high-speed rail program grants awarded to Washington state
9 for high-speed intercity passenger rail investments. Funding will
10 allow for two additional round trips between Seattle and Portland and
11 other rail improvements.

12 (4) As allowable under federal rail authority rules and existing
13 competitive bidding practices, when purchasing new train sets, the
14 department shall give preference to bidders that propose train sets
15 with characteristics and maintenance requirements most similar to those
16 currently owned by the department.

17 (5) Funds generated by the grain train program are solely for
18 operating, sustaining, and enhancing the grain train program including,
19 but not limited to, operations, capital investments, inspection,
20 developing business plans for future growth, and fleet management. Any
21 funds deemed by the department, in consultation with relevant port
22 districts, to be in excess of current operating needs or capital
23 reserves of the grain train program may be transferred from the
24 miscellaneous program account to the essential rail assistance account
25 for the purpose of sustaining the grain train program through
26 maintaining the Palouse river and Coulee City railroad line, on which
27 the grain train program operates.

28 (6) \$144,000 of the essential rail assistance account--state
29 appropriation and \$2,299,000 of the multimodal transportation account--
30 state appropriation are provided solely for the purpose of
31 rehabilitation and maintenance of the Palouse river and Coulee City
32 railroad line.

33 (7) \$31,500,000 of the total appropriation is provided solely for
34 the purchase of two new train sets for the state-supported intercity
35 passenger rail service. The department shall apply for any federal
36 waivers required to purchase the new train sets, as allowable under
37 existing competitive bidding practices.

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

Highway Infrastructure Account--State Appropriation	\$207,000
Highway Infrastructure Account--Federal	
Appropriation	\$1,602,000
Freight Mobility Investment Account--State	
Appropriation	\$11,794,000
Transportation Partnership Account--State	
Appropriation	\$7,214,000
Highway Safety Account--State Appropriation	\$11,255,000
Motor Vehicle Account--State Appropriation	\$2,168,000
Motor Vehicle Account--Federal Appropriation	\$32,413,000
Freight Mobility Multimodal Account--State	
Appropriation	\$9,236,000
Freight Mobility Multimodal Account--Private/Local	
Appropriation	\$1,320,000
Multimodal Transportation Account--State	
Appropriation	\$13,913,000
TOTAL APPROPRIATION	\$91,122,000

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

(1) Federal funds may be transferred from program Z to programs I and P and state funds must be transferred from programs I and P to program Z to replace those federal funds in a dollar-for-dollar match. Fund transfers authorized under this subsection shall not affect project prioritization status. Appropriations must initially be allotted as appropriated in this act. The department may not transfer funds as authorized under this subsection without approval of the office of financial management. The department shall submit a report on those projects receiving fund transfers to the office of financial management and the transportation committees of the legislature by December 1, 2013, and December 1, 2014.

(2) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document 2013-2 ALL PROJECTS as developed April 3, 2013, Program - Local program (Z).

1 (3) With each department budget submittal, the department shall
2 provide an update on the status of the repayment of the twenty million
3 dollars of unobligated federal funds authority advanced by the
4 department in September 2010 to the city of Tacoma for the Murray
5 Morgan/11th Street bridge project. The department may negotiate with
6 the city of Tacoma an agreement for repayment of the funds over a
7 period of up to twenty-five years at terms agreed upon by the
8 department and the city. The funds previously advanced by the
9 department to the city are not to be considered a general obligation of
10 the city but instead an obligation payable from identified revenues set
11 aside for the repayment of the funds. The department shall not weigh
12 the city's status of repayment against any competitive funding for
13 further repair or maintenance of the bridge for which the city would
14 otherwise be eligible.

15 (4)(a) In accordance with the distribution of federal
16 transportation funds agreement reached on October 23, 2012, \$12,160,000
17 of the multimodal transportation account--state appropriation,
18 \$8,805,000 of the highway safety account--state appropriation,
19 \$6,824,000 of the transportation partnership account--state
20 appropriation, and \$15,162,000 of the motor vehicle account--federal
21 appropriation are provided solely for the pedestrian and bicycle safety
22 program projects and safe routes to schools projects.

23 (b) Of the amounts appropriated in this subsection, \$11,700,000 of
24 the motor vehicle account--federal appropriation and \$6,800,000 of the
25 highway safety account--state appropriation are provided solely for
26 newly selected projects for the safe routes to school grant program.
27 The amount provided for new projects is intended to reflect the impact
28 of the fee increases in chapter 74, Laws of 2012 and chapter 80, Laws
29 of 2012 on the funding levels for new safe routes to school program
30 projects established by the 2011-2013 omnibus transportation
31 appropriations act.

32 (5) \$584,000 of the motor vehicle account--state appropriation,
33 \$3,250,000 of the motor vehicle account--federal appropriation,
34 \$2,450,000 of the highway safety account--state appropriation,
35 \$11,794,000 of the freight mobility investment account--state
36 appropriation, \$9,236,000 of the freight mobility multimodal account--
37 state appropriation, and \$1,320,000 of the freight mobility multimodal
38 account--private/local appropriation are provided solely for the

1 projects and activities as listed by project and amount in LEAP
2 Transportation Document 2013-C as developed April 3, 2013. If chapter
3 . . . (Substitute Senate Bill No. 5239), Laws of 2013 is enacted by
4 June 30, 2013, the amounts provided in this subsection lapse.

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

7 On a quarterly basis, the department of transportation shall
8 provide to the office of financial management and the legislative
9 transportation committees the following reports for all capital
10 programs:

11 (1) For active projects, the report must include:

12 (a) A TEIS version containing actual capital expenditures for all
13 projects consistent with the structure of the most recently enacted
14 budget;

15 (b) Anticipated cost savings, cost increases, reappropriations, and
16 schedule adjustments for all projects consistent with the structure of
17 the most recently enacted budget;

18 (c) The award amount, the engineer's estimate, and the number of
19 bidders for all active projects consistent with the structure of the
20 most recently enacted budget;

21 (d) Projected costs and schedule for individual projects that are
22 funded at a programmatic level for projects relating to bridge rail,
23 guard rail, fish passage barrier removal, roadside safety projects, and
24 seismic bridges. Projects within this programmatic level funding must
25 be completed on a priority basis and scoped to be completed within the
26 current programmatic budget;

27 (e) Highway projects that may be reduced in scope and still achieve
28 a functional benefit;

29 (f) Highway projects that have experienced scope increases and that
30 can be reduced in scope;

31 (g) Highway projects that have lost significant local or regional
32 contributions that were essential to completing the project; and

33 (h) Contingency amounts for all projects consistent with the
34 structure of the most recently enacted budget.

35 (2) For completed projects, the report must:

36 (a) Compare the original project cost estimates and schedule

1 approved in the transportation 2003 and 2005 transportation partnership
2 project lists to the completed cost of the project;

3 (b) Compare the costs and operationally complete date for projects
4 on the transportation 2003 and 2005 transportation partnership project
5 lists to the last legislatively adopted project list prior to the
6 completion of a project;

7 (c) Compare the costs and operationally complete date for projects
8 with budgets of twenty million dollars that are funded with preexisting
9 funds to the original project cost estimates and schedule; and

10 (d) Provide a list of nickel and TPA projects charging to the
11 nickel/TPA environmental mitigation reserve (OBI4ENV) and the amount
12 each project is charging.

13 (3) For prospective projects, the report must:

14 (a) Identify the estimated advertisement date for all projects
15 consistent with the structure of the most recently enacted budget that
16 are going to advertisement during the current biennium;

17 (b) Identify the anticipated operationally complete date for all
18 projects consistent with the structure of the most recently enacted
19 budget that are going to advertisement during the current biennium; and

20 (c) Identify the estimated cost of completion for all projects
21 consistent with the structure of the most recently enacted budget that
22 are going to advertisement during the current biennium.

23 NEW SECTION. **Sec. 313. FEDERAL FUNDS RECEIVED FOR CAPITAL**
24 **PROJECT EXPENDITURES**

25 To the greatest extent practicable, the department of
26 transportation shall expend federal funds received for capital project
27 expenditures before state funds.

28 **TRANSFERS AND DISTRIBUTIONS**

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

33 Transportation Partnership Account--State
34 Appropriation \$10,289,000

1	Motor Vehicle Account--State Appropriation	\$630,000
2	State Route Number 520 Corridor Account--State	
3	Appropriation	\$3,866,000
4	Highway Bond Retirement Account--State	
5	Appropriation	\$1,076,005,000
6	Ferry Bond Retirement Account--State Appropriation	\$31,824,000
7	Transportation Improvement Board Bond Retirement	
8	Account--State Appropriation	\$16,267,000
9	Nondebt-Limit Reimbursable Bond Retirement Account--State	
10	Appropriation	\$25,825,000
11	Toll Facility Bond Retirement Account--State	
12	Appropriation	\$52,050,000
13	Transportation 2003 Account (Nickel Account)--State	
14	Appropriation	\$1,969,000
15	Toll Facility Bond Retirement Account--Federal	
16	Appropriation	\$64,982,000
17	Special Category C Account--State Appropriation	\$2,000
18	TOTAL APPROPRIATION	\$1,283,709,000

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

22	Transportation Partnership Account--State	
23	Appropriation	\$1,143,000
24	Motor Vehicle Account--State Appropriation	\$70,000
25	State Route Number 520 Corridor Account--State	
26	Appropriation	\$531,000
27	Transportation 2003 Account (Nickel Account)--State	
28	Appropriation	\$218,000
29	TOTAL APPROPRIATION	\$1,962,000

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

33 The department of transportation is authorized to sell up to
34 \$20,000,000 in bonds authorized by RCW 47.10.843 for vessel and
35 terminal acquisition, major and minor improvements, and long lead-time
36 materials acquisition for the Washington state ferries.

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

3 Motor Vehicle Account--State Appropriation: For
4 motor vehicle fuel tax distributions to cities
5 and counties \$474,610,000

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

7 Motor Vehicle Account--State Appropriation: For
8 motor vehicle fuel tax refunds and statutory
9 transfers \$1,235,491,000

10 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF LICENSING--**
11 **TRANSFERS**

12 Motor Vehicle Account--State Appropriation: For motor
13 vehicle fuel tax refunds and transfers \$138,627,000

14 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER--ADMINISTRATIVE**
15 **TRANSFERS**

16 (1) Recreational Vehicle Account--State
17 Appropriation: For transfer to the Motor Vehicle
18 Account--State \$1,300,000

19 (2) Multimodal Transportation Account--State
20 Appropriation: For transfer to the Puget Sound
21 Ferry Operations Account--State \$13,000,000

22 (3) Rural Mobility Grant Program Account--State
23 Appropriation: For transfer to the Multimodal
24 Transportation Account--State \$3,000,000

25 (4) Motor Vehicle Account--State
26 Appropriation: For transfer to the Special Category C
27 Account--State \$1,500,000

28 (5) Capital Vessel Replacement Account--State
29 Appropriation: For transfer to the Transportation 2003
30 Account (Nickel Account)--State \$7,702,000

31 (6) Multimodal Transportation Account--State
32 Appropriation: For transfer to the Public Transportation
33 Grant Program Account--State \$26,000,000

34 (7) Motor Vehicle Account--State Appropriation:
35 For transfer to the Puget Sound Ferry Operations

1 Account--State \$26,000,000
2 (8) Motor Vehicle Account--State Appropriation:
3 For transfer to the Puget Sound Capital Construction
4 Account--State \$48,000,000
5 (9) State Route Number 520 Civil Penalties
6 Account--State Appropriation: For transfer to the
7 State Route Number 520 Corridor Account--State \$886,000
8 (10) Multimodal Transportation Account--State
9 Appropriation: For transfer to the Highway Safety
10 Account--State \$10,000,000
11 (11) Motor Vehicle Account--State Appropriation:
12 For transfer to the State Patrol Highway
13 Account--State \$22,000,000

14 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER: FOR**
15 **DISTRIBUTION TO TRANSIT ENTITIES**

16 Public Transportation Grant Program Account--State
17 Appropriation \$26,000,000

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

20 (1) One-eighth of the appropriation in this section must be
21 distributed quarterly to transit authorities according to the
22 distribution formula in subsection (2) of this section. Funding must
23 be used for operations.

24 (2) Of the amounts provided in subsection (1) of this section:

25 (a) One-third must be distributed based on vehicle miles of service
26 provided;

27 (b) One-third must be distributed based on the number of vehicle
28 hours of service provided; and

29 (c) One-third must be distributed based on the number of passenger
30 trips.

31 (3) For the purposes of this section:

32 (a) "Transit authorities" has the same meaning as in RCW
33 9.91.025(2)(c).

34 (b) "Vehicle miles of service," "vehicle hours of service," and
35 "passenger trips" are transit service metrics as reported by the public
36 transportation program of the department of transportation in the
37 annual report required in RCW 35.58.2796 for calendar year 2011.

1 contained in sections 503 through 516 of this act may also be funded by
2 expenditures from nonappropriated accounts. If positions are funded
3 with lidded grants or dedicated fund sources with insufficient revenue,
4 additional funding from other sources is not provided.

5 NEW SECTION. **Sec. 503. DEPARTMENT OF TRANSPORTATION MARINE**
6 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--OPEIU**

7 An agreement has been reached between the governor and the office
8 and professional employees international union local eight (OPEIU)
9 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
10 Funding is provided for an additional step on the OPEIU salary
11 schedule. The agreement also includes a one percent salary increase
12 for all bargaining unit members effective July 1, 2014, through June
13 30, 2015, contingent on the state collecting \$200,000,000 or more in
14 unanticipated general fund--state revenue from increased economic
15 activity.

16 NEW SECTION. **Sec. 504. DEPARTMENT OF TRANSPORTATION MARINE**
17 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--FASPAA**

18 An agreement has been reached between the governor and the ferry
19 agents, supervisors, and project administrators association pursuant to
20 chapter 47.64 RCW for the 2013-2015 fiscal biennium. Funding is
21 provided for a one percent salary increase for all bargaining unit
22 members beginning July 1, 2013, and a one percent salary increase for
23 all bargaining unit members beginning July 1, 2014.

24 NEW SECTION. **Sec. 505. DEPARTMENT OF TRANSPORTATION MARINE**
25 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--SEIU LOCAL 6**

26 An agreement has been reached between the governor and the service
27 employees international union local six pursuant to chapter 47.64 RCW
28 for the 2013-2015 fiscal biennium. Funding is provided for a new step
29 on the salary schedule. The agreement also includes a one percent
30 salary increase for all bargaining unit members effective July 1, 2014,
31 through June 30, 2015, contingent on the state collecting \$200,000,000
32 or more in unanticipated general fund--state revenue from economic
33 activity.

1 NEW SECTION. **Sec. 506. DEPARTMENT OF TRANSPORTATION MARINE**
2 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--CARPENTERS**

3 An agreement has been reached between the governor and the Pacific
4 Northwest regional council of carpenters pursuant to chapter 47.64 RCW
5 for the 2013-2015 fiscal biennium. Funding is provided for a one and
6 one-half percent salary increase for all bargaining unit members
7 beginning July 1, 2013, and a one and one-half percent salary increase
8 for all bargaining unit members beginning July 1, 2014.

9 NEW SECTION. **Sec. 507. DEPARTMENT OF TRANSPORTATION MARINE**
10 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--METAL TRADES**

11 An agreement has been reached between the governor and the Puget
12 Sound metal trades council through an interest arbitration decision
13 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
14 Funding is provided for the awarded one and one-half percent salary
15 increase for all bargaining unit members beginning July 1, 2013, and a
16 one and one-half percent salary increase for all bargaining unit
17 members beginning July 1, 2014.

18 NEW SECTION. **Sec. 508. DEPARTMENT OF TRANSPORTATION MARINE**
19 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MEBA-UL**

20 An agreement has been reached between the governor and the marine
21 engineers' beneficial association unlicensed engine room employees
22 through an interest arbitration decision pursuant to chapter 47.64 RCW
23 for the 2013-2015 fiscal biennium. Funding is provided for the awarded
24 one percent salary increase for all bargaining unit members beginning
25 July 1, 2013, a one percent salary increase for all bargaining unit
26 members beginning July 1, 2014, and additional vacation accrual
27 beginning July 1, 2014.

28 NEW SECTION. **Sec. 509. DEPARTMENT OF TRANSPORTATION MARINE**
29 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MEBA-L**

30 An agreement has been reached between the governor and the marine
31 engineers' beneficial association licensed engineer officers through an
32 interest arbitration decision pursuant to chapter 47.64 RCW for the
33 2013-2015 fiscal biennium. Funding is provided for the awarded one
34 percent salary increase for all bargaining unit members beginning July

1 1, 2013, a one percent salary increase for all bargaining unit members
2 beginning July 1, 2014, and additional vacation accrual beginning July
3 1, 2014.

4 NEW SECTION. **Sec. 510. DEPARTMENT OF TRANSPORTATION MARINE**
5 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P MATES**

6 An agreement has been reached between the governor and the masters,
7 mates, and pilots - mates through an interest arbitration decision
8 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
9 Funding is provided for the awarded three percent salary increase for
10 all bargaining unit members beginning July 1, 2014, additional pay for
11 relief employees, increased uniform allowance, and increased Friday
12 Harbor relief pay.

13 NEW SECTION. **Sec. 511. DEPARTMENT OF TRANSPORTATION MARINE**
14 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P MASTERS**

15 An agreement has been reached between the governor and the masters,
16 mates, and pilots - masters through an interest arbitration decision
17 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
18 Funding is provided for a one percent salary increase for all
19 bargaining unit members beginning July 1, 2013, a one percent salary
20 increase for all bargaining unit members beginning July 1, 2014, relief
21 assignment pay for all compensated hours beginning July 1, 2014,
22 increased uniform allowance, increased license renewal allowance, and
23 increased Friday Harbor relief pay.

24 NEW SECTION. **Sec. 512. DEPARTMENT OF TRANSPORTATION MARINE**
25 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P WATCH SUPERVISORS**

26 An agreement has been reached between the governor and the masters,
27 mates, and pilots - watch supervisors through an interest arbitration
28 decision pursuant to chapter 47.64 RCW for the 2013-2015 fiscal
29 biennium. Funding is provided for the awarded 16.125 percent salary
30 increase for all bargaining unit members beginning July 1, 2013, and a
31 16.125 percent salary increase for all bargaining unit members
32 beginning July 1, 2014.

33 NEW SECTION. **Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE**
34 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--IBU**

1 An agreement has been reached between the governor and the
2 inlandboatmen's union of the pacific pursuant to chapter 47.64 RCW for
3 the 2013-2015 fiscal biennium. Funding is provided for an eighteen
4 percent increase for entry-level wage rates for all bargaining unit
5 members beginning July 1, 2013. For all other wage rates, funding is
6 provided to increase rates two and one-half percent for all bargaining
7 unit members beginning July 1, 2013, and to increase rates two and one-
8 half percent for all bargaining unit members beginning July 1, 2014.
9 Funding is also provided for marine license fees.

10 NEW SECTION. **Sec. 514. COLLECTIVE BARGAINING AGREEMENTS--PTE**
11 **LOCAL 17**

12 An agreement has been reached between the governor and the
13 professional and technical employees local seventeen under chapter
14 41.80 RCW for the 2013-2015 fiscal biennium. Funding is provided to
15 add a longevity step. The agreement also includes a one percent salary
16 increase for all bargaining unit members effective July 1, 2014,
17 through June 30, 2015, contingent on the state collecting \$200,000,000
18 or more in unanticipated general fund--state revenue from increased
19 economic activity.

20 NEW SECTION. **Sec. 515. COLLECTIVE BARGAINING AGREEMENTS--WSP**
21 **TROOPERS ASSOCIATION**

22 An agreement has been reached between the governor and the
23 Washington state patrol troopers association through an interest
24 arbitration decision under chapter 41.56 RCW for the 2013-2015 fiscal
25 biennium. Funding is provided for the awarded three percent salary
26 increase for all bargaining unit members effective July 1, 2013, and a
27 one percent increase to longevity pay for years five through nine
28 effective July 1, 2014.

29 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENTS--WSP**
30 **LIEUTENANTS ASSOCIATION**

31 An agreement has been reached between the governor and the
32 Washington state patrol lieutenants association through an interest
33 arbitration decision under chapter 41.56 RCW for the 2013-2015 fiscal
34 biennium. Funding is provided for the awarded three percent salary

1 increase for all bargaining unit members effective July 1, 2014, and
2 for parking of department-issued vehicles for employees assigned
3 vehicles at the general administration building or capitol campus.

4 NEW SECTION. **Sec. 517. COMPENSATION--REPRESENTED EMPLOYEES--**
5 **SUPER COALITION--INSURANCE BENEFITS**

6 No agreement has been reached between the governor and the health
7 care super coalition under chapter 41.80 RCW for the 2013-2015 fiscal
8 biennium. Appropriations in this act for state agencies, including
9 institutions of higher education, are sufficient to continue the
10 provisions of the 2011-2013 collective bargaining agreement and are
11 subject to the following conditions and limitations:

12 (1)(a) The monthly employer funding rate for insurance benefit
13 premiums, public employees' benefits board administration, and the
14 uniform medical plan must not exceed \$809 per eligible employee for
15 fiscal year 2014. For fiscal year 2015, the monthly employer funding
16 rate must not exceed \$820 per eligible employee.

17 (b) In order to achieve the level of funding provided for health
18 benefits, the public employees' benefits board must require any of the
19 following: Employee premium copayments; increases in point-of-service
20 cost sharing; the implementation of managed competition; or other
21 changes to benefits consistent with RCW 41.05.065.

22 (c) The health care authority shall deposit any moneys received on
23 behalf of the uniform medical plan as a result of rebates on
24 prescription drugs, audits of hospitals, subrogation payments, or any
25 other moneys recovered as a result of prior uniform medical plan claims
26 payments into the public employees' and retirees' insurance account to
27 be used for insurance benefits. Such receipts must not be used for
28 administrative expenditures.

29 (2) The health care authority, subject to the approval of the
30 public employees' benefits board, shall provide subsidies for health
31 benefit premiums to eligible retired or disabled public employees and
32 school district employees who are eligible for medicare, pursuant to
33 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be
34 \$150.00 per month.

35 NEW SECTION. **Sec. 518. COMPENSATION--REPRESENTED EMPLOYEES**
36 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS**

1 Appropriations for state agencies in this act are sufficient for
2 represented employees outside the super coalition for health benefits
3 and are subject 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 must not exceed \$809 per eligible employee for
7 fiscal year 2014. For fiscal year 2015, the monthly employer funding
8 rate must not exceed \$820 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 of the
11 following: Employee premium copayments; increases in point-of-service
12 cost sharing; the implementation of managed competition; or other
13 changes to benefits consistent with RCW 41.05.065.

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

21 (2) The health care authority, subject to the approval of the
22 public employees' benefits board, shall provide subsidies for health
23 benefit premiums to eligible retired or disabled public employees and
24 school district employees who are eligible for medicare, pursuant to
25 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be
26 \$150.00 per month.

27 NEW SECTION. **Sec. 519. COMPENSATION--NONREPRESENTED EMPLOYEES--**
28 **INSURANCE BENEFITS**

29 Appropriations for state agencies in this act are sufficient for
30 nonrepresented state employee health benefits for state agencies,
31 including institutions of higher education, and are subject to the
32 following conditions and 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 must not exceed \$809 per eligible employee for
36 fiscal year 2014. For fiscal year 2015, the monthly employer funding
37 rate must not exceed \$820 per eligible employee.

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

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

13 (2) The health care authority, subject to the approval of the
14 public employees' benefits board, shall provide subsidies for health
15 benefit premiums to eligible retired or disabled public employees and
16 school district employees who are eligible for medicare, pursuant to
17 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be
18 \$150.00 per month.

19 NEW SECTION. **Sec. 520. COMPENSATION--NONREPRESENTED EMPLOYEES--**
20 **SALARIES AND WAGES**

21 For classified state employees, except those within the Washington
22 management service and those represented by a bargaining unit under
23 chapter 41.80, 41.56, or 47.64 RCW, funding is provided within agency
24 appropriations for implementation of a longevity step, in accordance
25 with rules adopted under RCW 41.06.133.

26 **Sec. 521.** RCW 47.64.170 and 2011 c 367 s 712 are each amended to
27 read as follows:

28 (1) Any ferry employee organization certified as the bargaining
29 representative shall be the exclusive representative of all ferry
30 employees in the bargaining unit and shall represent all such employees
31 fairly.

32 (2) A ferry employee organization or organizations and the governor
33 may each designate any individual as its representative to engage in
34 collective bargaining negotiations.

35 (3) Negotiating sessions, including strategy meetings of the
36 employer or employee organizations, mediation, and the deliberative

1 process of arbitrators are exempt from the provisions of chapter 42.30
2 RCW. Hearings conducted by arbitrators may be open to the public by
3 mutual consent of the parties.

4 (4) Terms of any collective bargaining agreement may be enforced by
5 civil action in Thurston county superior court upon the initiative of
6 either party.

7 (5) Ferry system employees or any employee organization shall not
8 negotiate or attempt to negotiate directly with anyone other than the
9 person who has been appointed or authorized a bargaining representative
10 for the purpose of bargaining with the ferry employees or their
11 representative.

12 (6)(a) Within ten working days after the first Monday in September
13 of every odd-numbered year, the parties shall attempt to agree on an
14 interest arbitrator to be used if the parties are not successful in
15 negotiating a comprehensive collective bargaining agreement. If the
16 parties cannot agree on an arbitrator within the ten-day period, either
17 party may request a list of seven arbitrators from the federal
18 mediation and conciliation service. The parties shall select an
19 interest arbitrator using the coin toss/alternate strike method within
20 thirty calendar days of receipt of the list. Immediately upon
21 selecting an interest arbitrator, the parties shall cooperate to
22 reserve dates with the arbitrator for potential arbitration between
23 August 1st and September 15th of the following even-numbered year. The
24 parties shall also prepare a schedule of at least five negotiation
25 dates for the following year, absent an agreement to the contrary. The
26 parties shall execute a written agreement before November 1st of each
27 odd-numbered year setting forth the name of the arbitrator and the
28 dates reserved for bargaining and arbitration. This subsection (6)(a)
29 imposes minimum obligations only and is not intended to define or limit
30 a party's full, good faith bargaining obligation under other sections
31 of this chapter.

32 (b) The negotiation of a proposed collective bargaining agreement
33 by representatives of the employer and a ferry employee organization
34 shall commence on or about February 1st of every even-numbered year.

35 (c) For negotiations covering the 2009-2011 biennium and subsequent
36 biennia, the time periods specified in this section, and in RCW
37 47.64.210 and 47.64.300 through 47.64.320, must ensure conclusion of
38 all agreements on or before October 1st of the even-numbered year next

1 preceding the biennial budget period during which the agreement should
2 take effect. These time periods may only be altered by mutual
3 agreement of the parties in writing. Any such agreement and any
4 impasse procedures agreed to by the parties under RCW 47.64.200 must
5 include an agreement regarding the new time periods that will allow
6 final resolution by negotiations or arbitration by October 1st of each
7 even-numbered year.

8 (7) It is the intent of this section that the collective bargaining
9 agreement or arbitrator's award shall commence on July 1st of each odd-
10 numbered year and shall terminate on June 30th of the next odd-numbered
11 year to coincide with the ensuing biennial budget year, as defined by
12 RCW 43.88.020(7), to the extent practical. It is further the intent of
13 this section that all collective bargaining agreements be concluded by
14 October 1st of the even-numbered year before the commencement of the
15 biennial budget year during which the agreements are to be in effect.
16 After the expiration date of a collective bargaining agreement
17 negotiated under this chapter, except to the extent provided in
18 subsection (11) of this section and RCW 47.64.270(4), all of the terms
19 and conditions specified in the collective bargaining agreement remain
20 in effect until the effective date of a subsequently negotiated
21 agreement, not to exceed one year from the expiration date stated in
22 the agreement. Thereafter, the employer may unilaterally implement
23 according to law.

24 (8) The office of financial management shall conduct a salary
25 survey, for use in collective bargaining and arbitration, which must be
26 conducted through a contract with a firm nationally recognized in the
27 field of human resources management consulting.

28 (9) Except as provided in subsection (11) of this section:

29 (a) The governor shall submit a request either for funds necessary
30 to implement the collective bargaining agreements including, but not
31 limited to, the compensation and fringe benefit provisions or for
32 legislation necessary to implement the agreement, or both. Requests
33 for funds necessary to implement the collective bargaining agreements
34 shall not be submitted to the legislature by the governor unless such
35 requests:

36 (i) Have been submitted to the director of the office of financial
37 management by October 1st before the legislative session at which the
38 requests are to be considered; and

1 (ii) Have been certified by the director of the office of financial
2 management as being feasible financially for the state.

3 (b) The governor shall submit a request either for funds necessary
4 to implement the arbitration awards or for legislation necessary to
5 implement the arbitration awards, or both. Requests for funds
6 necessary to implement the arbitration awards shall not be submitted to
7 the legislature by the governor unless such requests:

8 (i) Have been submitted to the director of the office of financial
9 management by October 1st before the legislative session at which the
10 requests are to be considered; and

11 (ii) Have been certified by the director of the office of financial
12 management as being feasible financially for the state.

13 (c) The legislature shall approve or reject the submission of the
14 request for funds necessary to implement the collective bargaining
15 agreements or arbitration awards as a whole for each agreement or
16 award. The legislature shall not consider a request for funds to
17 implement a collective bargaining agreement or arbitration award unless
18 the request is transmitted to the legislature as part of the governor's
19 budget document submitted under RCW 43.88.030 and 43.88.060. If the
20 legislature rejects or fails to act on the submission, either party may
21 reopen all or part of the agreement and award or the exclusive
22 bargaining representative may seek to implement the procedures provided
23 for in RCW 47.64.210 and 47.64.300.

24 (10) If, after the compensation and fringe benefit provisions of an
25 agreement are approved by the legislature, a significant revenue
26 shortfall occurs resulting in reduced appropriations, as declared by
27 proclamation of the governor or by resolution of the legislature, both
28 parties shall immediately enter into collective bargaining for a
29 mutually agreed upon modification of the agreement.

30 (11)(a) For the collective bargaining agreements negotiated for the
31 2011-2013 fiscal biennium, the legislature may consider a request for
32 funds to implement a collective bargaining agreement even if the
33 request for funds was not received by the office of financial
34 management by October 1st and was not transmitted to the legislature as
35 part of the governor's budget document submitted under RCW 43.88.030
36 and 43.88.060.

37 (b) For the ((2011-2013)) 2013-2015 fiscal biennium, a collective
38 bargaining agreement related to employee health care benefits

1 negotiated between the employer and coalition pursuant to RCW
2 41.80.020(3) regarding the dollar amount expended on behalf of each
3 employee must be a separate agreement for which the governor may
4 request funds necessary to implement the agreement. (~~(If such an~~
5 ~~agreement is negotiated and funded by the legislature, this agreement~~
6 ~~will supersede any terms and conditions of an expired 2009-2011~~
7 ~~biennial master collective bargaining agreement under this chapter~~
8 ~~regarding health care benefits.)) The legislature may act upon a 2013-
9 2015 collective bargaining agreement related to employee health care
10 benefits if an agreement is reached and submitted to the office of
11 financial management and legislative budget committees before final
12 legislative action on the biennial or supplemental operating budget by
13 the sitting legislature.~~

14 (c) For the collective bargaining agreements negotiated for the
15 2013-2015 fiscal biennium, the legislature may consider a request for
16 funds to implement a collective bargaining agreement reached after
17 October 1st after a determination of financial infeasibility by the
18 director of the office of financial management if the request for funds
19 is transmitted to the legislature as part of the governor's budget
20 document submitted under RCW 43.88.030 and 43.88.060.

21 **Sec. 522.** RCW 47.64.270 and 2011 c 367 s 713 are each amended to
22 read as follows:

23 (1) The employer and one coalition of all the exclusive bargaining
24 representatives subject to this chapter and chapter 41.80 RCW shall
25 conduct negotiations regarding the dollar amount expended on behalf of
26 each employee for health care benefits.

27 (2) Absent a collective bargaining agreement to the contrary, the
28 department of transportation shall provide contributions to insurance
29 and health care plans for ferry system employees and dependents, as
30 determined by the state health care authority, under chapter 41.05 RCW.

31 (3) The employer and employee organizations may collectively
32 bargain for insurance plans other than health care benefits, and
33 employer contributions may exceed that of other state agencies as
34 provided in RCW 41.05.050.

35 (4) For the (~~2011-2013~~) 2013-2015 fiscal biennium, a collective
36 bargaining agreement related to employee health care benefits
37 negotiated between the employer and coalition pursuant to RCW

1 41.80.020(3) regarding the dollar amount expended on behalf of each
2 employee must be a separate agreement for which the governor may
3 request funds necessary to implement the agreement. ((If such an
4 agreement is negotiated and funded by the legislature, this agreement
5 will supersede any terms and conditions of an expired 2009-2011
6 biennial collective bargaining agreement under this chapter regarding
7 health care benefits.))

8 **IMPLEMENTING PROVISIONS**

9 **NEW SECTION. Sec. 601. STAFFING LEVELS**

10 (1) As the department of transportation completes delivery of the
11 projects funded by the 2003 and 2005 transportation revenue packages,
12 it is clear that the current staffing levels necessary to deliver these
13 projects are not sustainable into the future. Therefore, the
14 department is directed to quickly move forward to develop and implement
15 new business practices so that a smaller, more nimble state workforce
16 can effectively and efficiently deliver transportation improvement
17 programs as they are approved in the future, in strong partnership with
18 the private sector, while protecting the public's interests and assets.

19 (2) To this end, the department of transportation is directed to
20 reduce the size of its engineering and technical workforce to a level
21 sustained by current law revenue levels currently estimated at two
22 thousand FTEs by the end of the 2013-2015 fiscal biennium. The
23 department's current two thousand eight hundred FTE engineering and
24 technical workforce levels for highway construction will be reduced in
25 the 2011-2013 fiscal biennium, with a target of two thousand four
26 hundred FTEs by June 30, 2013, and to a level of two thousand FTEs by
27 June 30, 2015. The department shall submit a report on the progress
28 made in 2011-2013 by July 1, 2013.

29 (3) In order to successfully deliver the highway construction
30 program as funded, the department of transportation may continue to
31 contract out engineering and technical services. In addition, the
32 department may continue the incentive program for retirements and
33 employee separations.

34 **NEW SECTION. Sec. 602. FUND TRANSFERS**

1 (1) The transportation 2003 projects or improvements and the 2005
2 transportation partnership projects or improvements are listed in the
3 LEAP list titled 2013-1 as developed April 3, 2013, which consists of
4 a list of specific projects by fund source and amount over a sixteen-
5 year period. Current fiscal biennium funding for each project is a
6 line-item appropriation, while the outer year funding allocations
7 represent a sixteen-year plan. The department is expected to use the
8 flexibility provided in this section to assist in the delivery and
9 completion of all transportation partnership account and transportation
10 2003 account (nickel account) projects on the LEAP transportation
11 documents referenced in this act. For the 2011-2013 and 2013-2015
12 project appropriations, unless otherwise provided in this act, the
13 director of financial management may authorize a transfer of
14 appropriation authority between projects funded with transportation
15 2003 account (nickel account) appropriations, or transportation
16 partnership account appropriations, in order to manage project spending
17 and efficiently deliver all projects in the respective program under
18 the following conditions and limitations:

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

21 (b) Transfers from a project may not be made as a result of the
22 reduction of the scope of a project or be made to support increases in
23 the scope of a project;

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

27 (d) Transfers from a project may be made if the funds appropriated
28 to the project are in excess of the amount needed to complete the
29 project;

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

32 (f) Transfers may not be made while the legislature is in session;
33 and

34 (g) Transfers between projects may be made by the department of
35 transportation until the transfer amount by project exceeds two hundred
36 fifty thousand dollars, or ten percent of the total project, whichever
37 is less. These transfers must be reported quarterly to the director of

1 financial management and the chairs of the house of representatives and
2 senate transportation committees.

3 (2) At the time the department submits a request to transfer funds
4 under this section, a copy of the request must be submitted to the
5 transportation committees of the legislature.

6 (3) The office of financial management shall work with legislative
7 staff of the house of representatives and senate transportation
8 committees to review the requested transfers in a timely manner.

9 (4) The office of financial management shall document approved
10 transfers and schedule changes in the transportation executive
11 information system, compare changes to the legislative baseline funding
12 and schedules identified by project identification number identified in
13 the LEAP transportation documents referenced in this act, and transmit
14 revised project lists to chairs of the transportation committees of the
15 legislature on a quarterly basis.

16 **NEW SECTION. Sec. 603. CAPITAL BUDGETING EVALUATION**

17 The office of financial management shall convene a work group by
18 June 2013 to evaluate the financial oversight of department of
19 transportation capital projects when the legislature is not in session.
20 Representatives of the group must include office of financial
21 management staff, house of representatives and senate transportation
22 committee staff, department of transportation capital budget
23 representatives, joint transportation committee staff, and house of
24 representatives and senate caucus staff. Legislative staff may provide
25 technical assistance and other research services to the work group but
26 may not participate in policy decisions or recommendations. The group
27 shall develop recommendations for 2015-2017 budget instructions,
28 reporting enhancements, and budget system improvements, and make other
29 recommendations in order to enhance the transparency and accountability
30 of department of transportation capital projects.

31 **NEW SECTION. Sec. 604. ACQUISITION OF PROPERTIES AND FACILITIES**
32 **THROUGH FINANCIAL CONTRACTS**

33 (1) The following agencies may enter into financial contracts, paid
34 from any funds of an agency, appropriated or nonappropriated, for the
35 purposes indicated and in not more than the principal amounts
36 indicated, plus financing expenses and required reserves pursuant to

1 chapter 39.94 RCW. When securing properties under this section,
2 agencies shall use the most economical financial contract option
3 available, including long-term leases, lease-purchase agreements,
4 lease-development with option to purchase agreements, or financial
5 contracts using certificates of participation. Expenditures made by an
6 agency for one of the indicated purposes before the issue date of the
7 authorized financial contract and any certificates of participation
8 therein are intended to be reimbursed from proceeds of the financial
9 contract and any certificates of participation therein to the extent
10 provided in the agency's financing plan approved by the state finance
11 committee.

12 (2) State agencies may enter into agreements with the department of
13 enterprise services and the state treasurer's office to develop
14 requests to the legislature for the acquisition of properties and
15 facilities through financial contracts. The agreements may include
16 charges for services rendered.

17 (a) Department of transportation: Enter into a financing contract
18 for up to \$13,425,000 plus financing expenses and required reserves
19 pursuant to chapter 39.94 RCW for the design and construction of a
20 traffic management center.

21 (b) Washington state patrol: Enter into a financing contract for
22 up to \$3,867,000 plus financing expenses and required reserves pursuant
23 to chapter 39.94 RCW to purchase and install mobile office platforms in
24 state patrol and pursuit vehicles.

25 **NEW SECTION. Sec. 605. MEGA-PROJECT REPORTING**

26 Mega-projects are defined as individual or groups of related
27 projects that cost \$1,000,000,000 or more. These projects include, but
28 are not limited to: Alaskan Way viaduct, SR 520, SR 167, I-405, North
29 Spokane corridor, I-5 Tacoma HOV, I-90 Snoqualmie Pass, and the
30 Columbia river crossing. The department of transportation shall track
31 mega-projects and report the financial status and schedule of these
32 projects at least quarterly to the transportation committees of the
33 legislature and the office of financial management. The design of
34 mega-projects must be evaluated considering cost, capacity, safety,
35 mobility needs, and how well the design of the facility fits within its
36 urban environment.

1 NEW SECTION. **Sec. 606.** (1) The department of transportation shall
2 prepare an updated facilities and property plan to improve the
3 oversight of real estate procurement and property management across all
4 department programs and regions, including the Washington state
5 ferries. The plan must be submitted to the office of financial
6 management and the transportation committees of the legislature by
7 December 31, 2013. The plan must include:

8 (a) An inventory of all currently owned and leased buildings,
9 including tunnel and bridge operation or maintenance facilities, and
10 traffic management centers as provided by the state's facilities
11 inventory process prescribed by the office of financial management
12 annually by September 1st;

13 (b) A land inventory, as of October 2013, including an indication
14 of whether the land is being held for right-of-way, disposition, or
15 future operational facilities;

16 (c) A prioritized list of all facilities that are planned to be
17 constructed, renovated, or remodeled in the next ten years, including
18 each facilities' purpose and use, and the funding source indicating
19 whether the funding that is assumed for the facility improvements is
20 project or operational funding;

21 (d) A list of options for consolidating staff, equipment, and
22 operational activities to reduce costs with an emphasis on
23 consolidating facilities from leased facilities into state-owned
24 facilities. New locations for a permanent state program or activity,
25 unless a life-cycle cost analysis supports leasing in lieu of ownership
26 or funds are not available for construction, should be state-owned
27 facilities;

28 (e) A department-wide coordinated process and plan for regularly
29 evaluating facility needs, which includes all facilities in the
30 inventory under (a) of this subsection; and

31 (f) A list of department-owned property that can be declared
32 surplus property.

33 (2) Except as provided otherwise in this act, the department of
34 transportation may not enter into new leases, equal value exchanges, or
35 property transactions, including land acquisitions, except for right-
36 of-way purchases for projects on the legislative project lists, without
37 first consulting with the office of financial management.

1 NEW SECTION. **Sec. 607. FOR THE DEPARTMENT OF TRANSPORTATION**

2 As part of its 2014 supplemental budget submittal, the department
3 shall provide a report to the legislature and the office of financial
4 management that:

5 (1) Identifies, by capital project, the amount of state funding
6 that has been reappropriated from the 2011-2013 fiscal biennium into
7 the 2013-2015 fiscal biennium; and

8 (2) Identifies, for each project, the amount of cost savings or
9 increases in funding that have been identified as compared to the 2013
10 enacted omnibus transportation appropriations act.

11 NEW SECTION. **Sec. 608. FOR THE DEPARTMENT OF TRANSPORTATION**

12 As part of its annual budget submittal, the department shall
13 provide an annual update to the legislature and the office of financial
14 management that:

15 (1) Compares the original project cost estimates approved in the
16 transportation 2003 and 2005 transportation partnership project lists
17 to the completed cost of the project, or the most recent legislatively
18 approved budget and total project costs for projects not yet completed;

19 (2) Identifies highway projects that may be reduced in scope and
20 still achieve a functional benefit;

21 (3) Identifies highway projects that have experienced scope
22 increases and that can be reduced in scope;

23 (4) Identifies highway projects that have lost significant local or
24 regional contributions that were essential to completing the project;
25 and

26 (5) Identifies contingency amounts allocated to projects.

27 NEW SECTION. **Sec. 609.** The department of transportation, in

28 conjunction with the office of minority and women's business
29 enterprises, shall review existing minority and women's business
30 enterprise inclusion plans that have been implemented in the state of
31 Washington or other states at the local or state level for project
32 contracts. The review must also: Analyze and recommend what contract
33 amount levels would benefit from an inclusion plan as part of the
34 contract bidding process; determine whether the inclusion plan would
35 replace or complement existing outreach plans; develop options for how
36 to determine market availability of qualified firms; develop options

1 for how bidders would establish their goals in their project bid
2 submittals; and, for project bid scoring, how the processes work for
3 market place availability, identification of women and minority-owned
4 enterprises to be utilized during the project time frame, and
5 contractor past performance in achieving market place availability.
6 The review must include options for post-project review of actual
7 results compared with the inclusion plan submitted with the original
8 bid documents. The review must also include options with advantages
9 and disadvantages of using a minority and women's business enterprise
10 expert in the bid process. A report is due to the transportation
11 committees of the legislature by December 1, 2013.

12 NEW SECTION. **Sec. 610. VOLUNTARY RETIREMENT AND SEPARATION**
13 **INCENTIVES**

14 As a management tool to reduce costs and make more effective use of
15 resources, while improving employee productivity and morale, agencies
16 may implement a voluntary retirement and/or separation program that is
17 cost neutral or results in cost savings, including costs to the state
18 pension systems, over a two-year period following the commencement of
19 the program, provided that the program is approved by the director of
20 financial management. Agencies participating in this authorization may
21 offer voluntary retirement and/or separation incentives and options
22 according to procedures and guidelines established by the office of
23 financial management, in consultation with the office of the state
24 human resources director and the department of retirement systems. The
25 options may include, but are not limited to, financial incentives for
26 voluntary separation or retirement. An employee does not have any
27 contractual right to a financial incentive offered pursuant to this
28 section. Offers must be reviewed and monitored jointly by the office
29 of the state human resources director and the department of retirement
30 systems. Agencies must submit a report by July 30, 2015, to the
31 legislature and the office of financial management on the outcome of
32 their approved incentive program. The report should include
33 information on the details of the program, including the incentive
34 payment amount for each participant, the total cost to the state, and
35 the projected or actual net dollar savings over the two-year period.

36 The department of retirement systems may collect from employers the
37 actuarial cost of any incentive provided under this program, or any

1 other incentive to retire provided by employers to members of the
2 state's pension systems, for deposit in the appropriate pension
3 account.

4 NEW SECTION. **Sec. 611. COMPENSATION--REVISE PENSION CONTRIBUTION**
5 **RATES**

6 The appropriations for school districts and state agencies,
7 including institutions of higher education, are subject to the
8 following conditions and limitations: Appropriations are adjusted to
9 reflect changes to agency appropriations to reflect pension
10 contribution rates adopted by the pension funding council and the law
11 enforcement officers' and firefighters' retirement system plan 2 board.

12 NEW SECTION. **Sec. 612.** The department of transportation may
13 provide up to \$3,000,000 in toll credits to Kitsap Transit for its role
14 in passenger-only ferry service and ferry corridor-related projects.
15 The number of toll credits provided must be equal to, but no more than,
16 the number sufficient to meet federal match requirements for grant
17 funding for passenger-only ferry service, but must not exceed the
18 amount authorized in this section.

19 NEW SECTION. **Sec. 613.** (1) The department of transportation
20 shall, in consultation with local governments, metropolitan planning
21 organizations, and other transportation stakeholders:

22 (a) Review the responsibilities given to the state, counties, and
23 cities for improvement, maintenance, and management of the highway
24 system and the resources available to each level of government and make
25 recommendations to the transportation committees of the legislature to
26 better align resources and responsibilities;

27 (b) Review best practices for stakeholder involvement in
28 transportation decision-making;

29 (c) Identify opportunities to achieve greater program efficiency in
30 the delivery of transportation services and programs through
31 intergovernmental cooperation;

32 (d) Study national best practices for improving the delivery of
33 metropolitan transportation services through enhanced regional
34 decision-making; and

1 (e) Prepare legislation to implement recommendations developed
2 under this section for introduction in the 2014 or 2015 legislative
3 session.

4 (2)(a) As used in this section, "least-cost planning" means a
5 process of comparing direct and indirect costs of demand and supply
6 options to meet transportation goals, policies, or both, where the
7 intent of the process is to identify the most cost-effective mix of
8 options.

9 (b) The department of transportation shall, in consultation with
10 local governments and metropolitan planning organizations, develop a
11 least-cost planning model for use as a decision-making tool in the
12 development of plans and projects at both the state and regional level.

13 (3) The department of transportation shall work with stakeholders
14 to review and update the criteria used to select projects within the
15 statewide transportation improvement program. When revising the
16 project selection criteria, the department shall consider whether the
17 project:

18 (a) Improves the state highway system or major access routes to the
19 state highway system on the local road system to relieve congestion by
20 expanding capacity, enhancing operations, or otherwise improving travel
21 times within high-congestion corridors;

22 (b) Enhances the safety of the traveling public by decreasing
23 traffic crash rates, promoting the efficient movement of people and
24 goods, and preserving the public investment in the transportation
25 system;

26 (c) Increases the operational effectiveness and reliability of the
27 existing system by using technological innovation, providing linkages
28 to other existing components of the transportation system, and
29 relieving congestion;

30 (d) Is capable of being implemented to reduce the need for
31 additional highway projects;

32 (e) Improves the condition, connectivity, and capacity of freight-
33 reliant infrastructure serving the state;

34 (f) Supports improvements necessary for the state's economic growth
35 and competitiveness, accessibility to industries, and economic
36 development;

37 (g) Provides the greatest benefit in relation to project costs;

1 (h) Fosters livable communities by demonstrating that the
2 investment does not undermine sustainable urban development;

3 (i) Enhances the value of transportation projects through designs
4 and development that reflect environmental stewardship and community
5 sensitivity; and

6 (j) Is consistent with the state's greenhouse gas emissions
7 reduction goals established in RCW 70.235.020 and reduces the state's
8 dependence on foreign oil.

9 (4) The department of transportation shall adopt rules, taking into
10 consideration the following:

11 (a) Incorporating environmental performance standards into the
12 design and construction of all state highway construction projects,
13 including local government highway construction projects funded by the
14 department;

15 (b) Improving the environmental permitting process for state
16 highway construction projects in order to:

17 (i) Reduce the time required to design projects and obtain
18 environmental permits;

19 (ii) Reduce the cost and delay associated with redesigning projects
20 to meet environmental requirements;

21 (iii) Maintain a strong commitment to environmental stewardship;
22 and

23 (iv) Reduce the state's dependence on foreign oil; and

24 (c) Incorporate access for bicycle and pedestrian amenities as
25 appropriate.

26 (5) The department of transportation shall implement transportation
27 design practices that follow the concept of practical design.
28 Practical design standards should incorporate maximum flexibility in
29 application of standards that reduce the cost of project delivery while
30 preserving and enhancing safety and mobility.

31 **MISCELLANEOUS 2013-2015 FISCAL BIENNIUM**

32 **Sec. 701.** RCW 43.19.642 and 2012 c 86 s 802 are each amended to
33 read as follows:

34 (1) Effective June 1, 2006, for agencies complying with the ultra-
35 low sulfur diesel mandate of the United States environmental protection

1 agency for on-highway diesel fuel, agencies shall use biodiesel as an
2 additive to ultra-low sulfur diesel for lubricity, provided that the
3 use of a lubricity additive is warranted and that the use of biodiesel
4 is comparable in performance and cost with other available lubricity
5 additives. The amount of biodiesel added to the ultra-low sulfur
6 diesel fuel shall be not less than two percent.

7 (2) Except as provided in subsection (5) of this section, effective
8 June 1, 2009, state agencies are required to use a minimum of twenty
9 percent biodiesel as compared to total volume of all diesel purchases
10 made by the agencies for the operation of the agencies' diesel-powered
11 vessels, vehicles, and construction equipment.

12 (3) All state agencies using biodiesel fuel shall, beginning on
13 July 1, 2006, file biannual reports with the department of enterprise
14 services documenting the use of the fuel and a description of how any
15 problems encountered were resolved.

16 (4) By December 1, 2009, the department of enterprise services
17 shall:

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

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

23 (5) During the 2011-2013 and 2013-2015 fiscal (~~(biennium))~~ biennia,
24 the Washington state ferries is required to use a minimum of five
25 percent biodiesel as compared to total volume of all diesel purchased
26 made by the Washington state ferries for the operation of the
27 Washington state ferries diesel-powered vessels, as long as the price
28 of a B5 biodiesel blend does not exceed the price of conventional
29 diesel fuel by five percent or more.

30 **Sec. 702.** RCW 46.12.630 and 2012 c 86 s 803 are each amended to
31 read as follows:

32 In addition to any other authority which it may have, the
33 department of licensing may furnish lists of registered and legal
34 owners of motor vehicles only for the purposes specified in this
35 section to:

36 (1)(a) The manufacturers of motor vehicles, or their authorized
37 agents, to be used:

1 ~~((a))~~ (i) To enable those manufacturers to carry out the
2 provisions of the national traffic and motor vehicle safety act of 1966
3 (15 U.S.C. Sec. 1382-1418), including amendments or additions thereto,
4 respecting safety-related defects in motor vehicles; or

5 ~~((b))~~ (ii) During the 2011-2013 fiscal biennium, in research
6 activities, and in producing statistical reports, as long as the
7 personal information is not published, redisclosed, or used to contact
8 individuals; or

9 (b) During fiscal year 2014, an entity that is an authorized agent
10 of a motor vehicle manufacturer, for purposes of using lists of
11 registered and legal owner information to conduct research activities
12 and produce statistical reports, as long as the entity does not allow
13 personal information received under this section to be published,
14 redisclosed, or used to contact individuals;

15 (2) Any governmental agency of the United States or Canada, or
16 political subdivisions thereof, to be used by it or by its authorized
17 commercial agents or contractors only in connection with the
18 enforcement of motor vehicle or traffic laws by, or programs related to
19 traffic safety of, that government agency. Only such parts of the list
20 as are required for completion of the work required of the agent or
21 contractor shall be provided to such agent or contractor;

22 (3) A commercial parking company requiring the names and addresses
23 of registered owners to notify them of outstanding parking violations.
24 Subject to the disclosure agreement provisions of RCW 46.12.635 and the
25 requirements of Executive Order 97-01, the department may provide only
26 the parts of the list that are required for completion of the work
27 required of the company;

28 (4) An authorized agent or contractor of the department, to be used
29 only in connection with providing motor vehicle excise tax, licensing,
30 title, and registration information to motor vehicle dealers;

31 (5) Any business regularly making loans to other persons to finance
32 the purchase of motor vehicles, to be used to assist the person
33 requesting the list to determine ownership of specific vehicles for the
34 purpose of determining whether or not to provide such financing; or

35 (6) A company or its agents operating a toll facility under chapter
36 47.46 RCW or other applicable authority requiring the names, addresses,
37 and vehicle information of motor vehicle registered owners to identify
38 toll violators.

1 Where both a mailing address and residence address are recorded on
2 the vehicle record and are different, only the mailing address will be
3 disclosed. Both addresses will be disclosed in response to requests
4 for disclosure from courts, law enforcement agencies, or government
5 entities with enforcement, investigative, or taxing authority and only
6 for use in the normal course of conducting their business.

7 If a list of registered and legal owners of motor vehicles is used
8 for any purpose other than that authorized in this section, the
9 manufacturer, governmental agency, commercial parking company,
10 authorized agent, contractor, financial institution, toll facility
11 operator, or their authorized agents or contractors responsible for the
12 unauthorized disclosure or use will be denied further access to such
13 information by the department of licensing.

14 **Sec. 703.** RCW 46.18.060 and 2012 c 65 s 6 are each amended to read
15 as follows:

16 (1) The department must review and either approve or reject special
17 license plate applications submitted by sponsoring organizations.

18 (2) Duties of the department include, but are not limited to, the
19 following:

20 (a) Review and approve the annual financial reports submitted by
21 sponsoring organizations with active special license plate series and
22 present those annual financial reports to the joint transportation
23 committee;

24 (b) Report annually to the joint transportation committee on the
25 special license plate applications that were considered by the
26 department;

27 (c) Issue approval and rejection notification letters to sponsoring
28 organizations, the executive committee of the joint transportation
29 committee, and the legislative sponsors identified in each application.
30 The letters must be issued within seven days of making a determination
31 on the status of an application; and

32 (d) Review annually the number of plates sold for each special
33 license plate series created after January 1, 2003. The department may
34 submit a recommendation to discontinue a special plate series to the
35 executive committee of the joint transportation committee.

36 (3) Except as provided in RCW 46.18.245, in order to assess the
37 effects and impact of the proliferation of special license plates, the

1 legislature declares a temporary moratorium on the issuance of any
2 additional plates until July 1, (~~2013~~) 2015. During this period of
3 time, the department is prohibited from accepting, reviewing,
4 processing, or approving any applications. Additionally, a special
5 license plate may not be enacted by the legislature during the
6 moratorium, unless the proposed license plate has been approved by the
7 former special license plate review board before February 15, 2005.

8 (4) The limitations under subsection (3) of this section do not
9 apply to the following special license plates:

10 (a) 4-H license plates created under RCW 46.18.200;

11 (b) Music Matters license plates created under RCW 46.18.200;

12 (c) State flower license plates created under RCW 46.18.200;

13 (d) Volunteer firefighter license plates created under RCW
14 46.18.200.

15 **Sec. 704.** RCW 46.68.113 and 2011 c 353 s 7 are each amended to
16 read as follows:

17 (1) During the 2013-2015 fiscal biennium, cities and towns shall
18 provide to the transportation commission, or its successor entity,
19 preservation rating information on at least seventy percent of the
20 total city and town arterial network. Thereafter, the preservation
21 rating information requirement shall increase in five percent
22 increments in subsequent biennia, but in no case shall it exceed eighty
23 percent. The rating system used by cities and towns must be based upon
24 the Washington state pavement rating method or an equivalent standard
25 approved by the department of transportation. Beginning January 1,
26 2007, the preservation rating information shall be submitted to the
27 department.

28 (2) Cities and towns are exempt from the requirement to report
29 preservation rating information to the department through the 2013-2015
30 fiscal biennium.

31 **Sec. 705.** RCW 46.68.170 and 2011 c 367 s 715 are each amended to
32 read as follows:

33 There is hereby created in the motor vehicle fund the RV account.
34 All moneys hereafter deposited in said account shall be used by the
35 department of transportation for the construction, maintenance, and
36 operation of recreational vehicle sanitary disposal systems at safety

1 rest areas in accordance with the department's highway system plan as
2 prescribed in chapter 47.06 RCW. During the ((2009-2011 and)) 2011-
3 2013 and 2013-2015 fiscal biennia, the legislature may transfer from
4 the RV account to the motor vehicle fund such amounts as reflect the
5 excess fund balance of the RV account to accomplish the purposes
6 identified in this section.

7 **Sec. 706.** RCW 46.68.325 and 2011 c 367 s 721 are each amended to
8 read as follows:

9 (1) The rural mobility grant program account is created in the
10 state treasury. Moneys in the account may be spent only after
11 appropriation. Expenditures from the account may be used only for the
12 grants provided under RCW 47.66.100.

13 (2) Beginning September 2011, by the last day of September,
14 December, March, and June of each year, the state treasurer shall
15 transfer from the multimodal transportation account to the rural
16 mobility grant program account two million five hundred thousand
17 dollars.

18 (3) During the 2011-2013 and 2013-2015 fiscal ((biennium)) biennia,
19 the legislature may transfer from the rural mobility grant program
20 account to the multimodal transportation account such amounts as
21 reflect the excess fund balance of the rural mobility grant program
22 account.

23 NEW SECTION. **Sec. 707.** A new section is added to chapter 47.06A
24 RCW to read as follows:

25 During the 2013-2015 fiscal biennium, members of the freight
26 advisory committee group created as a standing committee of the board
27 may be reimbursed for travel expenses as provided in RCW 43.03.050 and
28 43.03.060.

29 **Sec. 708.** RCW 47.29.170 and 2011 c 367 s 701 are each amended to
30 read as follows:

31 Before accepting any unsolicited project proposals, the commission
32 must adopt rules to facilitate the acceptance, review, evaluation, and
33 selection of unsolicited project proposals. These rules must include
34 the following:

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

3 (2) Provisions governing procedures for the cessation of
4 negotiations and consideration;

5 (3) Provisions outlining that unsolicited proposals are subject to
6 a two-step process that begins with concept proposals and would only
7 advance to the second step, which are fully detailed proposals, if the
8 commission so directed;

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

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

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

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

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

25 The commission may adopt other rules as necessary to avoid
26 conflicts with existing laws, statutes, or contractual obligations of
27 the state.

28 The commission may not accept or consider any unsolicited proposals
29 before July 1, (~~2013~~) 2015.

30 **Sec. 709.** RCW 47.56.403 and 2011 c 367 s 709 are each amended to
31 read as follows:

32 (1) The department may provide for the establishment, construction,
33 and operation of a pilot project of high occupancy toll lanes on state
34 route 167 high occupancy vehicle lanes within King county. The
35 department may issue, buy, and redeem bonds, and deposit and expend
36 them; secure and remit financial and other assistance in the

1 construction of high occupancy toll lanes, carry insurance, and handle
2 any other matters pertaining to the high occupancy toll lane pilot
3 project.

4 (2) Tolls for high occupancy toll lanes will be established as
5 follows:

6 (a) The schedule of toll charges for high occupancy toll lanes must
7 be established by the transportation commission and collected in a
8 manner determined by the commission.

9 (b) Toll charges shall not be assessed on transit buses and vanpool
10 vehicles owned or operated by any public agency.

11 (c) The department shall establish performance standards for the
12 state route 167 high occupancy toll lane pilot project. The department
13 must automatically adjust the toll charge, using dynamic tolling, to
14 ensure that toll-paying single-occupant vehicle users are only
15 permitted to enter the lane to the extent that average vehicle speeds
16 in the lane remain above forty-five miles per hour at least ninety
17 percent of the time during peak hours. The toll charge may vary in
18 amount by time of day, level of traffic congestion within the highway
19 facility, vehicle occupancy, or other criteria, as the commission may
20 deem appropriate. The commission may also vary toll charges for
21 single-occupant inherently low-emission vehicles such as those powered
22 by electric batteries, natural gas, propane, or other clean burning
23 fuels.

24 (d) The commission shall periodically review the toll charges to
25 determine if the toll charges are effectively maintaining travel time,
26 speed, and reliability on the highway facilities.

27 (3) The department shall monitor the state route 167 high occupancy
28 toll lane pilot project and shall annually report to the transportation
29 commission and the legislature on operations and findings. At a
30 minimum, the department shall provide facility use data and review the
31 impacts on:

- 32 (a) Freeway efficiency and safety;
- 33 (b) Effectiveness for transit;
- 34 (c) Person and vehicle movements by mode;
- 35 (d) Ability to finance improvements and transportation services
36 through tolls; and

37 (e) The impacts on all highway users. The department shall analyze
38 aggregate use data and conduct, as needed, separate surveys to assess

1 usage of the facility in relation to geographic, socioeconomic, and
2 demographic information within the corridor in order to ascertain
3 actual and perceived questions of equitable use of the facility.

4 (4) The department shall modify the pilot project to address
5 identified safety issues and mitigate negative impacts to high
6 occupancy vehicle lane users.

7 (5) Authorization to impose high occupancy vehicle tolls for the
8 state route 167 high occupancy toll pilot project expires if either of
9 the following two conditions apply:

10 (a) If no contracts have been let by the department to begin
11 construction of the toll facilities associated with this pilot project
12 within four years of July 24, 2005; or

13 (b) If high occupancy vehicle tolls are being collected on June 30,
14 (~~2013~~) 2015.

15 (6) The department of transportation shall adopt rules that allow
16 automatic vehicle identification transponders used for electronic toll
17 collection to be compatible with other electronic payment devices or
18 transponders from the Washington state ferry system, other public
19 transportation systems, or other toll collection systems to the extent
20 that technology permits.

21 (7) The conversion of a single existing high occupancy vehicle lane
22 to a high occupancy toll lane as proposed for SR-167 must be taken as
23 the exception for this pilot project.

24 (8) A violation of the lane restrictions applicable to the high
25 occupancy toll lanes established under this section is a traffic
26 infraction.

27 (9) Procurement activity associated with this pilot project shall
28 be open and competitive in accordance with chapter 39.29 RCW.

29 **Sec. 710.** RCW 47.56.876 and 2011 c 367 s 720 are each amended to
30 read as follows:

31 (~~(1)~~) A special account to be known as the state route number 520
32 civil penalties account is created in the state treasury. All state
33 route number 520 bridge replacement and HOV program civil penalties
34 generated from the nonpayment of tolls on the state route number 520
35 corridor must be deposited into the account, as provided under RCW
36 47.56.870(4)(b)(vii). Moneys in the account may be spent only after
37 appropriation. Expenditures from the account may be used to fund any

1 project within the state route number 520 bridge replacement and HOV
2 program, including mitigation. During the 2011-2013 and 2013-2015
3 fiscal ((biennium)) biennia, the legislature may transfer from the
4 state route number 520 civil penalties account to the state route
5 number 520 corridor account such amounts as reflect the excess fund
6 balance of the state route number 520 civil penalties account. Funds
7 transferred must be used solely for capital expenditures for the state
8 route number 520 bridge replacement and HOV project (8BI1003).

9 ~~((2) This section is contingent on the enactment by June 30, 2010,~~
10 ~~of either chapter 249, Laws of 2010 or chapter . . . (Substitute House~~
11 ~~Bill No. 2897), Laws of 2010, but if the enacted bill does not~~
12 ~~designate the department as the toll penalty adjudicating agency, this~~
13 ~~section is null and void.))~~

14 **2011-2013 FISCAL BIENNIUM**
15 **GENERAL GOVERNMENT AGENCIES--OPERATING**

16 **Sec. 801.** 2012 c 86 s 102 (uncodified) is amended to read as
17 follows:

18 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

19 Motor Vehicle Account--State Appropriation	((\$2,128,000))
20	<u>\$2,058,000</u>
21 Puget Sound Ferry Operations Account--State	
22 Appropriation	\$1,260,000
23 Multimodal Transportation Account--State	
24 Appropriation	\$350,000
25 TOTAL APPROPRIATION	((\$3,738,000))
26	<u>\$3,668,000</u>

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

29 (1) The office of financial management, in consultation with the
30 transportation committees of the legislature, shall conduct a budget
31 evaluation study for the new traffic management center proposed by the
32 department of transportation. The study must consider data resulting
33 from the plan identified in section 604 (~~of this act~~), chapter 367,
34 Laws of 2011. The budget evaluation study team approach using value
35 engineering techniques must be utilized by the office of financial

1 management in conducting the study. The office of financial management
2 shall select the budget evaluation study team members, contract for the
3 study, and report the results to the transportation committees of the
4 legislature and the department of transportation in a timely manner
5 following the study. Options reviewed must include use of existing
6 facilities, including the Wheeler building data center in Olympia.
7 Funds allocated for the new traffic management center must be used by
8 the office of financial management through an interagency agreement
9 with the department of transportation to cover the cost of the study.

10 (2) \$1,116,000 of the Puget Sound ferry operations account--state
11 appropriation is provided solely for marine insurance. The amount in
12 this subsection as well as the amount in section 103(2) (~~of this~~
13 ~~act~~), chapter 86, Laws of 2012 is intended to fully fund a two-year
14 policy. For fiscal year 2012, the office of financial management shall
15 increase the deductible to ten million dollars and reduce components of
16 the policy in order to keep the total cost of the two-year policy at or
17 below the appropriation in this subsection and section 103(2) (~~of this~~
18 ~~act~~), chapter 86, Laws of 2012.

19 (3) \$840,000 of the motor vehicle account--state appropriation is
20 provided out of funds set aside out of statewide fuel taxes distributed
21 to counties according to RCW 46.68.120(3) solely for the office of
22 financial management to contract with the Washington state association
23 of counties to identify, evaluate, and implement performance measures
24 associated with county transportation activities. The performance
25 measures must include, at a minimum, those related to safety, system
26 preservation, mobility, environmental protection, and project
27 completion. A report on the county transportation performance
28 implementation project must be provided to the transportation
29 committees of the legislature by December 31, 2012.

30 (4) \$169,000 of the motor vehicle account--state appropriation is
31 provided solely for the office of regulatory assistance integrated
32 permitting project.

33 (5) \$40,000 of the Puget Sound ferry operations account--state
34 appropriation is provided solely for the state's share of the marine
35 salary survey.

36 (6) The office of financial management shall study the available
37 data regarding statewide transit, bicycle, and pedestrian trips and
38 recommend additional performance measures that will effectively measure

1 the state's performance in increasing transit ridership and bicycle and
2 pedestrian trips. The office of financial management shall report its
3 findings and recommendations to the transportation committees of the
4 legislature by November 15, 2011, and integrate the new performance
5 measures into the report prepared by the office of financial management
6 pursuant to RCW 47.04.280 regarding progress towards achieving
7 Washington state's transportation system policy goals.

8 (7) \$350,000 of the multimodal transportation account--state
9 appropriation is provided solely for the office of financial management
10 to contract with a statewide organization representing Washington
11 cities and a statewide organization representing Washington counties to
12 work with the Washington state governor's office of regulatory
13 assistance to:

14 (a) Fulfill completion of recent iPRMT enhancements developed to
15 consolidate applications and expedite local, state, and regional
16 transportation and public works maintenance permitting related to (i)
17 general hydraulic project approval permits issued consistent with
18 section 103(3), chapter 247, Laws of 2010 and (ii) section 106
19 consultations completed under the national historic preservation act;

20 (b) Work with local, state, and regional transportation and public
21 works maintenance agencies to continue to support development of iPRMT
22 enhancements and customizations based on applicant needs; and

23 (c) Provide outreach and training to advance the state's interest
24 in continuing to leverage iPRMT web infrastructure to support and
25 accelerate local, regional, and state transportation and public works
26 planning, permitting, and compliance.

27 (8) \$400,000 of the motor vehicle account--state appropriation is
28 from the cities statewide fuel tax distributions under RCW 46.68.110(2)
29 for the department of transportation to contract with the department of
30 fish and wildlife to inventory, assess, and prioritize fish passage
31 barriers associated with city roads and streets in the Puget Sound
32 region. The department of transportation shall submit the results to
33 the office of financial management and the transportation committees of
34 the legislature by December 31, 2013.

35 **TRANSPORTATION AGENCIES--OPERATING**

1 **Sec. 901.** 2012 c 86 s 201 (uncodified) is amended to read as
2 follows:

3 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

4 Highway Safety Account--State Appropriation	((\$2,983,000))
	<u>\$2,982,000</u>
6 Highway Safety Account--Federal Appropriation	((\$42,507,000))
	<u>\$42,497,000</u>
8 Highway Safety Account--Private/Local Appropriation	\$50,000
9 School Zone Safety Account--State Appropriation	((\$3,340,000))
	<u>\$2,340,000</u>
11 TOTAL APPROPRIATION	((\$48,880,000))
	<u>\$47,869,000</u>

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

15 (1) \$1,673,900 of the highway safety account--federal appropriation
16 is provided solely for the conclusion of the target zero trooper pilot
17 program, which the commission has developed and implemented in
18 collaboration with the Washington state patrol. The pilot program must
19 continue to demonstrate the effectiveness of intense, high visibility,
20 driving under the influence enforcement in Washington. The commission
21 shall continue to apply to the national highway traffic safety
22 administration for federal highway safety grants to cover the cost of
23 the pilot program. State funding is provided in section ((207)) 907 of
24 this act for the state patrol to continue the target zero trooper
25 program in fiscal year 2013.

26 (2) ~~((The commission may oversee pilot projects implementing the
27 use of automated traffic safety cameras to detect speed violations
28 within cities west of the Cascade mountains that have a population over
29 one hundred ninety five thousand. For the purposes of pilot projects
30 in this subsection, no more than one automated traffic safety camera
31 may be used to detect speed violations within any one jurisdiction.~~

32 ~~(a) The commission shall comply with RCW 46.63.170 in administering
33 the pilot projects.~~

34 ~~(b) In order to ensure adequate time in the 2011-2013 fiscal
35 biennium to evaluate the effectiveness of the pilot projects, any
36 projects authorized by the commission must be authorized by December
37 31, 2011.~~

1 ~~(c) By January 1, 2013, the commission shall provide a report to~~
2 ~~the legislature regarding the use, public acceptance, outcomes, and~~
3 ~~other relevant issues regarding automated traffic safety cameras~~
4 ~~demonstrated by the pilot projects.~~

5 ~~(3))~~ \$460,000 of the highway safety account--state appropriation
6 is provided solely for the implementation of chapter ... (Engrossed
7 Second Substitute House Bill No. 1789), Laws of 2011 (addressing DUI
8 accountability). If chapter ... (Engrossed Second Substitute House
9 Bill No. 1789), Laws of 2011 is not enacted by June 30, 2011, the
10 amount provided in this subsection lapses.

11 ~~((4))~~ (3) The commission shall conduct a review of the literature
12 on potential safety benefits realized from drivers using their
13 headlights and windshield wipers simultaneously and shall report to the
14 transportation committees of the legislature by December 1, 2011.

15 ~~((5))~~ (4) \$22,000,000 of the highway safety account--federal
16 appropriation is provided solely for federal funds that may be
17 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the
18 2011-2013 fiscal biennium.

19 **Sec. 902.** 2012 c 86 s 202 (uncodified) is amended to read as
20 follows:

21 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

22 Rural Arterial Trust Account--State Appropriation	((\$915,000))
	<u>\$907,000</u>
24 Motor Vehicle Account--State Appropriation	((\$2,088,000))
	<u>\$2,086,000</u>
26 County Arterial Preservation Account--State	
27 Appropriation	((\$1,428,000))
	<u>\$1,413,000</u>
29 TOTAL APPROPRIATION	((\$4,431,000))
	<u>\$4,406,000</u>

31 The appropriations in this section are subject to the following
32 conditions and limitations: The county road administration board shall
33 submit a report to the transportation committees of the legislature by
34 December 1, 2011, on the implementation of the recommendations that
35 resulted from the evaluation of efficiencies in the delivery of
36 transportation funding and services to local governments that was
37 required under section 204(8), chapter 247, Laws of 2010. The report

1 must include a description of how recommendations were implemented,
2 what efficiencies were achieved, and an explanation of any
3 recommendations that were not implemented.

4 **Sec. 903.** 2012 c 86 s 203 (uncodified) is amended to read as
5 follows:

6 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

7 Transportation Improvement Account--State
8 Appropriation ((~~\$3,625,000~~))
9 \$3,611,000

10 The appropriation in this section is subject to the following
11 conditions and limitations: The transportation improvement board shall
12 submit a report to the transportation committees of the legislature by
13 December 1, 2011, on the implementation of the recommendations that
14 resulted from the evaluation of efficiencies in the delivery of
15 transportation funding and services to local governments that was
16 required under section 204(8), chapter 247, Laws of 2010. The report
17 must include a description of how recommendations were implemented,
18 what efficiencies were achieved, and an explanation of any
19 recommendations that were not implemented.

20 **Sec. 904.** 2012 c 86 s 205 (uncodified) is amended to read as
21 follows:

22 **FOR THE TRANSPORTATION COMMISSION**

23 Motor Vehicle Account--State Appropriation ((~~\$3,028,000~~))
24 \$3,025,000
25 Multimodal Transportation Account--State Appropriation \$112,000
26 TOTAL APPROPRIATION ((~~\$3,140,000~~))
27 \$3,137,000

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

30 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,
31 during the 2011-2013 fiscal biennium, the legislature authorizes the
32 transportation commission to periodically review and, if necessary,
33 adjust the schedule of fares for the Washington state ferry system only
34 in amounts not greater than those sufficient to generate the amount of
35 revenue required by the biennial transportation budget. When adjusting
36 ferry fares, the commission must consider input from affected ferry

1 users by public hearing and by review with the affected ferry advisory
2 committees, in addition to the data gathered from the current ferry
3 user survey.

4 (2) Consistent with RCW 43.135.055 and 47.46.100, during the
5 2011-2013 fiscal biennium, the legislature authorizes the
6 transportation commission to periodically review and, if necessary,
7 adjust the schedule of toll charges applicable to the Tacoma Narrows
8 bridge only in amounts not greater than those sufficient to support (a)
9 any required costs for operating and maintaining the toll bridge,
10 including the cost of insurance, (b) any amount required by law to meet
11 the redemption of bonds and applicable interest payments, and (c)
12 repayment of the motor vehicle fund.

13 (3) Consistent with its authority in RCW 47.56.840, the
14 transportation commission shall consider the need for a citizen
15 advisory group that provides oversight on new tolled facilities.

16 (4) \$775,000 of the motor vehicle account--state appropriation is
17 provided solely to determine the feasibility of transitioning from the
18 gas tax to a road user assessment system of paying for transportation.

19 (a) The transportation commission, with direction from the steering
20 committee created in (b) of this subsection, must: Review relevant
21 reports and data related to models of road user assessments and methods
22 of transitioning to a road user assessment system; analyze the research
23 to identify issues for policy decisions in Washington; make
24 recommendations for the design of systemwide trials; develop a plan to
25 assess public perspectives and educate the public on the current
26 transportation funding system and options for a new system; and perform
27 other tasks as deemed necessary by the steering committee.

28 (b) The transportation commission must convene a steering committee
29 to provide direction to and guide the transportation commission's work.
30 Membership of the steering committee must include, but is not limited
31 to, members representing the following interests: The trucking
32 industry; business; cities and counties; public transportation;
33 environmental; user fee technology; auto and light truck manufacturers;
34 and the motoring public. In addition, a member from each of the two
35 largest caucuses of the senate, appointed by the president of the
36 senate, and a member from each of the two largest caucuses of the house
37 of representatives, appointed by the speaker of the house of
38 representatives, must serve on the steering committee.

1 (c) The transportation commission must update the governor and the
2 legislature on this work by January 1, 2013. In addition, this update
3 must include a plan and budget request for work to be completed during
4 the 2013-2015 fiscal biennium.

5 (5) \$160,000 of the motor vehicle account--state appropriation is
6 provided solely for the transportation commission to establish a
7 statewide transportation survey panel and conduct two surveys on
8 transportation funding and policy issues during the 2011-2013 fiscal
9 biennium. At a minimum, the results of the first survey must be
10 submitted to the legislature by January 2013.

11 **Sec. 905.** 2012 c 86 s 206 (uncodified) is amended to read as
12 follows:

13 **FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD**
14 Motor Vehicle Account--State Appropriation ((\$781,000))
15 \$780,000

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

18 (1) \$100,000 of the motor vehicle account--state appropriation is
19 provided solely for an additional staff person for the freight mobility
20 strategic investment board.

21 (2) The freight mobility strategic investment board shall submit a
22 report to the transportation committees of the legislature by December
23 1, 2011, on the implementation of the recommendations that resulted
24 from the evaluation of efficiencies in the delivery of transportation
25 funding and services to local governments that was required under
26 section 204(8), chapter 247, Laws of 2010. The report must include a
27 description of how recommendations were implemented, what efficiencies
28 were achieved, and an explanation of any recommendations that were not
29 implemented.

30 **Sec. 906.** 2012 c 86 s 207 (uncodified) is amended to read as
31 follows:

32 **FOR THE WASHINGTON STATE PATROL**
33 Multimodal Transportation Account--State Appropriation \$132,000
34 (~~Ignition Interlock Device Revolving Account~~
35 ~~State Appropriation \$212,000~~)
36 State Patrol Highway Account--State

1	Appropriation	((\$350,605,000))
2		<u>\$348,249,000</u>
3	State Patrol Highway Account--Federal	
4	Appropriation	\$10,903,000
5	State Patrol Highway Account--Private/Local	
6	Appropriation	((\$3,494,000))
7		<u>\$3,674,000</u>
8	Highway Safety Account--State Appropriation	((\$432,000))
9		<u>\$5,984,000</u>
10	TOTAL APPROPRIATION	((\$365,778,000))
11		<u>\$368,942,000</u>

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 must 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. Cessna pilots
22 funded from the state patrol highway account who are certified to fly
23 the King Airs may pilot those aircraft for general fund purposes with
24 the general fund reimbursing the state patrol highway account an hourly
25 rate to cover the costs incurred during the flights since the aviation
26 section is no longer part of the Washington state patrol cost
27 allocation system as of July 1, 2009.

28 (2) The Washington state patrol shall continue to collaborate with
29 the Washington traffic safety commission on the target zero trooper
30 pilot program referenced in section ((201)) 901(1) of this act.

31 (3) ~~((\$370,000 of the state patrol highway account state~~
32 ~~appropriation is provided solely for costs associated with the pilot~~
33 ~~program described under section 216(5) of this act. The Washington~~
34 ~~state patrol may incur costs related only to the assignment of cadets~~
35 ~~and necessary computer equipment and to the reimbursement of the~~
36 ~~Washington state department of transportation for contract costs. The~~
37 ~~appropriation in this subsection must be funded from the portion of the~~
38 ~~automated traffic safety camera fines deposited into the state patrol~~

1 highway account; however, if the fines deposited into the state patrol
2 highway account from automated traffic safety camera infractions do not
3 reach three hundred seventy thousand dollars, the department of
4 transportation shall remit funds necessary to the Washington state
5 patrol to ensure the completion of the pilot program. The Washington
6 state patrol may not incur overtime as a result of this pilot program.
7 The Washington state patrol shall not assign troopers to operate or
8 deploy the pilot program equipment used in the roadway construction
9 zones.

10 ~~((4) \$12,160,000))~~ \$12,244,000 of the total appropriation is
11 provided solely for automobile fuel in the 2011-2013 fiscal biennium.
12 The Washington state patrol shall analyze their fuel consumption and
13 submit a report to the legislative transportation committees by
14 December 31, 2011, on fuel conservation methods that could be used to
15 minimize costs and ensure that the Washington state patrol is managing
16 fuel consumption effectively.

17 ~~((5) \$7,672,000))~~ (4) \$8,312,000 of the total appropriation is
18 provided solely for the purchase of pursuit vehicles.

19 ~~((6) \$6,686,000))~~ (5) \$6,806,000 of the total appropriation is
20 provided solely for vehicle repair and maintenance costs of vehicles
21 used for highway purposes.

22 ~~((7) \$1,724,000))~~ (6) \$1,856,000 of the total appropriation is
23 provided solely for the purchase of mission vehicles used for highway
24 purposes in the commercial vehicle and traffic investigation sections
25 of the Washington state patrol.

26 ~~((8))~~ (7) \$1,200,000 of the total appropriation is provided
27 solely for outfitting officers. The Washington state patrol shall
28 prepare a cost-benefit analysis of the standard trooper uniform as
29 compared to a battle dress uniform and uniforms used by other states
30 and jurisdictions. The Washington state patrol shall report the
31 results of the analysis to the transportation committees of the
32 legislature by December 1, 2011.

33 ~~((9))~~ (8) The Washington state patrol shall not account for or
34 record locally provided DUI cost reimbursement payments as expenditure
35 credits to the state patrol highway account. The patrol shall report
36 the amount of expected locally provided DUI cost reimbursements to the
37 office of financial management and transportation committees of the
38 legislature by September 30th of each year.

1 ~~((+10+))~~ (9) During the 2011-2013 fiscal biennium, the Washington
2 state patrol shall continue to perform traffic accident investigations
3 on Thurston county roads, and shall work with Thurston county to
4 transition the traffic accident investigations on Thurston county roads
5 to Thurston county by July 1, 2013.

6 ~~((+11+))~~ (10) \$2,187,000 of the state patrol highway account--state
7 appropriation is provided solely for mobile office platforms.

8 ~~((+12+))~~ (11) \$2,731,000 of the state patrol highway account--state
9 appropriation is provided solely for the continuation of the target
10 zero trooper program.

11 ~~((+13+))~~ (12) \$432,000 of the highway safety account--state
12 appropriation is provided solely for the implementation of chapter
13 . . . (Second Substitute House Bill No. 2443), Laws of 2012 (DUI
14 accountability). If chapter . . . (Second Substitute House Bill No.
15 2443), Laws of 2012 is not enacted by June 30, 2012, the amount
16 provided in this subsection lapses. Additionally, the total highway
17 safety account--state appropriation in this section assumes the revenue
18 generated by the fees that the Washington state patrol is authorized to
19 charge manufacturers, technicians, and other providers under Second
20 Substitute House Bill No. 2443. Within the amounts provided in this
21 subsection is funding for three additional troopers to provide
22 oversight of the ignition interlock industry.

23 ~~((+14+))~~ (13) \$212,000 of the ignition interlock device revolving
24 account-- state appropriation is provided solely for two additional
25 troopers to provide oversight of the ignition interlock industry. If
26 chapter . . . (Second Substitute House Bill No. 2443), Laws of 2012 is
27 enacted by June 30, 2012, the amount provided in this subsection
28 lapses.

29 ~~((+15+))~~ (14) \$132,000 of the multimodal transportation account--
30 state appropriation is provided solely for the implementation of
31 chapter . . . (Engrossed Substitute House Bill No. 1820), Laws of 2012
32 (blue alert system). If chapter . . . (Engrossed Substitute House Bill
33 No. 1820), Laws of 2012 is not enacted by June 30, 2012, the amount
34 provided in this subsection lapses.

35 (15) \$1,642,000 of the state patrol highway account--state
36 appropriation is provided solely for the auto theft investigation units
37 in King county, the city of Spokane, and the city of Tacoma.

1 (16) \$4,552,000 of the highway safety account--state appropriation
2 is provided solely to train an additional trooper cadet class in the
3 current fiscal biennium.

4 **Sec. 907.** 2012 c 86 s 208 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF LICENSING**

7	Marine Fuel Tax Refund Account--State Appropriation	\$32,000
8	Motorcycle Safety Education Account--State	
9	Appropriation	(\$4,367,000)
10		<u>\$4,364,000</u>
11	Wildlife Account--State Appropriation	(\$826,000)
12		<u>\$824,000</u>
13	Highway Safety Account--State Appropriation	(\$148,666,000)
14		<u>\$146,578,000</u>
15	Highway Safety Account--Federal Appropriation	\$4,299,000
16	Highway Safety Account--Private/Local Appropriation	\$200,000
17	Motor Vehicle Account--State Appropriation	(\$76,511,000)
18		<u>\$74,457,000</u>
19	Motor Vehicle Account--Private/Local Appropriation	\$1,714,000
20	Motor Vehicle Account--Federal Appropriation	\$380,000
21	Department of Licensing Services Account--State	
22	Appropriation	\$6,095,000
23	Ignition Interlock Device Revolving Account--State	
24	Appropriation	\$1,971,000
25	TOTAL APPROPRIATION	(\$245,061,000)
26		<u>\$240,914,000</u>

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

29 (1) \$231,000 of the motor vehicle account--state appropriation is
30 provided solely for the implementation of chapter ... (Substitute
31 Senate Bill No. 5800), Laws of 2011 (off-road motorcycles). If chapter
32 ... (Substitute Senate Bill No. 5800), Laws of 2011 is not enacted by
33 June 30, 2011, the amount provided in this subsection lapses.

34 (2) \$193,000 of the department of licensing services account--state
35 appropriation is provided solely for a phased implementation of chapter
36 ... (Substitute House Bill No. 1046), Laws of 2011 (vehicle and vessel
37 quick titles). Funding is contingent upon revenues associated with the

1 vehicle and vessel quick title program paying all direct and indirect
2 expenditures associated with the department's implementation of this
3 subsection. If chapter ... (Substitute House Bill No. 1046), Laws of
4 2011 is not enacted by June 30, 2011, the amount provided in this
5 subsection lapses.

6 (3) \$4,299,000 of the highway safety account--federal appropriation
7 is for federal funds that may be received during the 2011-2013 fiscal
8 biennium. Upon receipt of the funds, the department shall provide a
9 report on the use of the funds to the transportation committees of the
10 legislature and the office of financial management.

11 (4) By December 31, 2011, the department shall submit to the office
12 of financial management and the transportation committees of the
13 legislature draft legislation that rewrites the tow truck statutes
14 (chapter 46.55 RCW) in plain language and is revenue and policy
15 neutral.

16 (5) \$128,000 of the highway safety account--state appropriation is
17 provided solely for the implementation of chapter ... (Engrossed
18 Substitute House Bill No. 1635), Laws of 2011 (driver's license exams).
19 If chapter ... (Engrossed Substitute House Bill No. 1635), Laws of 2011
20 is not enacted by June 30, 2011, the amount provided in this subsection
21 lapses.

22 (6) \$68,000 of the highway safety account--state appropriation is
23 provided solely for the implementation of chapter ... (Engrossed Second
24 Substitute House Bill No. 1789), Laws of 2011 (addressing DUI
25 accountability). If chapter ... (Engrossed Second Substitute House
26 Bill No. 1789), Laws of 2011 is not enacted by June 30, 2011, the
27 amount provided in this subsection lapses.

28 (7) \$63,000 of the highway safety account--state appropriation is
29 provided solely for the implementation of chapter ... (Substitute House
30 Bill No. 1237), Laws of 2011 (selective service system). If chapter
31 ... (Substitute House Bill No. 1237), Laws of 2011 is not enacted by
32 June 30, 2011, the amount provided in this subsection lapses.

33 (8) \$340,000 of the motor vehicle account--private/local
34 appropriation is provided solely for the implementation of chapter ...
35 (Engrossed Substitute Senate Bill No. 5457), Laws of 2011 (congestion
36 reduction charge). If chapter ... (Engrossed Substitute Senate Bill
37 No. 5457), Laws of 2011 is not enacted by June 30, 2011, the amount
38 provided in this subsection lapses.

1 (9) \$1,738,000 of the department of licensing services account--
2 state appropriation is provided solely for purchasing equipment for
3 field licensing service offices and subagent offices.

4 (10) (~~(\$2,500,000)~~) \$1,500,000 of the highway safety account--state
5 appropriation is provided solely for information technology field
6 system modernization.

7 (11) \$963,000 of the highway safety account--state appropriation is
8 provided solely for implementation of chapter 374, Laws of 2011
9 (limousine carriers) and chapter 298, Laws of 2011 (master license
10 service program).

11 (12) \$99,000 of the motor vehicle account--state appropriation is
12 provided solely for the implementation of chapter . . . (Substitute
13 House Bill No. 2299), Laws of 2012 (special license plates). If
14 chapter . . . (Substitute House Bill No. 2299), Laws of 2012 is not
15 enacted by June 30, 2012, the amount provided in this subsection
16 lapses.

17 (13) \$174,000 of the highway safety account--state appropriation is
18 provided solely for the implementation of chapter . . . (Substitute
19 Senate Bill No. 6075), Laws of 2012 (vehicle owner information). If
20 chapter . . . (Substitute Senate Bill No. 6075), Laws of 2012 is not
21 enacted by June 30, 2012, the amount provided in this subsection
22 lapses. Additionally, the total appropriation in this section assumes
23 the revenue generated by the fee established in Substitute Senate Bill
24 No. 6075. Within the amounts provided in this subsection, the
25 department must improve on the information that the department makes
26 publicly available to victims of domestic violence and sexual assault
27 on how to better protect their personal information, especially their
28 residential addresses. Specifically, the department must provide a
29 link to the secretary of state's address confidentiality program web
30 site. The department also must provide information regarding a
31 person's ability to provide a mailing address in addition to the
32 person's residential address when registering a vehicle with the
33 department.

34 (14) \$289,000 of the highway safety account--state appropriation is
35 provided solely for the implementation of chapter . . . (Engrossed
36 Substitute Senate Bill No. 6150), Laws of 2012 (facial recognition
37 matching system). If chapter . . . (Engrossed Substitute Senate Bill

1 No. 6150), Laws of 2012 is not enacted by June 30, 2012, the amount
2 provided in this subsection lapses.

3 (15) \$397,000 of the highway safety account--state appropriation is
4 provided solely for the implementation of chapter . . . (Engrossed
5 Substitute Senate Bill No. 6284), Laws of 2012 (civil traffic
6 infractions). If chapter . . . (Engrossed Substitute Senate Bill No.
7 6284), Laws of 2012 is not enacted by June 30, 2012, the amount
8 provided in this subsection lapses. Additionally, the total highway
9 safety account--state appropriation in this section assumes the revenue
10 generated by the policy changes in chapter . . . (Engrossed Substitute
11 Senate Bill No. 6284), Laws of 2012.

12 (16) \$222,000 of the motor vehicle account--state appropriation and
13 \$36,000 of the highway safety account--state appropriation are provided
14 solely for the implementation of chapter . . . (Engrossed Substitute
15 Senate Bill No. 6455), Laws of 2012 (transportation revenue). If
16 chapter . . . (Engrossed Substitute Senate Bill No. 6455), Laws of 2012
17 is not enacted by June 30, 2012, the amount provided in this subsection
18 lapses.

19 (17) \$274,000 of the motor vehicle account--state appropriation is
20 provided solely for the implementation of chapter . . . (Engrossed
21 Substitute Senate Bill No. 6582), Laws of 2012 (local transportation
22 revenue options). If chapter . . . (Engrossed Substitute Senate Bill
23 No. 6582), Laws of 2012 is not enacted by June 30, 2012, the amount
24 provided in this subsection lapses.

25 (18) Within the amounts provided in this section, the department
26 must develop a transition plan for moving to a paperless renewal notice
27 for drivers' licenses and vehicle registrations. The plan must
28 consider people that do not have access to the internet and must
29 include an opportunity for people to opt-in to a paper renewal notice.
30 Prior to the implementation of a paperless renewal system, the
31 department must consult with the joint transportation committee.

32 (19) Within existing resources, the department shall develop a plan
33 to transition to a ten-year license plate replacement cycle. At a
34 minimum, the plan must include the following provisions: (a) A ten-
35 year replacement cycle for license plates only on vehicles that are
36 subject to annual vehicle registration renewal; (b) a requirement that
37 new license plates and registration, including all fees and taxes due
38 upon annual registration, are required when a vehicle changes

1 ownership, except when a vehicle is sold to a vehicle dealer for
2 resale, in which case they are due only when the dealer sells the
3 vehicle; (c) an original issue license plate fee that is equal to the
4 current license plate replacement fee; and (d) an estimate of the
5 plan's costs to implement and revenues generated. The department shall
6 submit the plan with draft legislation implementing the plan to the
7 transportation committees of the legislature by December 31, 2012.

8 (20) Consistent with RCW 43.135.055 and 43.24.086, during the
9 2011-2013 fiscal biennium, the legislature authorizes the department to
10 adjust the business and vehicle fees for the for hire licensing program
11 in amounts sufficient to recover the costs of administering the for
12 hire licensing program.

13 (21) The legislature intends to establish a veteran designation for
14 drivers' licenses and identicards issued under chapter 46.20 RCW, as
15 proposed under House Bill No. 2378, during the 2013 legislative
16 session. The designation would serve to establish a person's service
17 in the armed forces and be granted to a person who provides a United
18 States department of defense discharge document, DD Form 214, that
19 shows a discharge status of "honorable" or "general under honorable
20 conditions." The department shall report to the transportation
21 committees of the legislature by December 1, 2012, with a plan to
22 implement the designation. The plan must include the most cost-
23 effective options for implementation, a proposed fee amount to cover
24 the costs of the designation, and any other recommendations on the
25 implementation of the designation.

26 (22) \$59,000 of the motor vehicle account--state appropriation is
27 provided solely for the implementation of chapter . . . (Substitute
28 House Bill No. 2312), Laws of 2012 (military service award emblems).
29 If chapter . . . (Substitute House Bill No. 2312), Laws of 2012 is not
30 enacted by June 30, 2012, the amount provided in this subsection
31 lapses.

32 (23) \$656,000 of the ignition interlock device revolving account--
33 state appropriation is provided solely for the implementation of
34 chapter . . . (Second Substitute House Bill No. 2443), Laws of 2012
35 (DUI accountability). If chapter . . . (Second Substitute House Bill
36 No. 2443), Laws of 2012 is not enacted by June 30, 2012, the amount
37 provided in this subsection lapses.

1 (24) \$134,000 of the highway safety account--state appropriation
2 and \$134,000 of the motor vehicle account--state appropriation are
3 provided solely for the implementation of chapter . . . (Engrossed
4 Second Substitute House Bill No. 2373), Laws of 2012 (state
5 recreational resources). If chapter . . . (Engrossed Second Substitute
6 House Bill No. 2373), Laws of 2012 is not enacted by June 30, 2012, the
7 amount provided in this subsection lapses.

8 **Sec. 908.** 2012 c 86 s 209 (uncodified) is amended to read as
9 follows:

10 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**
11 **MAINTENANCE--PROGRAM B**

12	High Occupancy Toll Lanes Operations Account--State	
13	Appropriation	((\$1,276,000))
14		<u>\$1,569,000</u>
15	Motor Vehicle Account--State Appropriation	((\$538,000))
16		<u>\$537,000</u>
17	Tacoma Narrows Toll Bridge Account--State	
18	Appropriation	((\$23,365,000))
19		<u>\$23,361,000</u>
20	State Route Number 520 Corridor Account--State	
21	Appropriation	((\$27,295,000))
22		<u>\$27,120,000</u>
23	State Route Number 520 Civil Penalties	
24	Account--State Appropriation	\$3,622,000
25	TOTAL APPROPRIATION	((\$56,096,000))
26		<u>\$56,209,000</u>

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

29 (1) The department shall make detailed quarterly expenditure
30 reports available to the transportation commission and to the public on
31 the department's web site using current department resources. The
32 reports must include a summary of toll revenue by facility on all
33 operating toll facilities and high occupancy toll lane systems, and an
34 itemized depiction of the use of that revenue.

35 (2) \$3,622,000 of the state route number 520 civil penalties
36 account--state appropriation and \$1,458,000 of the Tacoma Narrows toll
37 bridge account--state appropriation are provided solely for

1 expenditures related to the toll adjudication process. All costs
2 associated with the toll adjudication process are anticipated to be
3 covered by revenue collected from the toll adjudication process. The
4 department shall report quarterly on the civil penalty process to the
5 office of financial management and the house of representatives and
6 senate transportation committees beginning September 30, 2011. The
7 reports must include a summary table for each toll facility that
8 includes: The number of notices of civil penalty issued; the number of
9 recipients who pay before the notice becomes a penalty; the number of
10 recipients who request a hearing and the number who do not respond;
11 workload costs related to hearings; the cost and effectiveness of debt
12 collection activities; and revenues generated from notices of civil
13 penalty.

14 (3) It is the intent of the legislature that transitioning to a
15 statewide tolling operations center and preparing for all-electronic
16 tolling on certain toll facilities will have no adverse revenue or
17 expenditure impact on the Tacoma Narrows toll bridge account. Any
18 increased costs related to this transition shall not be allocated to
19 the Tacoma Narrows toll bridge account. All costs associated with the
20 toll adjudication process are anticipated to be covered by revenue
21 collected from the toll adjudication process.

22 (4) The department shall ensure that, at no cost to the Tacoma
23 Narrows toll bridge account, new electronic tolling tag readers are
24 installed on the Tacoma Narrows bridge as soon as practicable that are
25 able to read existing and new electronic tolling tags.

26 (5) (~~(\$17,786,000)~~) \$15,238,000 of the state route number 520
27 corridor account-- state appropriation is provided solely for nonvendor
28 costs associated with tolling the state route number 520 bridge. Funds
29 from the state route number 520 corridor account--state appropriation
30 shall not be used to pay for items prohibited by Executive Order No.
31 1057, including subscriptions to technical publications, employee
32 educational expenses, professional membership dues and fees, employee
33 recognition and safety awards, meeting meals and light refreshments,
34 commute trip reduction incentives, and employee travel.

35 **Sec. 909.** 2012 c 86 s 210 (uncodified) is amended to read as
36 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**
2 **C**
3 Motor Vehicle Account--State Appropriation ((~~\$67,398,000~~)
4 \$65,667,000
5 Transportation Partnership Account--State
6 Appropriation \$1,460,000
7 Multimodal Transportation Account--State
8 Appropriation \$363,000
9 Transportation 2003 Account (Nickel Account)--State
10 Appropriation \$1,460,000
11 TOTAL APPROPRIATION ((~~\$70,681,000~~)
12 \$68,950,000

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

15 (1) The department shall consult with the office of financial
16 management and the department of enterprise services to: (a) Ensure
17 that the department's current and future system development is
18 consistent with the overall direction of other key state systems; and
19 (b) when possible, use or develop common statewide information systems
20 to encourage coordination and integration of information used by the
21 department and other state agencies and to avoid duplication.

22 (2) \$1,460,000 of the transportation partnership account--state
23 appropriation and \$1,460,000 of the transportation 2003 account (nickel
24 account)--state appropriation are provided solely for maintaining the
25 department's project management reporting system.

26 (3) \$210,000 of the motor vehicle account--state appropriation is
27 provided solely for the department's compliance with its national
28 pollution discharge elimination system permit.

29 (4) \$502,000 of the motor vehicle account--state appropriation is
30 provided solely to provide support for the transportation executive
31 information system.

32 **Sec. 910.** 2012 c 86 s 211 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--FACILITY MAINTENANCE, OPERATIONS**
35 **AND CONSTRUCTION--PROGRAM D--OPERATING**
36 Motor Vehicle Account--State Appropriation ((~~\$25,466,000~~)
37 \$25,440,000

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

3 (1) The department shall submit a predesign proposal for a new
4 traffic management center to the office of financial management
5 consistent with the process followed by nontransportation capital
6 construction projects. The department shall not award a contract for
7 construction of a new traffic management center until the predesign
8 proposal has been submitted and the office of financial management has
9 completed a budget evaluation study that indicates a new building is
10 the recommended option for accommodating additional traffic management
11 operations.

12 (2) \$850,000 of the motor vehicle account--state appropriation is
13 provided solely for the department's compliance with its national
14 pollution discharge elimination system permit.

15 **Sec. 911.** 2012 c 86 s 212 (uncodified) is amended to read as
16 follows:

17 FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F	
18 Aeronautics Account--State Appropriation	((\$6,002,000))
19	<u>\$5,999,000</u>
20 Aeronautics Account--Federal Appropriation	\$2,150,000
21 TOTAL APPROPRIATION	((\$8,152,000))
22	<u>\$8,149,000</u>

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

25 ((~~1~~)) \$200,000 of the aeronautics account--state appropriation is
26 a reappropriation provided solely to complete runway preservation
27 projects.

28 **Sec. 912.** 2012 c 86 s 213 (uncodified) is amended to read as
29 follows:

30 FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND	
31 SUPPORT--PROGRAM H	
32 Motor Vehicle Account--State Appropriation	((\$45,796,000))
33	<u>\$45,725,000</u>
34 Motor Vehicle Account--Federal Appropriation	\$500,000
35 Multimodal Transportation Account--State	
36 Appropriation	\$250,000

1 TOTAL APPROPRIATION ((~~\$46,546,000~~))
2 \$46,475,000

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

5 (1) \$3,754,000 of the motor vehicle account--state appropriation is
6 provided solely for the department's compliance with its national
7 pollution discharge elimination system permit.

8 (2) It is the intent of the legislature that the real estate
9 services division of the department will recover the cost of its
10 efforts from future sale proceeds.

11 (3) The legislature recognizes that the Dryden pit site (WSDOT
12 Inventory Control (IC) No. 2-04-00103) is unused state-owned real
13 property under the jurisdiction of the department of transportation,
14 and that the public would benefit significantly from the complete
15 enjoyment of the natural scenic beauty and recreational opportunities
16 available at the site. Therefore, pursuant to RCW 47.12.080, the
17 legislature declares that transferring the property to the department
18 of fish and wildlife for recreational use and fish and wildlife
19 restoration efforts is consistent with the public interest in order to
20 preserve the area for the use of the public and the betterment of the
21 natural environment. The department of transportation shall work with
22 the department of fish and wildlife, and shall transfer and convey the
23 Dryden pit site to the department of fish and wildlife as is for an
24 adjusted fair market value reflecting site conditions, the proceeds of
25 which must be deposited in the motor vehicle fund. The department of
26 transportation is not responsible for any costs associated with the
27 cleanup or transfer of this property. By July 1, 2011, and annually
28 thereafter until the entire Dryden pit property has been transferred,
29 the department shall submit a status report regarding the transaction
30 to the chairs of the legislative transportation committees.

31 (4) The legislature recognizes that the trail known as the Apple
32 Capital Loop, and its extensions, serve to separate motor vehicle
33 traffic from pedestrians and bicyclists, increasing motor vehicle
34 safety on existing state route number 28. Consistent with chapter
35 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that
36 transferring portions of WSDOT Inventory Control (IC) Nos. 2-09-04537
37 and 2-09-04569 to Douglas county and the city of East Wenatchee is
38 consistent with the public interest. The legislature directs the

1 department to transfer the property to Douglas county and the city of
2 East Wenatchee. The department must be paid fair market value for any
3 portions of the transferred real property that is later abandoned,
4 vacated, or ceases to be publicly maintained for trail purposes.
5 Douglas county and the city of East Wenatchee must agree to accept
6 responsibility for trail segments within their respective jurisdictions
7 and sign an agreement with the state that the transfer of these parcels
8 to their respective jurisdictions extinguishes any state obligations to
9 improve, maintain, or be in any way responsible for these assets. The
10 department shall report to the transportation committees of the
11 legislature by June 30, 2013, and annually thereafter, on the status of
12 the transfer until complete.

13 **Sec. 913.** 2012 c 86 s 214 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM**
16 **K**

17 Motor Vehicle Account--State Appropriation	((\$827,000))
	<u>\$826,000</u>
19 Multimodal Transportation Account--State Appropriation	\$110,000
20 TOTAL APPROPRIATION	((\$937,000))
21	<u>\$936,000</u>

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

24 (1)(a) \$225,000 of the motor vehicle account--state appropriation
25 is provided solely to carry out work related to assessing the
26 operational feasibility of a road user assessment, including
27 technology, agency administration, multistate and federal standards,
28 and other necessary elements. This work must be carried out under the
29 guidance of the steering committee and in coordination with the
30 transportation commission's policy assessment and public outreach
31 planning authorized in section 205(4) ((~~of this act~~)) chapter 86, Laws
32 of 2012.

33 (b) If subsequent appropriations are provided, the department may
34 conduct a limited scope pilot project to test the feasibility of a road
35 user assessment system to be applied to electric vehicles. The pilot
36 project must be carried out under the guidance of the steering

1 committee described under section 205(4) (~~of this act~~) chapter 86,
2 Laws of 2012 and in coordination with the transportation commission.

3 (2) The department shall conduct a study on the potential to
4 generate revenue from off-premise outdoor advertising signs that are
5 erected or maintained adjacent and visible to the interstate system
6 highways, primary system highways, or scenic system highways. The
7 study must provide an evaluation of the market for outdoor advertising
8 signs, including an evaluation of the number of potential advertisers
9 and the amount charged by other jurisdictions for sign permits, and
10 must provide a recommendation for a revised fee structure that
11 recognizes the market value for off-premise signs and considers
12 charging differential fees based on the size, type, and location of the
13 sign.

14 (3) The public-private partnerships office must explore retail
15 partnerships at state-owned park-and-ride facilities, as authorized in
16 RCW 47.04.295, and if feasible, solicit proposals to implement a retail
17 partnership pilot project at one park-and-ride facility by June 30,
18 2013.

19 **Sec. 914.** 2012 c 86 s 215 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M**

22 Motor Vehicle Account--State Appropriation	((\$373,709,000))
	<u>\$376,259,000</u>
24 Motor Vehicle Account--Federal Appropriation	\$7,000,000
25 <u>Highway Safety Account--State Appropriation</u>	<u>\$3,500,000</u>
26 TOTAL APPROPRIATION	((\$380,709,000))
	<u>\$386,759,000</u>

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

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

35 (2) (~~\$7,000,000~~) \$7,850,000 of the motor vehicle account--state
36 appropriation is provided solely for third-party damages to the highway
37 system where the responsible party is known and reimbursement is

1 anticipated. The department shall request additional appropriation
2 authority for any funds received for reimbursements of third-party
3 damages that are in excess of this appropriation.

4 (3) \$7,000,000 of the motor vehicle account--federal appropriation
5 is for unanticipated federal funds that may be received during the
6 2011-2013 fiscal biennium. Upon receipt of the funds, the department
7 shall provide a report on the use of the funds to the transportation
8 committees of the legislature and the office of financial management.

9 (4) The department may work with the department of corrections to
10 utilize corrections crews for the purposes of litter pickup on state
11 highways.

12 (5) \$4,530,000 of the motor vehicle account--state appropriation is
13 provided solely for the department's compliance with its national
14 pollution discharge elimination system permit.

15 (6) The department shall continue to report maintenance
16 accountability process (MAP) targets and achievements on an annual
17 basis. The department shall use available funding to target and
18 deliver a minimum MAP grade of C for the activity of roadway striping.

19 (7) \$6,884,000 of the motor vehicle account--state appropriation is
20 provided solely for the high priority maintenance backlog. Addressing
21 the maintenance backlog must result in increased levels of service. If
22 chapter . . . (Engrossed Substitute Senate Bill No. 5251), Laws of 2011
23 (electric vehicle fee) is not enacted by June 30, 2011, \$500,000 of the
24 appropriation provided in this subsection lapses.

25 (8) The department shall track the costs associated with active
26 traffic management systems on a corridor basis and report to the
27 transportation committees of the legislature on the costs and benefits
28 of the systems by December 1, 2012.

29 (9) \$3,500,000 of the highway safety account--state appropriation
30 is provided solely to further reduce the highway maintenance backlog in
31 order to maintain or increase levels of service.

32 **Sec. 915.** 2012 c 86 s 216 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
35 **OPERATING**

36 Motor Vehicle Account--State Appropriation (~~(\$48,818,000)~~)
37 \$48,741,000

1	Motor Vehicle Account--Federal Appropriation	\$2,050,000
2	Motor Vehicle Account--Private/Local Appropriation	\$250,000
3	TOTAL APPROPRIATION	(\$51,118,000)
4		<u>\$51,041,000</u>

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

7 (1) \$6,000,000 of the motor vehicle account--state appropriation is
8 provided solely for low-cost enhancements. Of this amount, \$10,000 of
9 the motor vehicle account--state appropriation is provided solely for
10 the department to install additional farm machinery signs to promote
11 safety in agricultural areas along state highways. The department
12 shall give priority to low-cost enhancement projects that improve
13 safety or provide congestion relief. The department shall prioritize
14 low-cost enhancement projects on a statewide rather than regional
15 basis. By September 1st of each even-numbered year, the department
16 shall provide a report to the legislature listing all low-cost
17 enhancement projects prioritized on a statewide rather than regional
18 basis completed in the prior year.

19 (2) \$145,000 of the motor vehicle account--state appropriation is
20 provided solely for the department to continue a pilot tow truck
21 incentive program and to expand the program to other areas of the
22 state. The department may provide incentive payments to towing
23 companies that meet clearance goals on accidents that involve heavy
24 trucks.

25 (3) During the 2011-2013 fiscal biennium, the department shall
26 implement a pilot program that expands private transportation
27 providers' access to high occupancy vehicle lanes. Under the pilot
28 program, when the department reserves a portion of a highway based on
29 the number of passengers in a vehicle, the following vehicles must be
30 authorized to use the reserved portion of the highway if the vehicle
31 has the capacity to carry eight or more passengers, regardless of the
32 number of passengers in the vehicle: (a) Auto transportation company
33 vehicles regulated under chapter 81.68 RCW; (b) passenger charter
34 carrier vehicles regulated under chapter 81.70 RCW, except marked or
35 unmarked stretch limousines and stretch sport utility vehicles as
36 defined under department of licensing rules; (c) private nonprofit
37 transportation provider vehicles regulated under chapter 81.66 RCW; and
38 (d) private employer transportation service vehicles. For purposes of

1 this subsection, "private employer transportation service" means
2 regularly scheduled, fixed-route transportation service that is offered
3 by an employer for the benefit of its employees. By June 30, 2013, the
4 department shall report to the transportation committees of the
5 legislature on whether private transportation provider use of high
6 occupancy vehicle lanes under the pilot program reduces the speeds of
7 high occupancy vehicle lanes. Nothing in this subsection is intended
8 to authorize the conversion of public infrastructure to private, for-
9 profit purposes or to otherwise create an entitlement or other claim by
10 private users to public infrastructure. If chapter ... (Substitute
11 Senate Bill No. 5836), Laws of 2011 is enacted by June 30, 2011, this
12 subsection is null and void.

13 (4) \$9,000,000 of the motor vehicle account--state appropriation is
14 provided solely for the department's incident response program.

15 ~~(5) ((The department, in consultation with the Washington state
16 patrol, must continue a pilot program for the patrol to issue
17 infractions based on information from automated traffic safety cameras
18 in roadway construction zones on state highways. The department must
19 report to the joint transportation committee by January 1, 2012, and
20 January 1, 2013, on the status of this pilot program. For the purpose
21 of this pilot program, during the 2011-2013 fiscal biennium, a roadway
22 construction zone includes areas where public employees or private
23 contractors may be present or where a driving condition exists that
24 would make it unsafe to drive at higher speeds, such as, when the
25 department is redirecting or realigning lanes on any public roadway
26 pursuant to ongoing construction. The department shall use the
27 following guidelines to administer the program:~~

28 ~~(a) 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 ~~(b) 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 ~~(c) Notices of infractions must be mailed to the registered owner
38 of a vehicle within fourteen days of the infraction occurring;~~

1 ~~(d) 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 ~~(e) For purposes of the 2011-2013 fiscal biennium pilot program,~~
8 ~~infractions detected through the use of automated traffic safety~~
9 ~~cameras are not part of the registered owner's driving record under RCW~~
10 ~~46.52.101 and 46.52.120. Additionally, infractions generated by the~~
11 ~~use of automated traffic safety cameras must be processed in the same~~
12 ~~manner as parking infractions for the purposes of RCW 3.50.100,~~
13 ~~35.20.220, 46.16A.120, and 46.20.270(3). However, the amount of the~~
14 ~~fine issued under this subsection (5) for an infraction generated~~
15 ~~through the use of an automated traffic safety camera is one hundred~~
16 ~~thirty seven dollars. The court shall remit thirty two dollars of the~~
17 ~~fine to the state treasurer for deposit into the state patrol highway~~
18 ~~account; and~~

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

34 ~~(6))~~ The department shall track the costs associated with active
35 traffic management systems on a corridor basis and report to the
36 transportation committees of the legislature on the cost and benefits
37 of the systems by December 1, 2011.

1 number 167 to determine whether improvements are needed and the costs
2 of any needed improvements.

3 (2) \$200,000 of the motor vehicle account--state appropriation is
4 provided solely for extending the freight database pilot project that
5 began in 2009. Global positioning system (GPS) data is intended to
6 help guide freight investment decisions and track highway project
7 effectiveness as it relates to freight traffic.

8 (3) Within available resources, the department must collaborate
9 with the affected metropolitan planning organizations, regional
10 transportation planning organizations, transit agencies, and private
11 transportation providers to develop a plan to reduce vehicle demand,
12 increase public transportation options, and reduce vehicle miles
13 traveled on corridors affected by growth at Joint Base Lewis-McChord.

14 (4) As part of their ongoing regional transportation planning, the
15 regional transportation planning organizations across the state shall
16 work together to provide a comprehensive framework for sources and uses
17 of next-stage investments in transportation needed to improve
18 structural conditions and ongoing operations and lay the groundwork for
19 the transportation systems to support the long-term economic vitality
20 of the state. This planning must include all forms of transportation
21 to reflect the state's interests, including: Highways, streets, and
22 roads; ferries; public transportation; systems for freight; and walking
23 and biking systems. The department shall support this planning by
24 providing information on potential state transportation uses and an
25 analysis of potential sources of revenue to implement investments. In
26 carrying out this planning, regional transportation planning
27 organizations must be broadly inclusive of business, civic, labor,
28 governmental, and environmental interests in regional communities
29 across the state.

30 (5) \$190,000 of the motor vehicle account--state appropriation is
31 provided solely for the regional transportation planning organizations
32 across the state to implement the comprehensive transportation planning
33 and data framework. The framework must provide regional transportation
34 planning organizations with the ability to identify the spatial and
35 temporal status of current and future high priority projects, and the
36 next stage investment necessary to implement those projects. The
37 framework must be accessible to the public and provide transparency and
38 accountability to the regional transportation planning process.

1 (6) Within existing resources, the department shall work with the
2 department of archaeology and historic preservation to develop a
3 statewide policy regarding the curation of artifacts and the use of
4 museums and information centers as potential mitigation under the
5 national environmental policy act. This policy must address the
6 following issues: How to minimize costs associated with information
7 centers and museums; when to use existing facilities to preserve and
8 display artifacts; how to minimize the time that stand-alone facilities
9 are needed; and how to transfer artifacts and other items to facilities
10 that are not owned or rented by the department. A report regarding
11 this policy must be submitted to the joint transportation committee by
12 September 1, 2012.

13 **Sec. 918.** 2012 c 86 s 219 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
16 **PROGRAM U**

17	Motor Vehicle Account--State Appropriation	((\$74,734,000))
18		<u>\$71,530,000</u>
19	Motor Vehicle Account--Federal Appropriation	\$400,000
20	Multimodal Transportation Account--State	
21	Appropriation	\$1,798,000
22	TOTAL APPROPRIATION	((\$76,932,000))
23		<u>\$73,728,000</u>

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

26 (1) The department of enterprise services must provide a detailed
27 accounting of the revenues and expenditures of the self-insurance fund
28 to the transportation committees of the legislature on December 31st
29 and June 30th of each year.

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

32 (a) TO THE SECRETARY OF STATE--ARCHIVES AND
33 RECORDS MANAGEMENT \$512,000

34 (b) TO THE OFFICE OF THE STATE AUDITOR--AUDITOR
35 SERVICES \$488,000

36 (c) TO THE OFFICE OF THE ATTORNEY
37 GENERAL--ATTORNEY GENERAL SERVICES \$7,127,000

1	(d) TO THE OFFICE OF FINANCIAL MANAGEMENT--LABOR	
2	RELATIONS SERVICES	\$266,000
3	(e) TO THE OFFICE OF FINANCIAL	
4	MANAGEMENT--OFFICE OF CHIEF INFORMATION OFFICER	\$473,000
5	(f) TO THE OFFICE OF MINORITY AND WOMEN'S	
6	BUSINESS ENTERPRISES	\$840,000
7	(g) TO CONSOLIDATED TECHNICAL SERVICES	\$182,000
8	(h) TO THE DEPARTMENT OF ENTERPRISE	
9	SERVICES--HUMAN RESOURCE MANAGEMENT SYSTEM	\$3,495,000
10	(i) TO THE DEPARTMENT OF ENTERPRISE	
11	SERVICES--PRODUCTION SUPPORT	\$974,000
12	(j) TO THE DEPARTMENT OF ENTERPRISE	
13	SERVICES--REAL ESTATE SERVICES	\$108,000
14	(k) TO THE DEPARTMENT OF ENTERPRISE	
15	SERVICES--PUBLICATIONS AND HISTORICAL SERVICES	\$691,000
16	(l) TO THE DEPARTMENT OF ENTERPRISE	
17	SERVICES--CAMPUS RENT	\$3,293,000
18	(m) TO THE DEPARTMENT OF ENTERPRISE	
19	SERVICES--CAPITAL PROJECT SURCHARGE	\$879,000
20	(n) TO THE DEPARTMENT OF ENTERPRISE	
21	SERVICES--PERSONAL SERVICE CONTRACTS	\$100,000
22	(o) TO THE DEPARTMENT OF ENTERPRISE	
23	SERVICES--SECURE FILE TRANSFER SERVICES	\$39,000
24	(p) TO THE DEPARTMENT OF ENTERPRISE	
25	SERVICES--ACCESS SERVICES	\$179,000
26	(q) TO THE DEPARTMENT OF ENTERPRISE	
27	SERVICES--RISK MANAGEMENT SERVICES	\$1,290,000
28	(r) TO THE DEPARTMENT OF ENTERPRISE	
29	SERVICES--INFORMATION TECHNOLOGY SERVICES	\$1,557,000

30 **Sec. 919.** 2012 c 86 s 220 (uncodified) is amended to read as
31 follows:

32	FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM	
33	V	
34	Motor Vehicle Account--Federal Appropriation	\$160,000
35	State Vehicle Parking Account--State Appropriation	\$452,000
36	Regional Mobility Grant Program Account--State	
37	Appropriation	((\$48,942,000))

1		<u>\$40,255,000</u>
2	Multimodal Transportation Account--State	
3	Appropriation	((\$42,939,000))
4		<u>\$42,930,000</u>
5	Multimodal Transportation Account--Federal	
6	Appropriation	\$2,582,000
7	Multimodal Transportation Account--Private/Local	
8	Appropriation	\$1,027,000
9	Rural Mobility Grant Program Account--State	
10	Appropriation	\$17,000,000
11	TOTAL APPROPRIATION	((\$113,102,000))
12		<u>\$104,406,000</u>

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

15 (1) \$25,000,000 of the multimodal transportation account--state
16 appropriation is provided solely for a grant program for special needs
17 transportation provided by transit agencies and nonprofit providers of
18 transportation.

19 (a) \$5,500,000 of the multimodal transportation account--state
20 appropriation is provided solely for grants to nonprofit providers of
21 special needs transportation. Grants for nonprofit providers must be
22 based on need, including the availability of other providers of service
23 in the area, efforts to coordinate trips among providers and riders,
24 and the cost effectiveness of trips provided.

25 (b) \$19,500,000 of the multimodal transportation account--state
26 appropriation is provided solely for grants to transit agencies to
27 transport persons with special transportation needs. To receive a
28 grant, the transit agency must have a maintenance of effort for special
29 needs transportation that is no less than the previous year's
30 maintenance of effort for special needs transportation. Grants for
31 transit agencies must be prorated based on the amount expended for
32 demand response service and route deviated service in calendar year
33 2009 as reported in the "Summary of Public Transportation - 2009"
34 published by the department of transportation. No transit agency may
35 receive more than thirty percent of these distributions.

36 (2) Funds are provided for the rural mobility grant program as
37 follows:

1 (a) \$8,500,000 of the rural mobility grant program account--state
2 appropriation is provided solely for grants for those transit systems
3 serving small cities and rural areas as identified in the "Summary of
4 Public Transportation - 2009" published by the department of
5 transportation. Noncompetitive grants must be distributed to the
6 transit systems serving small cities and rural areas in a manner
7 similar to past disparity equalization programs. If the funding
8 provided in this subsection (2)(a) exceeds the amount required for
9 recipient counties to reach eighty percent of the average per capita
10 sales tax, funds in excess of that amount may be used for the
11 competitive grant process established in (b) of this subsection.

12 (b) \$8,500,000 of the rural mobility grant program account--state
13 appropriation is provided solely to providers of rural mobility service
14 in areas not served or underserved by transit agencies through a
15 competitive grant process.

16 (3)(a) \$6,000,000 of the multimodal transportation account--state
17 appropriation is provided solely for a vanpool grant program for: (a)
18 Public transit agencies to add vanpools or replace vans; and (b)
19 incentives for employers to increase employee vanpool use. The grant
20 program for public transit agencies will cover capital costs only;
21 operating costs for public transit agencies are not eligible for
22 funding under this grant program. Additional employees may not be
23 hired from the funds provided in this section for the vanpool grant
24 program, and supplanting of transit funds currently funding vanpools is
25 not allowed. The department shall encourage grant applicants and
26 recipients to leverage funds other than state funds.

27 (b) At least \$1,600,000 of the amount provided in this subsection
28 must be used for vanpool grants in congested corridors.

29 (c) \$520,000 of the amount provided in this subsection is provided
30 solely for the purchase of additional vans for use by vanpools serving
31 soldiers and civilian employees at Joint Base Lewis-McChord.

32 (4) \$8,942,000 of the regional mobility grant program account--
33 state appropriation is reappropriated and provided solely for the
34 regional mobility grant projects identified in LEAP Transportation
35 Document 2012-1 ALL PROJECTS - Public Transportation - Program (V) as
36 developed March 8, 2012. The department shall continue to review all
37 projects receiving grant awards under this program at least
38 semiannually to determine whether the projects are making satisfactory

1 progress. The department shall promptly close out grants when projects
2 have been completed, and any remaining funds must be used only to fund
3 projects identified in the LEAP Transportation Document referenced in
4 this subsection. It is the intent of the legislature to appropriate
5 funds through the regional mobility grant program only for projects
6 that will be completed on schedule and that all funds in the regional
7 mobility grant program be used as soon as practicable to advance
8 eligible projects.

9 (5)(a) \$40,000,000 of the regional mobility grant program account--
10 state appropriation is provided solely for the regional mobility grant
11 projects identified in LEAP Transportation Document 2012-1 ALL PROJECTS
12 - Public Transportation - Program (V) as developed March 8, 2012. The
13 department shall review all projects receiving grant awards under this
14 program at least semiannually to determine whether the projects are
15 making satisfactory progress. Any project that has been awarded funds,
16 but does not report activity on the project within one year of the
17 grant award, must be reviewed by the department to determine whether
18 the grant should be terminated. The department shall promptly close
19 out grants when projects have been completed, and any remaining funds
20 must be used only to fund projects identified in the LEAP
21 Transportation Document referenced in this subsection. The department
22 shall provide annual status reports on December 15, 2011, and December
23 15, 2012, to the office of financial management and the transportation
24 committees of the legislature regarding the projects receiving the
25 grants. It is the intent of the legislature to appropriate funds
26 through the regional mobility grant program only for projects that will
27 be completed on schedule.

28 (b) In order to be eligible to receive a grant under (a) of this
29 subsection during the 2011-2013 fiscal biennium, a transit agency must
30 establish a process for private transportation providers to apply for
31 the use of park and ride facilities. For purposes of this subsection,
32 (i) "private transportation provider" means: An auto transportation
33 company regulated under chapter 81.68 RCW; a passenger charter carrier
34 regulated under chapter 81.70 RCW, except marked or unmarked stretch
35 limousines and stretch sport utility vehicles as defined under
36 department of licensing rules; a private nonprofit transportation
37 provider regulated under chapter 81.66 RCW; or a private employer
38 transportation service provider; and (ii) "private employer

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

4 (6) \$2,309,000 of the multimodal transportation account--state
5 appropriation is provided solely for the tri-county connection service
6 for Island, Skagit, and Whatcom transit agencies.

7 (7) \$200,000 of the multimodal transportation account--state
8 appropriation is contingent on the timely development of an annual
9 report summarizing the status of public transportation systems as
10 identified under RCW 35.58.2796.

11 (8) Funds provided for the commute trip reduction program may also
12 be used for the growth and transportation efficiency center program.

13 (9) An affected urban growth area that has not previously
14 implemented a commute trip reduction program is exempt from the
15 requirements in RCW 70.94.527 if a solution to address the state
16 highway deficiency that exceeds the person hours of delay threshold has
17 been funded and is in progress during the 2011-2013 fiscal biennium.

18 (10) \$300,000 of the multimodal transportation account--state
19 appropriation is provided solely for the continuation of state support
20 for the Whatcom smart trips commute trip reduction program.

21 (11) \$818,000 of the multimodal transportation account--state
22 appropriation is provided solely for state support of the Everett
23 connector bus service.

24 (12) The department shall contact all transit agencies with a
25 nonvoting member recommended by a labor organization and request
26 information regarding the participation of board members, both voting
27 and nonvoting, for all transit agency meetings in 2012 and the three
28 previous calendar years. The department shall provide a report to the
29 transportation committees of the legislature regarding the findings of
30 this survey, which must include the transit agencies, if any, that
31 refuse to respond either in whole or in part, by January 15, 2013.

32 (13) \$250,000 of the multimodal transportation account--state
33 appropriation is provided solely for the Clark county public
34 transportation benefit area to comply with the requirements of RCW
35 81.104.110 regarding the formation of an expert review panel to provide
36 an independent technical review of any plan that relies on any voter-
37 approved local funding options.

1 (14) \$100,000 of the multimodal transportation account--state
2 appropriation is provided solely for community transit to conduct a
3 federally mandated alternatives analysis study to allow a second swift
4 line to be funded through the federal transit administration's new
5 starts or small starts process.

6 (15) \$160,000 of the motor vehicle account--federal appropriation
7 is provided solely for King county metro to study demand potential for
8 a state route number 18 and Interstate 90 park-and-ride location, to
9 size the facilities appropriately, to perform site analysis, and to
10 develop preliminary design concepts.

11 **Sec. 920.** 2012 c 86 s 221 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**
14 Puget Sound Ferry Operations Account--State
15 Appropriation ((~~\$468,135,000~~))
16 \$459,016,000
17 Highway Safety Account--State Appropriation \$7,000,000
18 TOTAL APPROPRIATION \$466,016,000

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

21 (1) The office of financial management budget instructions require
22 agencies to recast enacted budgets into activities. The Washington
23 state ferries shall include a greater level of detail in its 2011-2013
24 supplemental and 2013-2015 omnibus transportation appropriations act
25 requests, as determined jointly by the office of financial management,
26 the Washington state ferries, and the transportation committees of the
27 legislature. This level of detail must include the administrative
28 functions in the operating as well as capital programs.

29 (2) When purchasing uniforms that are required by collective
30 bargaining agreements, the department shall contract with the lowest
31 cost provider.

32 (3) Until a reservation system is operational on the San Juan
33 islands inner-island route, the department shall provide the same
34 priority loading benefits on the San Juan islands inner-island route to
35 home health care workers as are currently provided to patients
36 traveling for purposes of receiving medical treatment.

1 (4) The department shall request from the United States coast guard
2 variable minimum staffing levels on all of its vessels by December 31,
3 2011.

4 (5) The department shall continue to provide service to Sidney,
5 British Columbia and shall explore the option of purchasing a foreign
6 built vehicle and passenger ferry vessel either with safety of life at
7 sea (SOLAS) certification or the ability to be retrofitted for SOLAS
8 certification to operate solely on the Anacortes to Sidney, British
9 Columbia route currently served by vessels of the Washington state
10 ferries fleet. The vessel should have the capability of carrying at
11 least one hundred standard vehicles and approximately four hundred to
12 five hundred passengers. Further, the department shall explore the
13 possibilities of contracting a commercial company to operate the vessel
14 exclusively on this route so long as the contractor's employees
15 assigned to the vessel are represented by the same employee
16 organizations as the Washington state ferries. The department shall
17 report back to the transportation committees of the legislature
18 regarding: The availability of a vessel; the cost of the vessel,
19 including transport to the Puget Sound region; and the need for any
20 statutory changes for the operation of the Sydney, British Columbia
21 service by a private company.

22 (6) For the 2011-2013 fiscal biennium, the department of
23 transportation may enter into a distributor controlled fuel hedging
24 program and other methods of hedging approved by the fuel hedging
25 committee.

26 (7) (~~(\$136,648,000)~~) \$120,748,000 of the Puget Sound ferry
27 operations account--state appropriation is provided solely for auto
28 ferry vessel operating fuel in the 2011-2013 fiscal biennium. The
29 amount provided in this appropriation represents the fuel budget for
30 the purposes of calculating any ferry fare fuel surcharge.

31 (8) \$150,000 of the Puget Sound ferry operations account-- state
32 appropriation is provided solely for the department to increase
33 recreation and tourist ridership by entering into agreements for
34 marketing and outreach strategies with local economic development
35 agencies. The department shall identify the number of tourist and
36 recreation riders on the applicable ferry routes both before and after
37 implementation of marketing and outreach strategies developed through

1 the agreements. The department shall report results of the marketing
2 and outreach strategies to the transportation committees of the
3 legislature by October 15, 2012.

4 (9) The Washington state ferries shall participate in the
5 facilities plan included in section 604 (~~(of this act)~~), chapter 367,
6 Laws of 2011 and shall include an investigation and identification of
7 less costly relocation options for the Seattle headquarters office.
8 The department shall include relocation options for the Washington
9 state ferries Seattle headquarters office in the facilities plan.
10 Until September 1, 2012, the department may not enter into a lease
11 renewal for the Seattle headquarters office.

12 (10) The department, office of financial management, and
13 transportation committees of the legislature shall make recommendations
14 regarding an appropriate budget structure for the Washington state
15 ferries. The recommendation may include a potential restructuring of
16 the Washington state ferries budget. The recommendation must
17 facilitate transparency in reporting and budgeting as well as provide
18 the opportunity to link revenue sources with expenditures. Findings
19 and recommendations must be reported to the office of financial
20 management and the joint transportation committee by September 1, 2011.

21 (11) Two Kwa-di-tabil class ferry vessels must be placed on the
22 Port Townsend/Coupeville (Keystone) route to provide service at the
23 same levels provided when the steel electric vessels were in service.
24 After the vessels as funded under section 308 (5) (~~(of this act)~~),
25 chapter 86, Laws of 2012 are in service, the two most appropriate of
26 these vessels for the Port Townsend/Coupeville (Keystone) route must be
27 placed on the route. \$100,000 of the Puget Sound ferry operations
28 account--state appropriation is provided solely for the additional
29 staffing required to maintain a reservation system at this route when
30 the second vessel is in service.

31 (12) \$706,000 of the Puget Sound ferry operations account--state
32 appropriation is provided solely for terminal operations to implement
33 new federal passenger vessel Americans with disabilities act
34 requirements.

35 (13) \$152,000 of the Puget Sound ferry operations account--state
36 appropriation is provided solely for the department's compliance with
37 its national pollution discharge elimination system permit.

1 (14) \$7,000,000 of the highway safety account--state appropriation
2 is provided solely for the purchase of fuel for marine operations.

3 **Sec. 921.** 2012 c 86 s 222 (uncodified) is amended to read as
4 follows:

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

6 Multimodal Transportation Account--State	
7 Appropriation	((\$33,642,000))
8	<u>\$33,639,000</u>
9 Multimodal Transportation Account--Federal	
10 Appropriation	\$400,000
11 TOTAL APPROPRIATION	((\$34,042,000))
12	<u>\$34,039,000</u>

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

15 (1) \$27,816,000 of the multimodal transportation account--state
16 appropriation is provided solely for the Amtrak service contract and
17 Talgo maintenance contract associated with providing and maintaining
18 state-supported passenger rail service. The department is directed to
19 continue to pursue efforts to reduce costs, increase ridership, and
20 review fares or fare schedules. Within thirty days of each annual
21 cost/revenue reconciliation under the Amtrak service contract, the
22 department shall report annual credits to the office of financial
23 management and the legislative transportation committees. Annual
24 credits from Amtrak to the department including, but not limited to,
25 credits for increased revenue due to higher ridership, and fare or fare
26 schedule adjustments, must be used to offset corresponding amounts of
27 the multimodal transportation account--state appropriation, which must
28 be placed in reserve. Upon completion of the rail platform project in
29 the city of Stanwood, the department shall continue to provide daily
30 Amtrak Cascades service to the city.

31 (2) Amtrak Cascade runs may not be eliminated.

32 (3) The department shall plan for a third roundtrip Cascades train
33 between Seattle and Vancouver, B.C.

34 (4) The department shall conduct a pilot program by partnering with
35 the travel industry on the Amtrak Cascades service between Vancouver,
36 British Columbia, and Seattle to test opportunities for increasing
37 ridership, maximizing farebox recovery, and stimulating private

1 investment. The pilot program must run from July 1, 2011, to June 30,
2 2012. The department shall report on the results of the pilot program
3 to the office of financial management and the legislature by September
4 30, 2012.

5 (5) \$300,000 of the multimodal transportation account--state
6 appropriation is provided solely for the department to conduct a study
7 to examine the interconnectivity benefits of, and potential for, a
8 future Amtrak Cascades stop in the vicinity of the city of Auburn. As
9 part of its consideration, the department shall conduct a thorough
10 market analysis of the potential for adding or changing stops on the
11 Amtrak Cascades route.

12 **Sec. 922.** 2012 c 86 s 223 (uncodified) is amended to read as
13 follows:

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

16 Motor Vehicle Account--State Appropriation	((\$8,518,000))
	<u>\$8,505,000</u>
18 Motor Vehicle Account--Federal Appropriation	\$2,567,000
19 TOTAL APPROPRIATION	((\$11,085,000))
	<u>\$11,072,000</u>

21 The appropriations in this section are subject to the following
22 conditions and limitations: The department shall submit a report to
23 the transportation committees of the legislature by December 1, 2011,
24 on the implementation of the recommendations that resulted from the
25 evaluation of efficiencies in the delivery of transportation funding
26 and services to local governments that was required under section
27 204(8), chapter 247, Laws of 2010. The report must include a
28 description of how recommendations were implemented, what efficiencies
29 were achieved, and an explanation of any recommendations that were not
30 implemented.

31 **TRANSPORTATION AGENCIES--CAPITAL**

32 **Sec. 1001.** 2012 c 86 s 302 (uncodified) is amended to read as
33 follows:

1 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

2	Motor Vehicle Account--State Appropriation	\$874,000
3	Rural Arterial Trust Account--State Appropriation	(\$62,510,000)
4		<u>\$61,510,000</u>
5	<u>Highway Safety Account--State Appropriation</u>	<u>\$3,500,000</u>
6	County Arterial Preservation Account--State	
7	Appropriation	\$29,360,000
8	TOTAL APPROPRIATION	(\$92,744,000)
9		<u>\$95,244,000</u>

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

12 (1) \$874,000 of the motor vehicle account--state appropriation may
13 be used for county ferry projects as developed pursuant to RCW
14 47.56.725(4).

15 (2) \$62,510,000 of the rural arterial trust account--state
16 appropriation is provided solely for county road preservation grant
17 projects as approved by the county road administration board. These
18 funds may be used to assist counties recovering from federally declared
19 emergencies by providing capitalization advances and local match for
20 federal emergency funding, and may only be made using existing fund
21 balances. It is the intent of the legislature that the rural arterial
22 trust account be managed based on cash flow. The county road
23 administration board shall specifically identify any of the selected
24 projects and shall include information concerning the selected projects
25 in its next annual report to the legislature.

26 (3) \$3,500,000 of the highway safety account--state appropriation
27 is provided solely for the county arterial preservation program to help
28 counties meet urgent preservation needs.

29 **Sec. 1002.** 2012 c 86 s 303 (uncodified) is amended to read as
30 follows:

31 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

32	Small City Pavement and Sidewalk Account--State	
33	Appropriation	\$5,270,000
34	Transportation Improvement Account--State	
35	Appropriation	(\$237,545,000)
36		<u>\$214,545,000</u>
37	<u>Highway Safety Account--State Appropriation</u>	<u>\$3,500,000</u>

1 TOTAL APPROPRIATION ((~~\$242,815,000~~))
2 \$223,315,000

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

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

8 (2) \$3,150,000 of the highway safety account--state appropriation
9 is provided solely for the urban arterial program to help cities meet
10 urgent preservation and storm water needs.

11 (3) \$350,000 of the highway safety account--state appropriation is
12 provided solely for the small city pavement program to help cities meet
13 urgent preservation and storm water needs.

14 **Sec. 1003.** 2012 c 86 s 305 (uncodified) is amended to read as
15 follows:

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

17 Transportation Partnership Account--State	
18 Appropriation	((\$1,636,316,000))
19	<u>\$1,148,812,000</u>
20 Motor Vehicle Account--State Appropriation	((\$103,889,000))
21	<u>\$63,747,000</u>
22 Motor Vehicle Account--Federal Appropriation	((\$790,703,000))
23	<u>\$811,882,000</u>
24 Motor Vehicle Account--Private/Local	
25 Appropriation	((\$124,917,000))
26	<u>\$84,823,000</u>
27 Transportation 2003 Account (Nickel Account)--State	
28 Appropriation	((\$416,125,000))
29	<u>\$346,873,000</u>
30 State Route Number 520 Corridor Account--State	
31 Appropriation	((\$1,752,138,000))
32	<u>\$902,101,000</u>
33 (Special Category C Account--State Appropriation	\$124,000
34 Tacoma Narrows Toll Bridge Account--State	
35 Appropriation	\$5,791,000)
36 <u>Multimodal Transportation Account--State Appropriation</u>	<u>\$303,000</u>
37 TOTAL APPROPRIATION	((\$4,830,003,000))

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

(1) Except as provided otherwise in this section, the entire transportation 2003 account (nickel account) appropriation and the entire transportation partnership account appropriation are provided solely for the projects and activities as listed by ~~((fund,))~~ project ~~((, and amount))~~ in LEAP Transportation Document ~~((2012-2))~~ 2013-1 as developed ~~((March 8, 2012))~~ April 3, 2013, Program - Highway Improvement Program (I). ~~((However, limited transfers of specific line item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 603 of this act.))~~

(2) Within the motor vehicle account--state appropriation and motor vehicle account--federal appropriation, the department may transfer funds between programs I and P, except for funds that are otherwise restricted in this act.

(3) The department shall apply for surface transportation program enhancement funds to be expended in lieu of or in addition to state funds for eligible costs of projects in programs I and P including, but not limited to, the state route number 518, state route number 520, Columbia river crossing, and Alaskan Way viaduct projects.

(4) The department shall apply for the competitive portion of federal transit administration funds for eligible transit-related costs of the state route number 520 bridge replacement and HOV project and the Columbia river crossing project. The federal funds described in this subsection must not include those federal transit administration funds distributed by formula. The department shall provide a report regarding this effort to the legislature by October 1, 2011.

(5) The department shall work with the department of archaeology and historic preservation to ensure that the cultural resources investigation is properly conducted on all mega-highway projects and large ferry terminal projects. These projects must be conducted with active archaeological management. Additionally, the department shall establish a scientific peer review of independent archaeologists that are knowledgeable about the region and its cultural resources.

(6) For highway construction projects where the department considers agricultural lands of long-term commercial significance, as

1 defined in RCW 36.70A.030, in reviewing and selecting sites to meet
2 environmental mitigation requirements under the national environmental
3 policy act (42 U.S.C. Sec. 4321 et seq.) and the state environmental
4 policy act (chapter 43.21C RCW), the department shall, to the greatest
5 extent possible, consider using public land first. If public lands are
6 not available that meet the required environmental mitigation needs,
7 the department may use other sites while making every effort to avoid
8 any net loss of agricultural lands that have a designation of long-term
9 commercial significance.

10 (7) \$561,000 of the transportation partnership account--state
11 appropriation and \$1,176,000 of the transportation 2003 account (nickel
12 account)--state appropriation are provided solely for project 0BI4ENV,
13 Environmental Mitigation Reserve - Nickel/TPA project, as indicated in
14 the LEAP transportation document referenced in subsection (1) of this
15 section. Funds may be used only for environmental mitigation work that
16 is required by permits that were issued for projects funded by the
17 transportation partnership account or transportation 2003 account
18 (nickel account).

19 (8) The transportation 2003 account (nickel account)--state
20 appropriation includes up to (~~(\$339,608,000)~~) \$308,996,000 in proceeds
21 from the sale of bonds authorized by RCW 47.10.861.

22 (9) The transportation partnership account--state appropriation
23 includes up to (~~(\$972,392,000)~~) \$734,097,000 in proceeds from the sale
24 of bonds authorized in RCW 47.10.873.

25 (10) The motor vehicle account--state appropriation includes up to
26 (~~(\$55,870,000)~~) \$5,000,000 in proceeds from the sale of bonds
27 authorized in RCW 47.10.843.

28 (11) The state route number 520 corridor account--state
29 appropriation includes up to (~~(\$1,779,000,000)~~) \$913,297,000 in
30 proceeds from the sale of bonds authorized in RCW 47.10.879.

31 (12) (~~(\$767,000)~~) \$692,000 of the motor vehicle account--state
32 appropriation and (~~(\$3,736,000)~~) \$3,002,000 of the motor vehicle
33 account--federal appropriation are provided solely for the US 2 High
34 Priority Safety project (100224I). Expenditure of these funds is for
35 safety projects on state route number 2 between Monroe and Gold Bar,
36 which may include median rumble strips, traffic cameras, and electronic
37 message signs.

1 (13) (~~(\$820,000)~~) \$819,900 of the motor vehicle account--federal
2 appropriation, (~~(\$16,308,000)~~) \$6,226,000 of the motor vehicle
3 account--private/local appropriation, and (~~(\$48,000)~~) \$344,000 of the
4 motor vehicle account--state appropriation are provided solely for the
5 US 2/Bickford Avenue - Intersection Safety Improvements project
6 (100210E).

7 (14) \$1,025,000 of the motor vehicle account--state appropriation
8 is provided solely for environmental work on the Belfair Bypass project
9 (300344C).

10 (15) (~~(\$372,000)~~) \$360,000 of the motor vehicle account--federal
11 appropriation and (~~(\$9,000)~~) \$49,000 of the motor vehicle account--
12 -state appropriation are provided solely for the I-5/Vicinity of Joint
13 Base Lewis-McChord - Install Ramp Meters project (300596M).

14 (16) (~~(\$202,863,000)~~) \$102,588,000 of the transportation
15 partnership account--state appropriation (~~(and—\$51,138,000)~~),
16 \$43,847,000 of the transportation 2003 account (nickel account)--state
17 appropriation, \$12,000 of the motor vehicle account--federal
18 appropriation, and \$68,000 of the motor vehicle account--private/local
19 appropriation are provided solely for the I-5/Tacoma HOV Improvements
20 (Nickel/TPA) project (300504A). The use of funds in this subsection to
21 renovate any buildings is subject to the requirements of section 604
22 (~~(of this act)~~), chapter 367, Laws of 2011. The department shall
23 report to the legislature and the office of financial management on any
24 costs associated with building renovations funded in this subsection.

25 (17)(a) \$7,423,000 of the transportation partnership account--state
26 appropriation (~~(and)~~), \$54,461,000 of the motor vehicle account--
27 federal appropriation, \$30,388,000 of the motor vehicle account--
28 private/local appropriation, \$303,000 of the multimodal transportation
29 account--state appropriation, and \$527,000 of the motor vehicle
30 account--state appropriation are provided solely for the I-5/Columbia
31 River Crossing project (400506A). (~~(Of the amounts appropriated in~~
32 ~~this subsection, \$15,000,000 of the motor vehicle account--federal~~
33 ~~appropriation must be put into unallotted status and is subject to the~~
34 ~~review of the office of financial management. This funding may only be~~
35 ~~allotted once the state of Oregon's total contribution of shared~~
36 ~~expenses on the project are within five million dollars of the state of~~
37 ~~Washington's shared expenses.))~~

1 (b) It is the intent of the legislature that Washington and Oregon
2 have equal funding commitments and equal total expenditures to date on
3 the shared components of the Columbia river crossing project. The
4 department shall provide a quarterly report on this project beginning
5 March 31, 2012. This report must include:

6 (i) An update on preliminary engineering and right-of-way
7 acquisition for the previous quarter;

8 (ii) Planned objectives for right-of-way and preliminary
9 engineering for the ensuing quarter;

10 (iii) An updated comparison of the total appropriation authority
11 for the project by state;

12 (iv) An updated comparison of the total expenditures to date on the
13 project by state; and

14 (v) The committed funding provided by the state of Oregon to right-
15 of-way acquisition.

16 (c) \$200,000 of the transportation partnership account--state
17 appropriation in this subsection is provided solely for the department
18 to work with the department of archaeology and historic preservation to
19 ensure that the cultural resources investigation is properly conducted
20 on the Columbia river crossing project. This project must be conducted
21 with active archaeological management and result in one report that
22 spans the single cultural area in Oregon and Washington. Additionally,
23 the department shall establish a scientific peer review of independent
24 archaeologists that are knowledgeable about the region and its cultural
25 resources.

26 (d) Consistent with the draft environmental impact statement and
27 the Columbia river crossing project's independent review panel report,
28 the Columbia river crossing project's financial plan must include
29 recognition of state transportation funding contributions from both
30 Washington and Oregon, federal transportation funding, and a funding
31 contribution from toll bond proceeds. Following the refinement of the
32 finance plan as recommended by the independent review panel, the
33 department may seek authorization from the legislature to collect tolls
34 on the existing Columbia river crossing or on a replacement crossing
35 over Interstate 5.

36 (e) The Washington state department of transportation budget
37 includes resources to continue work on solutions that advance the
38 Columbia river crossing project to completion of the required

1 environmental impact statement. The department must report to the
2 Columbia river crossing legislative oversight subcommittee of the joint
3 transportation committee, established in section 204(7) (~~of this~~
4 ~~act~~), chapter 86, Laws of 2012, on the progress made on the Columbia
5 river crossing project at each meeting of the oversight subcommittee.
6 Reporting must include updated information on cost estimates, rights-
7 of-way purchases and procurement schedules, and financing plans for the
8 Columbia river crossing project, including projected traffic volumes,
9 fuel and gas price assumptions, toll rates, costs of toll collections,
10 as well as potential need for general transportation funding. By
11 January 1, 2013, the department shall provide to the oversight
12 subcommittee of the joint transportation committee a phased master plan
13 for the Columbia river crossing project.

14 (18) Within the amounts provided for the Columbia river crossing
15 project (400506A), the department shall conduct a traffic and revenue
16 analysis for the Columbia river crossing project that will lay the
17 foundation for investment grade traffic and revenue analysis. While
18 conducting the analysis, the department must coordinate with the Oregon
19 department of transportation, the Washington state transportation
20 commission, and the Washington state legislative oversight committee.

21 (a) The department's analysis must include the assessment and
22 review of the following variables within the project:

- 23 (i) Exemptions from tolls for vehicles with two or more occupants;
24 (ii) A variable toll where the tolls vary by time of day and day of
25 the week; and
26 (iii) A frequency-based toll rate for the facility.

27 (b) The analysis must also assess the following:

- 28 (i) The impact that light rail service in the corridor will have on
29 estimated toll revenues;
30 (ii) The level of diversion from the Interstate 5 corridor and the
31 impact on estimated toll revenues; and
32 (iii) The estimated toll revenues from vehicle trips originating
33 within the region and outside the region by vehicle type.

34 (c) The department must submit a report of findings to the
35 transportation committees of the legislature by July 1, 2013.

36 (19) (~~(\$309,000)~~) \$91,000 of the motor vehicle account--federal
37 appropriation and (~~(\$78,000)~~) \$24,000 of the motor vehicle account--

1 state appropriation are provided solely for the SR 9/SR 204
2 Intersection Improvement project (L2000040).

3 (20) (~~(\$3,385,000)~~) \$980,000 of the motor vehicle account--federal
4 appropriation and (~~(\$50,000)~~) \$51,000 of the motor vehicle account--
5 state appropriation are provided solely for the US 12/Nine Mile Hill to
6 Woodward Canyon Vic - Build New Highway project (501210T).

7 (21) \$5,791,000 of the Tacoma Narrows toll bridge account--state
8 appropriation is provided solely for deferred sales tax expenses on the
9 construction of the new Tacoma Narrows bridge. However, if chapter
10 . . . (Senate Bill No. 6073), Laws of 2012 (sales tax exemption on SR
11 16 projects) is enacted by June 30, 2012, the amount provided in this
12 subsection lapses.

13 (22) (~~(\$391,000)~~) \$226,000 of the motor vehicle account--federal
14 appropriation and (~~(\$16,000)~~) \$19,000 of the motor vehicle account--
15 state appropriation are provided solely for the SR 16/Rosedale Street
16 NW Vicinity - Frontage Road project (301639C). The frontage road must
17 be built for driving speeds of no more than thirty-five miles per hour.

18 (23) (~~(\$621,000)~~) \$663,000 of the motor vehicle account--federal
19 appropriation (~~(is)~~) and \$12,000 of the motor vehicle account--state
20 appropriation are provided solely for the SR 20/Race Road to Jacob's
21 Road safety project (L2200042).

22 (24) (~~(\$32,162,000)~~) \$15,746,000 of the transportation partnership
23 account--state appropriation (~~(is)~~) and \$122,000 of the motor vehicle
24 account--private/local appropriation are provided solely for the SR 28/
25 US 2 and US 97 Eastmont Avenue Extension project (202800D).

26 (25) (~~(\$1,227,000)~~) \$705,000 of the motor vehicle account--federal
27 appropriation and (~~(\$38,000)~~) \$165,000 of the motor vehicle account--
28 state appropriation are provided solely for design and right-of-way
29 work on the I-82/Red Mountain Vicinity project (508208M). The
30 department shall continue to work with the local partners in developing
31 transportation solutions necessary for the economic growth in the Red
32 Mountain American viticulture area of Benton county.

33 (26) (~~(\$1,500,000)~~) \$3,000,000 of the motor vehicle account--
34 federal appropriation (~~(is)~~) and \$120,000 of the motor vehicle
35 account--state appropriation are provided solely for the I-90
36 Comprehensive Tolling Study and Environmental Review project (100067T).
37 The department shall undertake a comprehensive environmental review of
38 tolling Interstate 90 between Interstate 5 and Interstate 405 for the

1 purposes of both managing traffic and providing funding for
2 construction of the unfunded state route number 520 from Interstate 5
3 to Medina project. The environmental review must include significant
4 outreach to potentially affected communities. The department may
5 consider traffic management options that extend as far east as
6 Issaquah.

7 (27) \$12,149,000 of the motor vehicle account--federal
8 appropriation (~~and~~), \$362,000 of the motor vehicle account--state
9 appropriation, and \$50,000 of the motor vehicle account--private/local
10 appropriation are provided solely for the I-90/Sullivan Road to Barker
11 Road - Additional Lanes project (609049N).

12 (28) Up to \$8,000,000 in savings realized on the I-90/Snoqualmie
13 Pass East - Hyak to Keechelus Dam - Corridor project (509009B) may be
14 used for design work on the next two-mile segment of the corridor. Any
15 additional savings on this project must remain on the corridor.
16 Project funds may not be used to build or improve buildings until the
17 plan described in section 604 (~~of this act~~), chapter 367, Laws of
18 2011 is complete.

19 (29) (~~(\$657,000)~~) \$637,000 of the motor vehicle account--federal
20 appropriation (~~is~~) and \$15,000 of the motor vehicle account--state
21 appropriation are provided solely for the US 97A/North of Wenatchee -
22 Wildlife Fence project (209790B).

23 (30) The department shall reconvene an expert review panel of no
24 more than three members as described under RCW 47.01.400 for the
25 purpose of updating the work that was previously completed by the panel
26 on the Alaskan Way viaduct replacement project and to ensure that an
27 appropriate and viable financial plan is created and regularly
28 reviewed. The expert review panel must be selected cooperatively by
29 the chairs of the senate and house of representatives transportation
30 committees, the secretary of transportation, and the governor. The
31 expert review panel must report findings and recommendations to the
32 transportation committees of the legislature, the governor's Alaskan
33 Way viaduct project oversight committee, and the transportation
34 commission by October 2011, and annually thereafter until the project
35 is operationally complete.

36 (31) It is important that the public and policymakers have accurate
37 and timely access to information related to the Alaskan Way viaduct
38 replacement project as it proceeds to, and during, the construction of

1 all aspects of the project including, but not limited to, information
2 regarding costs, schedules, contracts, project status, and neighborhood
3 impacts. Therefore, it is the intent of the legislature that the
4 state, city, and county departments of transportation establish a
5 single source of accountability for integration, coordination,
6 tracking, and information of all requisite components of the
7 replacement project, which must include, at a minimum:

8 (a) A master schedule of all subprojects included in the full
9 replacement project or program; and

10 (b) A single point of contact for the public, media, stakeholders,
11 and other interested parties.

12 (32) Within the amounts provided in this section, (~~(\$20,000)~~)
13 \$42,000 of the motor vehicle account--state appropriation and
14 (~~(\$980,000)~~) \$958,000 of the motor vehicle account--federal
15 appropriation are provided solely for the department to continue work
16 on a comprehensive tolling study of the state route number 167 corridor
17 (project 316718S). As funding allows, the department shall also
18 continue work on a comprehensive tolling study of the state route
19 number 509 corridor.

20 (33)(a) (~~(\$137,022,000)~~) \$70,663,000 of the transportation
21 partnership account--state appropriation (~~and—\$50,623,000~~)
22 \$38,613,000 of the transportation 2003 account (nickel account)--state
23 appropriation and \$309,000 of the motor vehicle account--private/local
24 appropriation are provided solely for the I-405/Kirkland Vicinity Stage
25 2 - Widening project (8BI1002). This project must be completed as soon
26 as practicable as a design-build project and must be constructed with
27 a footprint that would accommodate potential future express toll lanes.

28 (b) As part of the project, the department shall conduct a traffic
29 and revenue analysis and complete a financial plan to provide
30 additional information on the revenues, expenditures, and financing
31 options available for active traffic management and congestion relief
32 in the Interstate 405 and state route number 167 corridors. A report
33 must be provided to the transportation committees of the legislature
34 and the office of financial management by January 2012. However, this
35 subsection (33)(b) is null and void if chapter . . . (Engrossed House
36 Bill No. 1382), Laws of 2011 (I-405 express toll lanes) is enacted by
37 June 30, 2011.

1 (c) Of the amount appropriated in (a) of this subsection,
2 \$15,000,000 of the transportation partnership account--state
3 appropriation is provided solely for the preliminary design and
4 purchase of rights-of-way on the state route number 167 direct
5 connector. It is the intent of the legislature to fund an additional
6 \$25,000,000 of the transportation partnership account--state
7 appropriation for the preliminary design and purchase of rights-of-way
8 on the state route number 167 direct connector during the 2013-2015
9 biennium.

10 (d) Within the amounts provided for this project, funding is
11 provided solely for tolling equipment, such as gantries, barriers, or
12 cameras, on Interstate 405, consistent with chapter 369, Laws of 2011.
13 The department shall place amounts for tolling equipment into
14 unallotted status until the traffic and revenue analysis required in
15 RCW 47.56.886 is submitted to the governor and the legislature. Once
16 the report has been submitted, the office of financial management may
17 approve the allotment of funds for tolling equipment only after
18 consultation with the joint transportation committee.

19 (34) Funding for a signal at state route number 507 and Yew Street
20 is included in the appropriation for intersection and spot improvements
21 (0BI2002).

22 (35) (~~(\$224,592,000)~~) \$52,078,000 of the transportation partnership
23 account--state appropriation (~~(and \$898,286,000)~~), \$902,101,000 of the
24 state route number 520 corridor account--state appropriation,
25 \$17,155,000 of the motor vehicle account--federal appropriation, and
26 \$1,303,000 of the motor vehicle account--private/local appropriation
27 are provided solely for the state route number 520 bridge replacement
28 and HOV program (8BI1003). When developing the financial plan for the
29 program, the department shall assume that all maintenance and operation
30 costs for the new facility are to be covered by tolls collected on the
31 toll facility, and not by the motor vehicle account.

32 (36) \$500,000 of the motor vehicle account--state appropriation is
33 provided solely for a multimodal corridor plan on state route number
34 520 between Interstate 405 and Avondale Road in Redmond (L1000054).

35 (37) \$300,000 of the motor vehicle account--federal appropriation
36 (~~(is)~~) and \$13,000 of the motor vehicle account--state appropriation
37 are provided solely for the SR 523 Corridor study (L1000059).

1 (38) The department shall consider using the city of Mukilteo's
2 off-site mitigation program in the event any projects on state route
3 number 525 or 526 require environmental mitigation.

4 (39) Any savings on projects on the state route number 532 corridor
5 must be used within the corridor to begin work on flood prevention and
6 raising portions of the highway above flood and storm influences.

7 (40) The total appropriation provided in this section assumes
8 enactment of chapter . . . (Second Substitute Senate Bill No. 5250),
9 Laws of 2012 (design-build procedures) and reflects efficiencies and
10 cost savings generated by this innovative design and contracting tool.

11 (41) Construction of a new traffic management center may not
12 commence until the budget evaluation study in section 102(1) (~~of this~~
13 ~~act~~), chapter 86, Laws of 2012 is complete and the office of financial
14 management has determined that a new traffic management center is the
15 preferred option and has approved this project.

16 (42) The department shall itemize all future requests for the
17 construction of new buildings on a project list. Each building
18 construction project must be listed in the project list along with all
19 other highway construction projects and submitted by the department as
20 part of its budget submittal. It is the intent of the legislature that
21 new facility construction must be transparent and not appropriated
22 within larger highway construction projects.

23 (43) (~~(\$250,000)~~) \$240,000 of the motor vehicle account--federal
24 appropriation (~~is~~) and \$10,000 of the motor vehicle account--state
25 appropriation are provided solely for planning a proposed off-ramp
26 eastbound from state route number 518 to Des Moines Memorial Drive in
27 Burien (L1100045).

28 (44) (~~(\$1,100,000)~~) \$425,000 of the motor vehicle account--federal
29 appropriation (~~is~~) and \$18,000 of the motor vehicle account--state
30 appropriation are provided solely for preliminary engineering on the I-
31 5/Marvin Road Interchange study (L2200087).

32 (45) (~~(\$400,000)~~) \$389,000 of the motor vehicle account--federal
33 appropriation (~~is~~) and \$22,000 of the motor vehicle account--state
34 appropriation are provided solely for the SR 150/No-See-Um Road
35 Intersection - Realignment project (L2200092).

36 (46) \$750,000 of the motor vehicle account--federal appropriation
37 (~~is~~) and \$31,000 of the motor vehicle account--state appropriation

1 are provided solely for (~~preliminary engineering on~~) the SR
2 305/Suquamish Way Intersection Improvements project (L2200093).

3 (47) (~~(\$700,000)~~) \$658,000 of the motor vehicle account--federal
4 appropriation (~~is~~) and \$16,000 of the motor vehicle account--state
5 appropriation are provided solely for the US 395/Lind Road Intersection
6 project (L2200086).

7 (48) \$8,303,000 of the motor vehicle account--state appropriation
8 is provided solely to advance the design, preliminary engineering, and
9 rights-of-way acquisition for the priority projects identified in LEAP
10 Transportation Document 2012-3 as developed March 8, 2012. Funds must
11 be used to advance the emergent, initial development of these projects
12 for the purpose of expediting delivery of the associated major
13 investments when funding for such investments becomes available.
14 Funding may be reallocated between projects to maximize the
15 accomplishment of design and preliminary engineering work and rights-
16 of-way acquisition, provided that all projects are addressed. It is
17 the intent of the legislature that, while seeking to maximize the
18 outcomes in this section, the department shall provide for continuity
19 of both the state and consulting engineer workforce, while
20 strategically utilizing private sector involvement to ensure
21 consistency with the department's business plan for staffing in the
22 highway construction program in the current and next fiscal biennium.

23 **Sec. 1004.** 2012 c 86 s 306 (uncodified) is amended to read as
24 follows:

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

26	Transportation Partnership Account--State	
27	Appropriation	((\$44,463,000))
28		<u>\$23,754,000</u>
29	Motor Vehicle Account--State Appropriation	((\$81,741,000))
30		<u>\$78,113,000</u>
31	Motor Vehicle Account--Federal Appropriation	((\$540,306,000))
32		<u>\$510,909,000</u>
33	Motor Vehicle Account--Private/Local	
34	Appropriation	((\$21,585,000))
35		<u>\$18,894,000</u>
36	Tacoma Narrows Toll Bridge Account--State	
37	Appropriation	((\$259,000))

1

2 (~~(Transportation 2003 Account (Nickel Account) -- State~~

3 ~~Appropriation \$23,000))~~

4 Highway Safety Account -- State Appropriation \$3,500,000

5 TOTAL APPROPRIATION ~~((\$691,877,000))~~

6 \$635,688,000

7 The appropriations in this section are subject to the following

8 conditions and limitations:

9 (1) Except as provided otherwise in this section, the entire

10 transportation 2003 account (nickel account) appropriation and the

11 entire transportation partnership account appropriation are provided

12 solely for the projects and activities as listed by ~~((fund,))~~

13 ~~project((, and amount))~~ in LEAP Transportation Document ~~((2012-2))~~

14 2013-1 as developed ~~((March 8, 2012))~~ April 3, 2013, Program - Highway

15 Preservation Program (P). ~~((However, limited transfers of specific~~

16 ~~line item project appropriations may occur between projects for those~~

17 ~~amounts listed subject to the conditions and limitations in section 603~~

18 ~~of this act.))~~

19 (2) The department of transportation shall continue to implement

20 the lowest life-cycle cost planning approach to pavement management

21 throughout the state to encourage the most effective and efficient use

22 of pavement preservation funds. Emphasis should be placed on

23 increasing the number of roads addressed on time and reducing the

24 number of roads past due.

25 (3) Within the motor vehicle account--state appropriation and motor

26 vehicle account--federal appropriation, the department may transfer

27 funds between programs I and P, except for funds that are otherwise

28 restricted in this act.

29 (4) The department shall apply for surface transportation program

30 enhancement funds to be expended in lieu of or in addition to state

31 funds for eligible costs of projects in programs I and P.

32 (5) ~~((The motor vehicle account--state appropriation includes up to~~

33 ~~\$17,652,000 in proceeds from the sale of bonds authorized in RCW~~

34 ~~47.10.843.~~

35 ~~(6))~~ The department must work with cities and counties to develop

36 a comparison of direct and indirect labor costs, overhead rates, and

37 other costs for high-cost bridge inspections charged by the state,

1 counties, and other entities. The comparison is due to the
2 transportation committees of the legislature on September 1, 2011.

3 ~~((7) \$789,000))~~ (6) \$739,000 of the motor vehicle account--federal
4 appropriation and ~~((6,000))~~ \$56,000 of the motor vehicle account--
5 state appropriation are provided solely for the environmental impact
6 statement and preliminary planning for the replacement of the state
7 route number 9 Snohomish river bridge (project L2000018).

8 ~~((8) \$10,843,000))~~ (7) \$9,096,000 of the motor vehicle account--
9 federal appropriation, ~~((1,992,000))~~ \$1,794,000 of the motor vehicle
10 account--private/local appropriation, and ~~((390,000))~~ \$340,000 of the
11 motor vehicle account--state appropriation are provided solely for the
12 SR 21/Keller Ferry - Replace Boat project (602110J).

13 ~~((9) \$165,000))~~ (8) \$227,000 of the motor vehicle account--federal
14 appropriation ~~((is))~~ and \$13,000 of the motor vehicle account--state
15 appropriation are provided solely for the I-90/Ritzville to Tokio -
16 Paving of Outside Lanes project (609041G).

17 ~~((10) \$5,565,000))~~ (9) \$1,566,000 of the motor vehicle account--
18 federal appropriation and ~~((232,000))~~ \$124,000 of the motor vehicle
19 account--state appropriation are provided solely for the SR
20 167/Puyallup River Bridge Replacement project (316725A). This project
21 must be completed as a design-build project. The department must work
22 with local jurisdictions and the community during the environmental
23 review process to develop appropriate esthetic design elements, at no
24 additional cost to the department, and traffic management plans
25 pertaining to this project. The department must report to the
26 transportation committees of the legislature on estimated cost and/or
27 time savings realized as a result of using the design-build process.

28 ~~((11) \$507,000))~~ (10) \$649,000 of the motor vehicle account--
29 federal appropriation and ~~((13,000))~~ \$15,000 of the motor vehicle
30 account--state appropriation are provided solely for the SR
31 906/Travelers Rest - Building Renovation project (090600A).

32 ~~((12))~~ (11) The department shall submit a renewal and
33 rehabilitation plan for the new state route number 16 Tacoma Narrows
34 bridge as a decision package as part of its 2013-2015 biennial budget
35 submittal.

36 (12) \$3,500,000 of the highway safety account--state appropriation
37 is provided solely for urgent preservation needs on the state highway
38 system.

1	Appropriation	\$27,527,000
2	TOTAL APPROPRIATION	((\$284,194,000))
3		<u>\$309,956,000</u>

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

6 (1) Except as provided otherwise in this section, the entire
7 appropriations in this section are provided solely for the projects and
8 activities as listed in LEAP Transportation Document ((~~2012-1~~)) 2013-2
9 ALL PROJECTS as developed ((~~March 8, 2012~~)) April 3, 2013, Program -
10 Washington State Ferries Capital Program (W).

11 (2) The department shall work with the department of archaeology
12 and historic preservation to ensure that the cultural resources
13 investigation is properly conducted on all large ferry terminal
14 projects. These projects must be conducted with active archaeological
15 management.

16 (3) The multimodal transportation account--state appropriation
17 includes up to \$27,527,000 in proceeds from the sale of bonds
18 authorized in RCW 47.10.867.

19 (4) The Puget Sound capital construction account--state
20 appropriation includes up to \$45,000,000 in proceeds from the sale of
21 bonds authorized in RCW 47.10.843.

22 (5) ((~~\$17,970,000~~)) \$17,370,000 of the transportation 2003 account
23 (nickel account)--state appropriation is provided solely for the
24 acquisition of new Kwa-di-tabil class ferry vessels (project 944470A)
25 subject to the conditions of RCW 47.56.780.

26 (6) \$25,404,000 of the multimodal transportation account--state
27 appropriation, \$1,000,000 of the Puget Sound capital construction
28 account--federal appropriation, \$11,500,000 of the transportation
29 partnership account--state appropriation, and ((~~\$85,924,000~~))
30 \$76,917,000 of the transportation 2003 account (nickel account)--state
31 appropriation are provided solely for the acquisition of one 144-car
32 vessel (project L2200038). The department shall use as much already
33 procured equipment as practicable on the 144-car vessel. The vendor
34 must present to the joint transportation committee and the office of
35 financial management, by August 15, 2011, a list of options that will
36 result in significant cost savings changes in terms of construction or
37 the long-term maintenance and operations of the vessel. The vendor
38 must allow for exercising the options without a penalty. If neither

1 chapter ... (Engrossed Substitute Senate Bill No. 5742), Laws of 2011
2 nor chapter ... (House Bill No. 2083), Laws of 2011 is enacted by June
3 30, 2011, \$75,000,000 of the transportation 2003 account (nickel
4 account)--state appropriation in this subsection lapses.

5 (7) \$39,894,000 of the transportation 2003 account (nickel
6 account)--state appropriation and \$2,500,000 of the Puget Sound capital
7 construction account--federal appropriation are provided solely for the
8 purposes of constructing a ferry boat vessel with a carrying capacity
9 of at least one hundred forty-four cars (project L2200039).

10 (8) \$5,749,000 of the total appropriation is provided solely for
11 continued permitting work on the Mukilteo ferry terminal (project
12 952515P). The department shall seek additional federal funding for
13 this project. Prior to beginning terminal improvements, the department
14 shall report to the legislature on the final environmental impact
15 statement by December 31, 2012. The report must include an overview of
16 the costs and benefits of each of the alternatives considered, as well
17 as an identification of costs and a funding plan for the preferred
18 alternative.

19 ~~((+8))~~ (9) The department shall review all terminal project cost
20 estimates to identify projects where similar design requirements could
21 result in reduced preliminary engineering or miscellaneous items costs.
22 The department shall report to the legislature by September 1, 2011.
23 The report must use programmatic design and include estimated cost
24 savings by reducing repetitive design costs or miscellaneous costs, or
25 both, applied to projects.

26 ~~((+9) \$3,000,000)~~ (10) \$6,000,000 of the Puget Sound capital
27 construction account--state appropriation is provided solely for
28 emergency capital repair costs (project 999910K). Funds may be spent
29 only after approval from the office of financial management.

30 ~~((+10))~~ (11) \$4,851,000 of the Puget Sound capital construction
31 account--state appropriation is provided solely for the reservation and
32 communications system projects (L200041 & L200042).

33 ~~((+11))~~ (12) \$1,000,000 of the Puget Sound capital construction
34 account--state appropriation is provided solely for security and
35 operational planning as a first step in introducing liquid natural gas
36 (LNG) to the Washington ferry fleet, including the issuance of a
37 request for proposals (RFP). \$750,000 is provided solely for the
38 department to work with appropriate agencies of the state and federal

1 government to amend the state's current alternative security plan to
2 account for the use of LNG as a propulsion fuel in the ferry fleet, and
3 to begin public outreach efforts. \$250,000 is provided solely to issue
4 an RFP for a design-build contract to fully convert the existing diesel
5 powered Issaquah class fleet to be solely powered by LNG. The
6 successful bidder must be awarded the \$250,000 appropriation and must
7 be able to offer detailed design services, attain coast guard approval
8 regarding vessel safety and any other requirements pertaining to
9 design, acquire engines with LNG as a sole fuel source, provide public
10 outreach and education regarding the conversion of ferry vessels to
11 LNG, perform all conversion work, and supply dependable and suitable
12 quantities of LNG. The RFP must include incentives for proposals that
13 include alternative financing arrangements, such as a delayed payment
14 plan based on fuel savings. To the extent allowable under current law,
15 the bidder awarded the design-build contract for converting the
16 Issaquah fleet to LNG under this subsection must be given bidding
17 preferences in any future LNG-related ferry proposals or projects. The
18 RFP referenced in this subsection must be issued by the department by
19 August 1, 2012. The department must provide a report to the joint
20 transportation committee on the development of the RFP in July 2012 and
21 an update report again in September 2012.

22 ~~((12) \$500,000))~~ (13) \$1,200,000 of the Puget Sound capital
23 construction account--state appropriation is provided solely for the
24 ADA visual paging project (L2200083). If any new federal grants are
25 received by the department that may supplant the state funds in this
26 appropriation, the state funds in this appropriation must be placed in
27 unallotted status.

28 ~~((13))~~ (14) Consistent with RCW 47.60.662, which requires the
29 Washington state ferry system to collaborate with passenger-only ferry
30 and transit providers to provide service at existing terminals, the
31 department shall ensure that multimodal access, including for
32 passenger-only ferries and transit service providers, is not precluded
33 by any future modifications at the terminal.

34 (15) The appropriation in this section includes up to \$47,759,000
35 in proceeds from the sale of bonds authorized in RCW 47.10.861.

36 **Sec. 1007.** 2012 c 86 s 309 (uncodified) is amended to read as
37 follows:

1 assistance account--state appropriation are for statewide emergent
2 freight rail assistance projects identified in the LEAP transportation
3 document identified in (a) of this subsection.

4 (2)(a) The department shall issue a call for projects for the
5 freight rail investment bank (FRIB) loan program and the emergent
6 freight rail assistance program (FRAP) grants, and shall evaluate the
7 applications according to the cost-benefit methodology developed during
8 the 2008 interim using the legislative priorities specified in (c) of
9 this subsection. Unsuccessful FRAP grant applicants should be
10 encouraged to apply to the FRIB loan program, if eligible. By November
11 1, 2012, the department shall submit a prioritized list of recommended
12 projects to the office of financial management and the transportation
13 committees of the legislature.

14 (b) When the department identifies a prospective rail project that
15 may have strategic significance for the state, or at the request of a
16 proponent of a prospective rail project or a member of the legislature,
17 the department shall evaluate the prospective project according to the
18 cost-benefit methodology developed during the 2008 interim using the
19 legislative priorities specified in (c) of this subsection. The
20 department shall report its cost-benefit evaluation of the prospective
21 rail project, as well as the department's best estimate of an
22 appropriate construction schedule and total project costs, to the
23 office of financial management and the transportation committees of the
24 legislature.

25 (c) The legislative priorities to be used in the cost-benefit
26 methodology are, in order of relative importance:

27 (i) Economic, safety, or environmental advantages of freight
28 movement by rail compared to alternative modes;

29 (ii) Self-sustaining economic development that creates family-wage
30 jobs;

31 (iii) Preservation of transportation corridors that would otherwise
32 be lost;

33 (iv) Increased access to efficient and cost-effective transport to
34 market for Washington's agricultural and industrial products;

35 (v) Better integration and cooperation within the regional,
36 national, and international systems of freight distribution; and

37 (vi) Mitigation of impacts of increased rail traffic on
38 communities.

1 (3) The department is directed to expend unallocated federal rail
2 crossing funds in lieu of or in addition to state funds for eligible
3 costs of projects in program Y.

4 (4) The department shall provide quarterly reports to the office of
5 financial management and the transportation committees of the
6 legislature regarding applications that the department submits for
7 federal funds and the status of such applications.

8 (5) The multimodal transportation account--state appropriation
9 includes up to \$12,103,000 in proceeds from the sale of bonds
10 authorized in RCW 47.10.867.

11 (6) The Burlington Northern Santa Fe Skagit river bridge is an
12 integral part of the rail system. Constructed in 1916, the bridge does
13 not meet current design standards and is at risk during flood events
14 that occur on the Skagit river. The department shall work with
15 Burlington Northern Santa Fe and local jurisdictions to secure federal
16 funding for the Skagit river bridge and to develop an appropriate
17 replacement plan and schedule.

18 (7) (~~(\$218,341,000)~~) \$84,563,000 of the multimodal transportation
19 account--federal appropriation and (~~(\$3,639,000)~~) \$1,465,000 of the
20 multimodal transportation account--state appropriation are provided
21 solely for expenditures related to passenger high-speed rail grants.
22 At one and one-half percent of the total project funds, the multimodal
23 transportation account--state funds are provided solely for
24 expenditures that are not federally reimbursable. Funding in this
25 subsection is the initial portion of multiyear high-speed rail program
26 grants awarded to Washington state for high-speed intercity passenger
27 rail investments. Funding will allow for two additional round trips
28 between Seattle and Portland and other rail improvements.

29 (8) \$750,000 of the multimodal transportation account--state
30 appropriation is provided solely for the Port of Royal Slope
31 rehabilitation project (L1000053). Funding is contingent upon the
32 project completing the rail cost-benefit methodology process developed
33 during the 2008 interim using the legislative priorities outlined in
34 subsection (2)(c) of this section.

35 (9) As allowable under federal rail authority rules and existing
36 competitive bidding practices, when purchasing new train sets, the
37 department shall give preference to bidders that propose train sets

1 with characteristics and maintenance requirements most similar to those
2 currently owned by the department.

3 (10) Funds generated by the grain train program are solely for
4 operating, sustaining, and enhancing the grain train program including,
5 but not limited to, operations, capital investments, inspection,
6 developing business plans for future growth, and fleet management. Any
7 funds deemed by the department, in consultation with relevant port
8 districts, to be in excess of current operating needs or capital
9 reserves of the grain train program may be transferred from the
10 miscellaneous program account to the essential rail assistance account
11 for the purpose of sustaining the grain train program through
12 maintaining the Palouse river and Coulee City railroad line, on which
13 the grain train program operates.

14 (11) \$500,000 of the essential rail assistance account--state
15 appropriation is provided solely for the purpose of rehabilitation and
16 maintenance of the Palouse river and Coulee City railroad line.
17 Expenditures from this appropriation may not exceed the combined total
18 of:

- 19 (a) The revenues deposited into the essential rail assistance
20 account from leases and sale of property pursuant to RCW 47.76.290; and
- 21 (b) Revenues transferred from the miscellaneous program account for
22 the purpose of sustaining the grain train program through maintaining
23 the Palouse river and Coulee City railroad line.

24 (12) \$200,000 of the multimodal transportation account--state
25 appropriation is provided solely for the Clark county chelatchie
26 prairie rail road (project L2200085).

27 **Sec. 1008.** 2012 c 86 s 310 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
30 **CAPITAL**

31	((Highway Infrastructure Account--State Appropriation	\$207,000
32	Highway Infrastructure Account--Federal	
33	Appropriation	\$1,602,000))
34	Motor Vehicle Account--State Appropriation	((<u>\$4,179,000</u>))
35		<u>\$2,511,000</u>
36	Motor Vehicle Account--Federal Appropriation	((<u>\$37,935,000</u>))
37		<u>\$19,759,000</u>

1	<u>Highway Safety Account--State Appropriation</u>	<u>\$752,000</u>
2	Freight Mobility Investment Account--State	
3	Appropriation	((\$11,278,000))
4		<u>\$5,044,000</u>
5	Transportation Partnership Account--State	
6	Appropriation	((\$7,181,000))
7		<u>\$3,967,000</u>
8	Freight Mobility Multimodal Account--State	
9	Appropriation	((\$15,668,000))
10		<u>\$11,868,000</u>
11	Freight Mobility Multimodal Account--Local	
12	Appropriation	((\$2,834,000))
13		<u>\$960,000</u>
14	Multimodal Transportation Account--State	
15	Appropriation	((\$22,575,000))
16		<u>\$15,413,000</u>
17	Passenger Ferry Account--State Appropriation	\$1,115,000
18	TOTAL APPROPRIATION	((\$104,574,000))
19		<u>\$61,389,000</u>

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

22 (1) \$1,115,000 of the passenger ferry account--state appropriation
23 is provided solely for near and long-term costs of capital improvements
24 and operating expenses that are consistent with the business plan
25 approved by the governor for passenger ferry service.

26 (2) The department shall apply for surface transportation program
27 enhancement funds to be expended in lieu of or in addition to state
28 funds for eligible costs of projects in local programs, program
29 Z--capital.

30 (3) Federal funds may be transferred from program Z to programs I
31 and P and state funds must be transferred from programs I and P to
32 program Z to replace those federal funds in a dollar-for-dollar match.
33 Fund transfers authorized under this subsection shall not affect
34 project prioritization status. Appropriations must initially be
35 allotted as appropriated in this act. The department may not transfer
36 funds as authorized under this subsection without approval of the
37 office of financial management. The department shall submit a report

1 on those projects receiving fund transfers to the office of financial
2 management and the transportation committees of the legislature by
3 December 1, 2011, and December 1, 2012.

4 (4) The city of Winthrop may utilize a design-build process for the
5 Winthrop bike path project.

6 (5) (~~(\$14,813,000)~~) \$10,654,000 of the multimodal transportation
7 account--state appropriation, (~~(\$12,804,000)~~) \$9,554,000 of the motor
8 vehicle account--federal appropriation, (~~and \$6,241,000~~) \$3,417,000
9 of the transportation partnership account--state appropriation, and
10 \$202,000 of the highway safety account--state appropriation are
11 provided solely for the pedestrian and bicycle safety program projects
12 and safe routes to schools program projects identified in: LEAP
13 Transportation Document 2011-A, pedestrian and bicycle safety program
14 projects and safe routes to schools program projects, as developed
15 April 19, 2011; LEAP Transportation Document 2009-A, pedestrian and
16 bicycle safety program projects and safe routes to schools program
17 projects, as developed March 30, 2009; LEAP Transportation Document
18 2007-A, pedestrian and bicycle safety program projects and safe routes
19 to schools program projects, as developed April 20, 2007; and LEAP
20 Transportation Document 2006-B, pedestrian and bicycle safety program
21 projects and safe routes to schools program projects, as developed
22 March 8, 2006. Projects must be allocated funding based on order of
23 priority. The department shall review all projects receiving grant
24 awards under this program at least semiannually to determine whether
25 the projects are making satisfactory progress. Any project that has
26 been awarded funds, but does not report activity on the project within
27 one year of the grant award must be reviewed by the department to
28 determine whether the grant should be terminated. The department shall
29 promptly close out grants when projects have been completed, and
30 identify where unused grant funds remain because actual project costs
31 were lower than estimated in the grant award.

32 (6) Except as provided otherwise in this section, the entire
33 appropriations in this section are provided solely for the projects and
34 activities as listed by project and amount in LEAP Transportation
35 Document (~~(2012-1)~~) 2013-2 ALL PROJECTS as developed (~~(March 8, 2012)~~)
36 April 3, 2013, Program - Local Program (Z).

37 (7) For the 2011-2013 project appropriations, unless otherwise
38 provided in this act, the director of the office of financial

1 management may authorize a transfer of appropriation authority between
2 projects managed by the freight mobility strategic investment board and
3 may also advance projects in future biennia, as identified in LEAP
4 Transportation Document ((2012-1)) 2013-2 ALL PROJECTS as developed
5 ((~~March 8, 2012~~)) April 3, 2013, into the current biennium in order for
6 the board to manage project spending and efficiently deliver all
7 projects in the respective program.

8 (8) With each department budget submittal, the department shall
9 provide an update on the status of the repayment of the twenty million
10 dollars of unobligated federal funds authority advanced by the
11 department in September 2010 to the city of Tacoma for the Murray
12 Morgan/11th Street bridge project.

13 (9) If funding is specifically designated in this act for main
14 street projects, the department shall prepare a list of projects that
15 is consistent with chapter 257, Laws of 2011, for approval in the 2013-
16 2015 fiscal biennium.

17 (10) ((~~\$267,000~~)) \$50,000 of the motor vehicle account--state
18 appropriation and ((~~\$2,859,000~~)) \$50,000 of the motor vehicle account--
19 federal appropriation are provided solely for completion of the US 101
20 northeast peninsula safety rest area and associated roadway
21 improvements east of Port Angeles at the Deer Park scenic view point
22 (3LP187A). The department must surplus any right-of-way previously
23 purchased for this project near Sequim. Approval to proceed with
24 construction is contingent on surplus of previously purchased right-of-
25 way.

26 (11) Up to ((~~\$3,702,000~~)) \$2,680,000 of the motor vehicle account--
27 federal appropriation and ((~~\$75,000~~)) \$55,000 of the motor vehicle
28 account--state appropriation are provided solely to reimburse the
29 cities of Kirkland and Redmond for pavement and bridge deck
30 rehabilitation on state route number 908 (1LP611A). These funds may
31 not be expended unless the cities sign an agreement stating that the
32 cities agree to take ownership of state route number 908 in its
33 entirety and agree that the payment of these funds represents the
34 entire state commitment to the cities for state route number 908
35 expenditures.

36 (12) \$225,000 of the multimodal transportation account--state
37 appropriation is provided solely for the Shell Valley emergency road
38 and bicycle/pedestrian path (L1000036).

1 (13) \$188,000 of the motor vehicle account--state appropriation is
2 provided solely for flood reduction solutions on state route number 522
3 caused by the lower McAleer and Lyon creek basins (L1000041).

4 (14) (~~(\$896,000)~~) \$293,000 of the multimodal transportation
5 account--state appropriation is provided solely for realignment of
6 Parker Road and construction of secondary access off of state route
7 number 20 (L2200040).

8 (~~(An additional \$2,500,000 of the motor vehicle account--~~
9 ~~federal appropriation is provided solely for the Strander Blvd/SW 27th~~
10 ~~St Connection project (1LP902F), which amount is reflected in the LEAP~~
11 ~~transportation document identified in subsection (6) of this section.~~
12 ~~These funds may only be committed if needed, may not be used to~~
13 ~~supplant any other committed project partnership funding, and must be~~
14 ~~the last funds expended.~~

15 (~~(16) \$500,000~~) \$30,000 of the motor vehicle account--federal
16 appropriation is provided solely for safety improvements at the
17 intersection of South Wapato and McDonald Road (L1000052).

18 (~~((17) \$2,000,000)~~) (16) \$850,000 of the multimodal transportation
19 account--state appropriation is provided solely for the state route
20 number 432 rail realignment and highway improvements project
21 (L1000056).

22 (~~((18))~~) (17) \$100,000 of the motor vehicle account--federal
23 appropriation is provided solely for state route number 164 and Auburn
24 Way South pedestrian improvements (L1000057).

25 (~~((19))~~) (18) \$115,000 of the motor vehicle account--federal
26 appropriation is provided solely for median street lighting on state
27 route number 410 (L1000058).

28 (~~((20))~~) (19) \$60,000 of the multimodal transportation account--
29 state appropriation is provided solely for a cross docking study for
30 the port of Douglas county (L1000060).

31 (~~((21))~~) (20) \$100,000 of the motor vehicle account--federal
32 appropriation is provided solely for city of Auburn - 8th and R Street
33 NE intersection improvements (L2200043).

34 (~~((22))~~) (21) \$65,000 of the multimodal transportation account--
35 state appropriation is provided solely for the Puget Sound regional
36 council to further the implementation of multimodal concurrency
37 practice through a transit service overlay zone implemented at the
38 local level (L1000061). This approach will improve the linkage of land

1 use and transportation investment decisions, improve the efficiency of
2 transit service by encouraging transit-supportive development, provide
3 incentives for developers, and support integrated regional growth,
4 economic development, and transportation plans. In carrying out this
5 work, the council shall involve representatives from cities and
6 counties, developers, transit agencies, and other interested
7 stakeholders, and shall consult with other regional transportation
8 planning organizations across the state. The council shall report the
9 results of their work and recommendations to the joint transportation
10 committee by December 2011, with a final report to the transportation
11 committees of the legislature by January 31, 2012.

12 ~~((+23) \$1,750,000))~~ (22) \$650,000 of the motor vehicle account--
13 federal appropriation is provided solely for the SR 522
14 Improvements/61st Avenue NE and NE 181st Street project (L1000055).

15 ~~((+24))~~ (23) The department shall implement a call for projects
16 eligible for the bicycle and pedestrian grant program similar to the
17 call for projects conducted in 2010, although the department may adjust
18 the criteria to include mobility and connectivity. The department
19 shall include a list of prioritized bicycle and pedestrian grant
20 projects for approval in the 2013-2015 biennial transportation budget.

21 ~~((+25))~~ (24) \$100,000 of the multimodal transportation account--
22 state appropriation is provided solely for the design of a stand-alone
23 ADA accessible bicycle/pedestrian bridge across the Sultan river in the
24 city of Sultan (L1100044).

25 ~~((+26) \$445,000))~~ (25) \$30,000 of the motor vehicle account--
26 federal appropriation is provided solely for pedestrian lighting on the
27 main span of the Chehalis river bridge in Aberdeen (L1100046).

28 ~~((+27) \$500,000))~~ (26) \$80,000 of the motor vehicle account--
29 federal appropriation is provided solely for resurfacing Alder Avenue
30 in the city of Sultan (L1100047).

31 ~~((+28) \$800,000))~~ (27) \$550,000 of the motor vehicle account--
32 federal appropriation is provided solely for rights-of-way acquisition
33 on state route number 516 from Jenkins creek to 185th (L2000017).

34 ~~((+29) \$1,100,000 of the motor vehicle account federal
35 appropriation is provided solely for traffic analysis, right-of-way,
36 and design work on the 31st Avenue Southwest overpass on Puyallup's
37 South Hill (L1100048)).~~

1 therein are intended to be reimbursed from proceeds of the financial
2 contract and any certificates of participation therein to the extent
3 provided in the agency's financing plan approved by the state finance
4 committee.

5 (2) State agencies may enter into agreements with the department of
6 general administration and the state treasurer's office to develop
7 requests to the legislature for the acquisition of properties and
8 facilities through financial contracts. The agreements may include
9 charges for services rendered.

10 ~~((a) Department of transportation: Enter into a financing~~
11 ~~contract for up to \$10,824,000 plus financing expenses and required~~
12 ~~reserves pursuant to chapter 39.94 RCW for the acquisition and~~
13 ~~implementation of a time, leave, and labor distribution system that is~~
14 ~~integrated with the state's accounting and human resource management~~
15 ~~systems.~~

16 ~~(b) Department of licensing: Enter into a financing contract for~~
17 ~~up to \$7,414,000 plus financing expenses and required reserves pursuant~~
18 ~~to chapter 39.94 RCW for the purchase of a prorated fuel tax system.~~

19 ~~(e))~~ Washington state patrol: ~~((i))~~ (a) Enter into a financing
20 contract for up to \$8,241,000 plus financing expenses and required
21 reserves pursuant to chapter 39.94 RCW to purchase and install mobile
22 office platforms in state patrol and pursuit vehicles.

23 ~~((ii))~~ (b) Enter into a financing contract for up to
24 ~~(\$40,100,000)~~ \$39,100,000 plus financing expenses and required
25 reserves pursuant to chapter 39.94 RCW to purchase equipment and
26 engineering services to convert to a narrowband digital system.

27 **TRANSFERS AND DISTRIBUTIONS**

28 **Sec. 1201.** 2012 c 86 s 401 (uncodified) is amended to read as
29 follows:

30 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
31 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**
32 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**
33 **REVENUE**

34 Highway Bond Retirement Account--State
35 Appropriation ~~(\$879,501,000)~~

1		<u>\$862,130,000</u>
2	Ferry Bond Retirement Account--State	
3	Appropriation	((\$31,801,000))
4		<u>\$31,807,000</u>
5	State Route Number 520 Corridor Account--State	
6	Appropriation	((\$3,818,000))
7		<u>\$4,766,000</u>
8	Transportation Improvement Board Bond Retirement	
9	Account--State Appropriation	((\$16,482,000))
10		<u>\$17,174,000</u>
11	Nondebt-Limit Reimbursable Account Appropriation	((\$22,476,000))
12		<u>\$21,877,000</u>
13	Transportation Partnership Account--State	
14	Appropriation	((\$3,654,000))
15		<u>\$2,570,000</u>
16	Motor Vehicle Account--State Appropriation	((\$382,000))
17		<u>\$270,000</u>
18	Transportation 2003 Account (Nickel Account)--State	
19	Appropriation	((\$1,305,000))
20		<u>\$1,411,000</u>
21	((Transportation Improvement Account--State	
22	 Appropriation	(\$29,000))
23	Multimodal Transportation Account--State	
24	Appropriation	((\$158,000))
25		<u>\$181,000</u>
26	Toll Facility Bond Retirement Account--State	
27	Appropriation	((\$48,807,000))
28		<u>\$41,279,000</u>
29	Toll Facility Bond Retirement Account--Federal	
30	Appropriation	((\$7,500,000))
31		<u>\$18,283,000</u>
32	TOTAL APPROPRIATION	((\$1,015,913,000))
33		<u>\$1,001,748,000</u>

34 **Sec. 1202.** 2012 c 86 s 402 (uncodified) is amended to read as
35 follows:

36 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**

1 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**
2 **FISCAL AGENT CHARGES**

3	State Route Number 520 Corridor Account--State	
4	Appropriation	(((\$960,000))
5		<u>\$1,826,000</u>
6	Transportation Partnership Account--State	
7	Appropriation	(((\$587,000))
8		<u>\$352,000</u>
9	Motor Vehicle Account--State Appropriation	(((\$58,000))
10		<u>\$28,000</u>
11	Transportation 2003 Account (Nickel Account)--State	
12	Appropriation	(((\$255,000))
13		<u>\$152,000</u>
14	((Transportation Improvement Account--State Appropriation \$5,000))	
15	Multimodal Transportation Account--State	
16	Appropriation	(((\$23,000))
17		<u>\$14,000</u>
18	TOTAL APPROPRIATION	(((\$1,888,000))
19		<u>\$2,372,000</u>

20 **Sec. 1203.** 2012 c 86 s 404 (uncodified) is amended to read as
21 follows:

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

23	Motor Vehicle Account--State Appropriation for motor	
24	vehicle fuel tax distributions to cities and	
25	counties	(((\$470,701,000))
26		<u>\$465,681,000</u>
27	<u>Public Transportation Grant Program Account--State</u>	
28	<u>Appropriation</u>	<u>\$9,000,000</u>
29	<u>TOTAL APPROPRIATION</u>	<u>\$474,681,000</u>

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

32 (1) The public transportation grant program account--state
33 appropriation must be distributed statewide to transit authorities
34 according to the distribution formula in subsection (2) of this
35 section. Funding must be used for operations.

36 (2) Of the public transportation grant program account amounts
37 appropriated in this section:

1 (a) One-third must be distributed based on vehicle miles of service
2 provided;

3 (b) One-third must be distributed based on the number of vehicle
4 hours of service provided; and

5 (c) One-third must be distributed based on the number of passenger
6 trips.

7 (3) For the purposes of this section:

8 (a) "Transit authorities" has the same meaning as in RCW
9 9.91.025(2)(c).

10 (b) "Vehicle miles of service," "vehicle hours of service," and
11 "passenger trips" are transit service metrics as reported by the public
12 transportation program of the department of transportation in the
13 annual report required in RCW 35.58.2796 for calendar year 2010.

14 **Sec. 1204.** 2012 c 86 s 405 (uncodified) is amended to read as
15 follows:

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

17 Motor Vehicle Account--State Appropriation: For
18 motor vehicle fuel tax refunds and statutory
19 transfers ((~~\$1,227,005,000~~))
20 \$1,213,253,000

21 **Sec. 1205.** 2012 c 86 s 406 (uncodified) is amended to read as
22 follows:

23 **FOR THE DEPARTMENT OF LICENSING--TRANSFERS**

24 Motor Vehicle Account--State Appropriation: For
25 motor vehicle fuel tax refunds and transfers . . . ((~~\$151,870,000~~))
26 \$147,557,000

27 **Sec. 1206.** 2012 c 86 s 407 (uncodified) is amended to read as
28 follows:

29 **FOR THE STATE TREASURER--ADMINISTRATIVE TRANSFERS**

30 (1) Motor Vehicle Account--State Appropriation:
31 For transfer to the Puget Sound Ferry Operations
32 Account--State \$45,500,000

33 (2) Recreational Vehicle Account--State
34 Appropriation: For transfer to the Motor Vehicle
35 Account--State \$1,150,000

1 (3) License Plate Technology Account--State
 2 Appropriation: For transfer to the Highway Safety
 3 Account--State \$3,000,000
 4 (4) Multimodal Transportation Account--State
 5 Appropriation: For transfer to the Puget Sound
 6 Ferry Operations Account--State \$42,000,000
 7 (5) Highway Safety Account--State Appropriation:
 8 For transfer to the Motor Vehicle Account--State \$23,000,000
 9 (6) Advanced Right-of-Way Revolving Fund: For
 10 transfer to the Motor Vehicle Account--State \$5,000,000
 11 (7) Rural Mobility Grant Program Account--State
 12 Appropriation: For transfer to the Multimodal
 13 Transportation Account--State \$3,000,000
 14 (8) Motor Vehicle Account--State
 15 Appropriation: For transfer to the State Patrol
 16 Highway Account--State \$16,000,000
 17 (9) State Route Number 520 Corridor
 18 Account--State Appropriation: For transfer to the
 19 Motor Vehicle Account--State \$58,000
 20 (10) Motor Vehicle Account--State
 21 Appropriation: For transfer to the Special Category C
 22 Account--State \$2,500,000
 23 (11) Regional Mobility Grant Program
 24 Account--State Appropriation: For transfer to the
 25 Multimodal Transportation Account--State \$1,000,000
 26 (12) State Patrol Highway Account--State
 27 Appropriation: For transfer to the Vehicle
 28 Licensing Fraud Account--State \$100,000
 29 (13) Capital Vessel Replacement Account--State
 30 Appropriation: For transfer to the Transportation 2003
 31 Account (Nickel Account)--State (~~(\$6,367,000)~~)
 32 \$6,299,000
 33 (14) Multimodal Transportation Account--State
 34 Appropriation: For transfer to the Public Transportation
 35 Grant Program Account--State for the purposes of
 36 distributions of \$3,000,000 on each of the last
 37 working days of December, March, and June in fiscal
 38 year 2013 \$9,000,000

1 shall not transfer funds, and the director of the office of financial
2 management shall not approve the transfer, unless the transfer is
3 consistent with the objective of conserving, to the maximum extent
4 possible, the expenditure of state funds and not federal funds. The
5 director of the office of financial management shall notify the
6 appropriate transportation committees of the legislature prior to
7 approving any allotment modifications or transfers under this section.
8 The written notification must include a narrative explanation and
9 justification of the changes, along with expenditures and allotments by
10 program and appropriation, both before and after any allotment
11 modifications or transfers.

12 NEW SECTION. **Sec. 1402.** The following acts or parts of acts are
13 each repealed:

- 14 (1) 2012 c 86 s 702 (uncodified);
- 15 (2) 2012 c 86 s 703 (uncodified);
- 16 (3) 2012 c 86 s 704 (uncodified);
- 17 (4) 2012 c 86 s 705 (uncodified);
- 18 (5) 2012 c 86 s 706 (uncodified);
- 19 (6) 2012 c 86 s 707 (uncodified);
- 20 (7) 2012 c 86 s 708 (uncodified);
- 21 (8) 2012 c 86 s 709 (uncodified);
- 22 (9) 2012 c 86 s 710 (uncodified);
- 23 (10) 2012 c 86 s 711 (uncodified);
- 24 (11) 2012 c 86 s 712 (uncodified);
- 25 (12) 2012 c 86 s 713 (uncodified);
- 26 (13) 2012 c 86 s 714 (uncodified);
- 27 (14) 2012 c 86 s 715 (uncodified); and
- 28 (15) 2012 c 86 s 716 (uncodified).

29 **MISCELLANEOUS**

30 NEW SECTION. **Sec. 1501.** If any provision of this act or its
31 application to any person or circumstance is held invalid, the
32 remainder of the act or the application of the provision to other
33 persons or circumstances is not affected.

1 NEW SECTION. **Sec. 1502.** Except for sections 702 and 709 of this
2 act, this act is necessary for the immediate preservation of the public
3 peace, health, or safety, or support of the state government and its
4 existing public institutions, and takes effect immediately.

5 NEW SECTION. **Sec. 1503.** Section 702 of this act is necessary for
6 the immediate preservation of the public peace, health, or safety, or
7 support of the state government and its existing public institutions,
8 and takes effect July 1, 2013.

9 NEW SECTION. **Sec. 1504.** Section 709 of this act takes effect if
10 chapter . . . (Substitute House Bill No. 1745), Laws of 2013 is not
11 enacted before June 30, 2013.

(End of Bill)

INDEX	PAGE #
ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS	66, 150
COLLECTIVE BARGAINING AGREEMENTS	52
COLLECTIVE BARGAINING AGREEMENTS NOT IMPAIRED	52
COLLECTIVE BARGAINING AGREEMENTS	
PTE LOCAL 17	56
WSP LIEUTENANTS ASSOCIATION	56
WSP TROOPERS ASSOCIATION	56
COMPENSATION	
NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS	58
NONREPRESENTED EMPLOYEES--SALARIES AND WAGES	59
REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS	57
REPRESENTED EMPLOYEES--SUPER COALITION--INSURANCE BENEFITS	57
REVISE PENSION CONTRIBUTION RATES	71
COUNTY ROAD ADMINISTRATION BOARD	5, 28, 86, 122
DEPARTMENT OF AGRICULTURE	4
DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION	2
DEPARTMENT OF ENTERPRISE SERVICES	4
DEPARTMENT OF LICENSING	11, 93
TRANSFERS	50, 154
DEPARTMENT OF TRANSPORTATION	69
DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING AGREEMENTS	
CARPENTERS	54
FASPAA	53
IBU	55
MEBA-L	54
MEBA-UL	54
METAL TRADES	54
MM&P MASTERS	55
MM&P MATES	55
MM&P WATCH SUPERVISORS	55
OPEIU	53
SEIU LOCAL 6	53
DEPARTMENT OF TRANSPORTATION	
AVIATION--PROGRAM F	15, 101
CHARGES FROM OTHER AGENCIES--PROGRAM U	21, 111
ECONOMIC PARTNERSHIPS--PROGRAM K	16, 103

FACILITIES--PROGRAM D--CAPITAL	29
FACILITIES--PROGRAM D--OPERATING	15, 100
HIGHWAY MAINTENANCE--PROGRAM M	17, 104
IMPROVEMENTS--PROGRAM I	30, 123
INFORMATION TECHNOLOGY--PROGRAM C	14, 100
LOCAL PROGRAMS--PROGRAM Z--CAPITAL	45, 144
LOCAL PROGRAMS--PROGRAM Z--OPERATING	27, 121
MARINE--PROGRAM X	25, 117
PRESERVATION--PROGRAM P	39, 134
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H	16, 101
PUBLIC TRANSPORTATION--PROGRAM V	21, 112
RAIL--PROGRAM Y--OPERATING	26, 120
RAIL--PROGRAM Y--CAPITAL	42, 141
TOLL OPERATIONS AND MAINTENANCE--PROGRAM B	12, 98
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL	41, 137
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING	18, 105
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S	19, 109
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T	20, 109
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W	41, 137
FEDERAL FUNDS RECEIVED FOR CAPITAL PROJECT EXPENDITURES	48
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD	9, 27, 89
FUND TRANSFERS	64
JOINT TRANSPORTATION COMMITTEE	6
LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE	5
MEGA-PROJECT REPORTING	67
OFFICE OF FINANCIAL MANAGEMENT	3, 82
REPORTING REQUIREMENTS FOR CAPITAL PROGRAM	47
STAFFING LEVELS	64
STATE PARKS AND RECREATION COMMISSION	4
STATE TREASURER	
ADMINISTRATIVE TRANSFERS	50, 154
BOND RETIREMENT AND INTEREST	48, 49, 151, 152
STATE REVENUES FOR DISTRIBUTION	50, 153
TRANSFERS	50, 154
STATE TREASURER: FOR DISTRIBUTION TO TRANSIT ENTITIES	51
STATUTORY APPROPRIATIONS	52
TRANSPORTATION COMMISSION	7, 87
TRANSPORTATION IMPROVEMENT BOARD	6, 29, 87, 122
UTILITIES AND TRANSPORTATION COMMISSION	3

VOLUNTARY RETIREMENT AND SEPARATION INCENTIVES 70
WASHINGTON STATE PATROL 9, 28, 89
WASHINGTON TRAFFIC SAFETY COMMISSION 5, 85

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