

1 The appropriations in this section are subject to the following
2 conditions and limitations: \$300,000 of the multimodal transportation
3 account—state appropriation is provided solely for the office of
4 financial management, in direct coordination with the office of state
5 treasurer, to evaluate, coordinate, and assist in efforts by state
6 agencies in developing cost recovery mechanisms for credit card and
7 other financial transaction fees currently paid from state funds.
8 This may include disbursing interagency reimbursements for the
9 implementation costs incurred by the affected agencies. As part of
10 the first phase of this effort, the office of financial management,
11 with the assistance of relevant agencies, must develop implementation
12 plans and take all necessary steps to ensure that the actual cost-
13 recovery mechanisms will be in place by January 1, 2020, for the
14 vehicles and drivers programs of the department of licensing. By
15 November 1, 2019, the office of financial management must provide a
16 report to the joint transportation committee on the phase 1
17 implementation plan and options to expand similar cost recovery
18 mechanisms to other state agencies and programs, including the
19 ferries division.

20 **Sec. 102.** 2019 c 416 s 105 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF AGRICULTURE**

23 Motor Vehicle Account—State Appropriation (~~(\$1,357,000)~~)
24 \$1,364,000

25 The appropriation in this section is subject to the following
26 conditions and limitations: \$6,000 of the motor vehicle account—state
27 appropriation is provided solely for the implementation of
28 chapter . . . (Second Substitute House Bill No. 1633), Laws of 2020
29 (fuel tax rate information). If chapter . . . (Second Substitute
30 House Bill No. 1633), Laws of 2020 is not enacted by June 30, 2020,
31 the amount provided in this subsection lapses.

32 **Sec. 103.** 2019 c 416 s 108 (uncodified) is amended to read as
33 follows:

34 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

35 Pilotage Account—State Appropriation (~~(\$5,228,000)~~)
36 \$6,037,000

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

3 (1) \$3,125,000 of the pilotage account—state appropriation is
4 provided solely for self-insurance liability premium expenditures;
5 however, this appropriation is contingent upon the board:

6 (a) Annually depositing the first one hundred fifty thousand
7 dollars collected through Puget Sound pilotage district pilotage
8 tariffs into the pilotage account; and

9 (b) Assessing a self-insurance premium surcharge of sixteen
10 dollars per pilotage assignment on vessels requiring pilotage in the
11 Puget Sound pilotage district.

12 (2) The board of pilotage commissioners shall file the annual
13 report to the governor and chairs of the transportation committees
14 required under RCW 88.16.035(1)(f) by September 1, 2019, and annually
15 thereafter. The report must include the continuation of policies and
16 procedures necessary to increase the diversity of pilots, trainees,
17 and applicants, including a diversity action plan. The diversity
18 action plan must articulate a comprehensive vision of the board's
19 diversity goals and the steps it will take to reach those goals.

20 **Sec. 104.** 2019 c 416 s 109 (uncodified) is amended to read as
21 follows:

22 **FOR THE HOUSE OF REPRESENTATIVES**

23 Motor Vehicle Account—State Appropriation (~~(\$2,861,000)~~)
24 \$3,081,000

25 **TRANSPORTATION AGENCIES—OPERATING**

26 **Sec. 201.** 2019 c 416 s 201 (uncodified) is amended to read as
27 follows:

28 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

29 Highway Safety Account—State Appropriation (~~(\$4,588,000)~~)
30 \$4,672,000

31 Highway Safety Account—Federal Appropriation (~~(\$27,035,000)~~)
32 \$27,047,000

33 Highway Safety Account—Private/Local Appropriation \$118,000

34 School Zone Safety Account—State Appropriation \$850,000

35 TOTAL APPROPRIATION. (~~(\$32,591,000)~~)
36 \$32,687,000

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

3 (1) \$150,000 of the highway safety account—state appropriation is
4 provided solely for the implementation of chapter 54 (~~((Substitute~~
5 ~~Senate Bill No. 5710))~~), Laws of 2019 (Cooper Jones Active
6 Transportation Safety Council). If chapter 54 (~~((Substitute Senate~~
7 ~~Bill No. 5710))~~), Laws of 2019 is not enacted by June 30, 2019, the
8 amount provided in this subsection lapses.

9 (2) The Washington traffic safety commission may oversee a pilot
10 program in up to three cities implementing the use of automated
11 vehicle noise enforcement cameras in zones that have been designated
12 by ordinance as "Stay Out of Areas of Racing."

13 (a) Any programs authorized by the commission must be authorized
14 by December 31, 2019.

15 (b) If a city has established an authorized automated vehicle
16 noise enforcement camera pilot program under this section, the
17 compensation paid to the manufacturer or vendor of the equipment used
18 must be based upon the value of the equipment and services provided
19 or rendered in support of the system.

20 (c) Any city administering a pilot program overseen by the
21 traffic safety commission shall use the following guidelines to
22 administer the program:

23 (i) Automated vehicle noise enforcement camera may record
24 photographs or audio of the vehicle and vehicle license plate only
25 while a violation is occurring. The picture must not reveal the face
26 of the driver or of passengers in the vehicle;

27 (ii) The law enforcement agency of the city or county government
28 shall plainly mark the locations where the automated vehicle noise
29 enforcement camera is used by placing signs on street locations that
30 clearly indicate to a driver that he or she is entering a zone where
31 traffic laws violations are being detected by automated vehicle noise
32 enforcement cameras that record both audio and video;

33 (iii) Cities testing the use of automated vehicle noise
34 enforcement cameras must provide periodic notice by mail to its
35 residents indicating the zones in which the automated vehicle noise
36 enforcement cameras will be used;

37 (iv) A city may only issue a warning notice with no penalty for a
38 violation detected by automated vehicle noise enforcement cameras in
39 a Stay Out of Areas of Racing zone. Warning notices must be mailed to

1 the registered owner of a vehicle within fourteen days of the
2 detected violation;

3 (v) A violation detected through the use of automated vehicle
4 noise enforcement cameras is not part of the registered owner's
5 driving record under RCW 46.52.101 and 46.52.120;

6 (vi) Notwithstanding any other provision of law, all photographs,
7 videos, microphotographs, audio recordings, or electronic images
8 prepared under this section are for the exclusive use of law
9 enforcement in the discharge of duties under this section and are not
10 open to the public and may not be used in a court in a pending action
11 or proceeding. No photograph, microphotograph, audio recording, or
12 electronic image may be used for any purpose other than the issuance
13 of warnings for violations under this section or retained longer than
14 necessary to issue a warning notice as required under this subsection
15 (2); and

16 (vii) By June 30, 2021, the participating cities shall provide a
17 report to the commission and appropriate committees of the
18 legislature regarding the use, public acceptance, outcomes, warnings
19 issued, data retention and use, and other relevant issues regarding
20 automated vehicle noise enforcement cameras demonstrated by the pilot
21 projects.

22 **Sec. 202.** 2019 c 416 s 202 (uncodified) is amended to read as
23 follows:

24 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

25	Rural Arterial Trust Account—State Appropriation	\$1,137,000
26	Motor Vehicle Account—State Appropriation	((2,803,000))
27		<u>\$2,961,000</u>
28	County Arterial Preservation Account—State	
29	Appropriation	\$1,677,000
30	TOTAL APPROPRIATION.	((5,617,000))
31		<u>\$5,775,000</u>

32 The appropriations in this section are subject to the following
33 conditions and limitations: \$58,000 of the motor vehicle account—
34 state appropriation is provided solely for succession planning and
35 training.

36 **Sec. 203.** 2019 c 416 s 203 (uncodified) is amended to read as
37 follows:

1 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

2 Transportation Improvement Account—State

3 Appropriation (~~(\$4,526,000)~~)
4 \$3,850,000

5 **Sec. 204.** 2019 c 416 s 204 (uncodified) is amended to read as
6 follows:

7 **FOR THE JOINT TRANSPORTATION COMMITTEE**

8 Motor Vehicle Account—State Appropriation (~~(\$1,938,000)~~)
9 \$1,951,000

10 Multimodal Transportation Account—State Appropriation. . (~~(\$750,000)~~)
11 \$1,152,000

12 Highway Safety Account—State Appropriation. \$275,000

13 TOTAL APPROPRIATION. (~~(\$2,963,000)~~)
14 \$3,378,000

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

17 (1) \$400,000 of the motor vehicle account—state appropriation and
18 \$50,000 of the multimodal transportation account—state appropriation
19 is for the joint transportation committee to conduct a comprehensive
20 assessment of statewide transportation needs and priorities, and
21 existing and potential transportation funding mechanisms to address
22 those needs and priorities. The assessment must include: (a)
23 Recommendations on the critical state and local transportation
24 projects, programs, and services needed to achieve an efficient,
25 effective, statewide transportation system over the next ten years;
26 (b) a comprehensive menu of funding options for the legislature to
27 consider to address the identified transportation system investments;
28 and (c) an analysis of the economic impacts of a range of future
29 transportation investments. The assessment must be submitted to the
30 transportation committees of the legislature by June 30, 2020.
31 Starting July 1, 2020, and concluding by December 31, 2020, a
32 committee-appointed commission or panel shall review the assessment
33 and make final recommendations to the legislature for consideration
34 during the 2021 legislative session on a realistic, achievable plan
35 for funding transportation programs, projects, and services over the
36 next ten years including a timeline for legislative action on funding
37 the identified transportation system needs shortfall.

1 (2) (a) \$450,000 of the multimodal transportation account—state
2 appropriation is for the joint transportation committee to conduct an
3 analysis of the electrification of public fleets in Washington state.
4 The study must include the following:

5 (i) An inventory of existing public fleets for the state of
6 Washington, counties, a sampling of cities, and public transit
7 agencies. The inventory must differentiate among battery and fuel
8 cell electric vehicles, hybrid vehicles, gasoline powered vehicles,
9 and any other functional categories. Three cities from each of the
10 following population ranges must be selected for the analysis:

11 (A) Population up to and including twenty-five thousand;

12 (B) Population greater than twenty-five thousand and up to and
13 including fifty thousand;

14 (C) Population greater than fifty thousand and up to and
15 including one hundred thousand;

16 (D) Population greater than one hundred thousand;

17 (ii) A review of currently available battery and fuel cell
18 electric vehicle alternatives to the vehicle types most commonly used
19 by the state, counties, cities, and public transit agencies. The
20 review must include:

21 (A) The average vehicle cost differential among the commercially
22 available fuel options;

23 (B) A cost benefit analysis of the conversion of different
24 vehicle classes; and

25 (C) Recommendations for the types of vehicles that should be
26 excluded from consideration due to insufficient alternatives,
27 unreliable technology, or excessive cost;

28 (iii) The projected costs of achieving substantial conversion to
29 battery and/or fuel cell electric fleets by 2025, 2030, and 2035 for
30 the state, counties, cities, and public transit agencies. This cost
31 estimate must include:

32 (A) Vehicle acquisition costs, charging and refueling
33 infrastructure costs, and other associated costs;

34 (B) Financial constraints of each type of entity to transition to
35 an electric vehicle fleet; and

36 (C) Any other identified barriers to transitioning to a battery
37 and/or fuel cell electric vehicle fleet;

38 (iv) Identification and analysis of financing mechanisms that
39 could be used to finance the transition of publicly owned vehicles to
40 battery and fuel cell electric vehicles. These mechanisms include,

1 but are not limited to: Energy or carbon savings performance
2 contracting, utility grants and rebates, revolving loan funds, state
3 grant programs, private third-party financing, fleet management
4 services, leasing, vehicle use optimization, and vehicle to grid
5 technology; and

6 (v) The predicted number and location profile of electric vehicle
7 fueling stations needed statewide to provide fueling for the fleets
8 of the state, counties, cities, and public transit agencies.

9 (b) In developing and implementing the study, the joint
10 transportation committee must solicit input from representatives of
11 the department of enterprise services, the department of
12 transportation, the department of licensing, the department of
13 commerce, the Washington state association of counties, the
14 association of Washington cities, the Washington state transit
15 association, transit agencies, and others as deemed appropriate.

16 (c) The joint transportation committee must issue a report of its
17 findings and recommendations to the transportation committees of the
18 legislature by September 30, 2020.

19 (3) (a) \$250,000 of the multimodal transportation account—state
20 appropriation is for the joint transportation committee to conduct a
21 study of the feasibility of an east-west intercity passenger rail
22 system. The study must include the following elements:

23 (i) Projections of potential ridership;

24 (ii) Review of relevant planning studies;

25 (iii) Establishment of an advisory group and associated meetings;

26 (iv) Development of a Stampede Pass corridor alignment to
27 maximize ridership, revenue, and rationale, considering service to
28 population centers: Auburn, Cle Elum, Yakima, Tri-Cities, Ellensburg,
29 Toppenish, and Spokane;

30 (v) Assessment of current infrastructure conditions, including
31 station stop locations;

32 (vi) Identification of equipment needs; and

33 (vii) Identification of operator options.

34 (b) A report of the study findings and recommendations is due to
35 the transportation committees of the legislature by June 30, 2020.

36 (4) (a) \$275,000 of the highway safety fund—state appropriation is
37 for a study of vehicle subagents in Washington state. The study must
38 consider and include recommendations, as necessary, on the following:

1 (i) The relevant statutes, rules, and/or regulations authorizing
2 vehicle subagents and any changes made to the relevant statutes,
3 rules, and/or regulations;

4 (ii) The current process of selecting and authorizing a vehicle
5 subagent, including the change of ownership process and the
6 identification of any barriers to entry into the vehicle subagent
7 market;

8 (iii) The annual business expenditures borne by each of the
9 vehicle subagent businesses since fiscal year 2010 and identification
10 of any materials, including office equipment and supplies, provided
11 by the department of licensing to each vehicle subagent since fiscal
12 year 2010. To accomplish this task, each vehicle subagent must
13 provide expenditure data to the joint transportation committee for
14 the purposes of this study;

15 (iv) The oversight provided by the county auditors and/or the
16 department of licensing over the vehicle subagent businesses;

17 (v) The history of service fees, how increases to the service fee
18 rate are made, and how the requested fee increase is determined;

19 (vi) The online vehicle registration renewal process and any
20 potential improvements to the online process;

21 (vii) The department of licensing's ability to provide more
22 vehicle licensing services directly, particularly taking into account
23 the increase in online vehicle renewal transactions;

24 (viii) The potential expansion of services that can be performed
25 by vehicle subagents; and

26 (ix) The process by which the geographic locations of vehicle
27 subagents are determined.

28 (b) In conducting the study, the joint transportation committee
29 must consult with the department of licensing, a representative of
30 county auditors, and a representative of vehicle subagents.

31 (c) The joint transportation committee may collect any data from
32 the department of licensing, county auditors, and vehicle subagents
33 that is necessary to conduct the study.

34 (d) The joint transportation committee must issue a report of its
35 findings and recommendations to the transportation committees of the
36 legislature by September 30, 2020.

37 (5) \$250,000 of the motor vehicle account—state appropriation is
38 for the joint transportation committee to conduct an analysis of
39 workforce development needs of the Washington state ferries. The
40 joint transportation committee must include the state department of

1 transportation's office of equal opportunity in the study procurement
2 process as well as the technical advisory group. The report of the
3 study findings and recommendations is due to the transportation
4 committees of the legislature by January 11, 2021. The study must
5 include, but is not limited to, the following:

6 (a) A description of the current workforce, including demographic
7 composition, use of relief and temporary employees, and the numbers
8 of management and supervisory staff compared to line workers;

9 (b) An analysis of vacancies by job class and collective
10 bargaining unit, the causes of vacancies, and projections of how
11 these dynamics may change going forward;

12 (c) An analysis of current strategies for filling vacancies,
13 including the use of overtime, relief staff, on-call staff, hiring of
14 additional or new employees, and a comparison of these strategies to
15 determine which may be more cost-effective;

16 (d) An inventory of mandatory training and certification
17 requirements as compared to training provided currently to state
18 ferries employees;

19 (e) An analysis of the role of federal requirements and
20 collective bargaining agreements in determining staffing levels as
21 well as current practices in workforce management and development;

22 (f) An analysis of barriers to implementing changes in workforce
23 management or innovative approaches to workforce development; and

24 (g) Findings and recommendations regarding recruitment methods
25 and needs, strategies on how to recruit and conduct outreach to
26 underrepresented communities throughout the state, management of
27 overtime and leave usage, ratio of management employees to line
28 employees as compared to industry and public sector standards, and
29 adequacy of training budgets to meet workforce development needs.

30 (6) \$235,000 of the multimodal transportation account—state
31 appropriation is provided solely for the implementation of
32 chapter . . . (Substitute House Bill No. 2287), Laws of 2020 (rail
33 safety governance study). If chapter . . . (Substitute House Bill No.
34 2287), Laws of 2020 is not enacted by June 30, 2020, the amount
35 provided in this subsection lapses.

36 **Sec. 205.** 2019 c 416 s 205 (uncodified) is amended to read as
37 follows:

38 **FOR THE TRANSPORTATION COMMISSION**

39 Motor Vehicle Account—State Appropriation (~~(\$2,893,000)~~)

1		<u>\$3,046,000</u>
2	Multimodal Transportation Account—State Appropriation . . .	\$112,000
3	Interstate 405 <u>and State Route Number 167</u>	
4	Express Toll Lanes ((Operations)) Account—State	
5	Appropriation.	\$250,000
6	TOTAL APPROPRIATION.	((\$3,255,000))
7		<u>\$3,408,000</u>

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

10 (1) (a) The commission shall reconvene the road usage charge
11 steering committee, with the same membership described in chapter
12 297, Laws of 2018, and shall report at least once every three months
13 to the steering committee with updates on report development for the
14 completed road usage charge pilot project until the final report is
15 submitted. The commission shall also report to the steering committee
16 on any other activities undertaken in accordance with this subsection
17 (1) as necessary to keep it apprised of new developments and to
18 obtain input on its efforts. The final report on the road usage
19 charge pilot project is due to the transportation committees of the
20 legislature by January 1, 2020, and should include recommendations
21 for necessary next steps to consider impacts to communities of color,
22 low-income households, vulnerable populations, and displaced
23 communities. Any legislative vacancies on the steering committee must
24 be appointed by the speaker of the house of representatives for a
25 house of representatives member vacancy, and by the president of the
26 senate for a senate member vacancy.

27 (b) The commission shall coordinate with the department of
28 transportation to jointly seek federal funds available through the
29 federal surface transportation system funding alternatives grant
30 program, applying toll credits for meeting match requirements. One or
31 more grant applications may be developed that, at a minimum, propose
32 to:

33 (i) (A) Update the recommended road usage charge operational
34 concepts and business case presented to the road usage charge
35 steering committee to reflect a range of scenarios regarding fleet
36 electrification and use of shared vehicles. The operational concepts
37 must include technological or system features necessary to ensure
38 collection of the road usage charge from electric vehicles and fleets
39 of shared and/or autonomous vehicles, if applicable. The business

1 case must assess a range of gross revenue impacts to a road usage
2 charge and fuel taxes resulting from changes to total vehicle miles
3 traveled under scenarios with varying degrees of shared, autonomous,
4 and/or electric vehicle adoption rates;

5 (B) Develop a detailed plan for phasing in the implementation of
6 road usage charges for vehicles operated in Washington, incorporating
7 any updates to road usage charge policy recommendations made in (a)
8 and (b) (i) (A) of this subsection and including consideration of
9 methods for reducing the cost of collections for a road usage charge
10 system in Washington state; and

11 (C) Examine the allocation of current gas tax revenues and
12 possible frameworks for the allocation of road usage charge revenues
13 that could be used to evaluate policy choices once road usage charge
14 revenues comprise a significant share of state revenues for
15 transportation purposes.

16 (ii) A year-end report on the status of any federally-funded
17 project for which federal funding is secured must be provided to the
18 governor's office and the transportation committees of the
19 legislature by January 1, 2020, and by January 1, 2021.

20 (c) \$150,000 of the motor vehicle account—state appropriation is
21 provided solely for analysis of potential impacts of a road usage
22 charge on communities of color, low-income households, vulnerable
23 populations, and displaced communities. The analysis must include an
24 assessment of potential mitigation measures to address these
25 potential impacts. These funds must be held in unallotted status
26 during the 2019-2021 fiscal biennium, and may only be used after the
27 commission has provided notice to the office of financial management
28 that it has exhausted all efforts to secure federal funds from the
29 federal surface transportation system funding alternatives grant
30 program under (b) of this subsection without successfully securing
31 federal funding for the further study of a road usage charge. A year-
32 end update on the status of this effort, if undertaken prior to the
33 end of calendar year 2020, must be provided to the governor's office
34 and the transportation committees of the legislature by January 1,
35 2021.

36 (2) (a) \$250,000 of the Interstate 405 and state route number 167
37 express toll lanes ((operations)) account—state appropriation is
38 provided solely for the transportation commission to conduct a study,
39 applicable to the Interstate 405 express toll lanes, of discounted
40 tolls and other similar programs for low-income drivers that are

1 provided by other states, countries, or other entities and how such a
2 program could be implemented in the state of Washington. The
3 transportation commission may contract with a consultant to conduct
4 all or a portion of this study.

5 (b) In conducting this study, the transportation commission shall
6 consult with both the department of transportation and the department
7 of social and health services.

8 (c) The transportation commission shall, at a minimum, consider
9 the following issues when conducting the study of discounted tolls
10 and other similar programs for low-income drivers:

11 (i) The benefits, requirements, and any potential detriments to
12 the users of a program;

13 (ii) The most cost-effective way to implement a program given
14 existing financial commitments, shared cost requirements across
15 facilities, and technical requirements to execute and maintain a
16 program;

17 (iii) The implications of a program for tolling policies,
18 revenues, costs, operations, and enforcement; and

19 (iv) Any implications to tolled facilities based on the type of
20 tolling implemented on a particular facility.

21 (d) The transportation commission shall provide a report
22 detailing the findings of this study and recommendations for
23 implementing a discounted toll or other appropriate program in the
24 state of Washington to the transportation committees of the
25 legislature by June 30, 2021.

26 **Sec. 206.** 2019 c 416 s 206 (uncodified) is amended to read as
27 follows:

28 **FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD**

29 Freight Mobility Investment Account—State

30 Appropriation	((\$813,000))
31	<u>\$772,000</u>

32 **Sec. 207.** 2019 c 416 s 207 (uncodified) is amended to read as
33 follows:

34 **FOR THE WASHINGTON STATE PATROL**

35 State Patrol Highway Account—State Appropriation . .	((\$508,503,000))
36	<u>\$506,034,000</u>
37 State Patrol Highway Account—Federal Appropriation .	((\$16,069,000))

1		<u>\$16,078,000</u>
2	State Patrol Highway Account—Private/Local	
3	Appropriation	\$4,257,000
4	Highway Safety Account—State Appropriation	\$1,188,000
5	Ignition Interlock Device Revolving Account—State	
6	Appropriation	\$7,010,000
7	Multimodal Transportation Account—State Appropriation	\$286,000
8	TOTAL APPROPRIATION.	((\$537,313,000))
9		<u>\$534,853,000</u>

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

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

21 (2) \$510,000 of the ignition interlock device revolving account—
22 state appropriation is provided solely for the ignition interlock
23 program at the Washington state patrol to provide funding for two
24 staff to work and provide support for the program in working with
25 manufacturers, service centers, technicians, and participants in the
26 program.

27 (3) \$1,424,000 of the state patrol highway account—state
28 appropriation is provided solely to enter into an agreement for
29 upgraded land mobile software, hardware, and equipment.

30 (4) \$2,582,000 of the state patrol highway account—state
31 appropriation is provided solely for the replacement of radios and
32 other related equipment.

33 (5) \$343,000 of the state patrol highway account—state
34 appropriation is provided solely for aerial criminal investigation
35 tools, including software licensing and maintenance, and annual
36 certification.

37 (6) (~~(\$514,000)~~) \$2,342,000 of the state patrol highway account—
38 state appropriation is provided solely (~~(for additional staff)~~) to

1 address the increase in the number of toxicology cases from impaired
2 driving and death investigations.

3 (7) \$580,000 of the state patrol highway account—state
4 appropriation is provided solely for the operation of and
5 administrative support to the license investigation unit to enforce
6 vehicle registration laws in southwestern Washington. The Washington
7 state patrol, in consultation with the department of revenue, shall
8 maintain a running estimate of the additional vehicle registration
9 fees, sales and use taxes, and local vehicle fees remitted to the
10 state pursuant to activity conducted by the license investigation
11 unit. Beginning October 1, 2019, and quarterly thereafter, the
12 Washington state patrol shall submit a report detailing the
13 additional revenue amounts generated since July 1, 2017, to the
14 director of the office of financial management and the transportation
15 committees of the legislature. At the end of the calendar quarter in
16 which it is estimated that more than \$625,000 in state sales and use
17 taxes have been remitted to the state since July 1, 2017, the
18 Washington state patrol shall notify the state treasurer and the
19 state treasurer shall transfer funds pursuant to section 406 (~~of~~
20 ~~this act~~), chapter 416, Laws of 2019.

21 (8) \$18,000 of the state patrol highway account—state
22 appropriation is provided solely for the license investigation unit
23 to procure an additional license plate reader and related costs.

24 (9) The Washington state patrol and the office of financial
25 management must be consulted by the department of transportation
26 during the design phase of any improvement or preservation project
27 that could impact Washington state patrol weigh station operations.
28 During the design phase of any such project, the department of
29 transportation must estimate the cost of designing around the
30 affected weigh station's current operations, as well as the cost of
31 moving the affected weigh station.

32 (10) \$4,210,000 of the state patrol highway account—state
33 appropriation is provided solely for a third arming and a third
34 trooper basic training class. The cadet class is expected to graduate
35 in June 2021.

36 (11) \$65,000 of the state patrol highway account—state
37 appropriation is provided solely for the implementation of chapter
38 440 (~~(Engrossed Second Substitute Senate Bill No. 5497)~~), Laws of
39 2019 (immigrants in the workplace). If chapter 440 (~~(Engrossed~~

1 ~~Second Substitute Senate Bill No. 5497~~)), Laws of 2019 is not
2 enacted by June 30, 2019, the amount provided in this subsection
3 lapses.

4 (12)(a) The Washington state patrol must report quarterly to the
5 house and senate transportation committees on the status of
6 recruitment and retention activities as follows:

7 (i) A summary of recruitment and retention strategies;

8 (ii) The number of transportation funded staff vacancies by major
9 category;

10 (iii) The number of applicants for each of the positions by these
11 categories;

12 (iv) The composition of workforce; and

13 (v) Other relevant outcome measures with comparative information
14 with recent comparable months in prior years.

15 (b) By January 1, 2020, the Washington state patrol must submit
16 to the transportation committees of the legislature and the governor
17 a workforce diversity plan. The plan must identify ongoing, and both
18 short-term and long-term, specific comprehensive outreach and
19 recruitment strategies to increase populations underrepresented
20 within both commissioned and noncommissioned employee groups.

21 (13) \$975,000 of the state patrol highway account—state
22 appropriation is provided solely for communications officers at the
23 King county public safety answering point.

24 (14) \$830,000 of the state patrol highway account—state
25 appropriation is provided solely for information technology security
26 enhancements.

27 (15) \$150,000 of the state patrol highway account is provided
28 solely for the Washington state patrol to work with the department of
29 enterprise services and office of minority and women's business
30 enterprises to contract for a workforce diversity strategic action
31 plan. The successful consultant must have demonstrated expertise in
32 workforce diversity research and an established record of assisting
33 organizations in implementing diversity initiatives. The plan must
34 include:

35 (a) Current and past employment data on the composition of the
36 state patrol workforce generally and of its protective service
37 workers;

38 (b) Research into the reasons for underrepresentation of
39 minorities and women in the state patrol workforce;

1 (c) Research on best practices for recruiting across the state
2 and from communities historically underrepresented in the Washington
3 state patrol workforce;

4 (d) Case studies of law enforcement and other agencies which have
5 successfully diversified their workforce; and

6 (e) A strategic plan with recommendations that will address
7 disparities in the Washington state patrol employment ranks in both
8 commissioned and noncommissioned personnel, with a focus on
9 executive, command, and supervisory employees.

10 (16) The Washington state patrol is directed to terminate its
11 "Agreement for Utility Connection and Reimbursement of Water
12 Extension Expenses" with the city of Shelton, executed on June 12,
13 2017, subject to the city of Shelton's consent to terminate the
14 agreement. The legislature finds that the water connection extension
15 constructed by the Washington state patrol from the city of Shelton's
16 water facilities to the Washington state patrol academy was necessary
17 to meet the water supply needs of the academy. The legislature also
18 finds that the water connection provides an ongoing water supply that
19 is necessary to the operation of the training facility, that the
20 state is making use of the water connection for these public
21 activities, and that any future incidental use of the municipal
22 infrastructure put in place to support these activities will not
23 impede the Washington state patrol's ongoing use of the water
24 connection extension. Therefore, the legislature determines that
25 under the public policy of this state, reimbursement by any other
26 entity is not required, notwithstanding any prior condition regarding
27 contributions of other entities that Washington state patrol was
28 required to satisfy prior to expenditure of the funds for
29 construction of the extension, and that the Washington state patrol
30 shall terminate the agreement.

31 **Sec. 208.** 2019 c 416 s 208 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF LICENSING**

34	Marine Fuel Tax Refund Account—State Appropriation	\$34,000
35	Motorcycle Safety Education Account—State	
36	Appropriation	(((\$5,044,000))
37		<u>\$5,048,000</u>
38	State Wildlife Account—State Appropriation	(((\$536,000))

1		<u>\$454,000</u>
2	Highway Safety Account—State Appropriation	((\$243,189,000))
3		<u>\$243,940,000</u>
4	Highway Safety Account—Federal Appropriation	\$1,294,000
5	Motor Vehicle Account—State Appropriation	((\$77,219,000))
6		<u>\$78,349,000</u>
7	<u>Motor Vehicle Account—Federal Appropriation.</u>	<u>\$186,000</u>
8	Motor Vehicle Account—Private/Local Appropriation	\$2,858,000
9	Ignition Interlock Device Revolving Account—State	
10	Appropriation	((\$6,143,000))
11		<u>\$5,777,000</u>
12	Department of Licensing Services Account—State	
13	Appropriation	((\$8,012,000))
14		<u>\$6,373,000</u>
15	<u>Electric Vehicle Account—State Appropriation.</u>	<u>\$264,000</u>
16	License Plate Technology Account—State	
17	Appropriation	\$4,250,000
18	Abandoned Recreational Vehicle Account—State	
19	Appropriation.	\$2,925,000
20	Limousine Carriers Account—State Appropriation.	\$113,000
21	DOL Technology Improvement & Data Management	
22	Account—State Appropriation.	\$2,250,000
23	Agency Financial Transaction Account—State	
24	Appropriation.	\$11,903,000
25	TOTAL APPROPRIATION.	((\$365,770,000))
26		<u>\$366,018,000</u>

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

29 (1) \$139,000 of the motorcycle safety education account—state
30 appropriation is provided solely for the implementation of chapter 65
31 (~~((Substitute House Bill No. 1116))~~), Laws of 2019 (motorcycle
32 safety). If chapter 65 (~~((Substitute House Bill No. 1116))~~), Laws of
33 2019 is not enacted by June 30, 2019, the amount provided in this
34 subsection lapses.

35 (2) (~~(\$404,000 of the highway safety account state appropriation~~
36 ~~is provided solely for a new driver testing system at the department.~~
37 ~~Pursuant to RCW 43.135.055 and 46.82.310, the department is~~
38 ~~authorized to increase driver training school license application and~~
39 ~~renewal fees in fiscal years 2020 and 2021, as necessary to fully~~

1 ~~support the cost of activities related to administration of the~~
2 ~~driver training school program, including the cost of the new driver~~
3 ~~testing system described in this subsection.~~

4 ~~(3))~~ \$25,000 of the motorcycle safety education account—state
5 appropriation, \$4,000 of the state wildlife account—state
6 appropriation, \$1,708,000 of the highway safety account—state
7 appropriation, \$576,000 of the motor vehicle account—state
8 appropriation, \$22,000 of the ignition interlock device revolving
9 account—state appropriation, and \$28,000 of the department of
10 licensing services account—state appropriation are provided solely
11 for the department to fund the appropriate staff(~~(, other than data~~
12 ~~stewards,)) and necessary equipment and software for data management,
13 data analytics, and data compliance activities. The department must,
14 in consultation with the office of the chief information officer,
15 construct a framework with goals for providing better data
16 stewardship and a plan to achieve those goals. The department must
17 provide the framework and plan to the transportation committees of
18 the legislature by December 31, 2019. (~~Appropriations provided for~~
19 ~~the data stewardship and privacy project described in this subsection~~
20 ~~are subject to the conditions, limitations, and review provided in~~
21 ~~section 701 of this act.~~~~

22 ~~(4))~~ (3) Appropriations provided for the cloud continuity of
23 operations project in this section are subject to the conditions,
24 limitations, and review provided in section 701 (~~(of this act)),~~
25 chapter 416, Laws of 2019.

26 ~~((6))~~ (4) \$24,028,000 of the highway safety account—state
27 appropriation is provided solely for costs necessary to accommodate
28 increased demand for enhanced drivers' licenses and enhanced
29 identicards. The department shall report on a quarterly basis on the
30 use of these funds, associated workload, and information with
31 comparative information with recent comparable months in prior years.
32 The report must include detailed statewide and by licensing service
33 office information on staffing levels, average monthly wait times,
34 the number of enhanced drivers' licenses and enhanced identicards
35 issued/renewed, and the number of primary drivers' licenses and
36 identicards issued/renewed. Within the amounts provided in this
37 subsection, the department shall implement efficiency measures to
38 reduce the time for licensing transactions and wait times including,
39 but not limited to, the installation of additional cameras at

1 licensing service offices that reduce bottlenecks and align with the
2 "keep your customer" initiative.

3 ~~((+8))~~ (5) \$507,000 of the motor vehicle account—state
4 appropriation is provided solely for the implementation of
5 chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019
6 (vehicle service fees) or chapter 417 ~~((+Engrossed House Bill No.
7 1789))~~, Laws of 2019 (vehicle service fees). If neither
8 chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019 or
9 chapter 417 ~~((+Engrossed House Bill No. 1789))~~, Laws of 2019 are
10 enacted by June 30, 2019, the amount provided in this subsection
11 lapses.

12 ~~((+10))~~ (6) \$25,000 of the motor vehicle account—state
13 appropriation is provided solely for the implementation of chapter
14 177 ~~((+Engrossed House Bill No. 1996))~~, Laws of 2019 (San Juan
15 Islands license plate). If chapter 177 ~~((+Engrossed House Bill No.
16 1996))~~, Laws of 2019 is not enacted by June 30, 2019, the amount
17 provided in this subsection lapses.

18 ~~((+11))~~ (7) \$24,000 of the motor vehicle account—state
19 appropriation is provided solely for the implementation of chapter
20 384 ~~((+House Bill No. 2062))~~, Laws of 2019 (Seattle Storm license
21 plate). If chapter 384 ~~((+House Bill No. 2062))~~, Laws of 2019 is not
22 enacted by June 30, 2019, the amount provided in this subsection
23 lapses.

24 ~~((+13))~~ (8) \$65,000 of the highway safety account—state
25 appropriation is provided solely for the implementation of chapter
26 440 ~~((+Engrossed Second Substitute Senate Bill No. 5497))~~, Laws of
27 2019 (immigrants in the workplace). If chapter 440 ~~((+Engrossed
28 Second Substitute Senate Bill No. 5497))~~, Laws of 2019 is not
29 enacted by June 30, 2019, the amount provided in this subsection
30 lapses.

31 ~~((+14))~~ (9) The appropriations in this section assume
32 implementation of additional cost recovery mechanisms to recoup at
33 least \$11,903,000 in credit card and other financial transaction
34 costs as part of charges imposed for driver and vehicle fee
35 transactions beginning January 1, 2020. At the direction of the
36 office of financial management, the department must develop a method
37 of tracking the additional amount of credit card and other financial
38 cost-recovery revenues. In consultation with the office of financial
39 management, the department must notify the state treasurer of these

1 amounts and the state treasurer must deposit these revenues in the
2 agency financial transaction account created in section 717 (~~of this~~
3 ~~act~~), chapter 416, Laws of 2019 on a quarterly basis.

4 (~~(18)~~) (10) \$1,281,000 of the department of licensing service
5 account—state appropriation is provided solely for savings from the
6 implementation of chapter 417 (~~(Engrossed House Bill No. 1789)~~),
7 Laws of 2019 (vehicle service fees). If chapter 417 (~~(Engrossed~~
8 ~~House Bill No. 1789)~~), Laws of 2019 is enacted by June 30, 2019, the
9 amount provided in this subsection lapses.

10 (~~(19)~~) (11) \$2,650,000 of the abandoned recreational vehicle
11 disposal account—state appropriation is provided solely for providing
12 reimbursements in accordance with the department's abandoned
13 recreational vehicle disposal reimbursement program. It is the intent
14 of the legislature that the department prioritize this funding for
15 allowable and approved reimbursements and not to build a reserve of
16 funds within the account.

17 (~~(20)~~) (12) \$20,000 of the motor vehicle account—state
18 appropriation is provided solely for the implementation of chapter
19 210 (~~(Substitute House Bill No. 1197)~~), Laws of 2019 (Gold Star
20 license plate). If chapter 210 (~~(Substitute House Bill No. 1197)~~),
21 Laws of 2019 is not enacted by June 30, 2019, the amount provided in
22 this subsection lapses.

23 (~~(21)~~) (13) \$31,000 of the motor vehicle account—state
24 appropriation is provided solely for the implementation of chapter
25 262 (~~(Substitute House Bill No. 1436)~~), Laws of 2019 (snow bikes).
26 If chapter 262 (~~(Substitute House Bill No. 1436)~~), Laws of 2019 is
27 not enacted by June 30, 2019, the amount provided in this subsection
28 lapses.

29 (~~(22)~~) (14) \$24,000 of the motor vehicle account—state
30 appropriation is provided solely for the implementation of chapter
31 139 (~~(House Bill No. 2058)~~), Laws of 2019 (Purple Heart license
32 plate). If chapter 139 (~~(House Bill No. 2058)~~), Laws of 2019 is not
33 enacted by June 30, 2019, the amount provided in this subsection
34 lapses.

35 (~~(23)~~) (15) \$24,000 of the motor vehicle account—state
36 appropriation is provided solely for the implementation of chapter
37 278 (~~(Engrossed House Bill No. 2067)~~), Laws of 2019 (vehicle and
38 vessel owner information). If chapter 278 (~~(Engrossed House Bill No.~~

1 ~~2067))~~), Laws of 2019 is not enacted by June 30, 2019, the amount
2 provided in this subsection lapses.

3 ~~((25))~~ (16) \$600,000 of the highway safety account—state
4 appropriation is provided solely for the department to provide an
5 interagency transfer to the department of social and health services,
6 children's administration division for the purpose of providing
7 driver's license support to a larger population of foster youth than
8 is already served within existing resources. Support services include
9 reimbursement of driver's license issuance costs, fees for driver
10 training education, and motor vehicle liability insurance costs.

11 ~~((26))~~ (17) The department must place personal and company data
12 elements in separate data fields to allow the department to select
13 discrete data elements when providing information or data to persons
14 or entities outside the department. Pursuant to the restrictions in
15 federal and state law, a person's photo, social security number, or
16 medical information must not be made available through public
17 disclosure or data being provided under RCW 46.12.630 or 46.12.635.

18 ~~((30))~~ (18) \$91,000 of the highway safety account—state
19 appropriation is provided solely for the department's costs related
20 to the one Washington project.

21 ~~((31) \$974,000)~~ (19) \$1,674,000 of the highway safety account—
22 state appropriation is provided solely for communication and outreach
23 activities necessary to inform the public of federally acceptable
24 identification options including, but not limited to, enhanced
25 drivers' licenses and enhanced identicards. The department shall
26 continue the outreach plan that includes informational material that
27 can be effectively communicated to all communities and populations in
28 Washington. To accomplish this work, the department shall contract
29 with an external vendor with demonstrated experience and expertise in
30 outreach and marketing to underrepresented communities in a
31 culturally-responsive fashion.

32 (20) Due to the passage of chapter 1 (Initiative Measure No.
33 976), Laws of 2020, the department, working with the office of
34 financial management, shall provide an accounting of the difference
35 between actual collections and collections if the initiative were in
36 effect as of December 5, 2019.

37 (21) Within the amounts appropriated in this section, the
38 department shall relocate or finish relocating the licensing service

1 offices in Lacey, Tacoma, and Bellevue-Redmond and make emergency
2 repairs to the licensing service office in Vancouver.

3 (22) \$24,000 of the motor vehicle account—state appropriation is
4 provided solely for the implementation of chapter . . . (Substitute
5 House Bill No. 1255), Laws of 2020 (Patches pal special license
6 plate). If chapter . . . (Substitute House Bill No. 1255), Laws of
7 2020 is not enacted by June 30, 2020, the amount provided in this
8 subsection lapses.

9 (23) \$24,000 of the motor vehicle account—state appropriation is
10 provided solely for the implementation of chapter . . . (Engrossed
11 Second Substitute House Bill No. 2050), Laws of 2020 (Washington wine
12 special license plate). If chapter . . . (Engrossed Second Substitute
13 House Bill No. 2050), Laws of 2020 is not enacted by June 30, 2020,
14 the amount provided in this subsection lapses.

15 (24) \$24,000 of the motor vehicle account—state appropriation is
16 provided solely for the implementation of chapter . . . (Engrossed
17 Substitute House Bill No. 2085), Laws of 2020 (Mt. St. Helens special
18 license plate). If chapter . . . (Engrossed Substitute House Bill No.
19 2085), Laws of 2020 is not enacted by June 30, 2020, the amount
20 provided in this subsection lapses.

21 (25) \$24,000 of the motor vehicle account—state appropriation is
22 provided solely for the implementation of chapter . . . (Substitute
23 House Bill No. 2187), Laws of 2020 (women veterans special license
24 plate). If chapter . . . (Substitute House Bill No. 2187), Laws of
25 2020 is not enacted by June 30, 2020, the amount provided in this
26 subsection lapses.

27 (26) \$107,000 of the highway safety account—state appropriation
28 is provided solely for the implementation of chapter . . . (Engrossed
29 House Bill No. 2188), Laws of 2020 (military veterans commercial
30 driver's license waivers). If chapter . . . (Engrossed House Bill No.
31 2188), Laws of 2020 is not enacted by June 30, 2020, the amount
32 provided in this subsection lapses.

33 (27) \$50,000 of the motor vehicle account—state appropriation is
34 provided solely for the implementation of chapter . . . (Substitute
35 House Bill No. 2353), Laws of 2020 (fire trailer registrations). If
36 chapter . . . (Substitute House Bill No. 2353), Laws of 2020 is not
37 enacted by June 30, 2020, the amount provided in this subsection
38 lapses.

1 (28) \$100,000 of the highway safety account—state appropriation
2 is provided solely for the implementation of chapter . . .
3 (Substitute House Bill No. 2607), Laws of 2020 (homeless youth
4 identcards). If chapter . . . (Substitute House Bill No. 2607), Laws
5 of 2020 is not enacted by June 30, 2020, the amount provided in this
6 subsection lapses.

7 (29) \$24,000 of the motor vehicle account—state appropriation is
8 provided solely for the implementation of chapter . . . (House Bill
9 No. 2669), Laws of 2020 (Seattle national hockey league special
10 license plate). If chapter . . . (House Bill No. 2669), Laws of 2020
11 is not enacted by June 30, 2020, the amount provided in this
12 subsection lapses.

13 (30) \$14,000 of the motor vehicle account—state appropriation is
14 provided solely for the implementation of chapter . . . (Engrossed
15 Substitute House Bill No. 2723), Laws of 2020 (off-road vehicle
16 enforcement). If chapter . . . (Engrossed Substitute House Bill No.
17 2723), Laws of 2020 is not enacted by June 30, 2020, the amount
18 provided in this subsection lapses.

19 **Sec. 209.** 2019 c 416 s 209 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE**
22 **—PROGRAM B**

23 (~~High Occupancy Toll Lanes Operations Account—State~~
24 ~~Appropriation \$3,774,000~~
25 ~~Motor Vehicle Account—State Appropriation \$513,000~~)
26 State Route Number 520 Corridor Account—State
27 Appropriation ((~~\$43,773,000~~))
28 \$58,583,000
29 State Route Number 520 Civil Penalties Account—State
30 Appropriation \$4,145,000
31 Tacoma Narrows Toll Bridge Account—State
32 Appropriation ((~~\$27,807,000~~))
33 \$33,587,000
34 Alaskan Way Viaduct Replacement Project Account—State
35 Appropriation. ((~~\$20,061,000~~))
36 \$21,462,000
37 Interstate 405 and State Route Number 167
38 Express Toll Lanes (~~Operations~~) Account—

1	State Appropriation.	((\$18,329,000))
2		<u>\$27,239,000</u>
3	TOTAL APPROPRIATION.	((\$118,402,000))
4		<u>\$145,016,000</u>

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

7 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state
8 appropriation and \$11,034,000 of the state route number 520 corridor
9 account—state appropriation are provided solely for the purposes of
10 addressing unforeseen operations and maintenance costs on the Tacoma
11 Narrows bridge and the state route number 520 bridge, respectively.
12 The office of financial management shall place the amounts provided
13 in this subsection, which represent a portion of the required minimum
14 fund balance under the policy of the state treasurer, in unallotted
15 status. The office may release the funds only when it determines that
16 all other funds designated for operations and maintenance purposes
17 have been exhausted.

18 (2) As long as the facility is tolled, the department must
19 provide quarterly reports to the transportation committees of the
20 legislature on the Interstate 405 express toll lane project
21 performance measures listed in RCW 47.56.880(4). These reports must
22 include:

23 (a) Information on the travel times and travel time reliability
24 (at a minimum, average and 90th percentile travel times) maintained
25 during peak and nonpeak periods in the express toll lanes and general
26 purpose lanes for both the entire corridor and commonly made trips in
27 the corridor including, but not limited to, northbound from Bellevue
28 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at
29 state route number 522, Bellevue to Bothell (both NE 8th to state
30 route number 522 and NE 8th to state route number 527), and a trip
31 internal to the corridor (such as NE 85th to NE 160th) and similar
32 southbound trips;

33 (b) A month-to-month comparison of travel times and travel time
34 reliability for the entire corridor and commonly made trips in the
35 corridor as specified in (a) of this subsection since implementation
36 of the express toll lanes and, to the extent available, a comparison
37 to the travel times and travel time reliability prior to
38 implementation of the express toll lanes;

1 (c) Total express toll lane and total general purpose lane
2 traffic volumes, as well as per lane traffic volumes for each type of
3 lane (i) compared to total express toll lane and total general
4 purpose lane traffic volumes, as well as per lane traffic volumes for
5 each type of lane, on this segment of Interstate 405 prior to
6 implementation of the express toll lanes and (ii) compared to total
7 express toll lane and total general purpose lane traffic volumes, as
8 well as per lane traffic volumes for each type of lane, from month to
9 month since implementation of the express toll lanes; and

10 (d) Underlying congestion measurements, that is, speeds, that are
11 being used to generate the summary graphs provided, to be made
12 available in a digital file format.

13 (3) (a) (~~(\$71,000)~~) \$2,114,000 of the (~~(high-occupancy toll lanes~~
14 ~~operations)~~) Interstate 405 and state route number 167 express toll
15 lanes account—state appropriation, (~~(\$1,238,000)~~) \$4,920,000 of the
16 state route number 520 corridor account—state appropriation,
17 (~~(\$532,000)~~) \$2,116,000 of the Tacoma Narrows toll bridge account—
18 state appropriation, (~~(\$460,000 of the Interstate 405 express toll~~
19 ~~lanes operations account state appropriation,)~~) and (~~(\$699,000)~~)
20 \$2,776,000 of the Alaskan Way viaduct replacement project account—
21 state appropriation are provided solely for the department to finish
22 implementing a new tolling customer service toll collection system,
23 and are subject to the conditions, limitations, and review provided
24 in section 701 (~~(of this act)~~), chapter 416, Laws of 2019.

25 (b) The department shall continue to work with the office of
26 financial management, office of the chief information officer, and
27 the transportation committees of the legislature on the project
28 management plan that includes a provision for independent
29 verification and validation of contract deliverables from the
30 successful bidder and a provision for quality assurance that includes
31 reporting independently to the office of the chief information
32 officer on an ongoing basis during system implementation.

33 (4) The department shall make detailed quarterly reports to the
34 transportation committees of the legislature and the public on the
35 department's web site on the following:

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

1 (b) The nonvendor costs of administering toll operations,
2 including the costs of staffing the division, consultants, and other
3 personal service contracts required for technical oversight and
4 management assistance, insurance, payments related to credit card
5 processing, transponder purchases and inventory management, facility
6 operations and maintenance, and other miscellaneous nonvendor costs;

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

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

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

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

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

18 (iv) Workload costs related to hearings;

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

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

21 (e) A summary of toll revenue by facility on all operating toll
22 facilities and high occupancy toll lane systems, and an itemized
23 depiction of the use of that revenue.

24 (5) (~~(\$17,517,000)~~) \$24,517,000 of the Interstate 405 and state
25 route number 167 express toll lanes (~~(operations)~~) account—state
26 appropriation is provided solely for operational costs related to the
27 express toll lane facility.

28 (6) In calendar year 2021, toll equipment on the Tacoma Narrows
29 Bridge will have reached the end of its operational life. During the
30 2019-2021 fiscal biennium, the department plans to issue a request
31 for proposals as the first stage of a competitive procurement process
32 that will replace the toll equipment and select a new tolling
33 operator for the Tacoma Narrows Bridge. The request for proposals and
34 subsequent competitive procurement must incorporate elements that
35 prioritize the overall goal of lowering costs per transaction for the
36 facility, such as incentives for innovative approaches which result
37 in lower transactional costs, requests for efficiencies on the part
38 of the bidder that lower operational costs, and incorporation of
39 technologies such as self-serve credit card machines or other point-

1 of-payment technologies that lower costs or improve operational
2 efficiencies.

3 (7) (~~(\$19,362,000)~~) \$18,686,000 of the Alaskan Way viaduct
4 replacement project account—state appropriation is provided solely
5 for the new state route number 99 tunnel toll facility's expected
6 share of collecting toll revenues, operating customer services, and
7 maintaining toll collection systems. The legislature expects to see
8 appropriate reductions to the other toll facility accounts once
9 tolling on the new state route number 99 tunnel toll facility
10 commences and any previously incurred costs for start-up of the new
11 facility are charged back to the Alaskan Way viaduct replacement
12 project account. The office of financial management shall closely
13 monitor the application of the cost allocation model and ensure that
14 the new state route number 99 tunnel toll facility is adequately
15 sharing costs and the other toll facility accounts are not being
16 overspent or subsidizing the new state route number 99 tunnel toll
17 facility.

18 (8) (~~(\$256,000)~~) \$608,000 of the (~~(high occupancy toll lanes~~
19 ~~operations account state appropriation and \$352,000 of the))
20 Interstate 405 and state route number 167 express toll lanes
21 (~~operations~~) account—state appropriation are provided solely for
22 increased levels of service from the Washington state patrol for
23 enforcement of toll lane violations on the (~~state route number 167~~
24 ~~high occupancy toll lanes and the)) Interstate 405 and state route
25 number 167 express toll lanes. The department shall compile monthly
26 data on the number of Washington state patrol enforcement hours on
27 each facility and the percentage of time during peak hours that
28 speeds are at or above forty-five miles per hour on each facility.
29 The department shall provide this data in a report to the
30 transportation committees of the legislature on at least a calendar
31 quarterly basis.~~~~

32 **Sec. 210.** 2019 c 416 s 210 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM**
35 **C**

36 Transportation Partnership Account—State Appropriation . . .	\$1,460,000
37 Motor Vehicle Account—State Appropriation	((\$94,993,000))
38	<u>\$96,310,000</u>

1	Puget Sound Ferry Operations Account—State	
2	Appropriation	\$263,000
3	Multimodal Transportation Account—State	
4	Appropriation	\$2,878,000
5	Transportation 2003 Account (Nickel Account)—State	
6	Appropriation	\$1,460,000
7	TOTAL APPROPRIATION.	((\$101,054,000))
8		<u>\$102,371,000</u>

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

11 (1) \$8,114,000 of the motor vehicle account—state appropriation
12 is provided solely for the development of the labor system
13 replacement project and is subject to the conditions, limitations,
14 and review provided in section 701 (~~(of this act)~~), chapter 416, Laws
15 of 2019. It is the intent of the legislature that if any portion of
16 the labor system replacement project is leveraged in the future for
17 the time, leave, and labor distribution of any other agencies, the
18 motor vehicle account will be reimbursed proportionally for the
19 development of the system since amounts expended from the motor
20 vehicle account must be used exclusively for highway purposes in
21 conformance with Article II, section 40 of the state Constitution.
22 This must be accomplished through a loan arrangement with the current
23 interest rate under the terms set by the office of the state
24 treasurer at the time the system is deployed to additional agencies.
25 If the motor vehicle account is not reimbursed for future use of the
26 system, it is further the intent of the legislature that reductions
27 will be made to central service agency charges accordingly. The
28 department shall provide a report to the transportation committees of
29 the legislature by December 31, 2019, detailing the project timeline
30 as of July 1, 2019, an updated project timeline if necessary,
31 expenditures made to date for the purposes of this project, and
32 expenditures projected through the remainder of the project timeline.

33 (2) (~~(\$198,000)~~) \$1,375,000 of the motor vehicle account—state
34 appropriation is provided solely for the department's cost related to
35 the one Washington project.

36 (3) \$21,500,000 of the motor vehicle account—state appropriation
37 is provided solely for the activities of the information technology
38 program in developing and maintaining information systems that
39 support the operations and program delivery of the department,

1 ensuring compliance with section 701 (~~of this act~~), chapter 416,
2 Laws of 2019, and the requirements of the office of the chief
3 information officer under RCW 43.88.092 to evaluate and prioritize
4 any new financial and capital systems replacement or modernization
5 project and any other information technology project. During the
6 2019-2021 biennium, the department is prohibited from using the
7 distributed direct program support or any other cost allocation
8 method to fund any new financial and capital systems replacement or
9 modernization project without having the project evaluated and
10 prioritized by the office of the chief information officer and
11 submitting a decision package to the governor and the transportation
12 committees of the legislature as part of the normal budget process.

13 **Sec. 211.** 2019 c 416 s 211 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITY MAINTENANCE,**
16 **OPERATIONS, AND CONSTRUCTION—PROGRAM D—OPERATING**

17 Motor Vehicle Account—State Appropriation	((\$33,149,000))
	<u>\$34,801,000</u>
19 State Route Number 520 Corridor Account—State	
20 Appropriation	\$34,000
21 TOTAL APPROPRIATION.	((\$33,183,000))
	<u>\$34,835,000</u>

23 **Sec. 212.** 2019 c 416 s 212 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION—AVIATION—PROGRAM F**

26 Aeronautics Account—State Appropriation	((\$7,635,000))
	<u>\$7,742,000</u>
28 Aeronautics Account—Federal Appropriation	((\$2,542,000))
	<u>\$3,043,000</u>
30 Aeronautics Account—Private/Local Appropriation	\$60,000
31 TOTAL APPROPRIATION.	((\$10,237,000))
	<u>\$10,845,000</u>

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

35 (1) \$2,751,000 of the aeronautics account—state appropriation is
36 provided solely for the airport aid grant program, which provides

1 competitive grants to public use airports for pavement, safety,
2 maintenance, planning, and security.

3 ~~(2) ((\$468,000 of the aeronautics account state appropriation is
4 provided solely for one FTE dedicated to planning aviation emergency
5 services and addressing emerging aeronautics requirements, and for
6 the implementation of chapter . . . (House Bill No. 1397), Laws of
7 2019 (electric aircraft work group), which extends the electric
8 aircraft work group past its current expiration and allows WSDOT to
9 employ a consultant to assist with the work group. If chapter . . .
10 (House Bill No. 1397), Laws of 2019 is not enacted by June 30, 2019,
11 \$200,000 of the amount in this subsection lapses.~~

12 ~~(3))~~ \$200,000 of the aeronautics account—state appropriation is
13 provided solely for the department to convene an electric aircraft
14 work group to study the state of the electrically powered aircraft
15 industry and assess infrastructure needs related to the deployment of
16 electric or hybrid-electric aircraft for commercial air travel in
17 Washington state.

18 (a) The chair of the work group may be a consultant specializing
19 in aeronautics. The work group must include, but is not limited to,
20 representation from the electric aircraft industry, the aircraft
21 manufacturing industry, electric utility districts, the battery
22 industry, the department of commerce, the department of
23 transportation aviation division, the airline pilots association, a
24 primary airport representing an airport association, and the airline
25 industry.

26 (b) The study must include, but is not limited to:

27 (i) Infrastructure requirements necessary to facilitate electric
28 aircraft operations at airports;

29 (ii) Potential economic and public benefits including, but not
30 limited to, the direct and indirect impact on the number of
31 manufacturing and service jobs and the wages from those jobs in
32 Washington state;

33 (iii) Potential incentives for industry in the manufacturing and
34 operation of electric aircraft for regional air travel;

35 (iv) Educational and workforce requirements for manufacturing and
36 maintaining electric aircraft;

37 (v) Demand and forecast for electric aircraft use to include
38 expected timeline of the aircraft entering the market given federal
39 aviation administration certification requirements;

1 (vi) Identification of up to six airports in Washington state
2 that may benefit from a pilot program once an electrically propelled
3 aircraft for commercial use becomes available; and

4 (vii) Recommendations to further the advancement of the
5 electrification of aircraft for regional commercial use within
6 Washington state, including specific, measureable goals for the years
7 2030, 2040, and 2050 that reflect progressive and substantial
8 increases in the utilization of electric and hybrid-electric
9 commercial aircraft.

10 (c) The work group must submit a report and accompanying
11 recommendations to the transportation committees of the legislature
12 by November 15, 2020.

13 (d) If chapter . . . (House Bill No. 1397), Laws of 2019 is
14 enacted by June 30, 2019, the amount provided in this subsection
15 (~~((3))~~) (2) lapses.

16 (~~((4) \$150,000))~~) (3) \$350,000 of the aeronautics account—state
17 appropriation is provided solely for the implementation of chapter
18 396 (~~((Substitute Senate Bill No. 5370))~~), Laws of 2019 (aviation
19 coordinating commission). If chapter 396 (~~((Substitute Senate Bill
20 No. 5370))~~), Laws of 2019 is not enacted by June 30, 2019, the amount
21 provided in this subsection lapses.

22 (4) Within amounts appropriated in this section, the aviation
23 division of the department shall assist and consult with the
24 department of revenue in their efforts to update the document titled
25 "Washington Action Plan - FAA Policy Concerning Airport Revenue" to
26 reflect changes to Washington tax code regarding hazardous
27 substances. The department of revenue, in consultation with the
28 aviation division of the Washington state department of
29 transportation, is tasked with developing and recommending a
30 methodology to segregate and track actual amounts collected from the
31 hazardous substance tax under chapter 82.21 RCW and the petroleum
32 products tax under chapter 82.23A RCW as imposed on aviation fuel.
33 The department of revenue is directed to submit a report, including
34 the recommended methodology, to the fiscal committees of the house of
35 representatives and the senate by January 11, 2021.

36 **Sec. 213.** 2019 c 416 s 213 (uncodified) is amended to read as
37 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND**
2 **SUPPORT—PROGRAM H**

3	Motor Vehicle Account—State Appropriation	((\$59,801,000))
4		<u>\$59,768,000</u>
5	Motor Vehicle Account—Federal Appropriation	\$500,000
6	Multimodal Transportation Account—State Appropriation . . .	\$258,000
7	TOTAL APPROPRIATION.	((\$60,559,000))
8		<u>\$60,526,000</u>

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

11 (1) The legislature recognizes that the trail known as the Rocky
12 Reach Trail, and its extensions, serve to separate motor vehicle
13 traffic from pedestrians and bicyclists, increasing motor vehicle
14 safety on state route number 2 and the coincident section of state
15 route number 97. Consistent with chapter 47.30 RCW and pursuant to
16 RCW 47.12.080, the legislature declares that transferring portions of
17 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and
18 associated buffer areas to the Washington state parks and recreation
19 commission is consistent with the public interest. The legislature
20 directs the department to transfer the property to the Washington
21 state parks and recreation commission.

22 (a) The department must be paid fair market value for any
23 portions of the transferred real property that is later abandoned,
24 vacated, or ceases to be publicly maintained for trail purposes.

25 (b) Prior to completing the transfer in this subsection (1), the
26 department must ensure that provisions are made to accommodate
27 private and public utilities and any facilities that predate the
28 department's acquisition of the property, at no cost to those
29 entities. Prior to completing the transfer, the department shall also
30 ensure that provisions, by fair market assessment, are made to
31 accommodate other private and public utilities and any facilities
32 that have been legally allowed by permit or other instrument.

33 (c) The department may sell any adjoining property that is not
34 necessary to support the Rocky Reach Trail and adjacent buffer areas
35 only after the transfer of trail-related property to the Washington
36 state parks and recreation commission is complete. Adjoining property
37 owners must be given the first opportunity to acquire such property
38 that abuts their property, and applicable boundary line or other

1 adjustments must be made to the legal descriptions for recording
2 purposes.

3 (2) With respect to Parcel 12 of the real property conveyed by
4 the state of Washington to the city of Mercer Island under that
5 certain quitclaim deed, dated April 19, 2000, recorded in King county
6 under recording no. 20000425001234, the requirement in the deed that
7 the property be used for road/street purposes only will be deemed
8 satisfied by the department of transportation so long as commuter
9 parking, as part of the vertical development of the property, is one
10 of the significant uses of the property.

11 (3) \$1,600,000 of the motor vehicle account—state appropriation
12 is provided solely for real estate services activities. Consistent
13 with RCW 47.12.120 and during the 2019-2021 fiscal biennium, when
14 initiating, extending, or renewing any rent or lease agreements with
15 a regional transit authority, consideration of value must be
16 equivalent to one hundred percent of economic or market rent.

17 (4) (a) \$100,000 of the motor vehicle account—state appropriation
18 is provided solely for the department to:

19 (i) Determine the real property owned by the state of Washington
20 and under the jurisdiction of the department in King county that is
21 surplus property located in an area encompassing south of Dearborn
22 Street in Seattle, south of Newcastle, west of SR 515, and north of
23 South 216th to SR 515; and

24 (ii) Use any remaining funds after (a) (i) of this subsection is
25 completed to identify additional real property across the state owned
26 by the state of Washington and under the jurisdiction of the
27 department that is surplus property.

28 (b) The department shall provide a report to the transportation
29 committees of the legislature describing the properties it has
30 identified as surplus property under (a) of this subsection by
31 October 1, 2020.

32 **Sec. 214.** 2019 c 416 s 214 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—**
35 **PROGRAM K**

36 Motor Vehicle Account—State Appropriation	\$670,000
37 Electric Vehicle Account—State Appropriation.	\$2,000,000
38 Multimodal Transportation Account—State Appropriation. . .	\$1,634,000

1 TOTAL APPROPRIATION. \$4,304,000

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

4 (1) The economic partnerships program must continue to explore
5 retail partnerships at state-owned park and ride facilities, as
6 authorized in RCW 47.04.295.

7 (2) \$350,000 of the multimodal transportation account—state
8 appropriation is provided solely for the department to execute a
9 transit oriented development pilot project at Kingsgate park and ride
10 in Kirkland intended to be completed by December 31, 2023. The
11 purpose of the pilot project is to demonstrate how appropriate
12 department properties may be used to provide multiple public benefits
13 such as affordable and market rate housing, commercial development,
14 and institutional facilities in addition to transportation purposes.
15 To accomplish the pilot project, the department is authorized to
16 exercise all legal and administrative powers authorized in statute
17 that may include, but is not limited to, the transfer, lease, or sale
18 of some or all of the property to another governmental agency, public
19 development authority, or nonprofit developer approved by the
20 department and partner agencies. The department may also partner with
21 sound transit, King county, the city of Kirkland, and any other
22 federal, regional, or local jurisdiction on any policy changes
23 necessary from those jurisdictions to facilitate the pilot project.
24 By December 1, 2019, the department must report to the legislature on
25 any legislative actions necessary to facilitate the pilot project and
26 future transit oriented development projects.

27 (3) \$2,000,000 of the electric vehicle account—state
28 appropriation is provided solely for the clean alternative fuel
29 vehicle charging and refueling infrastructure program in chapter 287
30 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of 2019
31 (advancing green transportation adoption). If chapter 287
32 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of 2019
33 is not enacted by June 30, 2019, the amount provided in this
34 subsection lapses.

35 (4) \$1,200,000 of the multimodal transportation account—state
36 appropriation is provided solely for the pilot program established
37 under chapter 287 (~~((Engrossed Second Substitute House Bill No.
38 2042))~~), Laws of 2019 (advancing green transportation adoption) to
39 provide clean alternative fuel vehicle use opportunities to

1 underserved communities and low to moderate income members of the
2 workforce not readily served by transit or located in transportation
3 corridors with emissions that exceed federal or state emissions
4 standards. If chapter 287 (~~((Engrossed Second Substitute House Bill
5 No. 2042))~~), Laws of 2019 is not enacted by June 30, 2019, the amount
6 provided in this subsection lapses.

7 (5) \$84,000 of the multimodal transportation account—state
8 appropriation is provided solely for an interagency transfer to the
9 department of commerce for the purpose of conducting a study as
10 described in chapter 287 (~~((Engrossed Second Substitute House Bill
11 No. 2042))~~), Laws of 2019 (advancing green transportation adoption)
12 to identify opportunities to reduce barriers to electric vehicle
13 adoption by lower income residents of the state through the use of
14 vehicle and infrastructure financing assistance. If chapter 287
15 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of 2019
16 is not enacted by June 30, 2019, the amount provided in this
17 subsection lapses.

18 **Sec. 215.** 2019 c 416 s 215 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE—PROGRAM M**

21 Motor Vehicle Account—State Appropriation	((\$495,228,000))
	<u>\$489,575,000</u>
23 Motor Vehicle Account—Federal Appropriation	\$7,000,000
24 State Route Number 520 Corridor Account—State	
25 Appropriation	\$4,447,000
26 Tacoma Narrows Toll Bridge Account—State	
27 Appropriation	\$1,549,000
28 Alaskan Way Viaduct Replacement Project	
29 Account—State Appropriation	((\$9,533,000))
30	<u>\$9,535,000</u>
31 Interstate 405 <u>and State Route Number 167</u> Express Toll	
32 Lanes ((Operations)) Account—State Appropriation. . .	\$1,370,000
33 TOTAL APPROPRIATION.	((\$519,127,000))
34	<u>\$513,476,000</u>

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

37 (1) (a) \$6,170,000 of the motor vehicle account—state
38 appropriation is provided solely for utility fees assessed by local

1 governments as authorized under RCW 90.03.525 for the mitigation of
2 stormwater runoff from state highways. Plan and reporting
3 requirements as required in chapter 435 (~~((Senate Bill No. 5505))~~),
4 Laws of 2019 (Local Stormwater Charges) shall be consistent with the
5 January 2012 findings of the Joint Transportation Committee Report
6 for Effective Cost Recovery Structure for WSDOT, Jurisdictions, and
7 Efficiencies in Stormwater Management.

8 (b) Pursuant to RCW 90.03.525(3), the department and the
9 utilities imposing charges to the department shall negotiate with the
10 goal of agreeing to rates such that the total charges to the
11 department for the 2019-2021 fiscal biennium do not exceed the amount
12 provided in this subsection. The department shall report to the
13 transportation committees of the legislature on the amount of funds
14 requested, the funds granted, and the strategies used to keep costs
15 down, by January 17, 2021. If chapter 435 (~~((Senate Bill No. 5505))~~),
16 Laws of 2019 (local stormwater charges) is enacted by June 30, 2019,
17 this subsection (1)(b) does not take effect.

18 (2) \$4,447,000 of the state route number 520 corridor account—
19 state appropriation is provided solely to maintain the state route
20 number 520 floating bridge. These funds must be used in accordance
21 with RCW 47.56.830(3).

22 (3) \$1,549,000 of the Tacoma Narrows toll bridge account—state
23 appropriation is provided solely to maintain the new Tacoma Narrows
24 bridge. These funds must be used in accordance with RCW 47.56.830(3).

25 (4) \$1,370,000 of the Interstate 405 and state route number 167
26 express toll lanes (~~((operations))~~) account—state appropriation is
27 provided solely to maintain the Interstate 405 express toll lanes
28 between Lynnwood and Bellevue. These funds must be used in accordance
29 with RCW 47.56.830(3).

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

36 (6) \$1,025,000 of the motor vehicle account—state appropriation
37 is provided solely for the department to implement safety
38 improvements and debris clean up on department-owned rights-of-way in
39 the city of Seattle at levels above that being implemented as of

1 January 1, 2019. The department must contract out or hire a crew
2 dedicated solely to collecting and disposing of garbage, clearing
3 debris or hazardous material, and implementing safety improvements
4 where hazards exist to the traveling public, department employees, or
5 people encamped upon department-owned rights-of-way. The department
6 may request assistance from the Washington state patrol as necessary
7 in order for both agencies to provide enhanced safety-related
8 activities regarding the emergency hazards along state highway
9 rights-of-way in the Seattle area.

10 (7) \$1,015,000 of the motor vehicle account—state appropriation
11 is provided solely for a partnership program between the department
12 and the city of Tacoma. The program shall address the safety and
13 public health problems created by homeless encampments on the
14 department's property along state highways within the city limits.
15 \$570,000 is for dedicated department maintenance staff and associated
16 clean-up costs. The department and the city of Tacoma shall enter
17 into a reimbursable agreement to cover up to \$445,000 of the city's
18 expenses for clean-up crews and landfill costs.

19 (8) The department must commence a pilot program for the
20 2019-2021 fiscal biennium at the four highest demand safety rest
21 areas to create and maintain an online calendar for volunteer groups
22 to check availability of weekends for the free coffee program. The
23 calendar must be updated at least weekly and show dates and times
24 that are, or are not, available to participate in the free coffee
25 program. The department must submit a report to the legislature on
26 the ongoing pilot by December 1, 2020, outlining the costs and
27 benefits of the online calendar pilot, and including surveys from the
28 volunteer groups and agency staff to determine its effectiveness.

29 **Sec. 216.** 2019 c 416 s 216 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**
32 **OPERATING**

33 Motor Vehicle Account—State Appropriation	(\$70,681,000)
34	<u>\$76,235,000</u>
35 Motor Vehicle Account—Federal Appropriation	\$2,050,000
36 Motor Vehicle Account—Private/Local Appropriation	\$250,000
37 TOTAL APPROPRIATION.	(\$72,981,000)
38	<u>\$78,535,000</u>

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

3 (1) \$6,000,000 of the motor vehicle account—state appropriation
4 is provided solely for low-cost enhancements. The department shall
5 give priority to low-cost enhancement projects that improve safety or
6 provide congestion relief. By December 15th of each odd-numbered
7 year, the department shall provide a report to the legislature
8 listing all low-cost enhancement projects completed in the prior
9 fiscal biennium.

10 (2) (a) During the 2019-2021 fiscal biennium, the department shall
11 continue a pilot program that expands private transportation
12 providers' access to high occupancy vehicle lanes. Under the pilot
13 program, when the department reserves a portion of a highway based on
14 the number of passengers in a vehicle, the following vehicles must be
15 authorized to use the reserved portion of the highway if the vehicle
16 has the capacity to carry eight or more passengers, regardless of the
17 number of passengers in the vehicle: (i) Auto transportation company
18 vehicles regulated under chapter 81.68 RCW; (ii) passenger charter
19 carrier vehicles regulated under chapter 81.70 RCW, except marked or
20 unmarked stretch limousines and stretch sport utility vehicles as
21 defined under department of licensing rules; (iii) private nonprofit
22 transportation provider vehicles regulated under chapter 81.66 RCW;
23 and (iv) private employer transportation service vehicles. For
24 purposes of this subsection, "private employer transportation
25 service" means regularly scheduled, fixed-route transportation
26 service that is offered by an employer for the benefit of its
27 employees. Nothing in this subsection is intended to authorize the
28 conversion of public infrastructure to private, for-profit purposes
29 or to otherwise create an entitlement or other claim by private users
30 to public infrastructure.

31 (b) The department shall expand the high occupancy vehicle lane
32 access pilot program to vehicles that deliver or collect blood,
33 tissue, or blood components for a blood-collecting or distributing
34 establishment regulated under chapter 70.335 RCW. Under the pilot
35 program, when the department reserves a portion of a highway based on
36 the number of passengers in a vehicle, blood-collecting or
37 distributing establishment vehicles that are clearly and identifiably
38 marked as such on all sides of the vehicle are considered emergency

1 vehicles and must be authorized to use the reserved portion of the
2 highway.

3 (c) The department shall expand the high occupancy vehicle lane
4 access pilot program to private, for hire vehicles regulated under
5 chapter 81.72 RCW that have been specially manufactured, designed, or
6 modified for the transportation of a person who has a mobility
7 disability and uses a wheelchair or other assistive device. Under the
8 pilot program, when the department reserves a portion of a highway
9 based on the number of passengers in a vehicle, wheelchair-accessible
10 taxicabs that are clearly and identifiably marked as such on all
11 sides of the vehicle are considered public transportation vehicles
12 and must be authorized to use the reserved portion of the highway.

13 (d) Nothing in this subsection (2) is intended to exempt these
14 vehicles from paying tolls when they do not meet the occupancy
15 requirements established by the department for high occupancy toll
16 lanes.

17 (3) When regional transit authority construction activities are
18 visible from a state highway, the department shall allow the regional
19 transit authority to place safe and appropriate signage informing the
20 public of the purpose of the construction activity.

21 (4) The department must make signage for low-height bridges a
22 high priority.

23 **Sec. 217.** 2019 c 416 s 217 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND**
26 **SUPPORT—PROGRAM S**

27 Motor Vehicle Account—State Appropriation	((\$38,782,000))
28	<u>\$38,771,000</u>
29 Motor Vehicle Account—Federal Appropriation	\$1,380,000
30 Motor Vehicle Account—Private/Local Appropriation	\$500,000
31 Multimodal Transportation Account—State	
32 Appropriation	\$1,129,000
33 TOTAL APPROPRIATION.	((\$41,791,000))
34	<u>\$41,780,000</u>

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

37 (1) \$2,000,000 of the motor vehicle account—state appropriation
38 is provided solely for a grant program that makes awards for the

1 following: (a) Support for nonprofit agencies, churches, and other
2 entities to help provide outreach to populations underrepresented in
3 the current apprenticeship programs; (b) preapprenticeship training;
4 and (c) child care, transportation, and other supports that are
5 needed to help women, veterans, and minorities enter and succeed in
6 apprenticeship. The department must report on grants that have been
7 awarded and the amount of funds disbursed by December 1st each year.
8 If moneys are provided in the omnibus operating appropriations act
9 for a career connected learning grant program, defined in
10 chapter . . . (Substitute House Bill No. 1336), Laws of 2019, or
11 otherwise, the amount provided in this subsection lapses.

12 (2) \$150,000 of the motor vehicle account—state appropriation is
13 provided solely for a user-centered and mobile-compatible web site
14 redesign using estimated web site ad revenues.

15 (3) From the revenues generated by the five dollar per studded
16 tire fee under RCW 46.37.427, \$250,000 of the motor vehicle account—
17 state appropriation is provided solely for the department, in
18 consultation with the appropriate local jurisdictions and relevant
19 stakeholder groups, to establish a pilot media-based public
20 information campaign regarding the damage of studded tire use on
21 state and local roadways in Whatcom county, and to continue the
22 existing pilot information campaign in Spokane county. The reason for
23 the geographic selection of Spokane and Whatcom counties is based on
24 the high utilization of studded tires in these jurisdictions. The
25 public information campaigns must primarily focus on making the
26 consumer aware of the safety implications for other drivers, road
27 deterioration, financial impact for taxpayers, and, secondarily, the
28 alternatives to studded tires. The Whatcom county pilot media-based
29 public information campaign must begin by September 1, 2020. By
30 January 14, 2021, the department must provide the transportation
31 committees of the legislature an update on the Spokane and Whatcom
32 county pilot media-based public information campaigns.

33 ~~((4) \$138,000 of the motor vehicle account—state appropriation~~
34 ~~is provided solely for the implementation of chapter . . . (Second~~
35 ~~Substitute Senate Bill No. 5489), Laws of 2019 (concerning~~
36 ~~environmental health disparities). If chapter . . . (Second~~
37 ~~Substitute Senate Bill No. 5489), Laws of 2019 is not enacted by June~~
38 ~~30, 2019, the amount provided in this subsection lapses.))~~

1 **Sec. 218.** 2019 c 416 s 218 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA,**
4 **AND RESEARCH—PROGRAM T**

5 (~~High Occupancy Toll Lanes Operations~~
6 ~~Account~~) Interstate 405 and State Route Number 167
7 Express Toll Lanes Account—State Appropriation. . . . \$3,000,000
8 Motor Vehicle Account—State Appropriation (~~(\$29,403,000)~~)
9 \$27,127,000
10 Motor Vehicle Account—Federal Appropriation (~~(\$29,485,000)~~)
11 \$35,385,000
12 Motor Vehicle Account—Private/Local Appropriation. (~~(\$800,000)~~)
13 \$1,200,000
14 Multimodal Transportation Account—State Appropriation . . . \$710,000
15 Multimodal Transportation Account—Federal
16 Appropriation \$2,809,000
17 Multimodal Transportation Account—Private/Local
18 Appropriation \$100,000
19 State Route Number 520 Corridor Account—State
20 Appropriation. \$556,000
21 TOTAL APPROPRIATION. (~~(\$66,307,000)~~)
22 \$70,887,000

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

25 (1) \$130,000 of the motor vehicle account—state appropriation is
26 provided solely for completion of a corridor study to identify
27 potential improvements between exit 116 and exit 99 of Interstate 5.
28 The study should further develop mid- and long-term strategies from
29 the corridor sketch, and identify potential US 101/I-5 interchange
30 improvements, a strategic plan for the Nisqually River bridges,
31 regional congestion relief options, and ecosystem benefits to the
32 Nisqually River estuary for salmon productivity and flood control.

33 (2) The study on state route number 518 referenced in section
34 218(5), chapter 297, Laws of 2018 must be submitted to the
35 transportation committees of the legislature by November 30, 2019.

36 (3) \$100,000 of the motor vehicle account—state appropriation is
37 provided solely to complete the Tacoma mall direct access feasibility
38 study.

1 (4) \$4,600,000 of the motor vehicle account—federal appropriation
2 is provided solely to complete the road usage charge pilot project
3 overseen by the transportation commission using the remaining unspent
4 amount of the federal grant award. The purpose of the road usage
5 charge pilot project is to explore the viability of a road usage
6 charge as a possible replacement for the gas tax.

7 (5) \$3,000,000 of the ~~((high occupancy toll lanes operations))~~
8 Interstate 405 and state route number 167 express toll lanes account—
9 state appropriation is provided solely for updating the state route
10 number 167 master plan. If ~~((neither))~~ chapter 421 ~~((Engrossed~~
11 ~~Substitute Senate Bill No. 5825))~~, Laws of 2019 (addressing tolling)
12 ~~((nor chapter . . . (House Bill No. 2132), Laws of 2019 (addressing~~
13 ~~tolling))~~) is not enacted by June 30, 2019, the amount provided in
14 this subsection lapses.

15 (6) \$556,000 of the state route number 520 corridor account—state
16 appropriation is provided solely for the department to contract with
17 the University of Washington department of mechanical engineering, to
18 study measures to reduce noise impacts from the state route number
19 520 bridge expansion joints. The field testing shall be scheduled
20 during existing construction, maintenance, or other scheduled
21 closures to minimize impacts. The testing must also ensure safety of
22 the traveling public. The study shall examine testing methodologies
23 and project timelines and costs. A final report must be submitted to
24 the transportation committees of the legislature and the governor by
25 December 1, 2021.

26 (7) \$5,900,000 of the motor vehicle account—federal appropriation
27 and \$400,000 of the motor vehicle account—private/local appropriation
28 are provided solely for delivery of the department's state planning
29 and research work program and pooled fund research projects, provided
30 that the department may not expend any amounts provided in this
31 section on a long-range plan or corridor scenario analysis for I-5
32 from Tumwater to Marysville. This is not intended to reference or
33 impact: The existing I-5 corridor from Mounts road to Tumwater design
34 and operations alternatives analysis; design studies related to HOV
35 lanes or operations; or where it is necessary to continue design and
36 operations analysis related to projects already under development.

37 **Sec. 219.** 2019 c 416 s 219 (uncodified) is amended to read as
38 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—**

2 **PROGRAM U**

3 Motor Vehicle Account—State Appropriation (~~(\$71,996,000)~~)
4 \$78,976,000

5 Multimodal Transportation Account—State
6 Appropriation (~~(\$2,491,000)~~)
7 \$2,690,000

8 TOTAL APPROPRIATION. (~~(\$74,487,000)~~)
9 \$81,666,000

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

12 (1) Prior to entering into any negotiated settlement of a claim
13 against the state for the department that exceeds five million
14 dollars, the department, in conjunction with the attorney general and
15 the department of enterprise services, shall notify the director of
16 the office of financial management and the transportation committees
17 of the legislature.

18 (2) Beginning October 1, 2019, and quarterly thereafter, the
19 department, in conjunction with the attorney general and the
20 department of enterprise services, shall provide a report with
21 judgments and settlements dealing with the Washington state ferry
22 system to the director of the office of financial management and the
23 transportation committees of the legislature. The report must include
24 information on: (a) The number of claims and settlements by type; (b)
25 the average claim and settlement by type; (c) defense costs
26 associated with those claims and settlements; and (d) information on
27 the impacts of moving legal costs associated with the Washington
28 state ferry system into the statewide self-insurance pool.

29 (3) Beginning October 1, 2019, and quarterly thereafter, the
30 department, in conjunction with the attorney general and the
31 department of enterprise services, shall provide a report with
32 judgments and settlements dealing with the nonferry operations of the
33 department to the director of the office of financial management and
34 the transportation committees of the legislature. The report must
35 include information on: (a) The number of claims and settlements by
36 type; (b) the average claim and settlement by type; and (c) defense
37 costs associated with those claims and settlements.

1 transport persons with special transportation needs. To receive a
2 grant, the transit agency must, to the greatest extent practicable,
3 have a maintenance of effort for special needs transportation that is
4 no less than the previous year's maintenance of effort for special
5 needs transportation. Grants for transit agencies must be prorated
6 based on the amount expended for demand response service and route
7 deviated service in calendar year 2017 as reported in the "Summary of
8 Public Transportation - 2017" published by the department of
9 transportation. No transit agency may receive more than thirty
10 percent of these distributions. If chapter 287 (~~Engrossed Second~~
11 ~~Substitute House Bill No. 2042~~)), Laws of 2019 (advancing green
12 transportation adoption) is not enacted by June 30, 2019, \$7,722,000
13 of the amount in this subsection lapses.

14 (2) \$32,223,000 of the rural mobility grant program account—state
15 appropriation is provided solely for grants to aid small cities in
16 rural areas as prescribed in RCW 47.66.100.

17 (3) (~~(a) — \$10,290,000~~) \$1,283,000 of the multimodal
18 transportation account—state appropriation is provided solely for a
19 vanpool grant program for: (~~(i)~~) (a) Public transit agencies to add
20 vanpools or replace vans; and (~~(i)~~) (b) incentives for employers
21 to increase employee vanpool use. The grant program for public
22 transit agencies will cover capital costs only; operating costs for
23 public transit agencies are not eligible for funding under this grant
24 program. Additional employees may not be hired from the funds
25 provided in this section for the vanpool grant program, and
26 supplanting of transit funds currently funding vanpools is not
27 allowed. The department shall encourage grant applicants and
28 recipients to leverage funds other than state funds.

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

31 (4) (~~(\$18,951,000)~~) \$27,483,000 of the regional mobility grant
32 program account—state appropriation is reappropriated and provided
33 solely for the regional mobility grant projects identified in LEAP
34 Transportation Document (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed
35 (~~(April 27, 2019)~~) February 23, 2020, Program - Public Transportation
36 Program (V).

37 (5) (a) (~~(\$77,679,000)~~) \$53,179,000 of the regional mobility grant
38 program account—state appropriation is provided solely for the
39 regional mobility grant projects identified in LEAP Transportation

1 Document ((2019-2)) 2020-2 ALL PROJECTS as developed ((April 27,
2 2019)) February 23, 2020, Program - Public Transportation Program
3 (V). The department shall review all projects receiving grant awards
4 under this program at least semiannually to determine whether the
5 projects are making satisfactory progress. Any project that has been
6 awarded funds, but does not report activity on the project within one
7 year of the grant award, must be reviewed by the department to
8 determine whether the grant should be terminated. The department
9 shall promptly close out grants when projects have been completed,
10 and any remaining funds must be used only to fund projects identified
11 in the LEAP transportation document referenced in this subsection.
12 The department shall provide annual status reports on December 15,
13 2019, and December 15, 2020, to the office of financial management
14 and the transportation committees of the legislature regarding the
15 projects receiving the grants. It is the intent of the legislature to
16 appropriate funds through the regional mobility grant program only
17 for projects that will be completed on schedule. A grantee may not
18 receive more than twenty-five percent of the amount appropriated in
19 this subsection. Additionally, when allocating funding for the
20 2021-2023 biennium, no more than thirty percent of the total grant
21 program may directly benefit or support one grantee. The department
22 shall not approve any increases or changes to the scope of a project
23 for the purpose of a grantee expending remaining funds on an awarded
24 grant.

25 (b) In order to be eligible to receive a grant under (a) of this
26 subsection during the 2019-2021 fiscal biennium, a transit agency
27 must establish a process for private transportation providers to
28 apply for the use of park and ride facilities. For purposes of this
29 subsection, (i) "private transportation provider" means: An auto
30 transportation company regulated under chapter 81.68 RCW; a passenger
31 charter carrier regulated under chapter 81.70 RCW, except marked or
32 unmarked stretch limousines and stretch sport utility vehicles as
33 defined under department of licensing rules; a private nonprofit
34 transportation provider regulated under chapter 81.66 RCW; or a
35 private employer transportation service provider; and (ii) "private
36 employer transportation service" means regularly scheduled, fixed-
37 route transportation service that is offered by an employer for the
38 benefit of its employees.

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

4 (7) \$7,670,000 of the multimodal transportation account—state
5 appropriation and \$784,000 of the state vehicle parking account—state
6 appropriation are provided solely for CTR grants and activities. Of
7 this amount:

8 (a) \$1,000,000 of the multimodal transportation account—state
9 appropriation is provided solely for the department to continue a
10 pilot transit pass incentive program. Businesses and nonprofit
11 organizations located in a county adjacent to Puget Sound with a
12 population of more than seven hundred thousand that have never
13 offered transit subsidies to employees are eligible to apply to the
14 program for a fifty percent rebate on the cost of employee transit
15 subsidies provided through the regional ORCA fare collection system.
16 No single business or nonprofit organization may receive more than
17 ten thousand dollars from the program.

18 (i) Businesses and nonprofit organizations may apply and be
19 awarded funds prior to purchasing a transit subsidy, but the
20 department may not provide reimbursement until proof of purchase or a
21 contract has been provided to the department.

22 (ii) The department shall update the transportation committees of
23 the legislature on the impact of the program by January 31, 2020, and
24 may adopt rules to administer the program.

25 (b) \$30,000 of the state vehicle parking account—state
26 appropriation is provided solely for the STAR pass program for state
27 employees residing in Mason and Grays Harbor Counties. Use of the
28 pass is for public transportation between Mason County and Thurston
29 County, and Grays Harbor and Thurston County. The pass may also be
30 used within Grays Harbor County. The STAR pass commute trip reduction
31 program is open to any state employee who expresses intent to commute
32 to his or her assigned state worksite using a public transit system
33 currently participating in the STAR pass program.

34 (c) \$1,000,000 of the multimodal transportation account—state
35 appropriation is provided solely for a first mile/last mile
36 connections grant program. Eligible grant recipients include cities,
37 businesses, nonprofits, and transportation network companies with
38 first mile/last mile solution proposals. Transit agencies are not
39 eligible. The commute trip reduction board shall develop grant

1 parameters, evaluation criteria, and evaluate grant proposals. The
2 commute trip reduction board shall provide the transportation
3 committees of the legislature a report on the effectiveness of this
4 grant program and best practices for continuing the program.

5 (8) Except as provided otherwise in this subsection,
6 (~~(\$28,048,000)~~) \$27,048,000 of the multimodal transportation account—
7 state appropriation is provided solely for connecting Washington
8 transit projects identified in LEAP Transportation Document
9 (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed (~~(April 27, 2019)~~)
10 February 23, 2020. It is the intent of the legislature that entities
11 identified to receive funding in the LEAP document referenced in this
12 subsection receive the amounts specified in the time frame specified
13 in that LEAP document. If an entity has already completed a project
14 in the LEAP document referenced in this subsection before the time
15 frame identified, the entity may substitute another transit project
16 or projects that cost a similar or lesser amount.

17 (9) (~~(\$2,000,000)~~) \$1,000,000 of the multimodal transportation
18 account—state appropriation is provided solely for transit
19 coordination grants.

20 (10) The department shall not require more than a ten percent
21 match from nonprofit transportation providers for state grants.

22 (11) (~~(a) For projects funded as part of the 2015 connecting~~
23 ~~Washington transportation package listed on the LEAP transportation~~
24 ~~document identified in subsection (4) of this section, if the~~
25 ~~department expects to have substantial reappropriations for the~~
26 ~~2021-2023 fiscal biennium, the department may, on a pilot basis,~~
27 ~~apply funding from a project with an appropriation that cannot be~~
28 ~~used for the current fiscal biennium to advance one or more of the~~
29 ~~following projects:~~

30 ~~(i) King County Metro - RapidRide Expansion, Burien-Delridge~~
31 ~~(G2000031);~~

32 ~~(ii) King County Metro - Route 40 Northgate to Downtown~~
33 ~~(G2000032);~~

34 ~~(iii) Mason Transit Park & Ride Development (G2000042); or~~

35 ~~(iv) Pierce Transit - SR 7 Express Service (G2000046).~~

36 ~~(b) At least ten business days before advancing a project~~
37 ~~pursuant to this subsection, the department must notify the office of~~
38 ~~financial management and the transportation committees of the~~
39 ~~legislature. The advancement of a project may not hinder the delivery~~

1 of the projects for which the reappropriations are necessary for the
2 2021-2023 fiscal biennium.

3 ~~(c) To the extent practicable, the department shall use the~~
4 ~~flexibility and authority granted in this section to minimize the~~
5 ~~amount of reappropriations needed each biennium.~~

6 ~~(12))~~ \$750,000 of the multimodal transportation account—state
7 appropriation is provided solely for Intercity Transit for the Dash
8 shuttle program.

9 ~~((13))~~ (12)(a) \$485,000 of the multimodal transportation
10 account—state appropriation is provided solely for King county for:

11 (i) An expanded pilot program to provide certain students in the
12 Highline, Tukwila, and Lake Washington school districts with an ORCA
13 card during these school districts' summer vacations. In order to be
14 eligible for an ORCA card under this program, a student must also be
15 in high school, be eligible for free and reduced-price lunches, and
16 have a job or other responsibility during the summer; and

17 (ii) Providing administrative support to other interested school
18 districts in King county to prepare for implementing similar programs
19 for their students.

20 (b) King county must provide a report to the department and the
21 transportation committees of the legislature by December 15, 2021,
22 regarding:

23 (i) The annual student usage of the pilot program;

24 (ii) Available ridership data;

25 (iii) A cost estimate, including a detailed description of the
26 various expenses leading to the cost estimate, and any other factors
27 relevant to expanding the program to other King county school
28 districts;

29 (iv) A cost estimate, including a detailed description of the
30 various expenses leading to the cost estimate, and any other factors
31 relevant to expanding the program to student populations other than
32 high school or eligible for free and reduced-price lunches;

33 (v) Opportunities for subsidized ORCA cards or local grant or
34 matching funds; and

35 (vi) Any additional information that would help determine if the
36 pilot program should be extended or expanded.

37 ~~((14))~~ (13) \$12,000,000 of the multimodal transportation
38 account—state appropriation is provided solely for the green
39 transportation capital grant program established in chapter 287

1 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of 2019
2 (advancing green transportation adoption). If chapter 287
3 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of 2019
4 is not enacted by June 30, 2019, the amount provided in this
5 subsection lapses.

6 (~~((15))~~) (14) \$555,000 of the multimodal transportation account—
7 state appropriation is provided solely for an interagency transfer to
8 the Washington State University extension energy program to establish
9 and administer a technical assistance and education program for
10 public agencies on the use of alternative fuel vehicles. If chapter
11 287 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of
12 2019 (advancing green transportation adoption) is not enacted by June
13 30, 2019, \$375,000 of the amount provided in this subsection lapses.

14 (15) (a) The Washington state department of transportation public
15 transportation division, working with the Thurston regional planning
16 council, shall provide state agency management, the office of
17 financial management, and the transportation committees of the
18 legislature with results of their regional mobility grant program
19 demonstration project I-5/US 101 Practical Solutions: State Capitol
20 Campus Transportation Demand Management - Mobile Work. This includes
21 reporting after the 2020 legislative session on the measurable
22 results of an early pilot initiative, "Telework Tuesday," beginning
23 in January 2020.

24 (b) Capitol campus state agency management is directed to fully
25 participate in this work, which aims to reduce greenhouse gases,
26 require less office space and parking investments; provide low cost
27 congestion relief on I-5 during peak periods, US 101, and the local
28 transportation network; and improve retention and recruitment of
29 public employees. The agencies should actively: Encourage employees
30 qualified to telework to participate in this program and increase the
31 number of employees who qualify for mobile work and schedule shifts.

32 (c) If measureable success is achieved, the capitol campus state
33 agencies shall provide options to expand the project to other
34 jurisdictions concentrated with large employers. Expansion and
35 encouragement of telework will help reduce demand on the
36 transportation system, reduce traffic during peak hours, and reduce
37 greenhouse gas emissions.

38 (16) \$6,370,000 of the multimodal transportation account—state
39 appropriation in this section is provided solely for administration
40 of ORCA card benefits included in the 2019-2021 collective bargaining

1 agreements and also provided to nonrepresented employees. During
 2 fiscal year 2020, the office of financial management shall bill each
 3 agency for that agency's proportionate share of the cost of ORCA
 4 cards in cooperation with the Washington state department of
 5 transportation. During fiscal year 2021, the Washington state
 6 department of transportation shall bill agencies for their share of
 7 costs, in the amounts provided in agency budgets and as directed by
 8 the office of financial management, and agencies shall make payments
 9 directly to the Washington state department of transportation. The
 10 payment from each agency must be deposited into the multimodal
 11 transportation account and used for the purchase and administration
 12 of ORCA cards for state employees.

13 **Sec. 221.** 2019 c 416 s 221 (uncodified) is amended to read as
 14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X**

16	Motor Vehicle Account—State Appropriation.	\$250,000
17	Puget Sound Ferry Operations Account—State	
18	Appropriation	((\$540,746,000))
19		<u>\$545,735,000</u>
20	Puget Sound Ferry Operations Account—Federal	
21	Appropriation	\$7,932,000
22	Puget Sound Ferry Operations Account—Private/Local	
23	Appropriation	\$121,000
24	TOTAL APPROPRIATION.	((\$549,049,000))
25		<u>\$554,038,000</u>

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

28 (1) The office of financial management budget instructions
 29 require agencies to recast enacted budgets into activities. The
 30 Washington state ferries shall include a greater level of detail in
 31 its 2019-2021 supplemental and 2021-2023 omnibus transportation
 32 appropriations act requests, as determined jointly by the office of
 33 financial management, the Washington state ferries, and the
 34 transportation committees of the legislature. This level of detail
 35 must include the administrative functions in the operating as well as
 36 capital programs.

37 (2) For the 2019-2021 fiscal biennium, the department may enter
 38 into a distributor controlled fuel hedging program and other methods

1 of hedging approved by the fuel hedging committee, which must include
2 a representative of the department of enterprise services.

3 (3) (~~(\$76,261,000)~~) \$73,161,000 of the Puget Sound ferry
4 operations account—state appropriation is provided solely for auto
5 ferry vessel operating fuel in the 2019-2021 fiscal biennium, which
6 reflect cost savings from a reduced biodiesel fuel requirement and,
7 therefore, is contingent upon the enactment of section 703 (~~(of this~~
8 ~~act)~~), chapter 416, Laws of 2019. The amount provided in this
9 subsection represents the fuel budget for the purposes of calculating
10 any ferry fare fuel surcharge. The department shall review future use
11 of alternative fuels and dual fuel configurations, including
12 hydrogen.

13 (4) \$650,000 of the Puget sound ferry operations account—state
14 appropriation is provided solely for increased staffing at Washington
15 ferry terminals to meet increased workload and customer expectations.
16 Within the amount provided in this subsection, the department shall
17 contract with uniformed officers for additional traffic control
18 assistance at the Kingston ferry terminal during peak ferry travel
19 times, with a particular focus on Sundays and holiday weekends.
20 Traffic control methods should include, but not be limited to,
21 holding traffic on the shoulder at Lindvog Road until space opens for
22 cars at the tollbooths and dock, and management of traffic on Highway
23 104 in order to ensure Kingston residents and business owners have
24 access to businesses, roads, and driveways.

25 (5) \$254,000 of the Puget Sound ferry operations account—state
26 appropriation is provided solely for a dedicated inventory logistics
27 manager on a one-time basis.

28 (6) \$500,000 of the Puget Sound ferry operations account—state
29 appropriation is provided solely for operating costs related to
30 moving vessels for emergency capital repairs. Funds may only be spent
31 after approval by the office of financial management.

32 (7) By January 1, 2020, the ferries division must submit a
33 workforce plan for reducing overtime due to shortages of staff
34 available to fill vacant crew positions. The plan must include
35 numbers of crew positions being filled by staff working overtime,
36 strategies for filling these positions with straight time employees,
37 progress toward implementing those strategies, and a forecast for
38 when overtime expenditures will return to historical averages.

1 (8) \$160,000 of the Puget Sound ferry operations account—state
2 appropriation is provided solely for a ferry fleet baseline noise
3 study, conducted by a consultant, for the purpose of establishing
4 plans and data-driven goals to reduce ferry noise when Southern
5 resident orca whales are present. In addition, the study must
6 establish prioritized strategies to address vessels serving routes
7 with the greatest exposure to orca whale movements.

8 (9) (a) \$250,000 of the motor vehicle account—state appropriation
9 is provided solely for the department, in consultation with the
10 Washington state transportation center, to develop a plan for service
11 on the triangle route with a goal of providing maximum sailings
12 moving the most passengers to all stops in the least travel time,
13 including waits between sailings, within budget and resource
14 constraints.

15 (b) The Washington state transportation center must use new
16 traffic management models and scheduling tools to examine proposed
17 improvements for the triangle route. The department shall report to
18 the standing transportation committees of the legislature by January
19 15, 2021. The report must include:

20 (i) Implementation and status of data collection, modeling,
21 scheduling, capital investments, and procedural improvements to allow
22 Washington state ferries to schedule more sailings to and from all
23 stops on the triangle route with minimum time between sailings;

24 (ii) Recommendations for emergency boat allocations, regular
25 schedule policies, and emergency schedule policies based on all
26 customers alternative travel options to ensure that any dock with no
27 road access is prioritized in scheduling and scheduled service is
28 provided based on population size, demographics, and local medical
29 services;

30 (iii) Triangle route pilot economic analysis of Washington state
31 ferries fare revenue and fuel cost impact of offering additional,
32 better spaced sailings;

33 (iv) Results of an economic analysis of the return on investment
34 of potentially acquiring and using traffic control infrastructure,
35 technology, walk on loading bridges, and Good-to-Go and ORCA
36 replacement of current fare sales, validation, collections,
37 accounting, and all associated labor and benefits costs that can be
38 saved via those capital investments; and

1 (v) Recommendation on policies, procedures, or agency
2 interpretations of statute that may be adopted to mitigate any delays
3 or disruptions to scheduled sailings.

4 (c) If at least \$50,000,000 is not made available, by means of
5 transfer, deposit, appropriation, or other similar conveyance, to the
6 motor vehicle account for stormwater-related activities through the
7 enactment of chapter 422 (~~((Engrossed Substitute Senate Bill No.~~
8 ~~5993))~~), Laws of 2019 (model toxics control program reform) by June
9 30, 2019, the amount provided in this subsection (9) lapses.

10 (10) \$1,600,000 of the Puget Sound ferry operations account—state
11 appropriation is provided solely for naval architecture staff support
12 for the marine maintenance program.

13 (11) \$379,000 of the Puget sound ferry operations account—state
14 appropriation is provided solely for marine evacuation slide
15 training.

16 (12) \$352,000 of the Puget sound ferry operations account—state
17 appropriation is provided solely for inspections of fall restraint
18 systems.

19 (13) \$4,361,000 of the Puget sound ferry operations account—state
20 appropriation is provided solely for overtime expenses incurred by
21 engine and deck crew members.

22 (14) \$1,200,000 of the Puget sound ferry operations account—state
23 appropriation is provided solely for familiarization for new
24 assignments of engine crew and terminal staff.

25 (15) \$2,500,000 of the Puget sound ferry operations account—state
26 appropriation is provided solely for crew qualification training.

27 (16) \$100,000 of the Puget Sound ferry operations account—state
28 appropriation is provided solely to develop a plan for upgrading a
29 second vessel to meet the international convention for the safety of
30 life at sea standards. The plan must identify the option with the
31 lowest impacts to sailing schedules.

32 **Sec. 222.** 2019 c 416 s 222 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING**

35 Multimodal Transportation Account—State

36 Appropriation ((\$75,576,000))
37 \$70,243,000

38 Multimodal Transportation Account—Private/Local

1	Appropriation	\$717,000
2	Multimodal Transportation Account—Federal	
3	Appropriation	\$500,000
4	TOTAL APPROPRIATION.	((\$76,793,000))
5		<u>\$71,460,000</u>

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

8 (1) (a) (i) \$224,000 of the multimodal transportation account—state
9 appropriation and \$671,000 of the multimodal transportation account—
10 private/local appropriation are provided solely for continued
11 analysis of the ultra high-speed ground transportation corridor in a
12 new study, with participation from Washington, Oregon, and British
13 Columbia. No funds may be expended until the department is in receipt
14 of \$671,000 in private/local funding provided solely for this
15 purpose.

16 (ii) The ultra high-speed ground transportation corridor advisory
17 group must include legislative membership.

18 (iii) "Ultra high-speed" means a maximum testing speed of at
19 least two hundred fifty miles per hour.

20 (b) The study must consist of the following:

21 (i) Development of proposed corridor governance, general powers,
22 operating structure, legal instruments, and contracting requirements,
23 in the context of the roles of relevant jurisdictions, including
24 federal, state, provincial, and local governments;

25 ~~((An assessment of current laws in state and provincial~~
26 ~~jurisdictions and identification of any proposed changes to laws,~~
27 ~~regulations, and/or agreements that are needed to proceed with~~
28 ~~development)) Development of a long-term funding and financing
29 strategy for project initiation, development, construction, and
30 program administration of the high-speed corridor, building on the
31 funding and financing chapter of the 2019 business case analysis and
32 aligned with the recommendations of (b) (i) of this subsection; and~~

33 (iii) Development of ~~((general recommendations for the~~
34 ~~authorization needed to advance the development of the corridor))~~
35 recommendations for a department-led ultra-high speed corridor
36 engagement plan for policy leadership from elected officials.

37 (c) This study must build on the results of the 2018 Washington
38 state ultra high-speed ground transportation business case analysis
39 and the 2019 Washington state ultra high-speed ground transportation

1 study findings report. The department shall consult with the
2 transportation committees of the legislature regarding all issues
3 related to proposed corridor governance.

4 ~~((e))~~ (d) The development work referenced in (b) of this
5 subsection is intended to identify and make recommendations related
6 to specific entities, including interjurisdictional entities,
7 policies, and processes required for the purposes of furthering
8 preliminary analysis efforts for the ultra high-speed ground
9 transportation corridor. This development work is not intended to
10 authorize one or more entities to assume decision making authority
11 for the design, construction, or operation of an ultra high-speed
12 rail corridor.

13 ~~((d))~~ (e) By ~~((December))~~ January 1, ~~((2020))~~ 2021, the
14 department shall provide to the governor and the transportation
15 committees of the legislature an interim update on the study required
16 under this subsection (1). By June 1, 2021, the department shall
17 provide to the governor and the transportation committees of the
18 legislature a report of the study's findings regarding the three
19 elements noted in this subsection. As applicable, the report should
20 also be sent to the executive and legislative branches of government
21 in the state of Oregon and appropriate government bodies in the
22 province of British Columbia.

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

34 **Sec. 223.** 2019 c 416 s 223 (uncodified) is amended to read as
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**
37 **OPERATING**

38 Motor Vehicle Account—State Appropriation ((\$12,190,000))

1		<u>\$12,183,000</u>
2	Motor Vehicle Account—Federal Appropriation	\$2,567,000
3	Multiuse Roadway Safety Account—State Appropriation	((\$132,000))
4		<u>\$450,000</u>
5	Multimodal Transportation Account—State	
6	Appropriation	\$350,000
7	TOTAL APPROPRIATION.	((\$15,239,000))
8		<u>\$15,550,000</u>

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

11 (1) \$350,000 of the multimodal transportation account—state
12 appropriation is provided solely for a study by the Puget Sound
13 regional council of new passenger ferry service to better connect
14 communities throughout the twelve county Puget Sound region. The
15 study must assess potential new routes, identify future terminal
16 locations, and provide recommendations to accelerate the
17 electrification of the ferry fleet. The study must identify future
18 passenger only demand throughout Western Washington, analyze
19 potential routes and terminal locations on Puget Sound, Lake
20 Washington, and Lake Union with an emphasis on preserving waterfront
21 opportunities in public ownership and opportunities for partnership.
22 The study must determine whether and when the passenger ferry service
23 achieves a net reduction in carbon emissions including an analysis of
24 the emissions of modes that passengers would otherwise have used. The
25 study must estimate capital and operating costs for routes and
26 terminals. The study must include early and continuous outreach with
27 all interested stakeholders and a report to the legislature and all
28 interested parties by January 31, 2021.

29 (2) \$1,142,000 of the motor vehicle account—state appropriation
30 is provided solely for the department, from amounts set aside out of
31 statewide fuel taxes distributed to counties according to RCW
32 46.68.120(3), to contract with the Washington state association of
33 counties to:

34 (a) In coordination with stakeholders, identify county-owned fish
35 passage barriers, with priority given to barriers that share the same
36 stream system as state-owned fish passage barriers. The study must
37 identify, map, and provide a preliminary assessment of county-owned
38 barriers that need correction, and provide, where possible,

1 preliminary costs estimates for each barrier correction. The study
2 must provide recommendations on:

3 (i) How to prioritize county-owned barriers within the same
4 stream system of state-owned barriers in the current six-year
5 construction plan to maximize state investment; and

6 (ii) How future state six-year construction plans should
7 incorporate county-owned barriers;

8 (b) Update the local agency guidelines manual, including
9 exploring alternatives within the local agency guidelines manual on
10 county priorities;

11 (c) Study the current state of county transportation funding,
12 identify emerging issues, and identify potential future alternative
13 transportation fuel funding sources to meet current and future needs.

14 (3) The entire multiuse roadway safety account—state
15 appropriation is provided solely for grants under RCW 46.09.540,
16 subject to the following limitations:

17 (a) Twenty-five percent of the amounts provided are reserved for
18 counties that each have a population of fifteen thousand persons or
19 less;

20 (b) (i) Seventy-five percent of the amounts provided are reserved
21 for counties that each have a population exceeding fifteen thousand
22 persons; and

23 (ii) No county that receives a grant or grants under (b) of this
24 subsection may receive more than sixty thousand dollars in total
25 grants.

26 **TRANSPORTATION AGENCIES—CAPITAL**

27 **Sec. 301.** 2019 c 416 s 301 (uncodified) is amended to read as
28 follows:

29 **FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD**

30	Freight Mobility Investment Account—State	
31	Appropriation	(((\$18,094,000))
32		<u>\$23,015,000</u>
33	Freight Mobility Multimodal Account—State	
34	Appropriation	(((\$21,220,000))
35		<u>\$12,492,000</u>
36	<u>Motor Vehicle Account—State Appropriation.</u>	<u>\$4,907,000</u>
37	Motor Vehicle Account—Federal Appropriation	(((\$2,250,000))

1		<u>\$1,899,000</u>
2	Freight Mobility Multimodal Account—Private/Local	
3	Appropriation	((\$1,320,000))
4		<u>\$1,250,000</u>
5	<u>Highway Safety Account—State Appropriation.</u>	<u>\$81,000</u>
6	TOTAL APPROPRIATION.	((\$42,884,000))
7		<u>\$43,644,000</u>

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

10 (1) Except as otherwise provided in this section, the entire
11 appropriations in this section are provided solely for the projects
12 by amount, as listed in the LEAP Transportation Document ((~~2019-3~~)
13 2020-3 as developed ((~~April 27, 2019~~) February 23, 2020, FMSIB
14 Project List.

15 (2) Until directed by the legislature, the board may not initiate
16 a new call for projects. By January 1, 2020, the board must report to
17 the legislature on alternative proposals to revise its project award
18 and obligation process, which result in lower reappropriations.

19 **Sec. 302.** 2019 c 416 s 303 (uncodified) is amended to read as
20 follows:

21 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

22	Rural Arterial Trust Account—State Appropriation	\$65,996,000
23	Motor Vehicle Account—State Appropriation	\$1,456,000
24	County Arterial Preservation Account—State	
25	Appropriation	\$39,590,000
26	TOTAL APPROPRIATION.	\$107,042,000

27 The appropriations in this section are subject to the following
28 conditions and limitations: \$15,000,000 of the rural arterial account
29 —state appropriation shall be held in unallotted status until such
30 time as the board indicates it will expend the funds and requests
31 release of the funds by the office of financial management.

32 **Sec. 303.** 2019 c 416 s 304 (uncodified) is amended to read as
33 follows:

34 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

35	Small City Pavement and Sidewalk Account—State	
36	Appropriation	\$5,890,000
37	Transportation Improvement Account—State	

1	Appropriation	\$228,510,000
2	Complete Streets Grant Program Account—State	
3	Appropriation	((\$14,670,000))
4		<u>\$10,200,000</u>
5	TOTAL APPROPRIATION.	((\$249,070,000))
6		<u>\$244,600,000</u>

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

9 (1) \$9,315,000 of the transportation improvement account—state
10 appropriation is provided solely for the Relight Washington Program.
11 The transportation improvement board shall conduct a survey of all
12 cities that are not currently eligible for the Relight Washington
13 Program to determine demand for the program regardless of the current
14 eligibility criteria. The transportation improvement board shall
15 report the results of the survey to the governor and the
16 transportation committees of the legislature by August 1, 2020.

17 (2) \$10,000,000 of the transportation improvement account—state
18 appropriation shall be held in unallotted status until such time as
19 the board indicates it will expend the funds and requests release of
20 the funds by the office of financial management.

21 **Sec. 304.** 2019 c 416 s 305 (uncodified) is amended to read as
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—**
24 **(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL**

25	Motor Vehicle Account—State Appropriation	((\$50,990,000))
26		<u>\$51,187,000</u>
27	Connecting Washington Account—State Appropriation	((\$42,497,000))
28		<u>\$51,523,000</u>
29	TOTAL APPROPRIATION.	((\$93,487,000))
30		<u>\$102,710,000</u>

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

33 (1) ((~~\$42,497,000~~)) \$51,523,000 of the connecting Washington
34 account—state appropriation is provided solely for a new Olympic
35 region maintenance and administration facility to be located on the
36 department-owned site at the intersection of Marvin Road and 32nd
37 Avenue in Lacey, Washington.

1 (2) (a) (~~(\$43,100,000)~~) \$43,297,000 of the motor vehicle account—
2 state appropriation is provided solely for the department facility
3 located at 15700 Dayton Ave N in Shoreline. This appropriation is
4 contingent upon the department of ecology signing a not less than
5 twenty-year agreement to pay a share of any financing contract issued
6 pursuant to chapter 39.94 RCW.

7 (b) Payments from the department of ecology as described in this
8 subsection shall be deposited into the motor vehicle account.

9 (c) Total project costs are not to exceed \$46,500,000.

10 (3) \$1,565,000 from the motor vehicle account—state appropriation
11 is provided solely for furniture for the renovated Northwest Region
12 Headquarters at Dayton Avenue. The department must efficiently
13 furnish the renovated building. The amount provided in this
14 subsection is the maximum the department may spend on furniture for
15 this facility.

16 **Sec. 305.** 2019 c 416 s 306 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I**

19 (~~(High Occupancy Toll Lanes Operations~~

20	Account—State Appropriation	(\$7,000,000)
21	Transportation Partnership Account—State	
22	Appropriation	(\$325,275,000)
23		<u>\$380,450,000</u>
24	Motor Vehicle Account—State Appropriation	(\$92,504,000)
25		<u>\$103,222,000</u>
26	Motor Vehicle Account—Federal Appropriation	(\$154,337,000)
27		<u>\$151,727,000</u>
28	Motor Vehicle Account—Private/Local Appropriation	(\$26,839,000)
29		<u>\$60,201,000</u>
30	Connecting Washington Account—State	
31	Appropriation	(\$2,137,381,000)
32		<u>\$2,240,985,000</u>
33	Special Category C Account—State Appropriation	(\$81,000,000)
34		<u>\$36,034,000</u>
35	Multimodal Transportation Account—State	
36	Appropriation	(\$5,408,000)
37		<u>\$3,015,000</u>
38	Alaskan Way Viaduct Replacement Project Account—State	

1	Appropriation	((\$77,956,000))
2		<u>\$73,530,000</u>
3	Transportation 2003 Account (Nickel Account)—State	
4	Appropriation	((\$21,819,000))
5		<u>\$10,422,000</u>
6	Interstate 405 <u>and State Route Number 167</u>	
7	Express Toll Lanes ((Operations)) Account—State	
8	Appropriation	((\$48,036,000))
9		<u>\$90,027,000</u>
10	TOTAL APPROPRIATION.	((\$2,977,555,000))
11		<u>\$3,149,613,000</u>

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

14 (1) Except as provided otherwise in this section, the entire
15 connecting Washington account—state appropriation and the entire
16 transportation partnership account—state appropriation are provided
17 solely for the projects and activities as listed by fund, project,
18 and amount in LEAP Transportation Document ((~~2019-1~~)) 2020-1
19 developed ((~~April 27, 2019~~)) February 23, 2020, Program - Highway
20 Improvements Program (I). However, limited transfers of specific
21 line-item project appropriations may occur between projects for those
22 amounts listed subject to the conditions and limitations in section
23 601 of this act.

24 (2) Except as provided otherwise in this section, the entire
25 motor vehicle account—state appropriation and motor vehicle account—
26 federal appropriation are provided solely for the projects and
27 activities listed in LEAP Transportation Document ((~~2019-2~~)) 2020-2
28 ALL PROJECTS as developed ((~~April 27, 2019~~)) February 23, 2020,
29 Program - Highway Improvements Program (I). Any federal funds gained
30 through efficiencies, adjustments to the federal funds forecast,
31 additional congressional action not related to a specific project or
32 purpose, or the federal funds redistribution process must then be
33 applied to highway and bridge preservation activities or fish passage
34 barrier corrections (OBI4001).

35 (3) Within the motor vehicle account—state appropriation and
36 motor vehicle account—federal appropriation, the department may
37 transfer funds between programs I and P, except for funds that are
38 otherwise restricted in this act. Ten days prior to any transfer, the
39 department must submit its request to the office of financial

1 management and the transportation committees of the legislature and
2 consider any concerns raised. The department shall submit a report on
3 fiscal year funds transferred in the prior fiscal year using this
4 subsection as part of the department's annual budget submittal.

5 (4) The connecting Washington account—state appropriation
6 includes up to (~~(\$1,519,899,000)~~) \$1,718,711,000 in proceeds from the
7 sale of bonds authorized in RCW 47.10.889.

8 (5) The special category C account—state appropriation includes
9 up to \$75,274,000 in proceeds from the sale of bonds authorized in
10 RCW (~~(47.10.861)~~) 47.10.812.

11 (6) The transportation partnership account—state appropriation
12 includes up to (~~(\$150,232,000)~~) \$180,178,000 in proceeds from the
13 sale of bonds authorized in RCW (~~(47.10.812)~~) 47.10.873.

14 (7) The Alaskan Way viaduct replacement project account—state
15 appropriation includes up to \$77,956,000 in proceeds from the sale of
16 bonds authorized in RCW 47.10.873.

17 (~~(8) ((The multimodal transportation account—state appropriation~~
18 ~~includes up to \$5,408,000 in proceeds from the sale of bonds~~
19 ~~authorized in RCW 47.10.867.~~

20 ~~(9) \$90,464,000))~~ \$184,991,000 of the transportation partnership
21 account—state appropriation, (~~(\$7,006,000)~~) \$9,827,000 of the motor
22 vehicle account—private/local appropriation, (~~(\$3,383,000)~~)
23 \$3,377,000 of the transportation 2003 account (nickel account)—state
24 appropriation, (~~(\$77,956,000)~~) and \$73,530,000 of the Alaskan Way
25 viaduct replacement project account—state appropriation(~~(, and~~
26 ~~\$1,838,000 of the multimodal transportation account—state~~
27 ~~appropriation)) are provided solely for the SR 99/Alaskan Way Viaduct~~
28 replacement project (809936Z). It is the intent of the legislature
29 that any legal damages paid to the state related to contractual
30 provisions for construction and delivery of the Alaskan Way Viaduct
31 replacement project be deposited in the transportation partnership
32 account to offset the costs of the project.

33 (~~((10))~~) (9) \$3,000,000 of the multimodal transportation account—
34 state appropriation is provided solely for transit mitigation for the
35 SR 99/Viaduct Project - Construction Mitigation project (809940B).

36 (~~((11) \$164,000,000))~~ (10) \$159,798,000 of the connecting
37 Washington account—state appropriation (~~(is)~~), \$1,052,000 of the
38 special category C account—state appropriation, and \$738,000 of the

1 motor vehicle account—private/local appropriation are provided solely
2 for the US 395 North Spokane Corridor project (M00800R).

3 ~~((12))~~ (11) (a) ~~((\$22,195,000 of the transportation partnership~~
4 ~~account—state appropriation, \$12,805,000 of the transportation 2003~~
5 ~~account—(nickel account)—state appropriation, and \$48,000,000))~~
6 \$82,991,000 of the Interstate 405 and state route number 167 express
7 toll lanes ~~((operations))~~ account—state appropriation ~~((are))~~ is
8 provided solely for the I-405/SR 522 to I-5 Capacity Improvements
9 project (L2000234) for activities related to adding capacity on
10 Interstate 405 between state route number 522 and Interstate 5, with
11 the goals of increasing vehicle throughput and aligning project
12 completion with the implementation of bus rapid transit in the
13 vicinity of the project. The transportation partnership account—state
14 appropriation and transportation 2003 account (nickel account)—state
15 appropriation are a transfer or a reappropriation of a transfer from
16 the I-405/Kirkland Vicinity Stage 2 - Widening project (8BI1002) due
17 to savings and will fund right-of-way and construction for an
18 additional phase of this I-405 project.

19 (b) If sufficient bonding authority to complete this project is
20 not provided within chapter 421 ~~((Engrossed Substitute Senate Bill~~
21 ~~No. 5825))~~, Laws of 2019 (addressing tolling) or chapter 421
22 ~~((House Bill No. 2132))~~, Laws of 2019 (addressing tolling), or
23 within a bond authorization act referencing chapter . . . (Engrossed
24 Substitute Senate Bill No. 5825), Laws of 2019 or chapter . . .
25 (House Bill No. 2132), Laws of 2019, by June 30, 2019, \$21,000,000 of
26 the Interstate 405 express toll lanes operations account—state
27 appropriation provided in this subsection lapses, and it is the
28 intent of the legislature to reduce the Interstate 405 express toll
29 lanes operations account—state appropriation in the 2021-2023
30 biennium to \$5,000,000, and in the 2023-2025 biennium to \$0 on the
31 list referenced in subsection (2) of this section.

32 ~~((13))~~ (12) (a) ~~((\$395,822,000))~~ \$417,106,000 of the connecting
33 Washington account—state appropriation ~~((, \$60,000 of the motor~~
34 ~~vehicle account—state appropriation,))~~ and ~~((\$342,000))~~ \$456,000 of
35 the motor vehicle account—private/local appropriation are provided
36 solely for the SR 520 Seattle Corridor Improvements - West End
37 project (M00400R).

1 (b) Recognizing that the department of transportation requires
2 full possession of parcel number 1-23190 to complete the Montlake
3 Phase of the West End project, the department is directed to:

4 (i) Work with the operator of the Montlake boulevard market
5 located on parcel number 1-23190 to negotiate a lease allowing
6 continued operations up to January 1, 2020. After that time, the
7 department shall identify an area in the vicinity of the Montlake
8 property for a temporary market or other food service to be provided
9 during the period of project construction. Should the current
10 operator elect not to participate in providing that temporary
11 service, the department shall then develop an outreach plan with the
12 city to solicit community input on the food services provided, and
13 then advertise the opportunity to other potential vendors. Further,
14 the department shall work with the city of Seattle and existing
15 permit processes to facilitate vendor access to and use of the area
16 in the vicinity of the Montlake property.

17 (ii) Upon completion of the Montlake Phase of the West End
18 project (current anticipated contract completion of 2023), WSDOT
19 shall sell that portion of the property not used for permanent
20 transportation improvements and initiate a process to convey that
21 surplus property to a subsequent owner.

22 (c) \$60,000 of the motor vehicle account—state appropriation is
23 provided solely for grants to nonprofit organizations located in a
24 city with a population exceeding six hundred thousand persons and
25 that empower artists through equitable access to vital expertise,
26 opportunities, and business services. Funds may be used only for the
27 purpose of preserving, commemorating, and sharing the history of the
28 city of Seattle's freeway protests and making the history of activism
29 around the promotion of more integrated transportation and land use
30 planning accessible to current and future generations through the
31 preservation of Bent 2 of the R. H. Thompson freeway ramp.

32 (~~(14)~~) (13) It is the intent of the legislature that for the
33 I-5 JBLM Corridor Improvements project (M00100R), the department
34 shall actively pursue \$50,000,000 in federal funds to pay for this
35 project to supplant state funds in the future. \$50,000,000 in
36 connecting Washington account funding must be held in unallotted
37 status during the 2021-2023 fiscal biennium. These funds may only be
38 used after the department has provided notice to the office of
39 financial management that it has exhausted all efforts to secure

1 federal funds from the federal highway administration and the
2 department of defense.

3 ~~((15) \$265,100,000))~~ (14) \$286,902,000 of the connecting
4 Washington account—state appropriation is provided solely for the SR
5 167/SR 509 Puget Sound Gateway project (M00600R).

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

8 (b) Proceeds from the sale of any surplus real property acquired
9 for the purpose of building the SR 167/SR 509 Puget Sound Gateway
10 (M00600R) project must be deposited into the motor vehicle account
11 for the purpose of constructing the project.

12 (c) In making budget allocations to the Puget Sound Gateway
13 project, the department shall implement the project's construction as
14 a single corridor investment. The department shall develop a
15 coordinated corridor construction and implementation plan for state
16 route number 167 and state route number 509 in collaboration with
17 affected stakeholders. Specific funding allocations must be based on
18 where and when specific project segments are ready for construction
19 to move forward and investments can be best optimized for timely
20 project completion. Emphasis must be placed on avoiding gaps in fund
21 expenditures for either project.

22 (d) It is the legislature's intent that the department shall
23 construct a full single-point urban interchange at the junction of
24 state route number 161 (Meridian avenue) and state route number 167
25 and a full single-point urban interchange at the junction of state
26 route number 509 and 188th Street. If the department receives
27 additional funds from an outside source for this project after the
28 base project is fully funded, the funds must first be applied toward
29 the completion of these two full single-point urban interchanges.

30 (e) In designing the state route number 509/state route number
31 516 interchange component of the SR 167/SR 509 Puget Sound Gateway
32 project (M00600R), the department shall make every effort to utilize
33 the preferred "4B" design.

34 (f) The department shall explore the development of a multiuse
35 trail for bicyclists, pedestrians, skateboarders, and similar users
36 along the SR 167 right-of-way acquired for the project to connect a
37 network of new and existing trails from Mount Rainier to Point
38 Defiance Park.

39 (g) If sufficient bonding authority to complete this project is
40 not provided within chapter 421 ~~((Engrossed Substitute Senate Bill~~

1 ~~No. 5825~~)), Laws of 2019 (addressing tolling) or chapter . . .
2 (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a
3 bond authorization act referencing chapter 421 (~~Engrossed~~
4 ~~Substitute Senate Bill No. 5825~~)), Laws of 2019 or chapter . . .
5 (House Bill No. 2132), Laws of 2019, by June 30, 2019, it is the
6 intent of the legislature to return the Puget Sound Gateway project
7 (M00600R) to its previously identified construction schedule by
8 moving \$128,900,000 in connecting Washington account—state
9 appropriation back to the 2027-2029 biennium from the 2023-2025
10 biennium on the list referenced in subsection (2) of this section. If
11 sufficient bonding authority is provided, it is the intent of the
12 legislature to advance the project to allow for earlier completion
13 and inflationary savings.

14 ~~((16))~~ (15) It is the intent of the legislature that, for the
15 I-5/North Lewis County Interchange project (L2000204), the department
16 develop and design the project with the objective of significantly
17 improving access to the industrially zoned properties in north Lewis
18 county. The design must consider the county's process of
19 investigating alternatives to improve such access from Interstate 5
20 that began in March 2015.

21 ~~((18) — \$950,000)~~ (16) \$1,029,000 of the transportation
22 partnership account—state appropriation is provided solely for the
23 U.S. 2 Trestle IJR project (L1000158).

24 ~~((19))~~ (17) The department shall itemize all future requests
25 for the construction of buildings on a project list and submit them
26 through the transportation executive information system as part of
27 the department's annual budget submittal. It is the intent of the
28 legislature that new facility construction must be transparent and
29 not appropriated within larger highway construction projects.

30 ~~((20))~~ (18) Any advisory group that the department convenes
31 during the 2019-2021 fiscal biennium must consider the interests of
32 the entire state of Washington.

33 ~~((21))~~ (19) The legislature finds that there are sixteen
34 companies involved in wood preserving in the state that employ four
35 hundred workers and have an annual payroll of fifteen million
36 dollars. Before the department's switch to steel guardrails, ninety
37 percent of the twenty-five hundred mile guardrail system was
38 constructed of preserved wood and one hundred ten thousand wood
39 guardrail posts were produced annually for state use. Moreover, the
40 policy of using steel posts requires the state to use imported steel.

1 Given these findings, where practicable, and until June 30, 2021, the
2 department shall include the design option to use wood guardrail
3 posts, in addition to steel posts, in new guardrail installations.
4 The selection of posts must be consistent with the agency design
5 manual policy that existed before December 2009.

6 ~~((22)(a) For projects funded as part of the 2015 connecting
7 Washington transportation package listed on the LEAP transportation
8 document identified in subsection (1) of this section, if the
9 department expects to have substantial reappropriations for the
10 2021-2023 fiscal biennium, the department may, on a pilot basis,
11 apply funding from a project in this section with an appropriation
12 that cannot be used for the current fiscal biennium to advance one or
13 more of the following projects:~~

14 ~~(i) I-82 Yakima - Union Gap Economic Development Improvements
15 (T21100R);~~

16 ~~(ii) I-5 Federal Way - Triangle Vicinity Improvements (T20400R);~~
17 ~~or~~

18 ~~(iii) SR 522/Paradise Lk Rd Interchange & Widening on SR 522
19 (Design/Engineering) (NPARADI).~~

20 ~~(b) At least ten business days before advancing a project
21 pursuant to this subsection, the department must notify the office of
22 financial management and the transportation committees of the
23 legislature. The advancement of a project may not hinder the delivery
24 of the projects for which the reappropriations are necessary for the
25 2021-2023 fiscal biennium.~~

26 ~~(c) For connecting Washington projects that have already begun
27 and are eligible for the authority granted in section 601 of this
28 act, the department shall prioritize advancing the following projects
29 if expected reappropriations become available:~~

30 ~~(i) SR 14/I-205 to SE 164th Ave - Auxiliary Lanes (L2000102);~~

31 ~~(ii) SR 305 Construction - Safety Improvements (N30500R);~~

32 ~~(iii) SR 14/Bingen Underpass (L2220062);~~

33 ~~(iv) I-405/NE 132nd Interchange - Totem Lake (L1000110);~~

34 ~~(v) US Hwy 2 Safety (N00200R);~~

35 ~~(vi) US-12/Walla Walla Corridor Improvements (T20900R);~~

36 ~~(vii) I-5 JBLM Corridor Improvements (M00100R);~~

37 ~~(viii) I-5/Slater Road Interchange - Improvements (L1000099);~~

38 ~~(ix) SR 510/Yelm Loop Phase 2 (T32700R); or~~

39 ~~(x) SR 520/124th St Interchange (Design and Right of Way)
40 (L1000098).~~

1 ~~(d) To the extent practicable, the department shall use the~~
2 ~~flexibility and authority granted in this section and in section 601~~
3 ~~of this act to minimize the amount of reappropriations needed each~~
4 ~~biennium.~~

5 ~~(23))~~ (20) The legislature continues to prioritize the
6 replacement of the state's aging infrastructure and recognizes the
7 importance of reusing and recycling construction aggregate and
8 recycled concrete materials in our transportation system. To
9 accomplish Washington state's sustainability goals in transportation
10 and in accordance with RCW 70.95.805, the legislature reaffirms its
11 determination that recycled concrete aggregate and other
12 transportation building materials are natural resource construction
13 materials that are too valuable to be wasted and landfilled, and are
14 a commodity as defined in WAC 173-350-100.

15 Further, the legislature determines construction aggregate and
16 recycled concrete materials substantially meet widely recognized
17 international, national, and local standards and specifications
18 referenced in American society for testing and materials, American
19 concrete institute, Washington state department of transportation,
20 Seattle department of transportation, American public works
21 association, federal aviation administration, and federal highway
22 administration specifications, and are described as necessary and
23 desirable products for recycling and reuse by state and federal
24 agencies.

25 As these recyclable materials have well established markets, are
26 substantially a primary or secondary product of necessary
27 construction processes and production, and are managed as an item of
28 commercial value, construction aggregate and recycled concrete
29 materials are exempt from chapter 173-350 WAC.

30 ~~((24))~~ (21) (a) \$17,500,000 of the motor vehicle account—state
31 appropriation is provided solely for staffing of a project office to
32 replace the Interstate 5 bridge across the Columbia river (G2000088).
33 If at least a \$9,000,000 transfer is not authorized in section
34 406(29) ~~((of this act))~~, chapter 416, Laws of 2019, then \$9,000,000
35 of the motor vehicle account—state appropriation lapses.

36 (b) Of the amount provided in this subsection, \$7,780,000 of the
37 motor vehicle account—state appropriation must be placed in
38 unallotted status by the office of financial management until the
39 department develops a detailed plan for the work of this project

1 office in consultation with the chairs and ranking members of the
2 transportation committees of the legislature. The director of the
3 office of financial management shall consult with the chairs and
4 ranking members of the transportation committees of the legislature
5 prior to making a decision to allot these funds.

6 (c) The work of this project office includes, but is not limited
7 to, the reevaluation of the purpose and need identified for the
8 project previously known as the Columbia river crossing, the
9 reevaluation of permits and development of a finance plan, the
10 reengagement of key stakeholders and the public, and the reevaluation
11 of scope, schedule, and budget for a reinvigorated bistate effort for
12 replacement of the Interstate 5 Columbia river bridge. When
13 reevaluating the finance plan for the project, the department shall
14 assume that some costs of the new facility may be covered by tolls.
15 The project office must also study the possible different governance
16 structures for a bridge authority that would provide for the joint
17 administration of the bridges over the Columbia river between Oregon
18 and Washington. As part of this study, the project office must
19 examine the feasibility and necessity of an interstate compact in
20 conjunction with the national center for interstate compacts.

21 (d) Within the amount provided in this subsection, the department
22 must implement chapter 137 (~~((Engrossed Substitute House Bill No.
23 1994))~~), Laws of 2019 (projects of statewide significance).

24 (e) The department shall have as a goal to:

25 (i) Reengage project stakeholders and reevaluate the purpose and
26 need and environmental permits by July 1, 2020;

27 (ii) Develop a finance plan by December 1, 2020; and

28 (iii) Have made significant progress toward beginning the
29 supplemental environmental impact statement process by June 30, 2021.
30 The department shall aim to provide a progress report on these
31 activities to the governor and the transportation committees of the
32 legislature by December 1, 2019, and a final report to the governor
33 and the transportation committees of the legislature by December 1,
34 2020.

35 (~~((25))~~) (22) \$17,500,000 of the motor vehicle account—state
36 appropriation is provided solely to begin the pre-design phase on the
37 I-5/Columbia River Bridge project (G2000088) (~~(; however, if at least
38 \$50,000,000 is not made available, by means of transfer, deposit,
39 appropriation, or other similar conveyance, to the motor vehicle
40 account for stormwater-related activities through the enactment of~~

1 ~~chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019~~
2 ~~(model toxics control program reform) by June 30, 2019, the amount~~
3 ~~provided in this subsection lapses)).~~ The amounts provided in this
4 subsection shall be held in unallotted status until such time as the
5 department indicates that it intends to expend the funds and requests
6 release of the funds by the office of financial management.

7 ~~((26))~~ (23)(a) ((\$36,500,000)) \$191,360,000 of the connecting
8 Washington account—state appropriation, ~~(\$44,961,000))~~ \$47,655,000
9 of the motor vehicle account—federal appropriation, \$11,179,000 of
10 the motor vehicle account—private/local appropriation, \$6,100,000 of
11 the motor vehicle account—state appropriation, and ~~(\$18,539,000))~~
12 \$18,706,000 of the transportation partnership account—state
13 appropriation are provided solely for the Fish Passage Barrier
14 project (OBI4001) with the intent of fully complying with the court
15 injunction by 2030.

16 (b) Of the amounts provided in this subsection, \$320,000 of the
17 connecting Washington account—state appropriation is provided solely
18 to remove the fish passage barrier on state route number 6 that
19 interfaces with Boistfort Valley water utilities near milepost 46.6.

20 (c) The department shall coordinate with the Brian Abbott fish
21 passage barrier removal board to use a watershed approach to maximize
22 habitat gain by replacing both state and local culverts. The
23 department shall deliver high habitat value fish passage barrier
24 corrections that it has identified, guided by the following factors:
25 Opportunity to bundle projects, ability to leverage investments by
26 others, presence of other barriers, project readiness, other
27 transportation projects in the area, and transportation impacts.

28 (d) The department must keep track of, for each barrier removed:
29 (i) The location; (ii) the amount of fish habitat gain; and (iii) the
30 amount spent to comply with the injunction.

31 (24)(a) The Washington state department of transportation is
32 directed to pursue compliance with the U.S. v. Washington permanent
33 injunction by delivering culvert corrections within the injunction
34 area guided by the principle of providing the greatest fisheries
35 habitat gain at the earliest time and considering the following
36 factors: Opportunity to bundle projects, tribal priorities, ability
37 to leverage investments by others, presence of other barriers,
38 project readiness, culvert condition, other transportation projects
39 in the area, and transportation impacts.

1 (b) The department and Brian Abbott fish barrier removal board,
2 while providing the opportunity for stakeholders, tribes, and
3 government agencies to give input on a statewide culvert remediation
4 plan, must provide updates on the development of the statewide
5 culvert remediation plan to the capital budget, ways and means, and
6 transportation committees of the legislature by November 1, 2020, and
7 March 15, 2021. The first update must include a project timeline and
8 plan to ensure that all state agencies with culvert correction
9 programs are involved in the creation of the comprehensive plan.

10 ~~((27) — \$14,750,000))~~ (25) \$14,723,000 of the connecting
11 Washington account—state appropriation, \$373,000 of the motor vehicle
12 account—state appropriation, and ~~((6,000,000))~~ \$5,960,000 of the
13 motor vehicle account—private/local appropriation are provided solely
14 for the I-90/Barker to Harvard - Improve Interchanges & Local Roads
15 project (L2000122). The connecting Washington account appropriation
16 for the improvements that fall within the city of Liberty Lake may
17 only be expended if the city of Liberty Lake agrees to cover any
18 project costs above the \$20,900,000 of state appropriation provided
19 for the total project in LEAP Transportation Document ~~((2019-1))~~
20 2020-1 as developed ~~((April 27, 2019))~~ February 23, 2020, Program -
21 Highway Improvements (I).

22 ~~((28))~~ (26) (a) ((7,060,000)) \$6,769,000 of the motor vehicle
23 account—federal appropriation, ~~((72,000))~~ \$31,000 of the motor
24 vehicle account—state appropriation, ~~((3,580,000 — of — the~~
25 ~~transportation partnership account—state appropriation,))~~ and
26 \$7,000,000 of the ((high occupancy toll lanes operations account))
27 Interstate 405 and state route number 167 express toll lanes account—
28 state appropriation are provided solely for the SR 167/SR 410 to SR
29 18 - Congestion Management project (316706C).

30 (b) If sufficient bonding authority to complete this project is
31 not provided within chapter 421 ~~((Engrossed Substitute Senate Bill~~
32 ~~No. 5825))~~, Laws of 2019 (addressing tolling) or chapter . . .
33 (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a
34 bond authorization act referencing chapter 421 ~~((Engrossed~~
35 ~~Substitute Senate Bill No. 5825))~~, Laws of 2019 or chapter . . .
36 (House Bill No. 2132), Laws of 2019, by June 30, 2019, it is the
37 intent of the legislature to remove the \$100,000,000 in toll funding
38 from this project on the list referenced in subsection (2) of this
39 section.

1 ~~((29))~~ (27) For the I-405/North 8th Street Direct Access Ramp
2 in Renton project (L1000280), if sufficient bonding authority to
3 begin this project is not provided within chapter 421 ~~((Engrossed~~
4 ~~Substitute Senate Bill No. 5825))~~, Laws of 2019 (addressing tolling)
5 or chapter . . . (House Bill No. 2132), Laws of 2019 (addressing
6 tolling), or within a bond authorization act referencing chapter 421
7 ~~((Engrossed Substitute Senate Bill No. 5825))~~, Laws of 2019 or
8 chapter . . . (House Bill No. 2132), Laws of 2019, by June 30, 2019,
9 it is the intent of the legislature to remove the project from the
10 list referenced in subsection (2) of this section.

11 ~~((30) \$7,900,000)~~ (28) \$7,985,000 of the Special Category C
12 account—state appropriation and \$1,000,000 of the motor vehicle
13 account—private/local appropriation are provided solely for the SR 18
14 Widening - Issaquah/Hobart Rd to Raging River project (L1000199) for
15 improving and widening state route number 18 to four lanes from
16 Issaquah-Hobart Road to Raging River.

17 ~~((31))~~ (29) \$2,250,000 of the motor vehicle account—state
18 appropriation is provided solely for the I-5 Corridor from Mounts
19 Road to Tumwater project (L1000231) for completing a National and
20 State Environmental Policy Act (NEPA/SEPA) analysis to identify mid-
21 and long-term environmental impacts associated with future
22 improvements along the I-5 corridor from Tumwater to DuPont.

23 ~~((32) \$1,290,000)~~ (30) \$622,000 of the motor vehicle account—
24 state appropriation is provided solely for the US 101/East Sequim
25 Corridor Improvements project (L2000343); however, if at least
26 \$50,000,000 is not made available, by means of transfer, deposit,
27 appropriation, or other similar conveyance, to the motor vehicle
28 account for stormwater-related activities through the enactment of
29 chapter 422 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of
30 2019 (model toxics control program reform) by June 30, 2019, the
31 amount provided in this subsection lapses.

32 ~~((33) \$12,800,000)~~ (31) \$12,916,000 of the motor vehicle
33 account—state appropriation is provided solely for the SR 522/
34 Paradise Lk Rd Interchange & Widening on SR 522 (Design/Engineering)
35 project (NPARADI); however, if at least \$50,000,000 is not made
36 available, by means of transfer, deposit, appropriation, or other
37 similar conveyance, to the motor vehicle account for stormwater-
38 related activities through the enactment of chapter 422 ~~((Engrossed~~
39 ~~Substitute Senate Bill No. 5993))~~, Laws of 2019 (model toxics

1 control program reform) by June 30, 2019, the amount provided in this
2 subsection lapses.

3 ~~((34))~~ (32) \$1,000,000 of the motor vehicle account—state
4 appropriation is provided solely for the US 101/Morse Creek Safety
5 Barrier project (L1000247); however, if at least \$50,000,000 is not
6 made available, by means of transfer, deposit, appropriation, or
7 other similar conveyance, to the motor vehicle account for
8 stormwater-related activities through the enactment of chapter 422
9 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of 2019 (model
10 toxics control program reform) by June 30, 2019, the amount provided
11 in this subsection lapses.

12 ~~((35))~~ (33) \$1,000,000 of the motor vehicle account—state
13 appropriation is provided solely for the SR 162/410 Interchange
14 Design and Right of Way project (L1000276); however, if at least
15 \$50,000,000 is not made available, by means of transfer, deposit,
16 appropriation, or other similar conveyance, to the motor vehicle
17 account for stormwater-related activities through the enactment of
18 chapter 422 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of
19 2019 (model toxics control program reform) by June 30, 2019, the
20 amount provided in this subsection lapses.

21 ~~((36) \$1,000,000)~~ (34) \$679,000 of the motor vehicle account—
22 state appropriation is provided solely for the I-5/Rush Road
23 Interchange Improvements project (L1000223); however, if at least
24 \$50,000,000 is not made available, by means of transfer, deposit,
25 appropriation, or other similar conveyance, to the motor vehicle
26 account for stormwater-related activities through the enactment of
27 chapter 422 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of
28 2019 (model toxics control program reform) by June 30, 2019, the
29 amount provided in this subsection lapses.

30 **Sec. 306.** 2019 c 416 s 307 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION—PRESERVATION—PROGRAM P**

33 Recreational Vehicle Account—State Appropriation . . .	(((\$1,744,000))
34	<u>\$2,971,000</u>
35 Transportation Partnership Account—State	
36 Appropriation	(((\$23,706,000))
37	<u>\$20,248,000</u>
38 Motor Vehicle Account—State Appropriation	(((\$74,885,000))

1		<u>\$83,447,000</u>
2	Motor Vehicle Account—Federal Appropriation	((\$454,758,000))
3		<u>\$490,744,000</u>
4	Motor Vehicle Account—Private/Local Appropriation	((\$5,159,000))
5		<u>\$7,408,000</u>
6	State Route Number 520 Corridor Account—State	
7	Appropriation	((\$544,000))
8		<u>\$326,000</u>
9	Connecting Washington Account—State Appropriation	((\$189,771,000))
10		<u>\$204,630,000</u>
11	Tacoma Narrows Toll Bridge Account—State Appropriation ((\$7,906,000))	
12		<u>\$8,350,000</u>
13	Alaskan Way Viaduct Replacement Project Account—State	
14	Appropriation.	\$10,000
15	Transportation 2003 Account (Nickel Account)—State	
16	Appropriation	((\$9,617,000))
17		<u>\$17,892,000</u>
18	<u>Interstate 405 and State Route Number 167 Express</u>	
19	<u>Toll Lanes Account—State Appropriation.</u>	<u>\$3,018,000</u>
20	TOTAL APPROPRIATION.	((\$768,100,000))
21		<u>\$839,044,000</u>

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

24 (1) Except as provided otherwise in this section, the entire
25 connecting Washington account—state appropriation and the entire
26 transportation partnership account—state appropriation are provided
27 solely for the projects and activities as listed by fund, project,
28 and amount in LEAP Transportation Document ((2019-1)) 2020-1 as
29 developed ((~~April 27, 2019~~)) February 23, 2020, Program - Highway
30 Preservation Program (P). However, limited transfers of specific
31 line-item project appropriations may occur between projects for those
32 amounts listed subject to the conditions and limitations in section
33 601 of this act.

34 (2) Except as provided otherwise in this section, the entire
35 motor vehicle account—state appropriation and motor vehicle account—
36 federal appropriation are provided solely for the projects and
37 activities listed in LEAP Transportation Document ((2019-2)) 2020-2
38 ALL PROJECTS as developed ((~~April 27, 2019~~)) February 23, 2020,
39 Program - Highway Preservation Program (P). Any federal funds gained

1 through efficiencies, adjustments to the federal funds forecast,
2 additional congressional action not related to a specific project or
3 purpose, or the federal funds redistribution process must then be
4 applied to highway and bridge preservation activities or fish passage
5 barrier corrections (0BI4001).

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

15 (4) (~~(\$25,036,000)~~) \$26,683,000 of the connecting Washington
16 account—state appropriation is provided solely for the land mobile
17 radio upgrade (G2000055) and is subject to the conditions,
18 limitations, and review provided in section 701 (~~(of this act)~~),
19 chapter 416, Laws of 2019. The land mobile radio project is subject
20 to technical oversight by the office of the chief information
21 officer. The department, in collaboration with the office of the
22 chief information officer, shall identify where existing or proposed
23 mobile radio technology investments should be consolidated, identify
24 when existing or proposed mobile radio technology investments can be
25 reused or leveraged to meet multiagency needs, increase mobile radio
26 interoperability between agencies, and identify how redundant
27 investments can be reduced over time. The department shall also
28 provide quarterly reports to the technology services board on project
29 progress.

30 (5) (~~(\$2,500,000)~~) \$5,000,000 of the motor vehicle account—state
31 appropriation is provided solely for extraordinary costs incurred
32 from litigation awards, settlements, or dispute mitigation activities
33 not eligible for funding from the self-insurance fund. The amount
34 provided in this subsection must be held in unallotted status until
35 the department submits a request to the office of financial
36 management that includes documentation detailing litigation-related
37 expenses. The office of financial management may release the funds
38 only when it determines that all other funds designated for
39 litigation awards, settlements, and dispute mitigation activities

1 have been exhausted. No funds provided in this subsection may be
2 expended on any legal fees related to the SR 99/Alaskan Way viaduct
3 replacement project (809936Z).

4 (6) The appropriation in this section includes funding for
5 starting planning, engineering, and construction of the Elwha River
6 bridge replacement. To the greatest extent practicable, the
7 department shall maintain public access on the existing route.

8 (7) (~~(\$22,729,000)~~) \$21,289,000 of the motor vehicle account—
9 federal appropriation and (~~(\$553,000)~~) \$840,000 of the motor vehicle
10 account—state appropriation are provided solely for the preservation
11 of structurally deficient bridges or bridges that are at risk of
12 becoming structurally deficient (L1000068). These funds must be used
13 widely around the state of Washington. When practicable, the
14 department shall pursue design-build contracts for these bridge
15 projects to expedite delivery. The department shall provide a report
16 that identifies the progress of each project funded in this
17 subsection as part of its annual agency budget request.

18 (8) The department must consult with the Washington state patrol
19 and the office of financial management during the design phase of any
20 improvement or preservation project that could impact Washington
21 state patrol weigh station operations. During the design phase of any
22 such project, the department must estimate the cost of designing
23 around the affected weigh station's current operations, as well as
24 the cost of moving the affected weigh station.

25 (9) During the course of any planned resurfacing or other
26 preservation activity on state route number 26 between Colfax and
27 Othello in the 2019-2021 fiscal biennium, the department must add
28 dug-in reflectors.

29 (10) (~~((a) For projects funded as part of the 2015 connecting~~
30 ~~Washington transportation package listed on the LEAP transportation~~
31 ~~document identified in subsection (1) of this section, if the~~
32 ~~department expects to have substantial reappropriations for the~~
33 ~~2021-2023 fiscal biennium, the department may, on a pilot basis,~~
34 ~~apply funding from a project in this section with an appropriation~~
35 ~~that cannot be used for the current fiscal biennium to advance the SR~~
36 ~~4/Abernathy Creek Br - Replace Bridge project (400411A).~~

37 ~~(b) At least ten business days before advancing the project~~
38 ~~pursuant to this subsection, the department must notify the office of~~
39 ~~financial management and the transportation committees of the~~
40 ~~legislature. The advancement of the project may not hinder the~~

1 ~~delivery of the projects for which the reappropriations are necessary~~
2 ~~for the 2021-2023 fiscal biennium.~~

3 ~~(c) To the extent practicable, the department shall use the~~
4 ~~flexibility and authority granted in this section and in section 601~~
5 ~~of this act to minimize the amount of reappropriations needed each~~
6 ~~biennium.~~

7 ~~(11))~~ Within the connecting Washington account—state
8 appropriation, the department may transfer funds from Highway System
9 Preservation (L1100071) to other preservation projects listed in the
10 LEAP transportation document identified in subsection (1) of this
11 section, if it is determined necessary for completion of these high
12 priority preservation projects. The department's next budget
13 submittal after using this subsection must appropriately reflect the
14 transfer.

15 **Sec. 307.** 2019 c 416 s 308 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**
18 **CAPITAL**

19 Motor Vehicle Account—State Appropriation	((\$7,311,000))
	<u>\$8,205,000</u>
21 Motor Vehicle Account—Federal Appropriation	((\$5,331,000))
	<u>\$6,137,000</u>
23 Motor Vehicle Account—Private/Local Appropriation	((\$500,000))
	<u>\$579,000</u>
25 TOTAL APPROPRIATION.	((\$13,142,000))
	<u>\$14,921,000</u>

27 The appropriations in this section are subject to the following
28 conditions and limitations: \$700,000 of the motor vehicle account—
29 state appropriation is provided solely for the SR 99 Aurora Bridge
30 ITS project (L2000338); however, if at least \$50,000,000 is not made
31 available, by means of transfer, deposit, appropriation, or other
32 similar conveyance, to the motor vehicle account for stormwater-
33 related activities through the enactment of chapter 422 (~~(Engrossed~~
34 ~~Substitute Senate Bill No. 5993))~~), Laws of 2019 (model toxics
35 control program reform) by June 30, 2019, the amount provided in this
36 subsection lapses.

1 **Sec. 308.** 2019 c 416 s 309 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES**

4 **CONSTRUCTION—PROGRAM W**

5	Puget Sound Capital Construction Account—State	
6	Appropriation	((\$111,076,000))
7		<u>\$112,420,000</u>
8	Puget Sound Capital Construction Account—Federal	
9	Appropriation	((\$141,750,000))
10		<u>\$197,188,000</u>
11	Puget Sound Capital Construction Account—Private/Local	
12	Appropriation	((\$350,000))
13		<u>\$4,779,000</u>
14	Transportation Partnership Account—State	
15	Appropriation	((\$4,936,000))
16		<u>\$6,723,000</u>
17	Connecting Washington Account—State Appropriation	((\$92,766,000))
18		<u>\$109,043,000</u>
19	Capital Vessel Replacement Account—State	
20	Appropriation.	\$99,000,000
21	<u>Transportation 2003 Account—State Appropriation.</u>	<u>\$986,000</u>
22	TOTAL APPROPRIATION.	((\$449,878,000))
23		<u>\$530,139,000</u>

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

26 (1) Except as provided otherwise in this section, the entire
27 appropriations in this section are provided solely for the projects
28 and activities as listed in LEAP Transportation Document ((~~2019-2~~)
29 2020-2 ALL PROJECTS as developed ((~~April 27, 2019~~) February 23,
30 2020, Program - Washington State Ferries Capital Program (W).

31 (2) ((~~\$1,461,000~~) \$2,857,000 of the Puget Sound capital
32 construction account—state appropriation, ((~~\$59,650,000~~) \$63,789,000
33 of the connecting Washington account—state appropriation, and
34 \$17,832,000 of the Puget Sound capital construction account—federal
35 appropriation, are provided solely for the Mukilteo ferry terminal
36 (952515P). To the extent practicable, the department shall avoid the
37 closure of, or disruption to, any existing public access walkways in
38 the vicinity of the terminal project during construction.

1 (3) (~~(\$73,089,000)~~) \$102,641,000 of the Puget Sound capital
2 construction account—federal appropriation, (~~(\$33,089,000)~~)
3 \$47,819,000 of the connecting Washington account—state appropriation,
4 and (~~(\$8,778,000)~~) \$4,355,000 of the Puget Sound capital construction
5 account—(~~state~~) local appropriation are provided solely for the
6 Seattle Terminal Replacement project (900010L).

7 (4) (~~(\$5,000,000)~~) \$5,357,000 of the Puget Sound capital
8 construction account—state appropriation is provided solely for
9 emergency capital repair costs (999910K). Funds may only be spent
10 after approval by the office of financial management.

11 (5) \$2,300,000 of the Puget Sound capital construction account—
12 state appropriation is provided solely for the ORCA acceptance
13 project (L2000300). The ferry system shall work with Washington
14 technology solutions and the tolling division on the development of a
15 new, interoperable ticketing system.

16 (6) \$495,000 of the Puget Sound capital construction account—
17 state appropriation is provided solely for an electric ferry planning
18 team (G2000087) to develop ten-year and twenty-year implementation
19 plans to efficiently deploy hybrid-electric vessels, including a
20 cost-benefit analysis of construction and operation of hybrid-
21 electric vessels with and without charging infrastructure. The plan
22 includes, but is not limited to, vessel technology and feasibility,
23 vessel and terminal deployment schedules, project financing, and
24 workforce requirements. The plan shall be submitted to the office of
25 financial management and the transportation committees of the
26 legislature by June 30, 2020.

27 (7) \$35,000,000 of the Puget Sound capital construction account—
28 state appropriation and \$6,500,000 of the Puget Sound capital
29 construction account—federal appropriation are provided solely for
30 the conversion of up to two Jumbo Mark II vessels to electric hybrid
31 propulsion (G2000084). The department shall seek additional funds for
32 the purposes of this subsection. The department may spend from the
33 Puget Sound capital construction account—state appropriation in this
34 section only as much as the department receives in Volkswagen
35 settlement funds for the purposes of this subsection.

36 (8) \$400,000 of the Puget Sound capital construction account—
37 state appropriation is provided solely for a request for proposals
38 for a new maintenance management system (project L2000301) and is

1 subject to the conditions, limitations, and review provided in
2 section 701 (~~(of this act)~~), chapter 416, Laws of 2019.

3 (9) \$99,000,000 of the capital vessel replacement account—state
4 appropriation is provided solely for the acquisition of a 144-car
5 hybrid-electric vessel. The vendor must present to the joint
6 transportation committee and the office of financial management, by
7 September 15, 2019, a list of options that will result in significant
8 cost savings changes in terms of construction or the long-term
9 maintenance and operations of the vessel. The vendor must allow for
10 exercising the options without a penalty. It is the intent of the
11 legislature to provide an additional \$88,000,000 in funding in the
12 2021-23 biennium. Unless (a) chapter 431 (~~(Engrossed Substitute~~
13 ~~House Bill No. 2161)~~), Laws of 2019 (capital surcharge) or
14 chapter . . . (Substitute Senate Bill No. 5992), Laws of 2019
15 (capital surcharge) is enacted by June 30, 2019, and (b) chapter 417
16 (~~(Engrossed House Bill No. 1789)~~), Laws of 2019 (service fees) or
17 chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019
18 (service fees) is enacted by June 30, 2019, the amount provided in
19 this subsection lapses.

20 (10) The capital vessel replacement account—state appropriation
21 includes up to \$99,000,000 in proceeds from the sale of bonds
22 authorized in RCW 47.10.873.

23 **Sec. 309.** 2019 c 416 s 310 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL**

26 Motor Vehicle Account—State Appropriation	\$1,750,000
27 Essential Rail Assistance Account—State Appropriation	(\$500,000)
28	<u>\$851,000</u>
29 Transportation Infrastructure Account—State	
30 Appropriation	\$7,554,000
31 Multimodal Transportation Account—State	
32 Appropriation	(\$85,441,000)
33	<u>\$74,726,000</u>
34 Multimodal Transportation Account—Federal	
35 Appropriation	(\$8,302,000)
36	<u>\$8,601,000</u>
37 Multimodal Transportation Account—Local	
38 Appropriation	\$336,000

1 TOTAL APPROPRIATION. ((~~\$103,883,000~~))
2 \$93,818,000

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

5 (1) Except as provided otherwise in this section, the entire
6 appropriations in this section are provided solely for the projects
7 and activities as listed by project and amount in LEAP Transportation
8 Document ((~~2019-2~~)) 2020-2 ALL PROJECTS as developed ((~~April 27,~~
9 ~~2019~~)) February 23, 2020, Program - Rail Program (Y).

10 (2) \$7,136,000 of the transportation infrastructure account—state
11 appropriation is provided solely for new low-interest loans approved
12 by the department through the freight rail investment bank (FRIB)
13 program. The department shall issue FRIB program loans with a
14 repayment period of no more than ten years, and charge only so much
15 interest as is necessary to recoup the department's costs to
16 administer the loans. The department shall report annually to the
17 transportation committees of the legislature and the office of
18 financial management on all FRIB loans issued.

19 (3) ((~~\$8,112,000~~)) \$5,004,000 of the multimodal transportation
20 account—state appropriation, \$51,000 of the transportation
21 infrastructure account—state appropriation, and \$135,000 of the
22 essential rail assistance account—state appropriation are provided
23 solely for new statewide emergent freight rail assistance projects
24 identified in the LEAP transportation document referenced in
25 subsection (1) of this section.

26 (4) \$367,000 of the transportation infrastructure account—state
27 appropriation and \$1,100,000 of the multimodal transportation account
28 —state appropriation are provided solely to reimburse Highline Grain,
29 LLC for approved work completed on Palouse River and Coulee City
30 (PCC) railroad track in Spokane county between the BNSF Railway
31 Interchange at Cheney and Geiger Junction and must be administered in
32 a manner consistent with freight rail assistance program projects.
33 The value of the public benefit of this project is expected to meet
34 or exceed the cost of this project in: Shipper savings on
35 transportation costs; jobs saved in rail-dependent industries; and/or
36 reduced future costs to repair wear and tear on state and local
37 highways due to fewer annual truck trips (reduced vehicle miles
38 traveled). The amounts provided in this subsection are not a
39 commitment for future legislatures, but it is the legislature's

1 intent that future legislatures will work to approve biennial
2 appropriations until the full \$7,337,000 cost of this project is
3 reimbursed.

4 (5) (a) (~~(\$365,000)~~) \$716,000 of the essential rail assistance
5 account—state appropriation (~~(is)~~) and \$82,000 of the multimodal
6 transportation account—state are provided solely for the purpose of
7 the rehabilitation and maintenance of the Palouse river and Coulee
8 City railroad line (F01111B).

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

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

14 (ii) Revenues from trackage rights agreement fees paid by
15 shippers; and

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

20 (6) The department shall issue a call for projects for the
21 freight rail assistance program, and shall evaluate the applications
22 in a manner consistent with past practices as specified in section
23 309, chapter 367, Laws of 2011. By November 15, 2020, the department
24 shall submit a prioritized list of recommended projects to the office
25 of financial management and the transportation committees of the
26 legislature.

27 (7) \$10,000,000 of the multimodal transportation account—state
28 appropriation is provided solely as expenditure authority for any
29 insurance proceeds received by the state for Passenger Rail Equipment
30 Replacement (project 700010C.) The department must use this
31 expenditure authority only to purchase (~~(new train sets)~~) replacement
32 equipment that (~~(have)~~) has been competitively procured and service
33 recovery needs and corrective actions related to the December 2017
34 derailment.

35 (8) (~~(\$600,000)~~) \$898,000 of the multimodal transportation
36 account—federal appropriation and (~~(\$6,000)~~) \$8,000 of the multimodal
37 transportation account—state appropriation are provided solely for
38 the Ridgefield Rail Overpass (project 725910A). Total costs for this
39 project may not exceed \$909,000 across fiscal biennia.

1 (9) (a) For projects funded as part of the 2015 connecting
2 Washington transportation package listed on the LEAP transportation
3 document identified in subsection (1) of this section, if the
4 department expects to have substantial reappropriations for the
5 2021-2023 fiscal biennium, the department may, on a pilot basis,
6 apply funding from a project in this section with an appropriation
7 that cannot be used for the current fiscal biennium to advance the
8 South Kelso Railroad Crossing project (L1000147).

9 (b) At least ten business days before advancing the project
10 pursuant to this subsection, the department must notify the office of
11 financial management and the transportation committees of the
12 legislature. The advancement of the project may not hinder the
13 delivery of the projects for which the reappropriations are necessary
14 for the 2021-2023 fiscal biennium.

15 (c) To the extent practicable, the department shall use the
16 flexibility and authority granted in this section to minimize the
17 amount of reappropriations needed each biennium.

18 (10) The multimodal transportation account—state appropriation
19 includes up to (~~(\$19,592,000)~~) \$25,000,000 in proceeds from the sale
20 of bonds authorized in RCW 47.10.867.

21 (11) The department must report to the joint transportation
22 committee on the progress made on freight rail investment bank
23 projects and freight rail assistance projects funded during this
24 biennium by January 1, 2020.

25 (12) \$1,500,000 of the multimodal transportation account—state
26 appropriation is provided solely for the Chelatchie Prairie railroad
27 roadbed rehabilitation project (L1000233).

28 (13) \$250,000 of the multimodal transportation account—state
29 appropriation is provided solely for the Port of Moses Lake Northern
30 Columbia Basin railroad feasibility study (L1000235).

31 (14) \$500,000 of the multimodal transportation account—state
32 appropriation is provided solely for the Spokane airport transload
33 facility project (L1000242).

34 (15) \$1,000,000 of the motor vehicle account—state appropriation
35 is provided solely for the grade separation at Bell road project
36 (L1000239); however, if at least \$50,000,000 is not made available,
37 by means of transfer, deposit, appropriation, or other similar
38 conveyance, to the motor vehicle account for stormwater-related
39 activities through the enactment of chapter 422 (~~(Engrossed~~

1 ~~Substitute Senate Bill No. 5993~~)), Laws of 2019 (model toxics
2 control program reform) by June 30, 2019, the amount provided in this
3 subsection lapses.

4 (16) \$750,000 of the motor vehicle account—state appropriation is
5 provided solely for the rail crossing improvements at 6th Ave. and
6 South 19th St. project (L2000289); however, if at least \$50,000,000
7 is not made available, by means of transfer, deposit, appropriation,
8 or other similar conveyance, to the motor vehicle account for
9 stormwater-related activities through the enactment of chapter 422
10 (~~Engrossed Substitute Senate Bill No. 5993~~)), Laws of 2019 (model
11 toxics control program reform) by June 30, 2019, the amount provided
12 in this subsection lapses.

13 (17) \$1,000,000 of the multimodal transportation account—state
14 appropriation is provided solely for the Titlow rail bridge/culvert
15 improvement - metro parks Tacoma project (L1000221).

16 **Sec. 310.** 2019 c 416 s 311 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**
19 **CAPITAL**

20 Highway Infrastructure Account—State Appropriation . . .	((\$793,000))
	<u>\$1,276,000</u>
22 Highway Infrastructure Account—Federal Appropriation . .	((\$981,000))
	<u>\$1,337,000</u>
24 Transportation Partnership Account—State	
25 Appropriation	((\$750,000))
	<u>\$1,380,000</u>
27 Highway Safety Account—State Appropriation	((\$800,000))
	<u>\$1,314,000</u>
29 Motor Vehicle Account—State Appropriation	((\$30,878,000))
	<u>\$29,993,000</u>
31 Motor Vehicle Account—Federal Appropriation	((\$33,813,000))
	<u>\$41,420,000</u>
33 Motor Vehicle Account—Private/Local Appropriation . .	((\$21,500,000))
	<u>\$24,600,000</u>
35 Connecting Washington Account—State Appropriation .	((\$172,454,000))
	<u>\$173,076,000</u>
37 Multimodal Transportation Account—State	
38 Appropriation	((\$72,269,000))

1 \$82,527,000
2 TOTAL APPROPRIATION. (~~(\$334,238,000)~~)
3 \$356,923,000

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 entire
7 appropriations in this section are provided solely for the projects
8 and activities as listed by project and amount in LEAP Transportation
9 Document (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed (~~(April 27,~~
10 ~~2019)~~) February 23, 2020, Program - Local Programs Program (Z).

11 (2) The amounts identified in the LEAP transportation document
12 referenced under subsection (1) of this section for pedestrian
13 safety/safe routes to school are as follows:

14 (a) \$18,380,000 of the multimodal transportation account—state
15 appropriation is provided solely for newly selected pedestrian and
16 bicycle safety program projects. (~~(\$5,940,000)~~) \$18,577,000 of the
17 multimodal transportation account—state appropriation and
18 (~~(\$750,000)~~) \$1,380,000 of the transportation partnership account—
19 state appropriation are reappropriated for pedestrian and bicycle
20 safety program projects selected in the previous biennia (L2000188).

21 (b) \$11,400,000 of the motor vehicle account—federal
22 appropriation and \$7,750,000 of the multimodal transportation account
23 —state appropriation are provided solely for newly selected safe
24 routes to school projects. (~~(\$6,690,000)~~) \$11,354,000 of the motor
25 vehicle account—federal appropriation, (~~(\$2,320,000)~~) \$4,640,000 of
26 the multimodal transportation account—state appropriation, and
27 (~~(\$800,000)~~) \$1,314,000 of the highway safety account—state
28 appropriation are reappropriated for safe routes to school projects
29 selected in the previous biennia (L2000189). The department may
30 consider the special situations facing high-need areas, as defined by
31 schools or project areas in which the percentage of the children
32 eligible to receive free and reduced-price meals under the national
33 school lunch program is equal to, or greater than, the state average
34 as determined by the department, when evaluating project proposals
35 against established funding criteria while ensuring continued
36 compliance with federal eligibility requirements.

37 (3) The department shall submit a report to the transportation
38 committees of the legislature by December 1, 2019, and December 1,
39 2020, on the status of projects funded as part of the pedestrian

1 safety/safe routes to school grant program. The report must include,
2 but is not limited to, a list of projects selected and a brief
3 description of each project's status.

4 (4) (~~(\$28,319,000)~~) \$37,537,000 of the multimodal transportation
5 account—state appropriation is provided solely for bicycle and
6 pedestrian projects listed in the LEAP transportation document
7 referenced in subsection (1) of this section.

8 (5) (~~(\$19,160,000)~~) \$23,926,000 of the connecting Washington
9 account—state appropriation is provided solely for the Covington
10 Connector (L2000104). The amounts described in the LEAP
11 transportation document referenced in subsection (1) of this section
12 are not a commitment by future legislatures, but it is the
13 legislature's intent that future legislatures will work to approve
14 appropriations in the 2019-2021 fiscal biennium to reimburse the city
15 of Covington for approved work completed on the project up to the
16 full \$24,000,000 cost of this project.

17 (6) (~~((a) For projects funded as part of the 2015 connecting~~
18 ~~Washington transportation package listed on the LEAP transportation~~
19 ~~document identified in subsection (1) of this section, if the~~
20 ~~department expects to have substantial reappropriations for the~~
21 ~~2021-2023 fiscal biennium, the department may, on a pilot basis,~~
22 ~~apply funding from a project in this section with an appropriation~~
23 ~~that cannot be used for the current fiscal biennium to advance one or~~
24 ~~more of the following projects:~~

- 25 ~~(i) East-West Corridor Overpass and Bridge (L2000067);~~
- 26 ~~(ii) 41st Street Rucker Avenue Freight Corridor Phase 2~~
27 ~~(L2000134);~~
- 28 ~~(iii) Mottman Rd Pedestrian & Street Improvements (L1000089);~~
- 29 ~~(iv) I-5/Port of Tacoma Road Interchange (L1000087);~~
- 30 ~~(v) Complete SR 522 Improvements-Kenmore (T10600R);~~
- 31 ~~(vi) SR 99 Revitalization in Edmonds (NEDMOND); or~~
- 32 ~~(vii) SR 523 145th Street (L1000148);~~

33 ~~(b) At least ten business days before advancing a project~~
34 ~~pursuant to this subsection, the department must notify the office of~~
35 ~~financial management and the transportation committees of the~~
36 ~~legislature. The advancement of a project may not hinder the delivery~~
37 ~~of the projects for which the reappropriations are necessary for the~~
38 ~~2021-2023 fiscal biennium.~~

1 ~~(c) To the extent practicable, the department shall use the~~
2 ~~flexibility and authority granted in this section to minimize the~~
3 ~~amount of reappropriations needed each biennium.~~

4 ~~(7))~~ It is the expectation of the legislature that the
5 department will be administering a local railroad crossing safety
6 grant program for \$7,000,000 in federal funds during the 2019-2021
7 fiscal biennium.

8 ~~((8))~~ (7) (a) \$15,213,000 of the motor vehicle account—federal
9 appropriation is provided solely for national highway freight network
10 projects identified on the project list submitted in accordance with
11 section 218(4) (b), chapter 14, Laws of 2016 on October 31, 2016.

12 (b) ~~((In advance of the expiration of the fixing America's~~
13 ~~surface transportation (FAST) act in 2020, the department must work~~
14 ~~with the Washington state freight advisory committee to agree on a~~
15 ~~framework for allocation of any new national highway freight funding~~
16 ~~that may be approved in a new federal surface transportation~~
17 ~~reauthorization act. The department and representatives of the~~
18 ~~advisory committee must report to the joint transportation committee~~
19 ~~by October 1, 2020, on the status of planning for allocating new~~
20 ~~funds for this program))~~ The department shall convene a Washington
21 state freight advisory committee that conforms to the fixing
22 America's surface transportation act, other enacted federal
23 legislation, and published guidance from the federal highway
24 administration, and considers practices used by other states for the
25 committee's structure, role, and activities. The department shall
26 report to the transportation committees of the legislature by
27 December 1, 2020, on the status of the freight advisory committee and
28 the department's plans to use the committee to provide advice on
29 improving freight mobility, including, but not limited to, addressing
30 insufficient truck parking in Washington state, examining the link
31 between preservation investments and freight mobility, and enhancing
32 freight logistics through the application of technology.

33 ~~((9))~~ (8) \$1,000,000 of the motor vehicle account—state
34 appropriation is provided solely for the Beech Street Extension
35 project (L1000222); however, if at least \$50,000,000 is not made
36 available, by means of transfer, deposit, appropriation, or other
37 similar conveyance, to the motor vehicle account for stormwater-
38 related activities through the enactment of chapter 422 ~~((Engrossed~~
39 ~~Substitute Senate Bill No. 5993))~~, Laws of 2019 (model toxics

1 control program reform) by June 30, 2019, the amount provided in this
2 subsection lapses.

3 ~~((10))~~ (9) \$3,900,000 of the motor vehicle account—state
4 appropriation is provided solely for the Dupont-Steilacoom road
5 improvements project (L1000224); however, if at least \$50,000,000 is
6 not made available, by means of transfer, deposit, appropriation, or
7 other similar conveyance, to the motor vehicle account for
8 stormwater-related activities through the enactment of chapter 422
9 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of 2019 (model
10 toxics control program reform) by June 30, 2019, the amount provided
11 in this subsection lapses.

12 ~~((11))~~ (10) \$650,000 of the motor vehicle account—state
13 appropriation is provided solely for the SR 104/40th place northeast
14 roundabout project (L1000244); however, if at least \$50,000,000 is
15 not made available, by means of transfer, deposit, appropriation, or
16 other similar conveyance, to the motor vehicle account for
17 stormwater-related activities through the enactment of chapter 422
18 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of 2019 (model
19 toxics control program reform) by June 30, 2019, the amount provided
20 in this subsection lapses.

21 ~~((12))~~ (11) \$860,000 of the multimodal transportation account—
22 state appropriation is provided solely for the Clinton to Ken's
23 corner trail project (L1000249).

24 ~~((13))~~ (12) \$210,000 of the motor vehicle account—state
25 appropriation is provided solely for the I-405/44th gateway signage
26 and green-scaping improvements project (L1000250); however, if at
27 least \$50,000,000 is not made available, by means of transfer,
28 deposit, appropriation, or other similar conveyance, to the motor
29 vehicle account for stormwater-related activities through the
30 enactment of chapter 422 ~~((Engrossed Substitute Senate Bill No.
31 5993))~~, Laws of 2019 (model toxics control program reform) by June
32 30, 2019, the amount provided in this subsection lapses.

33 ~~((14) \$750,000 of the multimodal transportation account—state
34 appropriation is provided solely for the Edmonds waterfront connector
35 project (L1000252)).~~

36 ~~(15))~~ (13) \$650,000 of the motor vehicle account—state
37 appropriation is provided solely for the Wallace Kneeland and Shelton
38 springs road intersection improvements project (L1000260); however,
39 if at least \$50,000,000 is not made available, by means of transfer,

1 deposit, appropriation, or other similar conveyance, to the motor
2 vehicle account for stormwater-related activities through the
3 enactment of chapter 422 (~~((Engrossed Substitute Senate Bill No.
4 5993))~~), Laws of 2019 (model toxics control program reform) by June
5 30, 2019, the amount provided in this subsection lapses.

6 (~~((16))~~) (14) \$1,000,000 of the motor vehicle account—state
7 appropriation and \$500,000 of the multimodal transportation account—
8 state appropriation are provided solely for the complete 224th Phase
9 two project (L1000270); however, if at least \$50,000,000 is not made
10 available, by means of transfer, deposit, appropriation, or other
11 similar conveyance, to the motor vehicle account for stormwater-
12 related activities through the enactment of chapter 422 (~~((Engrossed
13 Substitute Senate Bill No. 5993))~~), Laws of 2019 (model toxics
14 control program reform) by June 30, 2019, the amount in this
15 subsection provided from the motor vehicle account—state
16 appropriation lapses.

17 (~~((17))~~) (15) \$60,000 of the multimodal transportation account—
18 state appropriation is provided solely for the installation of an
19 updated meteorological station at the Colville airport (L1000279).

20 (~~((18))~~) (16)(a) \$700,000 of the motor vehicle account—state
21 appropriation is provided solely for the Ballard-Interbay Regional
22 Transportation system plan project (L1000281); however, if at least
23 \$50,000,000 is not made available, by means of transfer, deposit,
24 appropriation, or other similar conveyance, to the motor vehicle
25 account for stormwater-related activities through the enactment of
26 chapter 422 (~~((Engrossed Substitute Senate Bill No. 5993))~~), Laws of
27 2019 (model toxics control program reform) by June 30, 2019, the
28 amount provided in this subsection lapses.

29 (b) Funding in this subsection is provided solely for the city of
30 Seattle to develop a plan and report for the Ballard-Interbay
31 Regional Transportation System project to improve mobility for people
32 and freight. The plan must be developed in coordination and
33 partnership with entities including but not limited to the city of
34 Seattle, King county, the Port of Seattle, Sound Transit, the
35 Washington state military department for the Seattle armory, and the
36 Washington state department of transportation. The plan must examine
37 replacement of the Ballard bridge and the Magnolia bridge, which was
38 damaged in the 2001 Nisqually earthquake. The city must provide a
39 report on the plan that includes recommendations to the Seattle city

1 council, King county council, and the transportation committees of
2 the legislature by November 1, 2020. The report must include
3 recommendations on how to maintain the current and future capacities
4 of the Magnolia and Ballard bridges, an overview and analysis of all
5 plans between 2010 and 2020 that examine how to replace the Magnolia
6 bridge, and recommendations on a timeline for constructing new
7 Magnolia and Ballard bridges.

8 ~~((19))~~ (17) \$750,000 of the motor vehicle account—state
9 appropriation is provided solely for the Mickelson Parkway project
10 (L1000282); however, if at least \$50,000,000 is not made available,
11 by means of transfer, deposit, appropriation, or other similar
12 conveyance, to the motor vehicle account for stormwater-related
13 activities through the enactment of chapter 422 ~~((Engrossed~~
14 ~~Substitute Senate Bill No. 5993))~~, Laws of 2019 (model toxics
15 control program reform) by June 30, 2019, the amount provided in this
16 subsection lapses.

17 ~~((20))~~ (18) \$300,000 of the motor vehicle account—state
18 appropriation is provided solely for the South 314th Street
19 Improvements project (L1000283); however, if at least \$50,000,000 is
20 not made available, by means of transfer, deposit, appropriation, or
21 other similar conveyance, to the motor vehicle account for
22 stormwater-related activities through the enactment of chapter 422
23 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of 2019 (model
24 toxics control program reform) by June 30, 2019, the amount provided
25 in this subsection lapses.

26 ~~((21))~~ (19) \$250,000 of the motor vehicle account—state
27 appropriation is provided solely for the Ridgefield South I-5 Access
28 Planning project (L1000284); however, if at least \$50,000,000 is not
29 made available, by means of transfer, deposit, appropriation, or
30 other similar conveyance, to the motor vehicle account for
31 stormwater-related activities through the enactment of chapter 422
32 ~~((Engrossed Substitute Senate Bill No. 5993))~~, Laws of 2019 (model
33 toxics control program reform) by June 30, 2019, the amount provided
34 in this subsection lapses.

35 ~~((22))~~ (20) \$300,000 of the motor vehicle account—state
36 appropriation is provided solely for the Washougal 32nd Street
37 Underpass Design and Permitting project (L1000285); however, if at
38 least \$50,000,000 is not made available, by means of transfer,
39 deposit, appropriation, or other similar conveyance, to the motor

1 vehicle account for stormwater-related activities through the
2 enactment of chapter 422 (~~((Engrossed Substitute Senate Bill No.
3 5993))~~), Laws of 2019 (model toxics control program reform) by June
4 30, 2019, the amount provided in this subsection lapses.

5 ~~((23))~~ (21) \$150,000 of the motor vehicle account—state
6 appropriation ~~((and—\$50,000))~~, \$267,000 of the multimodal
7 transportation account—state appropriation, and \$600,000 of the
8 Connecting Washington account—state appropriation are provided solely
9 for the Bingen Walnut Creek and Maple Railroad Crossing (L2000328);
10 however, if at least \$50,000,000 is not made available, by means of
11 transfer, deposit, appropriation, or other similar conveyance, to the
12 motor vehicle account for stormwater-related activities through the
13 enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),
14 Laws of 2019 (model toxics control program reform) by June 30, 2019,
15 the amount in this subsection provided from the motor vehicle account
16 —state appropriation lapses.

17 ~~((24))~~ (22) \$1,500,000 of the motor vehicle account—state
18 appropriation is provided solely for the SR 303 Warren Avenue Bridge
19 Pedestrian Improvements project (L2000339); however, if at least
20 \$50,000,000 is not made available, by means of transfer, deposit,
21 appropriation, or other similar conveyance, to the motor vehicle
22 account for stormwater-related activities through the enactment of
23 chapter 422 (~~((Engrossed Substitute Senate Bill No. 5993))~~), Laws of
24 2019 (model toxics control program reform) by June 30, 2019, the
25 amount provided in this subsection lapses.

26 ~~((25))~~ (23) \$1,000,000 of the motor vehicle account—state
27 appropriation is provided solely for the 72nd/Washington Improvements
28 in Yakima project (L2000341); however, if at least \$50,000,000 is not
29 made available, by means of transfer, deposit, appropriation, or
30 other similar conveyance, to the motor vehicle account for
31 stormwater-related activities through the enactment of chapter 422
32 (~~((Engrossed Substitute Senate Bill No. 5993))~~), Laws of 2019 (model
33 toxics control program reform) by June 30, 2019, the amount provided
34 in this subsection lapses.

35 ~~((26))~~ (24) \$650,000 of the motor vehicle account—state
36 appropriation is provided solely for the 48th/Washington Improvements
37 in Yakima project (L2000342); however, if at least \$50,000,000 is not
38 made available, by means of transfer, deposit, appropriation, or
39 other similar conveyance, to the motor vehicle account for

1 stormwater-related activities through the enactment of chapter 422
2 (~~Engrossed Substitute Senate Bill No. 5993~~), Laws of 2019 (model
3 toxics control program reform) by June 30, 2019, the amount provided
4 in this subsection lapses.

5 **TRANSFERS AND DISTRIBUTIONS**

6 **Sec. 401.** 2019 c 416 s 401 (uncodified) is amended to read as
7 follows:

8 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
9 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**
10 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**
11 **REVENUE**

12	Special Category C Account—State Appropriation.	((\$376,000))
13		<u>\$383,000</u>
14	Multimodal Transportation Account—State Appropriation.	((\$125,000))
15		<u>\$170,000</u>
16	Transportation Partnership Account—State	
17	Appropriation.	((\$1,636,000))
18		<u>\$2,506,000</u>
19	<u>Motor Vehicle Account—State Appropriation.</u>	<u>\$41,000</u>
20	Connecting Washington Account—State Appropriation.	((\$7,599,000))
21		<u>\$7,471,000</u>
22	Highway Bond Retirement Account—State	
23	Appropriation.	((\$1,327,766,000))
24		<u>\$1,331,301,000</u>
25	Ferry Bond Retirement Account—State Appropriation.	\$25,077,000
26	Transportation Improvement Board Bond Retirement	
27	Account—State Appropriation.	((\$12,684,000))
28		<u>\$12,453,000</u>
29	Nondebt-Limit Reimbursable Bond Retirement	
30	Account—State Appropriation.	((\$29,594,000))
31		<u>\$30,128,000</u>
32	Toll Facility Bond Retirement Account—State	
33	Appropriation.	((\$86,493,000))
34		<u>\$86,483,000</u>
35	<u>Transportation 2003 Account (Nickel)—State Appropriation.</u>	<u>\$181,000</u>
36	TOTAL APPROPRIATION.	((\$1,491,340,000))

Sec. 402. 2019 c 416 s 402 (uncodified) is amended to read as follows:

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

Table with 2 columns: Description and Amount. Rows include Multimodal Transportation Account, Transportation Partnership Account, Connecting Washington Account, Special Category C Account, Motor Vehicle Account, and Transportation 2003 Account (Nickel). Total Appropriation is \$2,220,000.

Sec. 403. 2019 c 416 s 403 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

Table with 2 columns: Description and Amount. Row: Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax distributions to cities and counties. Amount: \$508,276,000.

Sec. 404. 2019 c 416 s 404 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—TRANSFERS

Table with 2 columns: Description and Amount. Row: Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax refunds and statutory transfers. Amount: \$2,146,790,000.

1 ~~((9))~~ (8) State Route Number 520 Civil Penalties
2 Account—State Appropriation: For transfer to
3 the State Route Number 520 Corridor
4 Account—State. \$1,434,000
5 ~~((10))~~ (9) Capital Vessel Replacement Account—State
6 Appropriation: For transfer to the Connecting
7 Washington Account—State. \$50,000,000
8 ~~((11) Multimodal Transportation Account—State~~
9 ~~Appropriation: For transfer to the Freight~~
10 ~~Mobility Multimodal Account—State. \$8,511,000~~
11 ~~(12) Multimodal Transportation Account—State~~
12 ~~Appropriation: For transfer to the Puget Sound~~
13 ~~Capital Construction Account—State. \$15,000,000~~
14 ~~(13) Multimodal Transportation Account—State~~
15 ~~Appropriation: For transfer to the Puget Sound~~
16 ~~Ferry Operations Account—State. \$45,000,000~~
17 ~~(14))~~ (10) Multimodal Transportation Account—State
18 Appropriation: For transfer to the Regional
19 Mobility Grant Program Account—State. ~~((27,679,000))~~
20 \$3,179,000
21 ~~((15))~~ (11) Multimodal Transportation Account—State
22 Appropriation: For transfer to the Rural
23 Mobility Grant Program Account—State. \$15,223,000
24 ~~((16))~~ (12) Transportation 2003 Account
25 (Nickel Account)—State Appropriation: For transfer
26 to the Puget Sound Capital Construction
27 Account—State. ~~((20,000,000))~~
28 \$15,000,000
29 ~~((17))~~ (13)(a) Alaskan Way Viaduct
30 Replacement Project Account—State Appropriation: For
31 transfer to the Motor Vehicle Account—State. \$9,992,000
32 (b) The transfer identified in this subsection is provided solely
33 to repay in full the motor vehicle account—state appropriation loan
34 from section 1005(21) ~~((of this act))~~, chapter 416, Laws of 2019.
35 ~~((18))~~ (14)(a) Transportation Partnership Account—State
36 Appropriation: For transfer to the Alaskan Way Viaduct
37 Replacement Project Account—State. \$77,951,000
38 (b) The amount transferred in this subsection represents that
39 portion of the up to \$200,000,000 in proceeds from the sale of bonds

1 authorized in RCW 47.10.873, intended to be sold through the
2 2021-2023 fiscal biennium, used only for construction of the SR 99/
3 Alaskan Way Viaduct Replacement project (809936Z), and that must be
4 repaid from the Alaskan Way viaduct replacement project account
5 consistent with RCW 47.56.864.

6 ~~((+19))~~ (15) Motor Vehicle Account—State Appropriation:
7 For transfer to the County Arterial Preservation
8 Account—State. \$4,844,000

9 ~~((+20))~~ (16)(a) General Fund Account—State Appropriation:
10 For transfer to the State Patrol Highway
11 Account—State. \$625,000

12 (b) The state treasurer shall transfer the funds only after
13 receiving notification from the Washington state patrol under section
14 207(7) ~~((of this act))~~, chapter 416, Laws of 2019.

15 ~~((+21))~~ (17) Capital Vessel Replacement Account—State
16 Appropriation: For transfer to the Transportation
17 Partnership Account—State. ~~(((\$3,293,000))~~
18 \$2,312,000

19 ~~((+22))~~ (18)(a) Alaskan Way Viaduct Replacement Project
20 Account—State Appropriation: For transfer to the
21 Transportation Partnership Account—State. ~~(((\$19,262,000))~~
22 \$15,858,000

23 (b) The amount transferred in this subsection represents
24 repayment of debt service incurred for the construction of the SR 99/
25 Alaskan Way Viaduct Replacement project (809936Z).

26 ~~((+23))~~ (19) Tacoma Narrows Toll Bridge Account—State
27 Appropriation: For transfer to the Motor
28 Vehicle Account—State. \$950,000

29 ~~((+24))~~ (20)(a) Tacoma Narrows Toll Bridge Account—State
30 Appropriation:
31 For transfer to the Motor Vehicle
32 Account—State. \$5,000,000

33 (b) A transfer in the amount of \$5,000,000 was made from the
34 Motor Vehicle Account to the Tacoma Narrows Toll Bridge Account in
35 April 2019. It is the intent of the legislature that this transfer
36 was to be temporary, for the purpose of minimizing the impact of toll
37 increases, and this is an equivalent reimbursing transfer to occur in
38 November 2019.

39 ~~((+25))~~ (21)(a) Transportation 2003 Account (Nickel Account)

1 —State Appropriation: For transfer to the Tacoma
2 Narrows Toll Bridge Account—State. \$12,543,000
3 (b) It is the intent of the legislature that this transfer is
4 temporary, for the purpose of minimizing the impact of toll
5 increases, and an equivalent reimbursing transfer is to occur after
6 the debt service and deferred sales tax on the Tacoma Narrows bridge
7 construction costs are fully repaid in accordance with chapter 195,
8 Laws of 2018.

9 ~~((26))~~ (22) Transportation Infrastructure Account—State
10 Appropriation: For transfer to the multimodal
11 Transportation Account—State. \$9,000,000
12 ~~((27))~~ (23) Multimodal Transportation Account—State
13 Appropriation: For transfer to the Pilotage
14 Account—State. \$2,500,000
15 ~~((28))~~ (24)(a) Motor Vehicle Account—State
16 Appropriation: For transfer to the County Road
17 Administration Board Emergency Loan Account—State. \$1,000,000
18 (b) If chapter 157 ~~((Senate Bill No. 5923))~~, Laws of 2019 is
19 not enacted by June 30, 2019, the amount provided in this subsection
20 lapses.

21 ~~((29))~~ (25)(a) Advanced Environmental Mitigation
22 Revolving Account—State Appropriation: For transfer
23 to the Motor Vehicle Account—State. \$9,000,000
24 (b) The amount transferred in this subsection is contingent on at
25 least a \$9,000,000 transfer to the advanced environmental mitigation
26 revolving account authorized by June 30, 2019, in the omnibus capital
27 appropriations act.

28 ~~((30) Motor Vehicle account—State Appropriation:
29 For transfer to the Electric Vehicle Charging
30 Infrastructure Account—State. \$12,255,000~~
31 ~~(31))~~ (26) Multimodal Transportation Account—State
32 Appropriation: For transfer to the Electric Vehicle
33 ~~((Charging Infrastructure))~~ Account—State. ~~((8,000,000))~~
34 \$1,000,000

35 ~~((32))~~ (27) Multimodal Transportation Account—State
36 Appropriation: For transfer to the Complete Streets
37 Grant Program Account—State. \$14,670,000
38 ~~((33))~~ (28)(a) Transportation Partnership

1	Account—State Appropriation: For transfer to the Capital Vessel	
2	Replacement Account—State.	\$99,000,000
3	(b) The amount transferred in this subsection represents proceeds	
4	from the sale of bonds authorized in RCW 47.10.873.	
5	<u>(29) Motor Vehicle Account—State Appropriation:</u>	
6	<u>For transfer to the Puget Sound Capital Construction</u>	
7	<u>Account—State.</u>	<u>\$52,000,000</u>
8	<u>(30) Motor Vehicle Account—State Appropriation:</u>	
9	<u>For transfer to the Puget Sound Ferry Operations</u>	
10	<u>Account—State.</u>	<u>\$55,000,000</u>
11	<u>(31) Connecting Washington Account—State</u>	
12	<u>Appropriation: For transfer to the Motor Vehicle</u>	
13	<u>Account—State.</u>	<u>\$132,000,000</u>

14 **COMPENSATION**

15 NEW SECTION. **Sec. 501.** A new section is added to 2019 c 416
16 (uncodified) to read as follows:

17 **COLLECTIVE BARGAINING AGREEMENTS**

18 Sections 502 and 503 of this act represent the results of the
19 negotiations for fiscal year 2021 collective bargaining agreement
20 changes, permitted under chapter 47.64 RCW. Provisions of the
21 collective bargaining agreements contained in sections 502 and 503 of
22 this act are described in general terms. Only major economic terms
23 are included in the descriptions. These descriptions do not contain
24 the complete contents of the agreements. The collective bargaining
25 agreements contained in sections 502 and 503 of this act may also be
26 funded by expenditures from nonappropriated accounts. If positions
27 are funded with lidded grants or dedicated fund sources with
28 insufficient revenue, additional funding from other sources is not
29 provided.

30 NEW SECTION. **Sec. 502.** A new section is added to 2019 c 416
31 (uncodified) to read as follows:

32 **DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING**
33 **AGREEMENTS—MEBA-UL**

34 An agreement has been reached between the governor and the marine
35 engineers' beneficial association unlicensed engine room employees
36 pursuant to chapter 47.64 RCW for the 2021 fiscal biennia. Funding is

1 provided to ensure training opportunities are available to all
2 bargaining unit employees.

3 NEW SECTION. **Sec. 503.** A new section is added to 2019 c 416
4 (uncodified) to read as follows:

5 **DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING**
6 **AGREEMENTS—MEBA-L**

7 An agreement has been reached between the governor and the marine
8 engineers' beneficial association licensed engineer officers pursuant
9 to chapter 47.64 RCW for the 2021 fiscal biennia. Funding is provided
10 to ensure training opportunities are available to all bargaining unit
11 employees.

12 **IMPLEMENTING PROVISIONS**

13 **Sec. 601.** 2019 c 416 s 601 (uncodified) is amended to read as
14 follows:

15 **FUND TRANSFERS**

16 (1) The 2005 transportation partnership projects or improvements
17 and 2015 connecting Washington projects or improvements are listed in
18 the LEAP Transportation Document (~~((2019-1))~~ 2020-1 as developed
19 (~~((April 27, 2019))~~ February 23, 2020, which consists of a list of
20 specific projects by fund source and amount over a sixteen-year
21 period. Current fiscal biennium funding for each project is a line-
22 item appropriation, while the outer year funding allocations
23 represent a sixteen-year plan. The department of transportation is
24 expected to use the flexibility provided in this section to assist in
25 the delivery and completion of all transportation partnership account
26 and connecting Washington account projects on the LEAP transportation
27 document referenced in this subsection. For the 2019-2021 project
28 appropriations, unless otherwise provided in this act, the director
29 of the office of financial management may provide written
30 authorization for a transfer of appropriation authority between
31 projects funded with transportation partnership account
32 appropriations or connecting Washington account appropriations to
33 manage project spending and efficiently deliver all projects in the
34 respective program under the following conditions and limitations:

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

1 (b) Transfers from a project may not be made as a result of the
2 reduction of the scope of a project or be made to support increases
3 in the scope of a project;

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

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

9 (e) Transfers may not be made while the legislature is in
10 session;

11 (f) Transfers to a project may not be made with funds designated
12 as attributable to practical design savings as described in RCW
13 47.01.480;

14 (g) Each transfer between projects may only occur if the director
15 of the office of financial management finds that any resulting change
16 will not hinder the completion of the projects as approved by the
17 legislature. Until the legislature reconvenes to consider the 2020
18 supplemental omnibus transportation appropriations act, any
19 unexpended 2017-2019 appropriation balance as approved by the office
20 of financial management, in consultation with the chairs and ranking
21 members of the house of representatives and senate transportation
22 committees, may be considered when transferring funds between
23 projects; and

24 (h) Transfers between projects may be made by the department of
25 transportation without the formal written approval provided under
26 this subsection (1), provided that the transfer amount does not
27 exceed two hundred fifty thousand dollars or ten percent of the total
28 project, whichever is less. These transfers must be reported
29 quarterly to the director of the office of financial management and
30 the chairs of the house of representatives and senate transportation
31 committees.

32 (2) The department of transportation must submit quarterly all
33 transfers authorized under this section in the transportation
34 executive information system. The office of financial management must
35 maintain a legislative baseline project list identified in the LEAP
36 transportation documents referenced in this act, and update that
37 project list with all authorized transfers under this section.

38 (3) At the time the department submits a request to transfer
39 funds under this section, a copy of the request must be submitted to

1 the chairs and ranking members of the transportation committees of
2 the legislature.

3 (4) Before approval, the office of financial management shall
4 work with legislative staff of the house of representatives and
5 senate transportation committees to review the requested transfers in
6 a timely manner and consider any concerns raised by the chairs and
7 ranking members of the transportation committees.

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

13 (6) The department must submit annually as part of its budget
14 submittal a report detailing all transfers made pursuant to this
15 section.

16 **Sec. 602.** 2019 c 416 s 606 (uncodified) is amended to read as
17 follows:

18 **TRANSIT, BICYCLE, AND PEDESTRIAN ELEMENTS REPORTING**

19 (1) By November 15th of each year, the department of
20 transportation must report on amounts expended to benefit transit,
21 bicycle, or pedestrian elements within all connecting Washington
22 projects in programs I, P, and Z identified in LEAP Transportation
23 Document ((2019-2)) 2020-2 ALL PROJECTS as developed ((April-27,
24 2019)) February 23, 2020. The report must address each modal category
25 separately and identify if eighteenth amendment protected funds have
26 been used and, if not, the source of funding.

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

31 **MISCELLANEOUS 2019-2021 FISCAL BIENNIUM**

32 **Sec. 701.** RCW 46.68.290 and 2019 c 416 s 707 are each amended to
33 read as follows:

34 (1) The transportation partnership account is hereby created in
35 the state treasury. All distributions to the account from RCW
36 46.68.090 must be deposited into the account. Money in the account
37 may be spent only after appropriation. Expenditures from the account

1 must be used only for projects or improvements identified as 2005
2 transportation partnership projects or improvements in the omnibus
3 transportation appropriations act, including any principal and
4 interest on bonds authorized for the projects or improvements.

5 (2) The legislature finds that:

6 (a) Citizens demand and deserve accountability of transportation-
7 related programs and expenditures. Transportation-related programs
8 must continuously improve in quality, efficiency, and effectiveness
9 in order to increase public trust;

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

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

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

18 (a) "Performance audit" means an objective and systematic
19 assessment of a state agency or agencies or any of their programs,
20 functions, or activities by the state auditor or designee in order to
21 help improve agency efficiency, effectiveness, and accountability.
22 Performance audits include economy and efficiency audits and program
23 audits.

24 (b) "Transportation-related agency" means any state agency,
25 board, or commission that receives funding primarily for
26 transportation-related purposes. At a minimum, the department of
27 transportation, the transportation improvement board or its successor
28 entity, the county road administration board or its successor entity,
29 and the traffic safety commission are considered transportation-
30 related agencies. The Washington state patrol and the department of
31 licensing shall not be considered transportation-related agencies
32 under chapter 314, Laws of 2005.

33 (4) Within the authorities and duties under chapter 43.09 RCW,
34 the state auditor shall establish criteria and protocols for
35 performance audits. Transportation-related agencies shall be audited
36 using criteria that include generally accepted government auditing
37 standards as well as legislative mandates and performance objectives
38 established by state agencies. Mandates include, but are not limited
39 to, agency strategies, timelines, program objectives, and mission and
40 goals as required in RCW 43.88.090.

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

5 (6) The audits may include:

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

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

11 (c) Analysis of gaps and overlaps in programs and services and
12 recommendations for improving, dropping, blending, or separating
13 functions to correct gaps or overlaps;

14 (d) Analysis and recommendations for pooling information
15 technology systems used within the transportation-related agency, and
16 evaluation of information processing and telecommunications policy,
17 organization, and management;

18 (e) Analysis of the roles and functions of the transportation-
19 related agency, its programs, and its services and their compliance
20 with statutory authority and recommendations for eliminating or
21 changing those roles and functions and ensuring compliance with
22 statutory authority;

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

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

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

32 (i) Identification and recognition of best practices;

33 (j) Evaluation of planning, budgeting, and program evaluation
34 policies and practices;

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

36 (l) Evaluation of purchasing operations and management policies
37 and practices;

38 (m) Evaluation of organizational structure and staffing levels,
39 particularly in terms of the ratio of managers and supervisors to
40 nonmanagement personnel; and

1 (n) Evaluation of transportation-related project costs, including
2 but not limited to environmental mitigation, competitive bidding
3 practices, permitting processes, and capital project management.

4 (7) Within the authorities and duties under chapter 43.09 RCW,
5 the state auditor must provide the preliminary performance audit
6 reports to the audited state agency for comment. The auditor also may
7 seek input on the preliminary report from other appropriate
8 officials. Comments must be received within thirty days after receipt
9 of the preliminary performance audit report unless a different time
10 period is approved by the state auditor. The final performance audit
11 report shall include the objectives, scope, and methodology; the
12 audit results, including findings and recommendations; the agency's
13 response and conclusions; and identification of best practices.

14 (8) The state auditor shall provide final performance audit
15 reports to the citizens of Washington, the governor, the joint
16 legislative audit and review committee, the appropriate legislative
17 committees, and other appropriate officials. Final performance audit
18 reports shall be posted on the internet.

19 (9) The audited transportation-related agency is responsible for
20 follow-up and corrective action on all performance audit findings and
21 recommendations. The audited agency's plan for addressing each audit
22 finding and recommendation shall be included in the final audit
23 report. The plan shall provide the name of the contact person
24 responsible for each action, the action planned, and the anticipated
25 completion date. If the audited agency does not agree with the audit
26 findings and recommendations or believes action is not required, then
27 the action plan shall include an explanation and specific reasons.

28 The office of financial management shall require periodic
29 progress reports from the audited agency until all resolution has
30 occurred. The office of financial management is responsible for
31 achieving audit resolution. The office of financial management shall
32 annually report by December 31st the status of performance audit
33 resolution to the appropriate legislative committees and the state
34 auditor. The legislature shall consider the performance audit results
35 in connection with the state budget process.

36 The auditor may request status reports on specific audits or
37 findings.

38 (10) For the period from July 1, 2005, until June 30, 2007, the
39 amount of \$4,000,000 is appropriated from the transportation

1 partnership account to the state auditors office for the purposes of
2 subsections (2) through (9) of this section.

3 (11) During the 2015-2017 fiscal biennium, the legislature may
4 transfer from the transportation partnership account to the
5 connecting Washington account such amounts as reflect the excess fund
6 balance of the transportation partnership account.

7 (12) During the 2017-2019 and the 2019-2021 fiscal biennia, the
8 legislature may direct the state treasurer to make transfers of
9 moneys in the transportation partnership account to the connecting
10 Washington account and the motor vehicle fund.

11 (13) During the 2019-2021 fiscal biennium, any legal damages
12 amounts paid to the state related to contractual provisions for
13 construction and delivery of the Alaskan Way viaduct replacement
14 project shall be deposited in this account.

15 **Sec. 702.** RCW 46.68.320 and 2010 c 247 s 702 are each amended to
16 read as follows:

17 (1) The regional mobility grant program account is hereby created
18 in the state treasury. Moneys in the account may be spent only after
19 appropriation. Expenditures from the account may be used only for the
20 grants provided under RCW 47.66.030.

21 (2) Beginning with September 2007, by the last day of September,
22 December, March, and June of each year, the state treasurer shall
23 transfer from the multimodal transportation account to the regional
24 mobility grant program account five million dollars.

25 (3) Beginning with September 2015, by the last day of September,
26 December, March, and June of each year, the state treasurer shall
27 transfer from the multimodal transportation account to the regional
28 mobility grant program account six million two hundred fifty thousand
29 dollars.

30 (4) During the 2009-2011 fiscal biennium, the legislature may
31 transfer from the regional mobility grant program account to the
32 multimodal transportation account such amounts as reflect the excess
33 fund balance of the regional mobility grant program account.

34 (5) During the 2019-2021 fiscal biennium, the legislature may
35 direct the state treasurer to make transfers of moneys in the
36 regional mobility grant program account to the multimodal
37 transportation account.

1 **Sec. 703.** RCW 47.56.864 and 2012 c 83 s 3 are each amended to
2 read as follows:

3 A special account to be known as the Alaskan Way viaduct
4 replacement project account is created in the state treasury.

5 (1) Deposits to the account must include:

6 (a) All proceeds of bonds issued for construction of the Alaskan
7 Way viaduct replacement project, including any capitalized interest;

8 (b) All of the tolls and other revenues received from the
9 operation of the Alaskan Way viaduct replacement project as a toll
10 facility, to be deposited at least monthly;

11 (c) Any interest that may be earned from the deposit or
12 investment of those revenues;

13 (d) Notwithstanding RCW 47.12.063, proceeds from the sale of any
14 surplus real property acquired for the purpose of building the
15 Alaskan Way viaduct replacement project; and

16 (e) ~~((All))~~ Except as provided in subsection (4) of this section,
17 all damages, liquidated or otherwise, collected under any contract
18 involving the construction of the Alaskan Way viaduct replacement
19 project.

20 (2) Subject to the covenants made by the state in the bond
21 proceedings authorizing the issuance and sale of bonds for the
22 construction of the Alaskan Way viaduct replacement project, toll
23 charges, other revenues, and interest received from the operation of
24 the Alaskan Way viaduct replacement project as a toll facility may be
25 used to:

26 (a) Pay any required costs allowed under RCW 47.56.820; and

27 (b) Repay amounts to the motor vehicle fund as required.

28 (3) When repaying the motor vehicle fund, the state treasurer
29 shall transfer funds from the Alaskan Way viaduct replacement project
30 account to the motor vehicle fund on or before each debt service date
31 for bonds issued for the construction of the Alaskan Way viaduct
32 replacement project in an amount sufficient to repay the motor
33 vehicle fund for amounts transferred from that fund to the highway
34 bond retirement fund to provide for any bond principal and interest
35 due on that date. The state treasurer may establish subaccounts for
36 the purpose of segregating toll charges, bond sale proceeds, and
37 other revenues.

38 (4) During the 2019-2021 fiscal biennium, any legal damages
39 amounts paid to the state related to contractual provisions for
40 construction and delivery of the Alaskan Way viaduct replacement

1 project shall instead be deposited into the transportation
2 partnership account.

3 **Sec. 704.** RCW 82.32.385 and 2015 3rd sp.s. c 44 s 420 are each
4 amended to read as follows:

5 (1) (a) Beginning September 2019 and ending June 2021, by the last
6 day of September ~~((,))~~ and December ~~((, March, and June of each year))~~
7 2019, the state treasurer must transfer from the general fund to the
8 connecting Washington account created in RCW 46.68.395 thirteen
9 million six hundred eighty thousand dollars.

10 (b) Beginning September 2019 and ending June 2021, by the last
11 day of September and December 2020, and March and June of each year,
12 the state treasurer must transfer from the general fund to the
13 multimodal transportation account created in RCW 47.66.070 thirteen
14 million six hundred eighty thousand dollars.

15 (2) Beginning September 2021 and ending June 2023, by the last
16 day of September, December, March, and June of each year, the state
17 treasurer must transfer from the general fund to the connecting
18 Washington account created in RCW 46.68.395 thirteen million eight
19 hundred five thousand dollars.

20 (3) Beginning September 2023 and ending June 2025, by the last
21 day of September, December, March, and June of each year, the state
22 treasurer must transfer from the general fund to the connecting
23 Washington account created in RCW 46.68.395 thirteen million nine
24 hundred eighty-seven thousand dollars.

25 (4) Beginning September 2025 and ending June 2027, by the last
26 day of September, December, March, and June of each year, the state
27 treasurer must transfer from the general fund to the connecting
28 Washington account created in RCW 46.68.395 eleven million six
29 hundred fifty-eight thousand dollars.

30 (5) Beginning September 2027 and ending June 2029, by the last
31 day of September, December, March, and June of each year, the state
32 treasurer must transfer from the general fund to the connecting
33 Washington account created in RCW 46.68.395 seven million five
34 hundred sixty-four thousand dollars.

35 (6) Beginning September 2029 and ending June 2031, by the last
36 day of September, December, March, and June of each year, the state
37 treasurer must transfer from the general fund to the connecting
38 Washington account created in RCW 46.68.395 four million fifty-six
39 thousand dollars.

1 **MISCELLANEOUS**

2 NEW SECTION. **Sec. 801.** If any provision of this act or its
3 application to any person or circumstance is held invalid, the
4 remainder of the act or the application of the provision to other
5 persons or circumstances is not affected.

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

(End of Bill)

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