
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: S-2986.4/03 4th draft

ATTY/TYPIST: LL:rmh

BRIEF DESCRIPTION:

ESHB 1163 - S AMD
By Senator

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

3 "2003-05 BIENNIUM

4 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
5 is hereby adopted and, subject to the provisions set forth, the several
6 amounts specified, or as much thereof as may be necessary to accomplish
7 the purposes designated, are hereby appropriated from the several
8 accounts and funds named to the designated state agencies and offices
9 for employee compensation and other expenses, for capital projects, and
10 for other specified purposes, including the payment of any final
11 judgments arising out of such activities, for the period ending June
12 30, 2005.

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

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

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

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

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

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

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

27 (g) "LEAP" means the legislative evaluation and accountability
28 program committee.

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

5 **GENERAL GOVERNMENT AGENCIES--OPERATING**

6 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
7 **COMMISSION**

8 Grade Crossing Protective Account--State Appropriation . . . \$293,000

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

10 Puget Sound Ferry Operations Account--State
11 Appropriation \$412,000

12 NEW SECTION. **Sec. 103. FOR THE STATE PARKS AND RECREATION**
13 **COMMISSION**

14 Motor Vehicle Account--State Appropriation \$822,000

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

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

19 Motor Vehicle Account--State Appropriation \$315,000

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

23 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

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

26 Motor Vehicle Account--State Appropriation \$150,000

27 The appropriation in this section is subject to the following
28 conditions and limitations: The motor vehicle account--state
29 appropriation is a one-time reappropriation and is provided solely for

1 the Beacon Rock state park entrance road project. Any of the
2 appropriations not expended by June 30, 2005, shall revert to the motor
3 vehicle account--state.

4 **TRANSPORTATION AGENCIES--OPERATING**

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

7	Highway Safety Account--State Appropriation	\$1,649,000
8	Highway Safety Account--Federal Appropriation	\$15,744,000
9	School Zone Safety Account--State Appropriation	\$3,059,000
10	TOTAL APPROPRIATION	\$20,452,000

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

13 The commission may oversee up to four pilot projects implementing
14 the use of traffic safety cameras to detect failure to stop at railroad
15 crossings, stoplights, and school zones.

16 (1) In order to ensure adequate time in the 2003-05 biennium to
17 evaluate the effectiveness of the pilot program, any projects
18 authorized by the commission must be authorized by December 31, 2003.

19 (2) If a county or city has established an authorized automated
20 traffic safety camera program under this section, the compensation paid
21 to the manufacturer or vendor of the equipment used must be based only
22 upon the value of the equipment and services provided or rendered in
23 support of the system, and may not be based upon a portion of the fine
24 or civil penalty imposed or the revenue generated by the equipment.

25 (3) The traffic safety commission shall use the following
26 guidelines to administer the program:

27 (a) Traffic safety cameras may take pictures of the vehicle and
28 vehicle license plate only, and only while an infraction is occurring;

29 (b) The law enforcement agency of the city or county government
30 shall plainly mark the locations where the automated traffic
31 enforcement system is used by placing signs on street locations that
32 clearly indicate to a driver that he or she is entering a zone where
33 traffic laws are enforced by an automated traffic enforcement system;

1 (c) Cities and counties using traffic safety cameras must provide
2 periodic notice by mail to its citizens indicating the zones in which
3 the traffic safety cameras will be used;

4 (d) Notices of infractions must be mailed to the registered owner
5 of a vehicle within fourteen days of the infraction occurring;

6 (e) The owner of the vehicle is not responsible for the violation
7 if the owner of the vehicle, within fourteen days of receiving
8 notification of the violation, mails to the issuing law enforcement
9 agency, a declaration under penalty of perjury, stating that the
10 vehicle involved was, at the time, stolen or in the care, custody, or
11 control of some person other than the registered owner, or any other
12 extenuating circumstances;

13 (f) Infractions detected through the use of traffic safety cameras
14 are not part of the registered owner's driving record under RCW
15 46.52.101 and 46.52.120;

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

32 (h) For purposes of the 2003-05 biennium pilot projects,
33 infractions generated by the use of traffic safety cameras are exempt
34 from the provisions of RCW 3.50.100 and must be processed in the same
35 manner as parking violations; and

36 (i) By June 30, 2005, the traffic safety commission shall provide

1 a report to the legislature regarding the use, public acceptance,
2 outcomes, and other relevant issues regarding traffic safety cameras
3 demonstrated by the pilot projects.

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

5	Rural Arterial Trust Account--State Appropriation	\$769,000
6	Motor Vehicle Account--State Appropriation	\$1,927,000
7	Urban Arterial Trust Account--State Appropriation	\$1,611,000
8	Transportation Improvement Account--State Appropriation . .	\$1,620,000
9	County Arterial Preservation Account--State Appropriation . .	\$719,000
10	TOTAL APPROPRIATION	\$6,646,000

11 The appropriations in this section are subject to the following
12 conditions and limitations: The executive director of the local boards
13 coordinated program is encouraged to contract with the Washington state
14 department of transportation, highways and local programs division, for
15 maintenance administrative review and endangered species act training
16 services. Contract costs shall be paid only from expenditure savings
17 realized from efficiencies produced by the combining of the staff for
18 the transportation improvement board and the county road administration
19 board.

20 NEW SECTION. **Sec. 203. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

21	Rural Arterial Trust Account--State Appropriation	\$769,000
22	Motor Vehicle Account--State Appropriation	\$1,927,000
23	County Arterial Preservation Account--State Appropriation . .	\$719,000
24	TOTAL APPROPRIATION	\$3,415,000

25 NEW SECTION. **Sec. 204. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

26	Urban Arterial Trust Account--State Appropriation	\$1,611,000
27	Transportation Improvement Account--State Appropriation . .	\$1,620,000
28	TOTAL APPROPRIATION	\$3,231,000

29 NEW SECTION. **Sec. 205. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

30	Pilotage Account--State Appropriation	\$272,000
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31 NEW SECTION. **Sec. 206. FOR THE LEGISLATIVE TRANSPORTATION**

1 **COMMITTEE**

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

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

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

17 (2) \$1,600,000 of the motor vehicle state appropriation in this
18 section is provided for the purposes of (a) and (b) of this subsection:

19 (a)(i) If Substitute Senate Bill No. 5748 becomes law by June 30,
20 2003, the amount provided in this subsection shall be for performance
21 and functional audits of transportation agencies and departments as
22 provided in Substitute Senate Bill No. 5748; and

23 (ii) If Substitute Senate Bill No. 5748 does not become law by June
24 30, 2003, the amount provided in this subsection shall be for
25 performance and functional audits of transportation agencies and
26 departments paid for and ordered by the executive committee of the
27 legislative transportation committee, pursuant to a recommendation of
28 the transportation performance audit board hereby created. The
29 transportation performance audit board shall consist of the majority
30 and minority leaders of the transportation committees of the
31 legislature, five citizen members with transportation-related expertise
32 who shall be nominated by professional associations chosen by the
33 board's legislative members and appointed by the governor, the
34 legislative auditor as an ex officio member, and one at-large member
35 appointed by the governor. The citizen members may not currently, or
36 within one year of their appointment, be employed by the Washington
37 state department of transportation, and shall include:

1 (A) One member with expertise in construction project planning,
2 including permitting and assuring regulatory compliance;

3 (B) One member with expertise in construction means and methods and
4 construction management, crafting and implementing environmental
5 mitigation plans, and administration;

6 (C) One member with expertise in construction engineering services,
7 including construction management, materials testing, materials
8 documentation, contractor payments, inspection, surveying, and project
9 oversight;

10 (D) One member with expertise in project management, including
11 design estimating, contract packaging, and procurement; and

12 (E) One member with expertise in transportation planning and
13 congestion management.

14 (b) Within the amount provided in this subsection, the joint
15 legislative audit and review committee shall contract with the
16 legislative transportation committee to conduct a targeted performance
17 audit of the Washington state patrol. For this performance audit, the
18 joint legislative audit and review committee shall put its highest
19 priority on the following topics: (i) An assessment of the types and
20 categories of services, including a contrast of public highway policing
21 and general policing services provided by the patrol, and the
22 organizational structures used to deliver these services; (ii) an
23 evaluation of the patrol's fiscal policies and procedures, including a
24 differentiation between transportation and general fund expenditures;
25 and (iii) an evaluation of the linkages among expenditures,
26 organizational structures, service delivery, accountability, and
27 outcomes. The joint legislative audit and review committee shall
28 provide a progress report to the appropriate committees of the
29 legislature by December 31, 2003, and a final report, including
30 findings and recommendations, by September 30, 2004.

31 (3)(a) The legislative transportation committee and the
32 transportation commission shall establish a joint work group to develop
33 a work plan for the 2003 legislative interim for the purpose of
34 recommending revisions to the statewide transportation plan under RCW
35 47.01.071. The work group shall at a minimum develop recommendations
36 that:

1 (i) Propose changes to chapter 47.06 RCW, regarding statewide
2 transportation planning;

3 (ii) Propose changes to chapter 47.05 RCW, regarding priority
4 programming for highway development;

5 (iii) Improve the needs analysis process in RCW 47.05.030;

6 (iv) Integrate the needs analysis process in RCW 47.05.030 and the
7 benchmark measures of RCW 47.01.012 (section 101, chapter 5, Laws of
8 2002); and

9 (v) Develop guidelines for regional transportation planning
10 organizations to incorporate state policies into long-range
11 transportation plans.

12 (b) The work group shall submit its recommendations under this
13 subsection to the legislature and the governor by December 1, 2003.

14 (4) The legislative transportation committee shall establish a
15 joint work group with the transportation commission and a
16 representative of the office of financial management to develop a
17 revised budgeting format for the omnibus transportation budgets adopted
18 by the legislature. The revised format should help improve
19 understanding and communication of legislative policies and priorities,
20 as reflected in the budget document. The work group shall submit its
21 recommendations to the legislative transportation committee by December
22 1, 2003.

23 (5) The legislative transportation committee and the transportation
24 commission shall establish a joint work group to define and designate
25 highways of statewide significance under RCW 47.06.140. The work group
26 shall consider the minimum criteria for designation of highways of
27 statewide significance as provided under RCW 47.05.021(3). The work
28 group shall submit its recommendations to the legislature by December
29 1, 2003.

30 (6) The legislative transportation committee and the transportation
31 commission shall establish a joint work group to plan for the
32 implementation in 2005 of the Personnel System Reform Act of 2002
33 (chapter 354, Laws of 2002), as it relates to transportation agencies.
34 The work group shall submit its recommendations to the legislative
35 transportation committee by December 1, 2004.

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

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

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

6 NEW SECTION. **Sec. 208. FOR THE FREIGHT MOBILITY STRATEGIC**
7 **INVESTMENT BOARD**

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

9 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--FIELD**
10 **OPERATIONS BUREAU**

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

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

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

14 TOTAL APPROPRIATION \$177,869,000

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

17 (1) Washington state patrol officers engaged in authorized off-duty
18 uniformed employment are authorized to use state patrol vehicles for
19 the purposes of that authorized employment, subject to guidelines
20 adopted by the chief of the Washington state patrol. The Washington
21 state patrol shall be reimbursed for the use of the vehicle at the
22 prevailing state employee rate for mileage and hours of usage, subject
23 to guidelines developed by the chief of the Washington state patrol.
24 The patrol shall report to the house of representatives and senate
25 transportation committees by December 31, 2004, on the use of agency
26 vehicles by officers engaging in off-duty employment. The report shall
27 include an analysis that compares cost reimbursement and cost-impacts,
28 including increased vehicle mileage, maintenance costs, and indirect
29 impacts, associated with the private use of patrol vehicles.

30 (2) \$1,700,000 of the state patrol highway account--state
31 appropriation in this section is provided solely for the addition of
32 thirteen troopers to those permanently assigned to vessel and terminal
33 security. The Washington state patrol shall continue to provide the
34 enhanced services levels established after September 11, 2001. Vessel

1 and terminal security troopers shall board vessels at random, and
2 conduct commercial vehicle inspections and explosive detection dog
3 handler patrols.

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

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

19 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--SUPPORT**
20 **SERVICES BUREAU**

21 State Patrol Highway Account--State Appropriation	\$71,799,000
22 State Patrol Highway Account--Private/Local Appropriation .	\$1,290,000
23 TOTAL APPROPRIATION	\$73,089,000

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

26 (1) \$2,895,000 of the state patrol highway account--state
27 appropriation in this section is provided solely for the purchase of
28 923 mobile radios. Before June 30, 2005, the patrol shall install in
29 all of its highway law enforcement and pursuit vehicles the mobile
30 radios funded in this subsection.

31 (2) Under the direction of the legislative auditor, the patrol
32 shall update the pursuit vehicle life-cycle cost model developed in the
33 1998 Washington state patrol performance audit (JLARC Report 99-4).
34 The patrol shall utilize the updated model as a basis for determining
35 maintenance and other cost impacts resulting from the increase to
36 pursuit vehicle mileage above 110 thousand miles in the 2003-05

1 biennium. The patrol shall submit a report, that includes identified
2 cost impacts, to the transportation committees of the senate and house
3 of representatives by December 31, 2003.

4 (3) The Washington state patrol shall assign two full-time
5 detectives to work solely to investigate incidents of identity fraud,
6 drivers' license fraud, and identity theft. The detectives shall work
7 cooperatively with the department of licensing's driver's special
8 investigation unit.

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

11	Marine Fuel Tax Refund Account--State Appropriation	\$7,000
12	Motorcycle Safety Education Account--State Appropriation . . .	\$94,000
13	Wildlife Account--State Appropriation	\$80,000
14	Highway Safety Account--State Appropriation	\$8,718,000
15	Motor Vehicle Account--Local Appropriation	\$86,000
16	Motor Vehicle Account--State Appropriation	\$4,925,000
17	Motor Vehicle Account--Federal Appropriation	\$19,000
18	DOL Services Account--State Appropriation	\$139,000
19	TOTAL APPROPRIATION	\$14,068,000

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

22 (1) \$12,000 of the highway safety account--state appropriation is
23 provided solely for two temporary collision processing FTEs to
24 eliminate the backlog of collision reports. The department shall
25 report, informally, to the house of representatives and senate
26 transportation committees quarterly, beginning October 1, 2003, on the
27 progress made in eliminating the backlog.

28 (2) \$10,000 of the motor vehicle account--state appropriation is
29 provided solely for the implementation of Substitute Senate Bill No.
30 5435 or Engrossed Substitute House Bill No. 1592.

31 (3) \$67,000 of the motor vehicle account--state appropriation is
32 provided solely for the implementation of House Bill No. 2065.

33 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--**
34 **INFORMATION SERVICES**

35	Marine Fuel Tax Refund Account--State Appropriation	\$2,000
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1	Motorcycle Safety Education Account--State Appropriation . . .	\$159,000
2	Wildlife Account--State Appropriation	\$64,000
3	Highway Safety Account--State Appropriation	\$11,394,000
4	Highway Safety Account--Federal Appropriation	\$6,000
5	Motor Vehicle Account--Local Appropriation	\$61,000
6	Motor Vehicle Account--State Appropriation	\$7,087,000
7	Motor Vehicle Account--Federal Appropriation	\$13,000
8	DOL Services Account--State Appropriation	\$773,000
9	TOTAL APPROPRIATION	\$19,559,000

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

12 (1) \$8,000 of the highway safety account--state appropriation is
13 provided solely for two temporary collision processing FTEs to
14 eliminate the backlog of collision reports. The department shall
15 report, informally, to the house of representatives and senate
16 transportation committees quarterly, beginning October 1, 2003, on the
17 progress made in eliminating the backlog.

18 (2) \$7,000 of the motor vehicle account--state appropriation is
19 provided solely for the implementation of Substitute Senate Bill No.
20 5435 or Engrossed Substitute House Bill No. 1592.

21 (3) \$48,000 of the motor vehicle account--state appropriation is
22 provided solely for the implementation of House Bill No. 2065.

23 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
24 **SERVICES**

25	Marine Fuel Tax Refund Account--State Appropriation	\$60,000
26	Wildlife Account--State Appropriation	\$585,000
27	Motor Vehicle Account--Local Appropriation	\$1,225,000
28	Motor Vehicle Account--State Appropriation	\$61,932,000
29	Motor Vehicle Account--Federal Appropriation	\$568,000
30	DOL Services Account--State Appropriation	\$3,596,000
31	TOTAL APPROPRIATION	\$67,966,000

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

34 (1) \$144,000 of the motor vehicle account--state appropriation is
35 provided solely for the implementation of Substitute Senate Bill No.
36 5435 or Engrossed Substitute House Bill No. 1592.

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

4 (3) \$90,000 of the motor vehicle account--state appropriation is
5 provided solely for the implementation of Substitute House Bill No.
6 1036.

7 (4) \$2,901,000 of the motor vehicle account--state appropriation is
8 provided solely for the implementation of House Bill No. 2065. Within
9 the amount provided, the department shall fund the implementation of a
10 digital license plate system including the purchase of digital license
11 plate printing equipment for correctional industries; the remodeling of
12 space to provide climate control, ventilation, and power requirements,
13 for the equipment that will be housed at correctional industries; and
14 the purchase of digital license plate inventory. By December 1, 2003,
15 the department and correctional industries shall submit a report to the
16 transportation committees of the legislature detailing the digital
17 license plate printing system implementation plan. By January 1, 2005,
18 the department and correctional industries shall submit a report to the
19 transportation committees of the legislature concerning the cost of the
20 consumables used in the digital license plate printing process.

21 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--DRIVER**
22 **SERVICES**

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

27 The appropriations in this section are subject to the following
28 conditions and limitations: \$178,000 of the highway safety account--
29 state appropriation is provided solely for two temporary collision
30 processing FTEs to eliminate the backlog of collision reports. The
31 department shall report, informally, to the house of representatives
32 and senate transportation committees quarterly, beginning October 1,
33 2003, on the progress made in eliminating the backlog.

34 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **INFORMATION TECHNOLOGY--PROGRAM C**

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

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

10 (1) \$715,000 of the motor vehicle account--state appropriation is
11 provided solely to retain an external consultant to provide an
12 assessment of the department's review of current major information
13 technology systems and planning for system and application
14 modernization. The legislative transportation committee shall approve
15 the statement of work before the consultant is hired. The consultant
16 shall also work with the department to prepare an application
17 modernization strategy and preliminary project plan.

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

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

36 (b) \$400,000 of the Puget Sound ferry operation account--state
37 appropriation is provided solely for implementation of the smart card

1 program. \$200,000 of this amount must be held in allotment reserve
2 until a smart card report is delivered to the legislative
3 transportation committee indicating that an agreement on which
4 technology will be used throughout the state of Washington for the
5 smart card program has been reached among smart card participants.

6 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--**
8 **OPERATING**

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

10 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
11 **AVIATION--PROGRAM F**

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

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

14 Aircraft Search and Rescue Safety and Education

15 Account--State Appropriation \$282,000

16 TOTAL APPROPRIATION \$6,039,000

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

25 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
26 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**

27 Motor Vehicle Account--State Appropriation \$49,010,000

28 Motor Vehicle Account--Federal Appropriation \$400,000

29 TOTAL APPROPRIATION \$49,410,000

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

32 (1) \$14,310,000 of the motor vehicle account--state appropriation
33 is provided solely for the staffing, activities, and overhead of the

1 department's environmental affairs office. This funding is provided in
2 lieu of funding provided in section 306 of this act.

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

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

14 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
15 **ECONOMIC PARTNERSHIPS--PROGRAM K**

16 Motor Vehicle Account--State Appropriation \$1,011,000

17 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **HIGHWAY MAINTENANCE--PROGRAM M**

19 Motor Vehicle Account--State Appropriation \$283,350,000
20 Motor Vehicle Account--Federal Appropriation \$1,426,000
21 Motor Vehicle Account--Private/Local Appropriation \$4,253,000
22 TOTAL APPROPRIATION \$289,029,000

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

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

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

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

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

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

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

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

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

20 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
21 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

22	Motor Vehicle Account--State Appropriation	\$42,696,000
23	Motor Vehicle Account--Private/Local Appropriation	\$125,000
24	TOTAL APPROPRIATION	\$42,821,000

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

27 (1) A maximum of \$8,800,000 of the motor vehicle account--state
28 appropriation may be expended for the incident response program,
29 including the service patrols. The department and the Washington state
30 patrol shall continue to consult and coordinate with private sector
31 partners, such as towing companies, media, auto, insurance and trucking
32 associations, and the legislative transportation committees to ensure
33 that limited state resources are used most effectively. No funds shall
34 be used to purchase tow trucks.

35 (2) \$8,227,000 of the motor vehicle account--state appropriation is
36 provided solely for low-cost enhancements. The department shall give

1 priority to low-cost enhancement projects that improve safety or
2 provide congestion relief. The department shall prioritize low-cost
3 enhancement projects on a statewide rather than regional basis.

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

7 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
8 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

9	Motor Vehicle Account--State Appropriation	\$24,852,000
10	Motor Vehicle Account--Federal Appropriation	\$636,000
11	Puget Sound Ferry Operations Account--State Appropriation .	\$1,093,000
12	Multimodal Transportation Account--State Appropriation . . .	\$973,000
13	TOTAL APPROPRIATION	\$27,554,000

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

21 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

23	Motor Vehicle Account--State Appropriation	\$31,564,000
24	Motor Vehicle Account--Federal Appropriation	\$14,814,000
25	Multimodal Transportation Account--State Appropriation . .	\$1,021,000
26	Multimodal Transportation Account--Federal Appropriation .	\$2,000,000
27	TOTAL APPROPRIATION	\$49,399,000

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

30 (1) \$3,800,000 of the motor vehicle account--state appropriation is
31 provided solely for a study of regional congestion relief solutions for
32 Puget Sound, Spokane, and Vancouver. The study must include proposals
33 to alleviate congestion consistent with population and land use
34 expectations under the growth management act.

1 (2) \$2,000,000 of the motor vehicle account--state appropriation is
2 provided solely for additional assistance to support regional
3 transportation planning organizations and long-range transportation
4 planning efforts.

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

11 (4) \$650,000 of the motor vehicle account--state appropriation is
12 provided to the department in accordance with RCW 46.68.110(2) and
13 46.68.120(3) and shall be used by the department to support the
14 processing and analysis of the backlog of city and county collision
15 reports.

16 (5) The department shall contribute to the report required in
17 section 209(1) of this act in the form of an analysis of the cost
18 impacts incurred by the department as the result of the policy
19 implemented in section 209(1) of this act. The analysis shall contrast
20 overtime costs charged by the patrol prior to July 1, 2003, with
21 contract costs for similar services after July 1, 2003.

22 (6) \$60,000 of the distribution under RCW 46.68.110(2) and
23 46.68.120(3) is provided solely to the department for the Washington
24 strategic freight transportation analysis.

25 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
26 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

27 Motor Vehicle Account--State Appropriation \$61,082,000

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

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

32 (1) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT DIVISION OF RISK
33 MANAGEMENT FEES \$989,000

34 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF
35 THE STATE AUDITOR \$823,000

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

10 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
 11 **PUBLIC TRANSPORTATION--PROGRAM V**

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

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

19 (1) \$1,000,000 of the multimodal transportation account--state
 20 appropriation is provided solely for a grant program for nonprofit
 21 providers of transportation for persons with special transportation
 22 needs. \$5,000,000 of the multimodal transportation account--state
 23 appropriation is provided solely for a grant program for transit
 24 agencies to transport persons with special transportation needs.
 25 Moneys shall be to provide additional service only and may not be used
 26 to supplant current funding. Grants shall only be used by nonprofit
 27 providers and transit agencies for capital purposes and the operating
 28 costs directly associated with those capital purposes. Grants for
 29 nonprofit providers shall be based on need, including the availability
 30 of other providers of service in the area, efforts to coordinate trips
 31 among providers and riders, and the cost effectiveness of trips
 32 provided. Grants for transit agencies shall be prorated based on the
 33 amount expended for demand response service and route deviated service
 34 in calendar year 2001 as reported in the "Summary of Public
 35 Transportation - 2001" published by the department of transportation.
 36 No transit agency may receive more than thirty percent of these

1 distributions. The amount over thirty percent will be prorated to the
2 remaining transit agencies based on the above demand response service
3 and route deviated service expenditures. The department of
4 transportation shall notify the state treasurer of the amounts to be
5 distributed.

6 (2) \$1,500,000 of the multimodal transportation account--state
7 appropriation is provided solely for grants to implement section 9 of
8 Engrossed Substitute House Bill No. 2228. In administering grants, the
9 department shall give priority to programs providing the greatest
10 reduction in trips and commute miles and to the level of contribution
11 of the public agency, nonprofit organization, developer, and property
12 manager to achieving those reductions. The department shall act to
13 insure, to the extent possible, that grants are distributed equitably
14 among each eligible type of recipient.

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

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

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

28 (4) \$2,000,000 of the multimodal transportation account--state
29 appropriation is provided solely for a vanpool grant program for public
30 transit agencies. The grant program will cover capital costs only; no
31 operating costs are eligible for funding under this grant program.
32 Only grants that add vanpools are eligible, no supplanting of transit
33 funds currently funding vanpools is allowed. Additional criteria for
34 selecting grants will include leveraging funds other than state funds.

35 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **MARINE--PROGRAM X**

2 Puget Sound Ferry Operations Account--State

3 Appropriation \$308,521,000

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

6 (1) The appropriation is based on the budgeted expenditure of
7 \$34,038,000 for vessel operating fuel in the 2003-2005 biennium. If
8 the actual cost of fuel is less than this budgeted amount, the excess
9 amount may not be expended. If the actual cost exceeds this amount,
10 the department shall request a supplemental appropriation.

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

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

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

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

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

16 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**
17 **RAIL--PROGRAM Y--OPERATING**

18 Multimodal Transportation Account--State
19 Appropriation \$35,075,000

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

22 (1) \$30,831,000 of the multimodal transportation account--state
23 appropriation is provided solely for the Amtrak service contract and
24 Talgo maintenance contract associated with providing and maintaining
25 the state-supported passenger rail service.

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

27 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**
28 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

29 Motor Vehicle Account--State Appropriation \$6,555,000
30 Motor Vehicle Account--Federal Appropriation \$2,569,000
31 TOTAL APPROPRIATION \$9,124,000

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

34 (1) Up to \$75,000 of the total appropriation is provided in
35 accordance with RCW 46.68.110(2) and 46.68.120(3) to fund the state's

1 share of the 2004 Washington marine cargo forecast study. Public port
2 districts, acting through their association, must provide funding to
3 cover the remaining cost of the forecast.

4 (2) \$300,000 of the motor vehicle account--state appropriation is
5 provided in accordance with RCW 46.68.110(2) and 46.68.120(3) solely to
6 fund a study of the threats posed by flooding to the state and other
7 infrastructure near the Interstate 5 crossing of the Skagit River.
8 This funding is contingent on the receipt of federal matching funds.

9 **TRANSPORTATION AGENCIES--CAPITAL**

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

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

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

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

21 Rural Arterial Trust Account--State Appropriation \$61,660,000
22 Motor Vehicle Account--State Appropriation \$362,000
23 Urban Arterial Trust Account--State Appropriation \$99,241,000
24 Transportation Improvement Account--State
25 Appropriation \$98,455,000
26 County Arterial Preservation Account--State
27 Appropriation \$28,747,000
28 TOTAL APPROPRIATION \$288,465,000

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

31 (1) \$362,000 of the motor vehicle account--state appropriation is
32 provided for county ferries as set forth in RCW 47.56.724(4).

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

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

7 Rural Arterial Trust Account--State Appropriation	\$61,660,000
8 Motor Vehicle Account--State Appropriation	\$362,000
9 County Arterial Preservation Account--State	
10 Appropriation	\$28,747,000
11 TOTAL APPROPRIATION	\$90,769,000

12 The appropriations in this section are subject to the following
13 conditions and limitations: \$362,000 of the motor vehicle account--
14 state appropriation is provided for county ferries as set forth in RCW
15 47.56.724(4).

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

17 Urban Arterial Trust Account--State Appropriation	\$99,241,000
18 Transportation Improvement Account--State Appropriation	\$98,455,000
19 TOTAL APPROPRIATION	\$197,696,000

20 The appropriations in this section are subject to the following
21 conditions and limitations: The transportation improvement account--
22 state appropriation includes \$23,955,000 in proceeds from the sale of
23 bonds authorized in RCW 47.26.500. The transportation improvement
24 board may authorize the use of current revenues available to the agency
25 in lieu of bond proceeds for any part of the state appropriation.

26 **NEW SECTION. Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**
27 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

28 Motor Vehicle Account--State Appropriation	\$17,651,000
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29 The appropriation in this section is subject to the following
30 conditions and limitations: \$14,933,000 of the motor vehicle account--
31 state appropriation is provided solely to implement the activities and
32 projects included in the Senate 2003 Transportation Project List -

1 Current Law Facilities Projects report as transmitted to LEAP on April
2 17, 2003.

3 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
4 **HIGHWAY CONSTRUCTION**

5	Motor Vehicle Account--State Appropriation	\$332,049,000
6	Motor Vehicle Account--Federal Appropriation	\$649,506,000
7	Motor Vehicle Account--Local Appropriation	\$26,001,000
8	Multimodal Transportation Account--State Appropriation . .	\$6,000,000
9	Multimodal Transportation Account--Federal	
10	Appropriation	\$4,247,000
11	Special Category C Account--State Appropriation	\$50,279,000
12	Tacoma Narrows Toll Bridge Account Appropriation	\$613,300,000
13	Transportation 2003 Account (Nickel Account)--	
14	State Appropriation	\$563,386,000
15	Transportation 2003 Account (nickel account)--	
16	Local Appropriation	\$3,584,000
17	TOTAL APPROPRIATION	\$2,248,352,000

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

20 (1) Of the amounts appropriated in this section, \$411,643,000 is
21 provided solely for program I to implement the activities and projects
22 included in the Senate 2003 Transportation Project List - Current Law
23 Highway Projects report transmitted to LEAP on April 17, 2003.

24 (2) Of the amounts appropriated in this section, \$656,439,000 is
25 provided for program P to implement the activities and projects
26 included in the Senate 2003 Transportation Project List - Current Law
27 Highway Projects report transmitted to LEAP on April 17, 2003.

28 (3) The entire transportation 2003 account (nickel account)
29 appropriation is provided solely for the projects and activities as
30 indicated in the Senate 2003 Transportation Project List - New Law
31 Highway Projects report transmitted to LEAP on April 17, 2003.

32 (a)(i) The legislature intends that this appropriation completes
33 the project-level environmental impact statement to a record of
34 decision for the corridor between Spokane Street and the Battery Street
35 Tunnel. The environmental impact statement is to include alternatives
36 that maintain or expand auto and truck carrying capacity in the project

1 corridor. Alternatives that do not meet or increase existing capacity
2 will not be eligible for future project funding from the state.
3 Alternatives that reduce traffic capacity must examine alternative
4 improvements to provide increased north-south capacity, including I-5
5 and I-405. The environmental impact statement is to include an
6 alternative for rebuilding and/or retrofitting the existing Alaskan Way
7 Viaduct. The legislative transportation committee shall be consulted
8 and shall approve the preferred alternative for this project prior to
9 any additional funding being expended on this project.

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

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

21 (c) The transportation permit efficiency and accountability
22 committee (TPEAC) shall select from the project list under this
23 subsection ten projects that have not yet secured state permits. TPEAC
24 shall select projects from both urban and rural areas representing a
25 wide variety of locations within the state. These projects shall be
26 designated "Department of Transportation Permit Drafting Pilot
27 Projects" and shall become a part of the work plan of TPEAC required
28 under section 2(1)(b), chapter 8 (ESB 5279), Laws of 2003.

29 (4) The entire Tacoma Narrows toll bridge account appropriation is
30 provided solely for the projects and activities as indicated in the
31 Senate 2003 Transportation Project List - Current Law Tacoma Narrows
32 Bridge report transmitted to LEAP on April 17, 2003.

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

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

6 (A) Ability to carry long-haul freight;

7 (B) Ability to provide for passenger auto travel;

8 (C) Freight rail;

9 (D) Passenger rail;

10 (E) Public utilities; and

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

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

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

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

21 (6) Of the amounts appropriated in this section, \$342,956,000 is
22 provided solely for the projects expected to be completed before June
23 30, 2005, as indicated in the Senate 2003 Transportation Project List -
24 Current Law Highway Projects report transmitted to LEAP on April 17,
25 2003.

26 (7) Of the amounts appropriated in this section, \$203,074,000 is
27 provided for the projects expected to be completed before June 30,
28 2007, as indicated in the Senate 2003 Transportation Project List -
29 Current Law Highway Projects report transmitted to LEAP on April 17,
30 2003.

31 (8) Of the amounts appropriated in this section, \$408,230,000 is
32 provided for the projects expected to be completed after June 30, 2007,
33 as indicated in the Senate 2003 Transportation Project List - Current
34 Law Highway Projects report transmitted to LEAP on April 17, 2003.

35 (9) Of the amounts appropriated in this section, \$80,897,000 is
36 provided for the direct project support and other administration as

1 indicated in the Senate 2003 Transportation Project List - Current Law
2 Highway Projects report transmitted to LEAP on April 17, 2003.

3 (10) Of the amounts appropriated in this section, \$32,425,000 is
4 provided for the emerging needs, projects without construction, and
5 future unidentified needs as indicated in the Senate 2003
6 Transportation Project List - Current Law Highway Projects report
7 transmitted to LEAP on April 17, 2003.

8 (11) The motor vehicle account--state appropriation includes
9 \$155,700,000 in proceeds from the sale of bonds authorized by RCW
10 47.10.843. The transportation commission may authorize the use of
11 current revenues available to the department of transportation in lieu
12 of bond proceeds for any part of the state appropriation.

13 (12) The motor vehicle account--state appropriation includes
14 \$2,850,000 in proceeds from the sale of bonds authorized in RCW
15 47.10.761 and 47.10.762 for emergency purposes.

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

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

27 (15) The special category C account--state appropriation includes
28 \$44,000,000 in proceeds from the sale of bonds authorized by RCW
29 47.10.812. The transportation commission may authorize the use of
30 current revenues available in the special category C account in lieu of
31 bond proceeds for any part of the state appropriation.

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

35 (17) To manage some projects more efficiently, federal funds may be
36 transferred from program Z to program I or P to replace those federal
37 funds in a dollar-for-dollar match. However, funds may not be

1 transferred between federal programs. Fund transfers authorized under
2 this subsection shall not affect project prioritization status.
3 Appropriations shall initially be allotted as appropriated in this act.
4 The department shall not transfer funds as authorized under this
5 subsection without approval of the transportation commission. The
6 department shall submit a report on those projects receiving fund
7 transfers to the transportation committees of the senate and house of
8 representatives by December 1, 2004.

9 (18) Amounts appropriated in this section include the
10 reappropriations for the cost underruns indicated by the department on
11 March 1, 2003. Should the actual underruns on June 30, 2003, be
12 higher, the department shall request additional appropriation authority
13 in the 2004 legislative session. Should the actual underruns on June
14 30, 2003, be lower, the appropriations in this section shall be lowered
15 by the difference between the amounts indicated on March 1, 2003, and
16 the actual amounts on June 30, 2003.

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

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

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

28 (22) The department of transportation may not operate any existing
29 high-occupancy vehicle lanes and may not open or operate any new high-
30 occupancy vehicle lane projects in counties with a population of
31 300,000 or more that border the state of Oregon unless: (a) Vehicle
32 spaces at park and ride lots within the county are three times the
33 capacity in existence on the effective date of this act; (b) the
34 Interstate 5 bridge over the Columbia River is retrofitted to include
35 four southbound general purpose lanes; and (c) the department of
36 transportation determines that high-occupancy vehicle lanes will

1 improve travel time by at least eight minutes over the length of the
2 high-occupancy vehicle lanes.

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

5	Motor Vehicle Account--State Appropriation	\$11,688,000
6	Motor Vehicle Account--Federal Appropriation	\$14,510,000
7	Multimodal Transportation Account--State Appropriation . .	\$3,000,000
8	TOTAL APPROPRIATION	\$29,198,000

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

11 (1) The motor vehicle account--state appropriation includes
12 \$9,408,000 for state matching funds for federally selected competitive
13 grant or congressional earmark projects other than the commercial
14 vehicle information systems and network. These moneys shall be placed
15 into reserve status until such time as federal funds are secured that
16 require a state match.

17 (2) \$3,000,000 of the multimodal transportation account--state
18 appropriation and \$2,180,000 of the motor vehicle account--state
19 appropriation are provided solely to complete weigh in motion and
20 commercial vehicle information systems and network projects at the
21 following sites: SeaTac I-5 north bound; Everett I-5 south bound;
22 SeaTac I-5 south bound; Kelso I-5 south bound; and Plymouth Port of
23 Entry.

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

26	Puget Sound Capital Construction Account--	
27	State Appropriation	\$129,066,000
28	Puget Sound Capital Construction Account--	
29	Federal Appropriation	\$34,400,000
30	Transportation 2003 Account (nickel account)	
31	Appropriation	\$17,521,000
32	TOTAL APPROPRIATION	\$180,987,000

33 The appropriations in this section are provided for improving the
34 Washington state ferry system, including, but not limited to, vessel

1 construction, major and minor vessel improvements, and terminal
2 construction and improvements. The appropriations in this section are
3 subject to the following conditions and limitations:

4 (1) \$129,066,000 of the Puget Sound capital construction account--
5 state appropriation and \$34,400,000 of the Puget Sound capital
6 construction account--federal appropriation are provided solely for
7 capital projects as listed in the Senate 2003 Transportation Project
8 List - Current Law Ferries Capital as transmitted to the LEAP on April
9 17, 2003.

10 (2) \$17,521,000 of the transportation 2003 account (nickel
11 account)--state appropriation is provided solely for capital projects
12 as listed in the Senate 2003 Transportation Project List - New Law
13 Ferries Capital as transmitted to the LEAP on April 17, 2003.

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

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

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

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

31 (1) \$5,530,000 of the multimodal transportation account--state
32 appropriation, \$9,499,000 of the multimodal transportation account--
33 federal appropriation, \$500,000 of the Washington fruit express
34 account--state appropriation, and \$770,000 of the essential rail
35 assistance account--state appropriation are provided solely for capital

1 projects as listed in the Senate 2003 Transportation Project List -
2 Current Law Rail Capital as transmitted to the LEAP on April 17, 2003.

3 (2) \$2,000,000 of the multimodal transportation account--state
4 appropriation must be placed in reserve status by the office of
5 financial management. The department shall submit a report to the
6 legislative transportation committee identifying the location for a new
7 transload facility which must be at either Wenatchee or Quincy. The
8 funds must be released upon legislative transportation committee
9 approval of the report submitted by the department.

10 (3) \$30,000,000 of the multimodal transportation account--state
11 appropriation is provided solely for capital projects as listed in the
12 Senate 2003 Transportation Project List - New Law Rail Capital as
13 transmitted to the LEAP on April 17, 2003.

14 (4) If federal block grant funding for freight or passenger rail is
15 received, the department shall consult with the legislative
16 transportation committee prior to spending the funds on additional
17 projects.

18 (5) If the department issues a call for projects, applications must
19 be received by the department by November 1, 2003, and November 1,
20 2004.

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

23	Highway Infrastructure Account--State Appropriation	\$207,000
24	Highway Infrastructure Account--Federal Appropriation	\$1,602,000
25	Motor Vehicle Account--State Appropriation	\$28,425,000
26	Multimodal Transportation Account--State Appropriation	\$13,726,000
27	TOTAL APPROPRIATION	\$43,960,000

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

30 (1) \$6,000,000 of the multimodal transportation account--state
31 appropriation is provided solely for the projects and activities as
32 indicated in the Senate 2003 Transportation Project List - New Law
33 Local Projects report transmitted to LEAP on April 17, 2003.

34 (2) To manage some projects more efficiently, federal funds may be
35 transferred from program Z to programs I and P and state funds shall be
36 transferred from programs I and P to program Z to replace those federal

1 funds in a dollar-for-dollar match. However, funds may not be
2 transferred between federal programs. Fund transfers authorized under
3 this subsection shall not affect project prioritization status.
4 Appropriations shall initially be allotted as appropriated in this act.
5 The department may not transfer funds as authorized under this
6 subsection without approval of the transportation commission. The
7 department shall submit a report on those projects receiving fund
8 transfers to the transportation committees of the senate and house of
9 representatives by December 1, 2004.

10 (3) \$7,576,000 of the multimodal transportation account--state
11 appropriation is reappropriated and provided solely to fund the first
12 phase of a multiphase cooperative project with the state of Oregon to
13 dredge the Columbia River. The department shall not expend the
14 appropriation in this section unless agreement on ocean disposal sites
15 has been reached that protects the state's commercial crab fishery.
16 The amount provided in this subsection shall lapse unless the state of
17 Oregon appropriates a dollar-for-dollar match to fund its share of the
18 project.

19 (4) \$1,156,000 of the motor vehicle account--state appropriation is
20 reappropriated and provided solely for additional small city pavement
21 preservation program grants, to be administered by the department's
22 highways and local programs division. The department shall review all
23 projects receiving grant awards under this program at least
24 semiannually to determine whether the projects are making satisfactory
25 progress. Any project that has been awarded small city pavement
26 preservation program grant funds, but does not report activity on the
27 project within one year of grant award, should be reviewed by the
28 department to determine whether the grant should be terminated. The
29 department must promptly close out grants when projects have been
30 completed, and identify where unused grant funds remain because actual
31 project costs were lower than estimated in the grant award. The
32 department shall expeditiously extend new grant awards to qualified
33 projects when funds become available either because grant awards have
34 been rescinded for lack of sufficient project activity or because
35 completed projects returned excess grant funds upon project closeout.

36 (5) \$4,010,000 of the motor vehicle account--state appropriation is
37 reappropriated and provided solely for additional traffic and

1 pedestrian safety improvements near schools. The highways and local
 2 programs division within the department of transportation shall
 3 administer this program. The department shall review all projects
 4 receiving grant awards under this program at least semiannually to
 5 determine whether the projects are making satisfactory progress. Any
 6 project that has been awarded traffic and pedestrian safety improvement
 7 grant funds, but does not report activity on the project within one
 8 year of grant award should be reviewed by the department to determine
 9 whether the grant should be terminated. The department must promptly
 10 close out grants when projects have been completed, and identify where
 11 unused grant funds remain because actual project costs were lower than
 12 estimated in the grant award. The department shall expeditiously
 13 extend new grant awards to qualified projects when funds become
 14 available either because grant awards have been rescinded for lack of
 15 sufficient project activity or because completed projects returned
 16 excess grant funds upon project closeout.

17 **TRANSFERS AND DISTRIBUTIONS**

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

22	Highway Bond Retirement Account Appropriation	\$258,971,000
23	Ferry Bond Retirement Account Appropriation	\$43,340,000
24	Transportation Improvement Board Bond Retirement	
25	Account--State Appropriation	\$36,721,000
26	Motor Vehicle Account--State Appropriation	\$3,876,000
27	Special Category C Account--State Appropriation	\$331,000
28	Transportation Improvement Account--State	
29	Appropriation	\$240,000
30	Transportation 2003 Account (nickel account)	
31	Appropriation	\$2,100,000
32	TOTAL APPROPRIATION	\$345,579,000

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

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

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

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

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

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

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

19 (1) Motor Vehicle Account--State Appropriation:
20 For transfer to Puget Sound Ferry Operations
21 Account \$21,757,000

22 (2) RV Account--State Appropriation:
23 For transfer to the Motor Vehicle Account--State \$1,954,000

24 (3) Motor Vehicle Account--State Appropriation:
25 For transfer to Puget Sound Capital Construction
26 Account \$64,287,000

27 (4) Puget Sound Ferry Operations Account--State Appropriation:
28 For transfer to Puget Sound Capital Construction
29 Account \$22,000,000

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

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

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

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

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

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

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

15 Pilotage Account--State Appropriation \$2,000
16 Aeronautics Account--State Appropriation \$12,000
17 State Patrol Highway Account--State Appropriation \$2,044,000
18 State Patrol Highway Account--Federal Appropriation \$34,000
19 State Patrol Highway Account--Local Appropriation \$10,000
20 Motorcycle Safety Education Account--State
21 Appropriation \$2,000
22 Rural Arterial Trust Account--State Appropriation \$4,000
23 Highway Safety Account--State Appropriation \$634,000
24 Highway Safety Account--Federal Appropriation \$19,000
25 Motor Vehicle Account--State Appropriation \$2,770,000
26 Puget Sound Ferry Operations Account--State
27 Appropriation \$1,556,000
28 Urban Arterial Trust Account--State Appropriation \$8,000
29 Transportation Improvement Account--State
30 Appropriation \$3,000
31 County Arterial Preservation Account--State
32 Appropriation \$5,000
33 Department of Licensing Services Account--State
34 Appropriation \$3,000
35 TOTAL APPROPRIATION \$7,106,000

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

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

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

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

20 ((+4)) (5) The house of representatives transportation committee
21 shall conduct a study of the effect of the weight of fire-fighting
22 apparatus on state roadways. The study shall determine, at a minimum,
23 the various types of fire-fighting apparatus currently in use on state
24 roadways; the size, weight and load effect of fire-fighting apparatus
25 that are currently in use or that potentially could be in use on the
26 state roadways, as well as on state bridges; and the effect on public
27 safety. The study may examine state and federal laws that affect fire-
28 fighting apparatuses. House of representatives transportation
29 committee cochairs shall each appoint one member from their respective
30 caucus to serve as cochair of the study group. The study shall be
31 staffed by house of representatives transportation committee staff.
32 The study group will report back to the house of representatives
33 transportation committee by January 1, 2002.

34 ((+5)) (6) The legislative transportation committee shall conduct
35 a feasibility study of potential for economic partnerships between the
36 Washington state ferries and local government entities, including but
37 not limited to port districts. The study is intended to improve ferry

1 terminals. The study shall, at a minimum, identify the market,
2 physical, and economic factors that should be examined in determining
3 whether an economic or commercial development partnership project on or
4 around Washington state ferry terminals is likely to produce revenue
5 for the partners. The study shall apply those factors to an analysis
6 of each terminal used by Washington state ferries and recommend whether
7 further exploration of state and local partnerships would be of
8 potential economic benefit to the partners. The entity selected to
9 perform the study through the request for proposals process will report
10 back to the transportation committees of the legislature by December 1,
11 2001.

12 ~~((6))~~ (7) The legislative transportation committee, in
13 cooperation with an areawide transportation system or systems, shall
14 undertake an evaluation of providing locally sponsored transit services
15 in a local community supplemental to those services provided by an
16 areawide system. The evaluation shall address:

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

23 The committee shall work with the department of transportation,
24 areawide transit providers, community officials, private businesses,
25 labor organizations, and others as appropriate in conducting the
26 evaluation, and in developing a pilot project if feasible. The
27 committee shall also conduct a study of local transit systems with the
28 purpose of making recommendations to make local transit services more
29 seamless and efficient. The committee shall provide an interim
30 progress report to the legislature by January 2002. The committee
31 shall report its findings to the legislature not later than December 1,
32 2002.

33 ~~((7))~~ (8) The legislative transportation committee shall
34 undertake an evaluation of the statutory exemptions for transportation
35 taxes, including but not limited to motor vehicle fuel taxes. The
36 committee shall report its findings to the legislature by December 1,
37 2003.

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

4 (1) \$67,000 of the state patrol highway account--state
5 appropriation is provided solely for the patrol to work jointly with
6 the department of transportation, the military department, and the
7 department of natural resources, in coordination with the state
8 interoperability executive committee, on the development and
9 implementation of a secure geographical information system database to
10 illustrate locations and specifications of statewide radio and
11 microwave towers

12 (2) \$5,247,000 of the multimodal transportation account--state
13 appropriation and \$2,299,000 of the state patrol highway account--state
14 appropriation is a one time funding of general fund activities. The
15 general fund will resume funding these activities beginning in the
16 2003-05 biennium.

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

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

28 **FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES**

29 Marine Fuel Tax Refund Account--State	
30 Appropriation	\$3,000
31 Motorcycle Safety Education Account--	
32 State Appropriation	\$88,000
33 Wildlife Account--State Appropriation	\$81,000
34 Highway Safety Account--State Appropriation	(\$7,724,000)
35	<u>\$7,763,000</u>
36 Highway Safety Account--Federal Appropriation	\$55,000

1	Motor Vehicle Account--State Appropriation	((\$4,400,000))
2		<u>\$4,415,000</u>
3	Licensing Services Account--State	
4	Appropriation	\$173,000
5	TOTAL APPROPRIATION	((\$12,524,000))
6		<u>\$12,578,000</u>

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

10 (1) \$6,000 of the motor vehicle account--state appropriation is
11 provided solely for the implementation of Senate Bill No. 5354 in the
12 form passed by the legislature. If Senate Bill No. 5354 is not enacted
13 in the form passed by the legislature the amount provided in this
14 subsection shall lapse.

15 (2) \$14,000 of the motor vehicle account--state appropriation and
16 \$3,000 of the highway safety account--state appropriation are provided
17 solely for the implementation of Senate Bill No. 6814 in the form
18 passed by the legislature. If Senate Bill No. 6814 is not enacted in
19 the form passed by the legislature the amounts provided in this
20 subsection shall lapse.

21 (3) \$26,000 of the motor vehicle account--state appropriation and
22 \$1,000 of the highway safety account--state appropriation are provided
23 solely for the implementation of Senate Bill No. 6748 in the form
24 passed by the legislature. If Senate Bill No. 6748 is not enacted in
25 the form passed by the legislature the amount provided in this
26 subsection shall lapse.

27 (4) \$2,000 of the motor vehicle account--state appropriation and
28 \$4,000 of the highway safety account--state appropriation is provided
29 solely for the implementation of Senate Bill No. 5626 in the form
30 passed by the legislature. If Senate Bill No. 5626 is not enacted in
31 the form passed by the legislature the amount provided in this
32 subsection shall lapse.

33 (5) \$11,000 of the highway safety account--state appropriation is
34 provided solely for the implementation of Senate Bill No. 6461 in the
35 form passed by the legislature. If Senate Bill No. 6461 is not enacted
36 in the form passed by the legislature the amount provided in this
37 subsection shall lapse.

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

4 (5) \$1,000 of the motor vehicle account--state appropriation and
5 \$3,000 of the highway safety account--state appropriation are provided
6 solely for the implementation of Senate Bill No. 5626 in the form
7 passed by the legislature. If Senate Bill No. 5626 is not enacted in
8 the form passed by the legislature the amount provided in this
9 subsection shall lapse.

10 (6) \$8,000 of the highway safety account--state appropriation is
11 provided solely for the implementation of Senate Bill No. 6461 in the
12 form passed by the legislature. If Senate Bill No. 6461 is not enacted
13 in the form passed by the legislature the amount provided in this
14 subsection shall lapse.

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

17 **FOR THE DEPARTMENT OF LICENSING--VEHICLE SERVICES**

18 Marine Fuel Tax Refund Account--

19 State Appropriation	\$26,000
20 Wildlife Account--State Appropriation	\$578,000
21 Motor Vehicle Account--State Appropriation	(\$58,191,000)
22	<u>\$58,479,000</u>
23 Licensing Services Account--State	
24 Appropriation	\$4,240,000
25 TOTAL APPROPRIATION	(\$63,035,000)
26	<u>\$63,323,000</u>

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

30 (1) \$82,000 of the motor vehicle account--state appropriation is
31 provided solely for the implementation of Senate Bill No. 6814 in the
32 form passed by the legislature. If Senate Bill No. 6814 is not enacted
33 in the form passed by the legislature the amount provided in this
34 subsection shall lapse.

35 (2) \$376,000 of the motor vehicle account--state appropriation is
36 provided solely for the implementation of Senate Bill No. 6748 in the

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

4 (3) \$77,000 of the motor vehicle account--state appropriation is
5 provided solely for the implementation of Senate Bill No. 5354 in the
6 form passed by the legislature. If Senate Bill No. 5354 is not enacted
7 in the form passed by the legislature the amount provided in this
8 subsection shall lapse.

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

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

20 (6) \$22,000 of the motor vehicle account--state appropriation is
21 provided solely for the implementation of Senate Bill No. 5626 in the
22 form passed by the legislature. If Senate Bill No. 5626 is not enacted
23 in the form passed by the legislature the amount provided in this
24 subsection shall lapse.

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

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

28 Motorcycle Safety Education Account--

29	State Appropriation	\$2,573,000
30	Highway Safety Account--State Appropriation	(\$82,175,000)
31		<u>\$82,667,000</u>
32	Highway Safety Account--Federal Appropriation	(\$788,000)
33		<u>\$824,000</u>
34	TOTAL APPROPRIATION	(\$85,536,000)
35		<u>\$86,064,000</u>

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

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

8 (2) \$21,000 of the highway safety fund--state appropriation is
9 provided solely for the implementation of Senate Bill No. 6748 in the
10 form passed by the legislature. If Senate Bill No. 6748 is not enacted
11 in the form passed by the legislature the amount provided in this
12 subsection shall lapse.

13 (3) \$36,000 of the highway safety fund--state appropriation is
14 provided solely for the implementation of Senate Bill No. 6814 in the
15 form passed by the legislature. If Senate Bill No. 6814 is not enacted
16 in the form passed by the legislature the amount provided in this
17 subsection shall lapse.

18 (4) \$162,000 of the highway safety account--state appropriation is
19 provided solely for the implementation of Senate Bill No. 6461 in the
20 form passed by the legislature. If Senate Bill No. 6461 is not enacted
21 in the form passed by the legislature the amount provided in this
22 subsection shall lapse.

23 (5) \$56,000 of the highway safety account--state appropriation is
24 provided solely for the implementation of Senate Bill No. 5626 in the
25 form passed by the legislature. If Senate Bill No. 5626 is not enacted
26 in the form passed by the legislature the amount provided in this
27 subsection shall lapse.

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

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

1 (6) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS
 2 ENTERPRISES
 3 Motor Vehicle Account--State Appropriation \$251,000
 4 (7) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
 5 PROJECTS SURCHARGE
 6 Motor Vehicle Account--State Appropriation \$1,547,000
 7 (8) FOR ARCHIVES AND RECORDS MANAGEMENT
 8 Motor Vehicle Account--State Appropriation \$457,000
 9 TOTAL APPROPRIATION (~~(\$42,829,000)~~)
 10 \$48,455,000

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

13 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**
 14 Puget Sound Ferry Operations Account--State
 15 Appropriation (~~(\$311,312,000)~~)
 16 \$313,250,000

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

20 (1) The appropriation is based on the budgeted expenditure of
 21 (~~(\$35,159,000)~~) \$35,797,000 for vessel operating fuel in the 2001-2003
 22 biennium. If the actual cost of fuel is less than this budgeted
 23 amount, the excess amount may not be expended. If the actual cost
 24 exceeds this amount, the department shall request a supplemental
 25 appropriation.

26 (2) The appropriation provides for the compensation of ferry
 27 employees. The expenditures for compensation paid to ferry employees
 28 during the 2001-2003 biennium may not exceed \$207,065,000 plus a dollar
 29 amount, as prescribed by the office of financial management, that is
 30 equal to any insurance benefit increase granted general government
 31 employees in excess of \$432.82 a month annualized per eligible marine
 32 employee multiplied by the number of eligible marine employees for the
 33 respective fiscal year, a dollar amount as prescribed by the office of
 34 financial management for costs associated with pension amortization
 35 charges, and a dollar amount prescribed by the office of financial
 36 management for salary increases during the 2001-2003 biennium. For the

1 purposes of this section, the expenditures for compensation paid to
2 ferry employees shall be limited to salaries and wages and employee
3 benefits as defined in the office of financial management's policies,
4 regulations, and procedures named under objects of expenditure "A" and
5 "B" (7.2.6.2).

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

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

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

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

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

1 (5) The legislature recognizes the value of a regional fare
2 collection system to promote intermodal travel throughout Washington
3 state ferries' Puget Sound service area and therefore encourages the
4 department to resume participation in the regional fare coordination
5 project (smart card). The department shall develop a request for
6 funding of the on-going operating costs associated with the regional
7 fare coordination project and shall present this request to the 2003
8 legislature. The request for funding shall be sufficient to support a
9 system that prevents the disclosure of personally identifying
10 information of persons who use a smart card to facilitate payment of
11 ferry fares. The requested system may facilitate the disclosure of
12 aggregate information on fare collection to governmental agencies or
13 groups concerned with public transportation or public safety as long as
14 the data does not contain any personally identifying information. The
15 requested system shall not prevent the release of personally
16 identifying information to law enforcement agencies when required by a
17 subpoena.

18 **TRANSPORTATION AGENCIES CAPITAL FACILITIES**

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

21 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**
22 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**
23 Motor Vehicle Account--State Appropriation (~~(\$13,046,000)~~)
24 \$12,371,000

25 **TRANSFERS AND DISTRIBUTIONS**

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

28 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**
29 **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT**
30 **TO BE PAID BY MOTOR VEHICLE FUND AND TRANSPORTATION FUND REVENUE**
31 Highway Bond Retirement Account Appropriation (~~(\$208,206,000)~~)

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

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

6 **FOR THE STATE TREASURER--TRANSFERS**

7 (1) RV Account--State Appropriation:
8 For transfer to the Motor Vehicle Fund--State ((~~\$1,344,000~~))
9 \$542,000

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

12 ((~~+2~~)) ~~(Public Transportation Systems Account--~~
13 ~~State Appropriation: For transfer to the~~
14 ~~Multimodal Transportation Account--State~~ \$1,911,000

15 ~~+3~~)) State Patrol Highway Account--State
16 Appropriation: For transfer to the Motor
17 Vehicle Account \$48,657,000

18 ((~~+4~~)) (3) Motor Vehicle Account--State
19 Appropriation: For motor vehicle fuel tax
20 refunds and transfers ((~~\$453,279,000~~))
21 \$448,264,000

22 ((~~+5~~)) (4) Urban Arterial Trust Account--State
23 Appropriation: For transfer of excess City
24 Hardship Assistance Program revenues to
25 cities \$1,500,000

26 ((~~+6~~)) (5) Highway Safety Account--State
27 Appropriation: For transfer to the multimodal
28 transportation account \$20,000,000

29 ((~~+7~~)) (6) Motor Vehicle Account--State
30 Appropriation: For transfer to the Tacoma
31 Narrows toll bridge account ((~~\$839,000,000~~))
32 \$39,000,000

33 ((~~+8~~)) (7) Highway Safety Account--State
34 Appropriation: For transfer to the motor
35 vehicle account--state \$5,000,000

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

6 ~~((2) The department of transportation is authorized to sell up to
7 \$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
8 Narrows bridge project. Proceeds from the sale of the bonds shall be
9 deposited into the motor vehicle account. The department of
10 transportation shall inform the treasurer of the amount to be
11 deposited.))~~

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

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

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

19 The department of transportation is authorized to sell up to
20 \$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
21 Narrows bridge project. Proceeds from the sale of the bonds shall be
22 deposited into the motor vehicle account. The department of
23 transportation shall inform the treasurer of the amount to be
24 deposited.

25 **PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS**

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

28 The state patrol nonappropriated airplane revolving account is
29 created in the custody of the state treasurer. All receipts from
30 aircraft user fees paid by other agencies and private users as
31 reimbursement for the use of the patrol's aircraft that are primarily
32 for purposes other than highway patrol must be deposited into the
33 account. Expenditures from the account may be used only for expenses

1 related to these aircraft. Only the chief of the Washington state
2 patrol or the chief's designee may authorize expenditures from the
3 account. The account is subject to allotment procedures under chapter
4 43.88 RCW, but an appropriation is not required for expenditures.

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

9 NEW SECTION. **Sec. 1503.** Sections 1201 through 1405 of this act
10 take effect immediately, and the remainder of this act takes effect
11 July 1, 2003. However, sections 202 and 302 of this act only take
12 effect if Substitute Senate Bill No. 5527 is enacted by June 30, 2003,
13 and sections 203, 204, 303, and 304 of this act only take effect if
14 Substitute Senate Bill No. 5527 is not enacted by June 30, 2003.

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ESHB 1163 - S AMD
By Senator

1 On page 1, line 1 of the title, after "appropriations;" strike the
2 remainder of the title and insert "amending 2002 c 359 ss 205, 207,
3 208, 210, 211, 212, 213, 215, 223, 226, 401, 402, 403, and 404
4 (uncodified); amending 2001 2nd sp.s. c 14 s 303 (uncodified); adding
5 a new section to chapter 43.79 RCW; adding a new section to 2001 2nd
6 sp.s. c 14 (uncodified); creating new sections; making appropriations
7 and authorizing expenditures for capital improvements; providing an
8 effective date; and providing a contingent effective date."

--- END ---