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**BILL REQUEST - CODE REVISER'S OFFICE**

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BILL REQ. #: S-5090.2/04 2nd draft

ATTY/TYPIST: LL:seg

BRIEF DESCRIPTION:

**ESHB 2474** - S COMM AMD

By Committee on Highways & Transportation

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

3 **"GENERAL GOVERNMENT AGENCIES--OPERATING**

4 **Sec. 101.** 2003 c 360 s 102 (uncodified) is amended to read as  
5 follows:

6 **FOR THE MARINE EMPLOYEES COMMISSION**

7 Puget Sound Ferry Operations Account--State

8 Appropriation . . . . . (~~(\$352,000)~~)  
9 \$365,000

10 NEW SECTION. **Sec. 102.** A new section is added to 2003 c 360  
11 (uncodified) to read as follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--INITIATIVE MEASURE NO. 776**  
13 **COSTS**

14 Motor Vehicle Account--State Appropriation . . . . . \$1,200,000  
15 Motor Vehicle Account--Local Appropriation . . . . . \$2,100,000  
16 TOTAL APPROPRIATION . . . . . \$3,300,000

17 The appropriations in this section are subject to the following  
18 conditions and limitations: \$1,200,000 of the motor vehicle account--  
19 state appropriation and \$2,100,000 of the motor vehicle account--local  
20 appropriation are provided solely for the administrative costs  
21 associated with issuing refunds resulting from *Pierce County et al. v.*  
22 *State of Washington et al.* (Supreme Court Cause No. 73607-3), upholding  
23 the Initiative Measure No. 776. Funds may not be expended unless the  
24 King county superior court issues a final order requiring the repayment  
25 of fees collected.

26 **TRANSPORTATION AGENCIES--OPERATING**

1       **Sec. 201.** 2003 c 360 s 202 (uncodified) is amended to read as  
2 follows:

3       **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

4	Rural Arterial Trust Account--State Appropriation . . . . .	\$769,000
5	Motor Vehicle Account--State Appropriation . . . . .	<del>(( \$1,927,000 ))</del>
6		<u>\$1,936,000</u>
7	County Arterial Preservation Account--State Appropriation . .	\$719,000
8	TOTAL APPROPRIATION . . . . .	<del>(( \$3,415,000 ))</del>
9		<u>\$3,424,000</u>

10       **Sec. 202.** 2003 c 360 s 203 (uncodified) is amended to read as  
11 follows:

12       **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

13	Urban Arterial Trust Account--State Appropriation . . . . .	<del>(( \$1,611,000 ))</del>
14		<u>\$1,613,000</u>
15	Transportation Improvement Account--State	
16	Appropriation . . . . .	<del>(( \$1,620,000 ))</del>
17		<u>\$1,622,000</u>
18	TOTAL APPROPRIATION . . . . .	<del>(( \$3,231,000 ))</del>
19		<u>\$3,235,000</u>

20       **Sec. 203.** 2003 c 360 s 204 (uncodified) is amended to read as  
21 follows:

22       **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

23	Pilotage Account--State Appropriation . . . . .	<del>(( \$272,000 ))</del>
24		<u>\$344,000</u>

25       **Sec. 204.** 2003 c 360 s 206 (uncodified) is amended to read as  
26 follows:

27       **FOR THE TRANSPORTATION COMMISSION**

28	Motor Vehicle Account--State Appropriation . . . . .	<del>(( \$807,000 ))</del>
29		<u>\$814,000</u>

30       **Sec. 205.** 2003 c 360 s 207 (uncodified) is amended to read as  
31 follows:

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

33	Motor Vehicle Account--State Appropriation . . . . .	<del>(( \$616,000 ))</del>
34		<u>\$625,000</u>

1       **Sec. 206.** 2003 c 360 s 208 (uncodified) is amended to read as  
2 follows:

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

4 State Patrol Highway Account--State Appropriation . . .	(( <del>\$171,269,000</del> ))
	<u>\$174,149,000</u>
6 State Patrol Highway Account--Federal Appropriation . . .	(( <del>\$6,167,000</del> ))
	<u>\$6,957,000</u>
8 State Patrol Highway Account--Private/Local Appropriation . . .	\$175,000
9       TOTAL APPROPRIATION . . . . .	(( <del>\$177,611,000</del> ))
	<u>\$181,281,000</u>

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

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

28       (2) \$2,075,000 of the state patrol highway account--state  
29 appropriation in this section is provided solely for the addition of  
30 thirteen troopers to those permanently assigned to vessel and terminal  
31 security. The Washington state patrol shall continue to provide the  
32 enhanced services levels established after September 11, 2001.

33       (3) In addition to the user fees, the patrol shall transfer into  
34 the state patrol nonappropriated airplane revolving account created  
35 under section 1501 of this act, no more than the amount of appropriated  
36 state patrol highway account and general fund funding necessary to  
37 cover the costs for the patrol's use of the aircraft. The state patrol  
38 highway account and general fund--state funds shall be transferred

1 proportionately in accordance with a cost allocation that  
2 differentiates between highway traffic enforcement services and general  
3 policing purposes.

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

10 (5) \$1,848,000 of the state patrol highway account--state  
11 appropriation is provided solely for additional security personnel and  
12 equipment necessary to comply with the ferry security plan submitted by  
13 the Washington state ferry system to the United States coast guard.

14 (6) \$264,600 of the state patrol highway account--state  
15 appropriation in this subsection is provided solely for two full-time  
16 detectives to work solely to investigate incidents of identity fraud,  
17 drivers' license fraud, and identity theft. The detectives, as part of  
18 their duty to police the public highways, shall work cooperatively with  
19 the department of licensing's driver's special investigation unit.

20 **Sec. 207.** 2003 c 360 s 209 (uncodified) is amended to read as  
21 follows:

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

23 State Patrol Highway Account--State Appropriation . . .	(( <del>\$69,993,000</del> ))
	<u>\$69,799,000</u>
25 State Patrol Highway Account--Private/Local Appropriation .	\$1,290,000
26 TOTAL APPROPRIATION . . . . .	(( <del>\$71,283,000</del> ))
27	<u>\$71,089,000</u>

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

30 ((~~1~~)) Under the direction of the legislative auditor, the patrol  
31 shall update the pursuit vehicle life-cycle cost model developed in the  
32 1998 Washington state patrol performance audit (JLARC Report 99-4).  
33 The patrol shall utilize the updated model as a basis for determining  
34 maintenance and other cost impacts resulting from the increase to  
35 pursuit vehicle mileage above 110 thousand miles in the 2003-05  
36 biennium. The patrol shall submit a report, that includes identified  
37 cost impacts, to the transportation committees of the senate and house  
38 of representatives by December 31, 2003.

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

6       **Sec. 208.** 2003 c 360 s 210 (uncodified) is amended to read as  
7 follows:

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

9 Marine Fuel Tax Refund Account--State Appropriation . . . . .	(((\$7,000))
	<u>\$3,000</u>
11 Motorcycle Safety Education Account--State Appropriation . . . . .	(((\$85,000))
	<u>\$97,000</u>
13 Wildlife Account--State Appropriation . . . . .	(((\$77,000))
	<u>\$84,000</u>
15 <u>Highway Safety Account--Local Appropriation . . . . .</u>	<u>\$6,000</u>
16 Highway Safety Account--State Appropriation . . . . .	(((\$8,286,000))
	<u>\$8,278,000</u>
18 Motor Vehicle Account--State Appropriation . . . . .	(((\$4,623,000))
	<u>\$4,451,000</u>
20 DOL Services Account--State Appropriation . . . . .	(((\$107,000))
	<u>\$144,000</u>
22           TOTAL APPROPRIATION . . . . .	(((\$13,185,000))
	<u>\$13,063,000</u>

24       The appropriations in this section are subject to the following  
25 conditions and limitations: \$71,000 of the highway safety account--  
26 state appropriation is provided solely to implement Engrossed  
27 Substitute Senate Bill No. 5428 or House Bill No. 1681. Funds provided  
28 in this subsection may not be expended unless the department of  
29 licensing charges a convenience fee of \$1.00 to persons using the  
30 internet driver's license or identicard renewal option to defray the  
31 credit card costs associated with offering driver's license and  
32 identicard renewals on-line. If Engrossed Senate Bill No. 5428 or  
33 House Bill No. 1681 is not enacted by June 30, 2004, the amount  
34 provided in this subsection shall lapse.

35       **Sec. 209.** 2003 c 360 s 211 (uncodified) is amended to read as  
36 follows:

1	<b>FOR THE DEPARTMENT OF LICENSING--INFORMATION SERVICES</b>	
2	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$2,000
3	Motorcycle Safety Education Account--State	
4	Appropriation . . . . .	(((\$133,000))
5		<u>\$144,000</u>
6	Wildlife Account--State Appropriation . . . . .	(((\$58,000))
7		<u>\$55,000</u>
8	Highway Safety Account--State Appropriation . . . . .	(((\$10,489,000))
9		<u>\$11,684,000</u>
10	Highway Safety Account--Federal Appropriation . . . . .	\$6,000
11	<u>Highway Safety Account--Local Appropriation . . . . .</u>	<u>\$60,000</u>
12	Motor Vehicle Account--State Appropriation . . . . .	(((\$6,569,000))
13		<u>\$6,319,000</u>
14	DOL Services Account--State Appropriation . . . . .	(((\$670,000))
15		<u>\$1,220,000</u>
16	TOTAL APPROPRIATION . . . . .	(((\$17,927,000))
17		<u>\$19,490,000</u>

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

20       (1) The department shall submit a report to the transportation  
21 committees of the legislature detailing the progress made in  
22 transitioning off of the Unisys system by December 1, 2003, and each  
23 December 1 thereafter.

24       (2) \$55,000 of the highway safety account--state appropriation is  
25 provided solely to implement Engrossed Substitute Senate Bill No. 5428  
26 or House Bill No. 1681. Funds provided in this subsection may not be  
27 expended unless the department of licensing charges a convenience fee  
28 of \$1.00 to persons using the internet driver's license or identicard  
29 renewal option to defray the credit card costs associated with offering  
30 driver's license and identicard renewals on-line. If Engrossed Senate  
31 Bill No. 5428 or House Bill No. 1681 is not enacted by June 30, 2004,  
32 the amount provided in this subsection shall lapse.

33       (3) \$151,000 of the highway safety account--state appropriation is  
34 provided solely for the implementation of Senate Bill No. 5412. Within  
35 the amount provided, the department of licensing shall prepare to  
36 implement a "one-to-one" biometric matching system that compares the  
37 biometric identifier submitted to the individual applicant's record.  
38 If Senate Bill No. 5412 is not enacted by June 30, 2004, the amount  
39 provided in this subsection shall lapse.

1       **Sec. 210.** 2003 c 360 s 212 (uncodified) is amended to read as  
2 follows:

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

4	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$60,000
5	<u>License Plate Technology Account--State Appropriation . . . . .</u>	<u>\$2,000,000</u>
6	Wildlife Account--State Appropriation . . . . .	\$585,000
7	Motor Vehicle Account--Local Appropriation . . . . .	\$1,372,000
8	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$61,509,000)</del>
9		<u>\$58,661,000</u>
10	Motor Vehicle Account--Federal Appropriation . . . . .	\$600,000
11	DOL Services Account--State Appropriation . . . . .	<del>(\$3,211,000)</del>
12		<u>\$3,844,000</u>
13	TOTAL APPROPRIATION . . . . .	<del>(\$67,337,000)</del>
14		<u>\$67,122,000</u>

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

17       (1) \$144,000 of the motor vehicle account--state appropriation is  
18 provided solely for the implementation of Substitute Senate Bill No.  
19 5435 or Engrossed Substitute House Bill No. 1592.

20       (2) If Engrossed Senate Bill No. 6063 is not enacted by June 30,  
21 2003, \$1,100,000 of the motor vehicle account--state appropriation  
22 shall lapse.

23       (3) \$81,000 of the DOL services account--state appropriation is  
24 provided solely for the implementation of Substitute House Bill No.  
25 1036.

26       (4) \$400,000 of the motor vehicle account--state appropriation is  
27 provided solely for additional dealer and manufacturer services  
28 enforcement activities to ensure compliance with the laws governing the  
29 licensing and regulation of vehicle manufacturers, dealers, wreckers,  
30 tow truck operators, hulk haulers, scrap processors, motor vehicle  
31 transporters, snowmobile dealers, off-road vehicle dealers, mobile home  
32 dealers, travel trailer dealers, vessel dealers, and other  
33 miscellaneous dealers operating or doing business in Washington. If  
34 Engrossed Senate Bill No. 6063 is not enacted by June 30, 2004, the  
35 amount provided in this subsection shall lapse.

36       (5) \$2,000,000 of the license plate technology account--state  
37 appropriation and \$400,000 of the motor vehicle account--state  
38 appropriation are provided solely for the implementation of a digital  
39 license plate printing system. Within the amounts provided, the



1 department shall fund the implementation of a digital license plate  
2 system including: The purchase of digital license plate printing  
3 equipment by correctional industries; the remodeling of space to  
4 provide climate control, ventilation, and power requirements, for the  
5 equipment that will be housed at correctional industries; and the  
6 purchase of digital license plate inventory. The department shall  
7 expend all of the license plate technology account--state appropriation  
8 before expending any of the motor vehicle account--state appropriation.  
9 By December 1, 2004, the department and correctional industries shall  
10 submit a joint report to the transportation committees of the  
11 legislature detailing a digital license plate printing system  
12 implementation plan. By June 30, 2005, the department and correctional  
13 industries shall submit a joint report to the transportation committees  
14 of the legislature concerning the cost of the consumables used in the  
15 digital license plate printing process.

16 (6) \$67,000 of the motor vehicle account--state appropriation is  
17 provided solely for the implementation of Substitute Senate Bill No.  
18 6325. If Substitute Senate Bill No. 6325 is not enacted by June 30,  
19 2004, the amount provided in this subsection shall lapse.

20 (7) \$192,000 of the motor vehicle account--state appropriation is  
21 provided solely for the implementation of Senate Bill No. 6110. If  
22 Senate Bill No. 6110 is not enacted by June 30, 2004, the amount  
23 provided in this subsection shall lapse.

24 (8) \$25,000 of the motor vehicle account--state appropriation is  
25 provided solely for the implementation of Substitute Senate Bill No.  
26 6688. If Substitute Senate Bill No. 6688 is not enacted by June 30,  
27 2004, the amount provided in this subsection shall lapse.

28 (9) \$35,000 of the motor vehicle account--state appropriation is  
29 provided solely for the implementation of Substitute House Bill No.  
30 2910. If Substitute House Bill No. 2910 is not enacted by June 30,  
31 2004, the amount provided in this subsection shall lapse.

32 (10) \$25,000 of the motor vehicle account--state appropriation is  
33 provided solely for the implementation of Substitute Senate Bill No.  
34 6148 or House Bill No. 2471. If neither Substitute Senate Bill No.  
35 6148 or House Bill No. 2471 is enacted by June 30, 2004, the amount  
36 provided in this subsection shall lapse.

37 (11) The department shall study the feasibility of requiring that  
38 proof of insurance be provided as a condition of vehicle registration  
39 renewal. The department shall consult with the office of the insurance

1 commissioner, and representatives from the county auditors, vehicle  
2 subagents, the insurance industry, and interested citizens. The  
3 department shall report the findings of this study to the  
4 transportation committees of the legislature by December of 2004.

5 **Sec. 211.** 2003 c 360 s 213 (uncodified) is amended to read as  
6 follows:

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

8	Motorcycle Safety Education Account--State Appropriation .	\$2,576,000
9	Highway Safety Account--State Appropriation . . . . .	<del>(\$84,809,000)</del>
10		<u>\$86,721,000</u>
11	Highway Safety Account--Federal Appropriation . . . . .	\$318,000
12	<u>Highway Safety Account--Local Appropriation . . . . .</u>	<u>\$67,000</u>
13	TOTAL APPROPRIATION . . . . .	<del>(\$87,703,000)</del>
14		<u>\$89,682,000</u>

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

17 (1) \$178,000 of the highway safety account--state appropriation is  
18 provided solely for two temporary collision processing FTEs to  
19 eliminate the backlog of collision reports. The department shall  
20 report, informally, to the house of representatives and senate  
21 transportation committees quarterly, beginning October 1, 2003, on the  
22 progress made in eliminating the backlog.

23 (2) \$305,000 of the highway safety account--state appropriation is  
24 provided solely to implement Engrossed Substitute Senate Bill No. 5428  
25 or House Bill No. 1681. Funds provided in this subsection may not be  
26 expended unless the department of licensing charges a convenience fee  
27 of \$1.00 to persons using the internet driver's license or identicard  
28 renewal option to defray the credit card costs associated with offering  
29 driver's license and identicard renewals on-line. If Engrossed  
30 Substitute Senate Bill No. 5428 or House Bill No. 1681 is not enacted  
31 by June 30, 2004, the amount provided in this subsection shall lapse.

32 (3) \$282,000 of the highway safety account--state appropriation is  
33 provided solely for the implementation of Third Substitute Senate Bill  
34 No. 5412. Within the amount provided, the department of licensing  
35 shall prepare to implement a "one-to-one" biometric matching system  
36 that compares the biometric identifier submitted to the individual  
37 applicant's record. If Third Substitute Senate Bill No. 5412 is not

1 enacted by June 30, 2004, the amount provided in this subsection shall  
2 lapse.

3 **Sec. 212.** 2003 c 360 s 214 (uncodified) is amended to read as  
4 follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
6 **C**

7	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$58,661,000</del> ))
8		<u>\$57,634,000</u>
9	Motor Vehicle Account--Federal Appropriation . . . . .	\$5,163,000
10	Puget Sound Ferry Operations Account--State	
11	Appropriation . . . . .	(( <del>\$6,583,000</del> ))
12		<u>\$7,038,000</u>
13	Multimodal Transportation Account--State Appropriation . . .	\$363,000
14	TOTAL APPROPRIATION . . . . .	(( <del>\$70,770,000</del> ))
15		<u>\$70,198,000</u>

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

18 ~~(1) ((\$715,000 of the motor vehicle account state appropriation is~~  
19 ~~provided solely to retain an external consultant to provide an~~  
20 ~~assessment of the department's review of current major information~~  
21 ~~technology systems and planning for system and application~~  
22 ~~modernization. The legislative transportation committee shall approve~~  
23 ~~the statement of work before the consultant is hired. The consultant~~  
24 ~~shall also work with the department to prepare an application~~  
25 ~~modernization strategy and preliminary project plan.~~

26 ~~The department and the consultant shall work with the office of~~  
27 ~~financial management and the department of information services to~~  
28 ~~ensure that (a) the department's current and future system development~~  
29 ~~is consistent with the overall direction of other key state systems;~~  
30 ~~and (b) when possible, common statewide information systems are used or~~  
31 ~~developed to encourage coordination and integration of information used~~  
32 ~~by the department and other state agencies and to avoid duplication.~~  
33 ~~The department shall provide a report on its proposed application~~  
34 ~~modernization plan to the transportation committees of the legislature~~  
35 ~~by June 30, 2004.)) \$850,000 of the motor vehicle account--state~~  
36 ~~appropriation is provided for the continued maintenance and support of~~  
37 ~~the transportation executive information system (TEIS). The TEIS shall~~  
38 ~~be enhanced during the 2004 interim to shift towards a monitoring and~~

1 reporting system capable of tracking and reporting on major project  
2 milestones and measurements. The department shall work with the  
3 legislature to identify and define meaningful milestones and measures  
4 to be used in monitoring the scope, schedule, and cost of projects.

5 (2)(a) (~~(\$2,963,000)~~) \$2,959,000 of the motor vehicle account--  
6 state appropriation and \$2,963,000 of the motor vehicle account--  
7 federal appropriation are provided solely for implementation of a new  
8 revenue collection system, including the integration of the regional  
9 fare coordination system (smart card), at the Washington state ferries.  
10 By December 1st of each year, an annual update must be provided to the  
11 legislative transportation committee concerning the status of  
12 implementing and completing this project.

13 (b) (~~(\$400,000)~~) \$200,000 of the Puget Sound ferry operation  
14 account--state appropriation is provided solely for implementation of  
15 the smart card program. (~~(\$200,000 of this amount must be held in~~  
16 ~~allotment reserve until a smart card report is delivered to the~~  
17 ~~legislative transportation committee indicating that an agreement on~~  
18 ~~which technology will be used throughout the state of Washington for~~  
19 ~~the smart card program has been reached among smart card~~  
20 ~~participants.))~~

21 (3) The department shall contract with the department of  
22 information services to conduct a survey that identifies possible  
23 opportunities and benefits associated with siting and use of technology  
24 and wireless facilities located on state right of way authorized by RCW  
25 47.60.140. The department shall submit a report regarding the survey  
26 to the appropriate legislative committees by December 1, 2004.

27 **Sec. 213.** 2003 c 360 s 215 (uncodified) is amended to read as  
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--FACILITY MAINTENANCE, OPERATIONS**  
30 **AND CONSTRUCTION--PROGRAM D--OPERATING**

31 Motor Vehicle Account--State Appropriation . . . . . (~~(\$31,048,000)~~)  
32 \$31,068,000

33 **Sec. 214.** 2003 c 360 s 216 (uncodified) is amended to read as  
34 follows:

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

36 Aeronautics Account--State Appropriation . . . . . (~~(\$5,107,000)~~)  
37 \$5,355,000

1 Aeronautics Account--Federal Appropriation . . . . . ((\$650,000))  
2 \$2,150,000  
3 Aircraft Search and Rescue Safety and Education  
4 Account--State Appropriation . . . . . ((\$282,000))  
5 \$160,000  
6 TOTAL APPROPRIATION . . . . . ((\$6,039,000))  
7 \$7,665,000

8 The appropriations in this section are subject to the following  
9 conditions and limitations: ((\$1,381,000)) \$1,129,000 of the  
10 aeronautics account--state appropriation is provided solely for  
11 additional preservation grants to airports. (~~(\$122,000 of the aircraft~~  
12 ~~search and rescue safety and education account--state appropriation is~~  
13 ~~provided for additional search and rescue and safety and education~~  
14 ~~activities.)) If Senate Bill No. 6056 is not enacted by June 30, 2003,  
15 the amounts provided shall lapse.~~

16 **Sec. 215.** 2003 c 360 s 217 (uncodified) is amended to read as  
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
19 **SUPPORT--PROGRAM H**

20 Motor Vehicle Account--State Appropriation . . . . . ((\$49,010,000))  
21 \$49,056,000  
22 Motor Vehicle Account--Federal Appropriation . . . . . \$400,000  
23 TOTAL APPROPRIATION . . . . . ((\$49,410,000))  
24 \$49,456,000

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

27 (1) \$14,310,000 of the motor vehicle account--state appropriation  
28 is provided solely for the staffing, activities, and overhead of the  
29 department's environmental affairs office. This funding is provided in  
30 lieu of funding provided in sections 305 and 306 of this act.

31 (2) \$3,100,000 of the motor vehicle account--state appropriation is  
32 provided solely for the staffing and activities of the transportation  
33 permit efficiency and accountability committee. The committee shall  
34 develop a model national environmental policy act (NEPA) tribal  
35 consultation process for federal transportation aid projects related to  
36 the preservation of cultural, historic, and environmental resources.  
37 The process shall ensure that Tribal participation in the NEPA

1 consultation process is conducted pursuant to treaty rights, federal  
2 law, and state statutes, consistent with their expectations for  
3 protection of such resources.

4 (3) \$300,000 of the motor vehicle account--state appropriation is  
5 provided to the department in accordance with RCW 46.68.110(2) and  
6 46.68.120(3) and shall be used by the department solely for the  
7 purposes of providing contract services to the association of  
8 Washington cities and Washington state association of counties to  
9 implement section 2(3)(c), (5), and (6), chapter 8 (ESB 5279), Laws of  
10 2003 for activities of the transportation permit efficiency and  
11 accountability committee.

12 **Sec. 216.** 2003 c 360 s 218 (uncodified) is amended to read as  
13 follows:

14 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K**  
15 Motor Vehicle Account--State Appropriation . . . . . ((~~\$1,011,000~~))  
16 \$1,411,000

17 The appropriation in this section is subject to the following  
18 conditions and limitations: \$400,000 of the motor vehicle account--  
19 state appropriation is provided solely for a traffic and economic study  
20 of the Mount Saint Helens tourist and recreational area. The study  
21 shall analyze existing and potential traffic patterns in the area and  
22 develop funding strategies sufficient to fund construction of a  
23 connection between state route number 504 and forest service road  
24 number 99. The study shall also include an analysis of potential  
25 partnership funding plans involving the use of tolls in order to  
26 determine the potential to pay for ongoing maintenance and operations  
27 requirements of visitor centers, roads, and other amenities provided to  
28 tourists. The purpose and results of this study shall be made  
29 available to citizens, businesses, and community organizations in the  
30 affected area. The study shall be completed and submitted to the  
31 transportation committees of the legislature by December 31, 2004.

32 **Sec. 217.** 2003 c 360 s 219 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M**  
35 Motor Vehicle Account--State Appropriation . . . . . ((~~\$283,350,000~~))  
36 \$283,672,000  
37 Motor Vehicle Account--Federal Appropriation . . . . . \$1,426,000

1 Motor Vehicle Account--Private/Local Appropriation . . . . \$4,253,000  
2 TOTAL APPROPRIATION . . . . . (~~(\$289,029,000)~~)  
3 \$289,351,000

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

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

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

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

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

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

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

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

31 (d) Evaluating, analyzing, and potentially redistributing resources  
32 within and among regions to provide greater consistency in delivering  
33 the program statewide and in achieving overall level of service  
34 targets.

35 **Sec. 218.** 2003 c 360 s 220 (uncodified) is amended to read as  
36 follows:

37 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**

1 **OPERATING**

2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$38,869,000</del> ))
3		<u>\$38,924,000</u>
4	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$125,000
5	TOTAL APPROPRIATION . . . . .	(( <del>\$38,994,000</del> ))
6		<u>\$39,049,000</u>

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

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

17 (2) \$4,400,000 of the motor vehicle account--state appropriation is  
18 provided solely for low-cost enhancements. The department shall give  
19 priority to low-cost enhancement projects that improve safety or  
20 provide congestion relief. The department shall prioritize low-cost  
21 enhancement projects on a statewide rather than regional basis.

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

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

30 (a) \$1,000 per business per location on freeways and expressways  
31 with average daily trips greater than 80,000;

32 (b) \$750 per business per location on freeways and expressways with  
33 average daily trips less than 80,000; and

34 (c) \$400 per business per location on conventional highways.

35 **Sec. 219.** 2003 c 360 s 221 (uncodified) is amended to read as  
36 follows:

37 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**



1 **SUPPORT--PROGRAM S**

2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$24,852,000</del> ))
3		<u>\$24,888,000</u>
4	Motor Vehicle Account--Federal Appropriation . . . . .	\$636,000
5	Puget Sound Ferry Operations Account--State Appropriation .	\$1,093,000
6	Multimodal Transportation Account--State Appropriation . . .	\$973,000
7	TOTAL APPROPRIATION . . . . .	(( <del>\$27,554,000</del> ))
8		<u>\$27,590,000</u>

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

11 (1) \$627,000 of the motor vehicle account--state appropriation is  
12 provided solely for the implementation of Substitute Senate Bill No.  
13 5248. If Substitute Senate Bill No. 5248 is not enacted by June 30,  
14 2003, the amount provided in this subsection shall lapse. The agency  
15 may transfer between programs funds provided in this subsection.

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

18 **Sec. 220.** 2003 c 360 s 222 (uncodified) is amended to read as  
19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**  
21 **AND RESEARCH--PROGRAM T**

22	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$30,064,000</del> ))
23		<u>\$30,105,000</u>
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 . . . . .	(( <del>\$47,899,000</del> ))
28		<u>\$47,940,000</u>

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

31 (1) \$3,800,000 of the motor vehicle account--state appropriation is  
32 provided solely for a study of regional congestion relief solutions for  
33 Puget Sound (including state route 169), Spokane, and Vancouver. The  
34 study must include proposals to alleviate congestion consistent with  
35 population and land use expectations under the growth management act,  
36 and must include measurement of all modes of transportation.

37 (2) \$2,000,000 of the motor vehicle account--state appropriation is  
38 provided solely for additional assistance to support regional

1 transportation planning organizations and long-range transportation  
2 planning efforts. As a condition of receiving this support, a regional  
3 transportation planning organization containing any county with a  
4 population in excess of one million shall provide voting membership on  
5 its executive board to any incorporated principal city of a  
6 metropolitan statistical area within the region, as designated by the  
7 United States census bureau.

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

14 (4) \$650,000 of the motor vehicle account--state appropriation is  
15 provided to the department in accordance with RCW 46.68.110(2) and  
16 46.68.120(3) and shall be used by the department to support the  
17 processing and analysis of the backlog of city and county collision  
18 reports.

19 (5) The department shall contribute to the report required in  
20 section 208(1) of this act in the form of an analysis of the cost  
21 impacts incurred by the department as the result of the policy  
22 implemented in section 208(1) of this act. The analysis shall contrast  
23 overtime costs charged by the patrol prior to July 1, 2003, with  
24 contract costs for similar services after July 1, 2003.

25 (6) \$60,000 of the distribution under RCW 46.68.110(2) and  
26 46.68.120(3) is provided solely to the department for the Washington  
27 strategic freight transportation analysis.

28 **Sec. 221.** 2003 c 360 s 223 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**  
31 **PROGRAM U**

32 Motor Vehicle Account--State Appropriation . . . . . (~~(\$61,082,000)~~)  
33 \$56,219,000

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

36 (1) (~~(\$50,799,000)~~) \$45,280,000 of the motor vehicle fund--state  
37 appropriation is provided solely for the liabilities attributable to  
38 the department of transportation. The office of financial management

1 must provide a detailed accounting of the revenues and expenditures of  
2 the self-insurance fund to the transportation committees of the  
3 legislature on December 31st and June 30th of each year.

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

6 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT DIVISION OF RISK  
7 MANAGEMENT FEES . . . . . ((\$989,000))  
8 \$848,000

9 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF  
10 THE STATE AUDITOR . . . . . ((\$823,000))  
11 \$819,000

12 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION  
13 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES . . \$3,850,000

14 (d) FOR PAYMENT OF COSTS OF THE  
15 DEPARTMENT OF PERSONNEL . . . . . ((\$2,252,000))  
16 \$2,786,000

17 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND  
18 ADMINISTRATION . . . . . ((\$50,799,000))  
19 \$45,280,000

20 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL  
21 PROJECTS SURCHARGE . . . . . \$1,846,000

22 (g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . . ((\$523,000))  
23 \$538,000

24 (h) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY AND WOMEN'S  
25 BUSINESS ENTERPRISES . . . . . \$252,000

26 **Sec. 222.** 2003 c 360 s 224 (uncodified) is amended to read as  
27 follows:

28 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM V**  
29 Multimodal Transportation Account--State Appropriation . . \$46,457,000  
30 Multimodal Transportation Account--Federal Appropriation . \$2,574,000  
31 Multimodal Transportation Account--Private/Local  
32 Appropriation . . . . . \$155,000  
33 TOTAL APPROPRIATION . . . . . \$49,186,000

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

36 (1) ~~(\$4,000,000 of the multimodal transportation account state~~  
37 ~~appropriation is provided solely for a grant program for nonprofit~~  
38 ~~providers of transportation for persons with special transportation~~

1 needs. ~~—\$14,000,000 of the multimodal transportation account—state~~  
2 ~~appropriation is provided solely for a grant program for transit~~  
3 ~~agencies to transport persons with special transportation needs.~~  
4 ~~Moneys shall be to provide additional service only and may not be used~~  
5 ~~to supplant current funding. Grants shall only be used by nonprofit~~  
6 ~~providers and transit agencies for capital and operating costs directly~~  
7 ~~associated with adding additional service. Grants for nonprofit~~  
8 ~~providers shall be based on need, including the availability of other~~  
9 ~~providers of service in the area, efforts to coordinate trips among~~  
10 ~~providers and riders, and the cost effectiveness of trips provided.~~  
11 ~~Grants for transit agencies shall be prorated based on the amount~~  
12 ~~expended for demand response service and route deviated service in~~  
13 ~~calendar year 2001 as reported in the "Summary of Public Transportation~~  
14 ~~—2001" published by the department of transportation. No transit~~  
15 ~~agency may receive more than thirty percent of these distributions.))~~  
16 \$18,000,000 of the multimodal transportation account--state  
17 appropriation is provided solely for a grant program for special needs  
18 transportation provided by transit agencies and nonprofit providers of  
19 transportation.

20 (a) \$4,000,000 of the amount provided in this subsection is  
21 provided solely for grants to nonprofit providers of special needs  
22 transportation. Grants for nonprofit providers shall be based on need,  
23 including the availability of other providers of service in the area,  
24 efforts to coordinate trips among providers and riders, and the cost  
25 effectiveness of trips provided.

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

37 (2) \$1,500,000 of the multimodal transportation account--state  
38 appropriation is provided solely for grants to implement section 9 of  
39 Engrossed Substitute House Bill No. 2228.

1 (3) Funds are provided for the rural mobility grant program as  
2 follows:

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

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

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

27 (5) \$3,000,000 of the multimodal transportation account--state  
28 appropriation is provided to the city of Seattle for the Seattle  
29 streetcar project on South Lake Union.

30 **Sec. 223.** 2003 c 360 s 225 (uncodified) is amended to read as  
31 follows:

32 <b>FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X</b>	
33 Puget Sound Ferry Operations Account--State	
34 Appropriation . . . . .	(( \$309,580,000 ))
35	<u>\$312,011,000</u>
36 Multimodal Transportation Account--State	
37 Appropriation . . . . .	(( \$5,120,000 ))
38	<u>\$4,509,000</u>

1 TOTAL APPROPRIATION . . . . . ((\$314,700,000))  
2 \$316,520,000

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

5 (1) The appropriation is based on the budgeted expenditure of  
6 ((\$34,701,000)) \$35,264,000 for vessel operating fuel in the 2003-2005  
7 biennium. If the actual cost of fuel is less than this budgeted  
8 amount, the excess amount may not be expended. If the actual cost  
9 exceeds this amount, the department shall request a supplemental  
10 appropriation.

11 (2) The appropriation provides for the compensation of ferry  
12 employees. The expenditures for compensation paid to ferry employees  
13 during the 2003-2005 biennium may not exceed ((\$207,757,000))  
14 \$208,125,000, plus a dollar amount, as prescribed by the office of  
15 financial management, that is equal to any insurance benefit increase  
16 granted general government employees in excess of ((\$495.30)) \$482.35  
17 a month annualized per eligible marine employee multiplied by the  
18 number of eligible marine employees for fiscal year 2004 and  
19 ((\$567.67)) \$482.35 a month annualized per eligible marine employee  
20 multiplied by the number of eligible marine employees for fiscal year  
21 2005, a dollar amount as prescribed by the office of financial  
22 management for costs associated with pension amortization charges, and  
23 a dollar amount prescribed by the office of financial management for  
24 salary increases during the 2003-2005 biennium. For the purposes of  
25 this section, the expenditures for compensation paid to ferry employees  
26 shall be limited to salaries and wages and employee benefits as defined  
27 in the office of financial management's policies, regulations, and  
28 procedures named under objects of expenditure "A" and "B" (7.2.6.2).

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

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

1 ~~farebox recovery to at least forty percent by July 1, 2003, with an~~  
2 ~~additional goal of eighty percent, through increased fares, lower~~  
3 ~~operation costs, and other cost saving measures as appropriate. In~~  
4 ~~order to implement the plan, ferry system management is authorized to~~  
5 ~~negotiate changes in work hours (requirements for split shift work),~~  
6 ~~but only with respect to operating passenger only ferry service, to be~~  
7 ~~included in a collective bargaining agreement in effect during the~~  
8 ~~2003-05 biennium that differs from provisions regarding work hours in~~  
9 ~~the prior collective bargaining agreement. The department must report~~  
10 ~~to the transportation committees of the legislature by December 1,~~  
11 ~~2003.)~~ No more than \$500,000 of the Puget Sound ferry operations  
12 account--state appropriation and \$1,000,000 of the multimodal  
13 transportation account--state appropriation may be spent in fiscal year  
14 2005 on operational costs for the passenger-only ferry service from  
15 Vashon to Seattle. It is the intent of the legislature to eliminate  
16 passenger-only ferry service after these funds have been expended and  
17 to explore and encourage cost-effective alternatives to state run  
18 passenger-only ferry service that will address the transportation needs  
19 of existing passengers.

20 (4) \$805,000 of the Puget Sound ferry operations account--state  
21 appropriation is provided solely for ferry security operations  
22 necessary to comply with the ferry security plan submitted by the  
23 Washington state ferry system to the United States coast guard. The  
24 department shall track security costs and expenditures. Ferry security  
25 operations costs shall not be included as part of the operational costs  
26 that are used to calculate farebox recovery.

27 (5) \$866,000 of the multimodal transportation account--state  
28 appropriation and \$200,000 of the Puget Sound ferry operations  
29 account--state appropriation are provided solely for operating costs  
30 associated with the Bremerton to Seattle passenger-only ferry service  
31 for thirteen weeks.

32 ((+5)) (6) The department shall study the potential for private or  
33 public partners, including but not limited to King county, to provide  
34 passenger-only ferry service from Vashon to Seattle. The department  
35 shall report to the legislative transportation committees by December  
36 31, 2003.

37 ((+6)) (7) The Washington state ferries shall continue to provide  
38 service to Sidney, British Columbia.

1       (~~(7)~~) (8) When augmenting the existing ferry fleet, the  
2 department of transportation ferry capital program shall explore cost-  
3 effective options to include the leasing of ferries from private-sector  
4 organizations.

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

17       (~~(9)~~) (10) The department must provide a separate accounting of  
18 passenger-only ferry service costs and auto ferry service costs, and  
19 must provide periodic reporting to the legislature on the financial  
20 status of both passenger-only and auto ferry service in Washington  
21 state.

22       (~~(10)~~) (11) The Washington state ferries must work with the  
23 department's information technology division to implement a new revenue  
24 collection system, including the integration of the regional fare  
25 coordination system (smart card). Each December, annual updates are to  
26 be provided to the transportation committees of the legislature  
27 concerning the status of implementing and completing this project, with  
28 updates concluding the first December after full project  
29 implementation.

30       (~~(11)~~) (12) The Washington state ferries shall evaluate the  
31 benefits and costs of selling the depreciation rights to ferries  
32 purchased by the state in the future through sale and lease-back  
33 agreements, as permitted under RCW 47.60.010. The department is  
34 authorized to issue a request for proposal to solicit proposals from  
35 potential buyers. The department must report to the transportation  
36 committees of the legislature by December 1, 2004, on the options,  
37 strategies, and recommendations for sale/lease-back agreements on  
38 existing ferry boats as well as future ferry boat purchases.



1       **Sec. 224.** 2003 c 360 s 226 (uncodified) is amended to read as  
2 follows:

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

4 Multimodal Transportation Account--State	
5       Appropriation . . . . .	(( <del>\$35,075,000</del> ))
6	<u>\$34,205,000</u>

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

9       (1) ((~~\$30,831,000~~)) \$29,961,000 of the multimodal transportation  
10 account--state appropriation is provided solely for the Amtrak service  
11 contract and Talgo maintenance contract associated with providing and  
12 maintaining the state-supported passenger rail service.

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

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

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

21       (5) The department shall undertake an origin and destination study  
22 to provide data that may be used for a new passenger train cost sharing  
23 agreement with the state of Oregon. The study shall be delivered to  
24 the transportation committees of the legislature before July 1, 2004.

25       **Sec. 225.** 2003 c 360 s 227 (uncodified) is amended to read as  
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
28 **OPERATING**

29 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$7,057,000</del> ))
30	<u>\$7,067,000</u>
31 Motor Vehicle Account--Federal Appropriation . . . . .	\$2,569,000
32       TOTAL APPROPRIATION . . . . .	(( <del>\$9,626,000</del> ))
33	<u>\$9,636,000</u>

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

36       (1) Up to \$75,000 of the total appropriation is provided in  
37 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 (3) In addition to other gubernatorial appointees, the state  
10 historic preservation officer shall be appointed to any steering  
11 committee that makes the final selection of projects funded from the  
12 surface transportation program enhancement funds or a similar program  
13 anticipated to be authorized in the extension or reauthorization of the  
14 transportation equity act for the 21st century (TEA-21).

15 **TRANSPORTATION AGENCIES--CAPITAL**

16 **Sec. 301.** 2003 c 360 s 301 (uncodified) is amended to read as  
17 follows:

18 **FOR THE WASHINGTON STATE PATROL**

19 State Patrol Highway Account--State Appropriation . . . ((~~\$2,205,000~~))  
20 \$2,705,000

21 The appropriation in this section is subject to the following  
22 conditions and limitations: \$625,000 of the state patrol highway  
23 account appropriation is provided solely for the patrol's share of the  
24 Shelton area water and sewer regional plan. However, this amount is  
25 contingent on general fund--state funding of the Washington corrections  
26 center's portion of the Shelton area water and sewer regional plan. If  
27 general fund--state funding is not provided, the amount provided in  
28 this subsection shall lapse.

29 **Sec. 302.** 2003 c 360 s 303 (uncodified) is amended to read as  
30 follows:

31 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

32 Urban Arterial Trust Account--State Appropriation . . . . \$99,201,000  
33 Transportation Improvement Account--State Appropriation . \$98,215,000  
34 Freight Mobility Account--Federal Appropriation . . . . . \$23,000,000  
35 TOTAL APPROPRIATION . . . . . ((~~\$197,416,000~~))

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

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

(2) The transportation improvement board shall maintain grant funding currently approved for the SR 3/SR 303 Interchange (Waaga Way).

(3) \$23,570,000 of the transportation improvement account--state appropriation in this section is provided solely for the following freight projects, with the specific funding listed provided solely for the respective project: SR 397 Ainsworth Ave. Grade Crossing, \$6,180,000; Colville Alternate Truck Route, \$2,200,000; Port of Kennewick Road (Exten. of Piert Rd.), \$1,400,000; Duwamish Intelligent Transportation Systems (ITS), \$2,500,000; Bigelow Gulch Road - Urban Boundary to Argonne Rd., \$2,000,000; Pacific Hwy E / Port of Tacoma Rd to Alexander Ave, \$2,290,000; and S. 228th Street Extension and Grade Separation, \$7,000,000.

Sec. 303. 2003 c 360 s 305 (uncodified) is amended to read as follows:

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

Transportation 2003 Account (Nickel Account)--State	
Appropriation . . . . .	(( \$565,300,000 ))
	<u>\$558,465,000</u>
<del>(Transportation 2003 Account (Nickel Account) --Federal</del>	
<del>Appropriation . . . . .</del>	<del>\$950,000</del>
<del>Transportation 2003 Account (Nickel Account) --Local</del>	
<del>Appropriation . . . . .</del>	<del>\$3,434,000))</del>
Motor Vehicle Account--State Appropriation . . . . .	(( \$157,374,000 ))
	<u>\$164,524,000</u>
Motor Vehicle Account--Federal Appropriation . . . . .	(( \$192,940,000 ))
	<u>\$194,339,000</u>
Motor Vehicle Account--Local Appropriation . . . . .	(( \$13,258,000 ))
	<u>\$30,158,000</u>
Special Category C Account--State Appropriation . . . . .	\$50,279,000
Tacoma Narrows Toll Bridge Account Appropriation . . . . .	(( \$613,300,000 ))

1 \$603,992,000  
2 TOTAL APPROPRIATION . . . . . ((\$1,596,835,000))  
3 \$1,601,607,000

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

6 (1) (~~(\$157,374,000 of the motor vehicle account state~~  
7 ~~appropriation, \$192,940,000 of the motor vehicle account federal~~  
8 ~~appropriation, \$13,258,000 of the motor vehicle account local~~  
9 ~~appropriation, and \$50,279,000 of the special category C account state~~  
10 ~~appropriation are provided solely to implement the activities and~~  
11 ~~projects included in the Legislative 2003 Transportation Project List~~  
12 ~~— Current Law report as transmitted to LEAP on April 27, 2003.)) The  
13 entire transportation 2003 account (nickel account) appropriation is  
14 provided solely for the projects and activities as listed by project,  
15 biennium, and amount in the Legislative 2003 Transportation Project  
16 List - New Law List under the heading "Nickel Funds" as transmitted to  
17 LEAP on March 11, 2004. Limited transfers of allocations between  
18 projects may occur for those amounts listed for the 2003-05 biennium  
19 subject to conditions and limitations in section 503 of this act.~~

20 (a) Within the amount provided in this subsection, \$11,000,000 of  
21 the transportation 2003 account (nickel account)--state appropriation  
22 is provided solely for the environmental impact statement on the SR 520  
23 Evergreen floating bridge.

24 (b) Within the amount provided in this subsection, \$250,000 of the  
25 transportation 2003 account (Nickel Account)--state appropriation and  
26 an equal amount from the city of Seattle are provided solely for an  
27 analysis of the impacts that an expansion of the SR 520 Evergreen  
28 floating bridge will have on the streets of North Capitol Hill, Roanoke  
29 Park, and Montlake. An advisory committee with two members each from  
30 Portage Bay/Roanoke Park Community Council, Montlake Community Council,  
31 and the North Capitol Hill community organization along with the  
32 secretary of transportation is established. The seven-member committee  
33 shall hire and oversee the contract with a transportation consulting  
34 organization to: (a) Perform an analysis of such impacts; and (b)  
35 design a traffic and circulation plan that mitigates the adverse  
36 consequences of such impacts. If the city of Seattle does not agree to  
37 provide \$250,000 by January 1, 2004, the amount provided in this  
38 subsection shall lapse.

1       (2) \$87,202,487 of the motor vehicle account--state appropriation,  
2 \$39,330,766 of the motor vehicle account--federal appropriation, and  
3 \$11,288,422 of the motor vehicle account--local appropriation are  
4 provided solely to implement the projects as indicated in the  
5 Legislative 2003 Transportation Project List - New Law List under the  
6 heading "Pre-Existing Revenues" as transmitted to LEAP on March 11,  
7 2004.

8       (3) The motor vehicle account--state appropriation includes  
9 ((~~\$78,000,000~~)) \$93,615,000 in proceeds from the sale of bonds  
10 authorized by RCW 47.10.843. The transportation commission may  
11 authorize the use of current revenues available to the department of  
12 transportation in lieu of bond proceeds for any part of the state  
13 appropriation. The motor vehicle account--state appropriation includes  
14 ((~~\$18,038,000~~)) \$17,380,000 in unexpended proceeds from bond sales  
15 authorized in RCW 47.10.843 for mobility and economic initiative  
16 improvement projects.

17       ((~~+3~~)) (4) \$42,189,749 of the motor vehicle account--state  
18 appropriation, \$149,990,632 of the motor vehicle account--federal  
19 appropriation, \$17,950,021 of the motor vehicle account--local  
20 appropriation, and \$50,279,000 of the special category C account--state  
21 appropriation are provided solely to implement the projects included in  
22 the Legislative 2003 Transportation Project List - Current Law List  
23 under the heading "Improvement Projects" as transmitted to LEAP on  
24 March 11, 2004. The department shall manage all projects on the list  
25 within the overall expenditure authority provided in this subsection.

26       (a) Within the amounts provided in this subsection, \$1,700,000 of  
27 the motor vehicle account--state appropriation is provided solely for  
28 the I-5 Salmon creek noisewall project.

29       (b) Within amounts provided in this subsection, \$100,000 of the  
30 motor vehicle account--state appropriation is provided solely for the  
31 department to hire a consultant to complete a cost-benefit analysis  
32 comparing the efficiency of having high-occupancy vehicle (HOV) lanes  
33 in the right lane versus the left lane. The study shall compare the  
34 costs, and the traffic efficiencies of building HOV lanes in the right  
35 and left lanes. The study shall be completed and submitted to the  
36 transportation committees of the legislature by December 1, 2004.

37       (c) Within amounts provided in this subsection, \$500,000 of the  
38 motor vehicle account--state appropriation is provided solely for a  
39 study to provide the legislature with information regarding the

1 feasibility of pursuing a Washington commerce corridor. The department  
2 shall retain outside experts to conduct the study. The study must  
3 include the following conditions:

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

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

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

11 (C) Freight rail;

12 (D) Passenger rail;

13 (E) Public utilities; and

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

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

18 (iii) The Washington commerce corridor must be subject to a joint  
19 permitting process involving federal, state, and local agencies with  
20 jurisdiction; and

21 (iv) The legislative transportation committee shall form a working  
22 group to work with the department and the outside consultant on the  
23 study.

24 (c) Within the amounts provided in this subsection, \$2,480,000 of  
25 the motor vehicle account--state appropriation is provided solely for  
26 the SR 28 east end of the George Sellar bridge - phase 1 project.  
27 Future biennia appropriations for this project are expected to be  
28 \$6,510,000.

29 (d) Within the amounts provided in this subsection, \$400,000 of the  
30 motor vehicle account--state appropriation and \$150,000 of the motor  
31 vehicle account--local appropriation are provided solely for a route  
32 development plan to identify the future transportation improvements  
33 that should be pursued for state route 169. The study shall include  
34 the following elements:

35 (i) Documentation of existing conditions;

36 (ii) Determination of present and future operating conditions;

37 (iii) Development and testing of various transportation conceptual  
38 improvement strategies;

39 (iv) Preliminary environmental analysis;

1 (v) Public involvement; and

2 (vi) Cost estimates for the identified conceptual improvements.

3 (5) A maximum of \$28,643,607 from the motor vehicle account--state  
4 appropriation and motor vehicle account--federal appropriation is  
5 provided for direct project support costs, including, but not limited  
6 to, direct project support, property management, scenic byways, and  
7 other administration.

8 (6) A maximum of \$9,238,726 from the motor vehicle account--state  
9 appropriation and motor vehicle account--federal appropriation is  
10 provided for environmental retrofit improvement projects not included  
11 in the list in subsection (4) of this section.

12 (7) A maximum of \$2,266,813 from the motor vehicle account--state  
13 appropriation and motor vehicle account--federal appropriation is  
14 provided for improvement projects programmed through the transportation  
15 commission's priority programming process.

16 (8) The Tacoma Narrows toll bridge account--state appropriation  
17 includes \$567,000,000 in proceeds from the sale of bonds authorized by  
18 RCW 47.10.843. The Tacoma Narrows toll bridge account--state  
19 appropriation includes ((\$46,300,000)) \$36,992,000 in unexpended  
20 proceeds from the January 2003 bond sale authorized in RCW 47.10.843  
21 for the Tacoma Narrows bridge project.

22 ~~((4))~~ (9) The special category C account--state appropriation  
23 includes \$44,000,000 in proceeds from the sale of bonds authorized by  
24 RCW 47.10.812. The transportation commission may authorize the use of  
25 current revenues available in the special category C account in lieu of  
26 bond proceeds for any part of the state appropriation.

27 ~~((5) The entire transportation 2003 account (nickel account)~~  
28 ~~appropriation is provided solely for the projects and activities as~~  
29 ~~indicated in the Legislative 2003 Transportation Project List New Law~~  
30 ~~report transmitted to LEAP on April 27, 2003.~~

31 ~~(6))~~ (10) The ((motor vehicle account)) transportation 2003  
32 account (nickel account)--state appropriation includes ((\$280,000,000))  
33 \$275,000,000 in proceeds from the sale of bonds authorized by Senate  
34 Bill No. 6062. The transportation commission may authorize the use of  
35 current revenues available to the department of transportation in lieu  
36 of bond proceeds for any part of the state appropriation.

37 ~~((7) \$11,000,000 of the motor vehicle account--state appropriation~~  
38 ~~is provided solely for the environmental impact statement on the SR 520~~  
39 ~~Evergreen floating bridge.~~

1       ~~(8) \$250,000 of the transportation 2003 account (Nickel Account)—~~  
2 ~~state appropriation and an equal amount from the city of Seattle are~~  
3 ~~provided solely for an analysis of the impacts that an expansion of the~~  
4 ~~SR 520 Evergreen floating bridge will have on the streets of North~~  
5 ~~Capitol Hill, Roanoke Park, and Montlake. An advisory committee with~~  
6 ~~two members each from Portage Bay/Roanoke Park Community Council,~~  
7 ~~Montlake Community Council, and the North Capitol Hill community~~  
8 ~~organization along with the secretary of transportation is established.~~  
9 ~~The seven member committee shall hire and oversee the contract with a~~  
10 ~~transportation consulting organization to: (a) Perform an analysis of~~  
11 ~~such impacts; and (b) design a traffic and circulation plan that~~  
12 ~~mitigates the adverse consequences of such impacts. If the city of~~  
13 ~~Seattle does not agree to provide \$250,000 by January 1, 2004, the~~  
14 ~~amount provided in this subsection shall lapse.~~

15       ~~(9)(a) \$500,000 of the motor vehicle account—state appropriation~~  
16 ~~is provided solely for a study to provide the legislature with~~  
17 ~~information regarding the feasibility of pursuing a Washington commerce~~  
18 ~~corridor. The department shall retain outside experts to conduct the~~  
19 ~~study. The study must include the following conditions:~~

20       ~~(i) The Washington commerce corridor must be a north-south corridor~~  
21 ~~starting in the vicinity of Lewis county and extending northerly to the~~  
22 ~~vicinity of the Canadian border. The corridor must be situated east of~~  
23 ~~state route number 405 and west of the Cascades. The corridor may~~  
24 ~~include any of the following features:~~

- 25       ~~(A) Ability to carry long-haul freight;~~
- 26       ~~(B) Ability to provide for passenger auto travel;~~
- 27       ~~(C) Freight rail;~~
- 28       ~~(D) Passenger rail;~~
- 29       ~~(E) Public utilities; and~~
- 30       ~~(F) Other ancillary facilities as may be desired to maximize use of~~  
31 ~~the corridor;~~

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

34       ~~(iii) The Washington commerce corridor must be subject to a joint~~  
35 ~~permitting process involving federal, state, and local agencies with~~  
36 ~~jurisdiction.~~

37       ~~(b) The legislative transportation committee shall form a working~~  
38 ~~group to work with the department and the outside consultant on the~~  
39 ~~study.~~



1       ~~(10) \$8,000,000 of the motor vehicle account state appropriation~~  
2 ~~is provided for the SR 522, University of Washington Bothell campus~~  
3 ~~access project. This amount will cover approximately one half of the~~  
4 ~~construction costs.))~~

5       (11) The transportation permit efficiency and accountability  
6 committee (TPEAC) shall select from the project list under ~~((this))~~  
7 subsection (1) of this section ten projects that have not yet secured  
8 state permits. TPEAC shall select projects from both urban and rural  
9 areas representing a wide variety of locations within the state. These  
10 projects shall be designated "Department of Transportation Permit  
11 Drafting Pilot Projects" and shall become a part of the work plan of  
12 TPEAC required under section 2(1)(b), chapter 8 (ESB 5279), Laws of  
13 2003.

14       (12) Of the amounts appropriated in this section and section 306 of  
15 this act, no more than \$124,000 is provided for increased project costs  
16 due to the enactment of Substitute Senate Bill No. 5457.

17       ~~((14))~~ (13) To manage some projects more efficiently, federal  
18 funds may be transferred from program Z to program I to replace those  
19 federal funds in a dollar-for-dollar match. However, funds may not be  
20 transferred between federal programs. Fund transfers authorized under  
21 this subsection shall not affect project prioritization status.  
22 Appropriations shall initially be allotted as appropriated in this act.  
23 The department shall not transfer funds as authorized under this  
24 subsection without approval of the transportation commission and the  
25 director of financial management. The department shall submit a report  
26 on those projects receiving fund transfers to the transportation  
27 committees of the senate and house of representatives by December 1,  
28 2004.

29       (14) The department shall, on a quarterly basis beginning July 1,  
30 2004, provide to the legislature reports providing the status on each  
31 project in the project lists submitted pursuant to this act to LEAP on  
32 March 11, 2004, and on any additional projects for which the department  
33 has expended funds during the 2003-05 fiscal biennium. The department  
34 shall work with the transportation committees of the legislature to  
35 agree on report formatting and elements. Elements shall include, but  
36 not be limited to, project scope, schedule, and costs. The department  
37 shall also provide the information required under this subsection via  
38 the transportation executive information systems (TEIS).

1       **Sec. 304.** 2003 1st sp.s. c 26 s 506 (uncodified) is amended to  
2 read as follows:

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

4	Transportation 2003 Account (Nickel Account) . . . . .	\$2,000,000
5	Motor Vehicle Account--State Appropriation . . . . .	<del>(((\$178,909,000))</del>
6		<u>\$204,969,000</u>
7	Motor Vehicle Account--Federal Appropriation . . . . .	<del>(((\$457,467,000))</del>
8		<u>\$499,067,000</u>
9	Motor Vehicle Account--Local Appropriation . . . . .	\$12,666,000
10	Multimodal Account--State Appropriation . . . . .	\$1,690,000
11	<del>((Multimodal Account--Federal Appropriation . . . . .</del>	<del>\$4,247,000))</del>
12	<u>Puyallup Tribal Settlement Account--State</u>	
13	<u>Appropriation . . . . .</u>	<u>\$10,625,000</u>
14	TOTAL APPROPRIATION . . . . .	<del>(((\$656,979,000))</del>
15		<u>\$731,017,000</u>

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

18       (1) ~~(((\$178,909,000 of the motor vehicle account state~~  
19 ~~appropriation, \$457,467,000 of the motor vehicle account federal~~  
20 ~~appropriation, \$12,666,000 of the motor vehicle account local~~  
21 ~~appropriation, \$1,690,000 of the multimodal transportation account--~~  
22 ~~state appropriation, and \$4,247,000 of the multimodal transportation~~  
23 ~~account--federal appropriation are provided solely to implement the~~  
24 ~~activities and projects included in the Legislative 2003 Transportation~~  
25 ~~Project List--Current Law report transmitted to LEAP on April 27,~~  
26 ~~2003.)) The entire 2003 transportation account (nickel account)~~  
27 ~~appropriation is provided solely for the projects and activities as~~  
28 ~~listed by project, biennium, and amount in the Legislative 2003~~  
29 ~~Transportation Project List - New Law List under the heading "Nickel~~  
30 ~~Funds" as transmitted to LEAP on March 11, 2004. Limited transfers of~~  
31 ~~allocations between projects may occur for those amounts listed for the~~  
32 ~~2003-05 biennium subject to conditions and limitations in section 503~~  
33 ~~of this act.~~

34       (2) \$58,681,145 of the motor vehicle account--state appropriation,  
35 \$30,106,512 of the motor vehicle account--federal appropriation,  
36 \$7,349,630 of the motor vehicle account--local appropriation, and  
37 \$10,625,000 of the Puyallup tribal settlement account--state  
38 appropriation are provided solely to implement the projects included in  
39 the Legislative 2003 Transportation Project List - Current Law List

1 under the heading "Bridge Improvements" as transmitted to LEAP on March  
2 11, 2004. The department shall manage all projects on the list within  
3 the overall expenditure authority provided in this subsection.

4 (a) Within the amounts provided in this subsection, \$1,000,000 of  
5 the motor vehicle account--state appropriation is provided solely for  
6 the Purdy creek bridge project. The 2005-07 biennium appropriations  
7 for this project are expected to be \$5,074,000.

8 (b) Within the amounts provided in this subsection, \$10,625,000 of  
9 the Puyallup tribal settlement account--state appropriation is provided  
10 solely for mitigation costs associated with the Murray Morgan/11st  
11 Street Bridge demolition. The department may negotiate with the city  
12 of Tacoma for the purpose of transferring ownership of the Murray  
13 Morgan/11th Street Bridge to the city. The department is allowed to  
14 use the Puyallup tribal settlement account appropriation, as well as  
15 any funds appropriated in the current biennium and planned in future  
16 biennia for the demolition and mitigation for the demolition of the  
17 bridge to rehabilitate or replace the bridge, if agreed to by the city.  
18 In no event will the department's participation exceed \$26,500,000 and  
19 no funds may be expended unless the city of Tacoma agrees to take  
20 ownership of the bridge in its entirety and provide that the payment of  
21 these funds extinguishes any real or implied agreements regarding  
22 future expenditures on the bridge.

23 (3) A maximum of \$211,585,010 from the motor vehicle account--state  
24 appropriation and motor vehicle account--federal appropriation and  
25 \$1,690,000 of the multimodal account--state appropriation are provided  
26 for roadway preservation projects.

27 (4) A maximum of \$55,336,893 from the motor vehicle account--state  
28 appropriation and motor vehicle account--federal appropriation is  
29 provided for bridge repair projects.

30 (5) A maximum of \$51,562,422 from the motor vehicle account--state  
31 appropriation and motor vehicle account--federal appropriation is  
32 provided for other facilities preservation projects.

33 (6) A maximum of \$38,968,540 from the motor vehicle account--state  
34 appropriation and motor vehicle account--federal appropriation is  
35 provided for other preservation projects programmed through the  
36 transportation commission's priority programming process.

37 (7) A maximum of \$56,737,803 from the motor vehicle account--state  
38 appropriation and motor vehicle account--federal appropriation is

1 provided for direct project support costs, including, but not limited  
2 to, direct project support, property management, scenic byways, and  
3 other administration.

4 (8) \$81,147,069 of the motor vehicle account--state appropriation  
5 and \$173,103,529 of the motor vehicle account--federal appropriation  
6 are provided solely for the Hood Canal bridge project.

7 (9) The motor vehicle account--state appropriation includes  
8 ~~((2,850,000))~~ \$3,066,000 in proceeds from the sale of bonds authorized  
9 in RCW 47.10.761 and 47.10.762 for emergency purposes.

10 ~~((3))~~ (10) The motor vehicle account--state appropriation  
11 includes ~~((77,700,000))~~ \$77,822,000 in proceeds from the sale of bonds  
12 authorized by RCW 47.10.843. The transportation commission may  
13 authorize the use of current revenues available to the department of  
14 transportation in lieu of bond proceeds for any part of the state  
15 appropriation.

16 ~~((4) The entire transportation 2003 account (nickel account)~~  
17 ~~appropriation is provided solely for the projects and activities as~~  
18 ~~indicated in the Legislative 2003 Transportation Project List New Law~~  
19 ~~report transmitted to LEAP on April 27, 2003.~~

20 ~~(5))~~ (11) The department of transportation shall continue to  
21 implement the lowest life cycle cost planning approach to pavement  
22 management throughout the state to encourage the most effective and  
23 efficient use of pavement preservation funds. Emphasis should be  
24 placed on increasing the number of roads addressed on time and reducing  
25 the number of roads past due.

26 ~~((6))~~ (12) Of the amounts appropriated in this section and  
27 section 305 of this act, no more than \$124,000 is provided for  
28 increased project costs due to the enactment of Substitute Senate Bill  
29 No. 5457.

30 ~~((7))~~ (13) To manage some projects more efficiently, federal  
31 funds may be transferred from program Z to program P to replace those  
32 federal funds in a dollar-for-dollar match. However, funds may not be  
33 transferred between federal programs. Fund transfers authorized under  
34 this subsection shall not affect project prioritization status.  
35 Appropriations shall initially be allotted as appropriated in this act.  
36 The department shall not transfer funds as authorized under this  
37 subsection without approval of the transportation commission and the  
38 director of financial management. The department shall submit a report

1 on those projects receiving fund transfers to the transportation  
2 committees of the senate and house of representatives by December 1,  
3 2004.

4 (14) The department shall, on a quarterly basis beginning July 1,  
5 2004, provide to the legislature reports providing the status on each  
6 project in the project lists submitted pursuant to this act to LEAP on  
7 March 11, 2004, and on any additional projects for which the department  
8 has expended funds during the 2003-05 fiscal biennium. The department  
9 shall work with the transportation committees of the legislature to  
10 agree on report formatting and elements. Elements shall include, but  
11 not be limited to, project scope, schedule, and costs. The department  
12 shall also provide the information required under this subsection via  
13 the transportation executive information systems (TEIS).

14 **Sec. 305.** 2003 c 360 s 308 (uncodified) is amended to read as  
15 follows:

16 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
17 **CONSTRUCTION--PROGRAM W**

18	Puget Sound Capital Construction Account--	
19	State Appropriation . . . . .	(( \$129,066,000 ))
20		<u>\$108,427,000</u>
21	Puget Sound Capital Construction Account--	
22	Federal Appropriation . . . . .	(( \$34,400,000 ))
23		<u>\$69,881,000</u>
24	<u>Puget Sound Capital Construction Account--</u>	
25	<u>Local Appropriation . . . . .</u>	<u>\$249,000</u>
26	Multimodal Transportation Account--State	
27	Appropriation . . . . .	(( \$13,381,000 ))
28		<u>\$11,977,000</u>
29	Transportation 2003 Account (nickel account)	
30	Appropriation . . . . .	\$5,749,000
31	TOTAL APPROPRIATION . . . . .	(( \$182,596,000 ))
32		<u>\$196,283,000</u>

33 The appropriations in this section are provided for improving the  
34 Washington state ferry system, including, but not limited to, vessel  
35 construction, major and minor vessel (~~improvements~~) preservation, and  
36 terminal preservation, construction, and improvements. The  
37 appropriations in this section are subject to the following conditions  
38 and limitations:

1 (1) The multimodal transportation account--state appropriation  
2 includes \$11,772,000 in proceeds from the sale of bonds authorized by  
3 Senate Bill No. 6062. The transportation commission may authorize the  
4 use of current revenues available to the department of transportation  
5 in lieu of bond proceeds for any part of the state appropriation.

6 ~~(2) ((\$129,066,000 of the Puget Sound capital construction~~  
7 ~~account--state appropriation and \$34,400,000 of the Puget Sound capital~~  
8 ~~construction account--federal appropriation are provided solely for~~  
9 ~~capital projects as listed in the Legislative 2003 Transportation~~  
10 ~~Project List--Current Law as transmitted to the LEAP on April 27,~~  
11 ~~2003.~~

12 ~~(3) \$17,521,000 of the transportation 2003 account (nickel~~  
13 ~~account)--state appropriation is provided solely for capital projects~~  
14 ~~as listed in the Legislative 2003 Transportation Project List--New Law~~  
15 ~~as transmitted to the LEAP on April 27, 2003.~~

16 (4)) \$108,427,000 of the Puget Sound capital construction  
17 account--state appropriation, \$69,881,000 of the Puget Sound capital  
18 construction account--federal appropriation, \$249,000 of the Puget  
19 Sound capital construction account--local appropriation, and \$205,000  
20 of the multimodal transportation account--state appropriation are  
21 provided for ferry construction projects. The department shall report  
22 against the Legislative 2003 Transportation Project List - Current Law  
23 transmitted to LEAP on March 11, 2004. The department shall report  
24 quarterly on project delivery and expenditures.

25 (a) Within the amounts provided in this subsection, a maximum of  
26 \$58,412,000 of the Puget Sound capital construction account--state  
27 appropriation, \$21,362,000 of the Puget Sound capital construction  
28 account--federal appropriation, and \$249,000 of the Puget Sound capital  
29 construction account--local appropriation are provided for terminal  
30 projects.

31 (b) Within the amounts provided in this subsection, a maximum of  
32 \$44,765,000 of the Puget Sound capital construction account--state  
33 appropriation, \$48,432,000 of the Puget Sound capital construction  
34 account--federal appropriation, and \$205,000 of the multimodal  
35 transportation account--state appropriation are provided for vessel  
36 projects.

37 (c) Within the amounts provided in this subsection, \$5,250,000 of  
38 the Puget Sound capital construction account--state appropriation and  
39 \$87,000 of the Puget Sound capital construction account--federal

1 appropriation are provided for emergency repair projects.  
2 Additionally, unused funds under (a) and (b) of this subsection, may be  
3 transferred to emergency repair projects.

4 (3) \$11,772,000 of the multimodal transportation account--state  
5 appropriation and \$5,749,000 of the transportation 2003 (nickel)  
6 account--state appropriation are provided solely for the projects and  
7 activities as listed by project, biennium, and amount in the  
8 Legislative 2003 Transportation Project List - New Law transmitted to  
9 LEAP on March 11, 2004. The department shall, on a quarterly basis,  
10 provide to the legislature status reports on each project in the  
11 Legislative 2003 Transportation Project List - New Law. The department  
12 is to work with the legislature to agree on report formatting and  
13 elements. Elements shall include, but are not limited to, project  
14 schedule and project costs.

15 (4) \$300,000 of the Puget Sound capital construction account--state  
16 appropriation is provided solely for a study of alternatives to  
17 relocating the Keystone Terminal. The study team shall consist of  
18 seven members. All members of the study team shall be selected by June  
19 1, 2004. The transportation commission shall select the following  
20 study team members: One Washington state ferry pilot, two members of  
21 the traveling public that use the Keystone to Port Townsend route on a  
22 regular basis, one tug pilot, and three department staff members, two  
23 of whom work for the Washington state ferry system program. The  
24 department shall issue a request for proposals on behalf of the study  
25 team for an outside consulting firm to conduct the study. The  
26 consulting firm shall meet with the study team periodically. The study  
27 will include, but is not limited to the following topics regarding the  
28 existing terminal: (a) The costs and benefits associated with  
29 preserving and maintaining the terminal, including enlarging the harbor  
30 and dredging; (b) ridership projections associated with preserving and  
31 maintaining the current terminal; (c) maintaining and retrofitting  
32 existing vessels so they can serve the terminal; (d) coordinating the  
33 impact of vehicles using the ferry run with highway capacity; (e) how  
34 many, if any, new vessels should be constructed; and (f) the impact on  
35 the environment. The study group and consultant must report back to  
36 the legislative transportation committee no later than December 1,  
37 2004. This report must include alternative scenarios to relocating the  
38 Keystone Terminal.

1       (5) The Puget Sound capital construction account--state  
2 appropriation includes (~~(\$45,000,000)~~) \$29,385,000 in proceeds from the  
3 sale of bonds authorized by RCW 47.10.843 for vessel and terminal  
4 acquisition, major and minor improvements, and long lead time materials  
5 acquisition for the Washington state ferries. The transportation  
6 commission may authorize the use of current revenues available to the  
7 motor vehicle account in lieu of bond proceeds for any part of the  
8 state appropriation.

9       (~~(+5)~~) (6) The Washington state ferries shall consult with the  
10 United States Coast Guard regarding operational and design standards  
11 required to meet Safety of Life at Sea requirements, in an effort to  
12 determine the most efficient and cost-effective vessel design that  
13 meets these requirements.

14       **Sec. 306.** 2003 1st sp.s. c 26 s 508 (uncodified) is amended to  
15 read as follows:

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

17 Essential Rail Assistance Account--State Appropriation . . .	\$770,000
18 Multimodal Transportation Account--State	
19     Appropriation . . . . .	\$34,530,000
20 Multimodal Transportation Account--Federal Appropriation .	\$9,499,000
21 Washington Fruit Express Account--State Appropriation . . . .	\$500,000
22       TOTAL APPROPRIATION . . . . .	\$45,299,000

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

25       (1) The multimodal transportation account--state appropriation  
26 includes \$30,000,000 in proceeds from the sale of bonds authorized by  
27 Senate Bill No. 6062. The transportation commission may authorize the  
28 use of current revenues available to the department of transportation  
29 in lieu of bond proceeds for any part of the state appropriation.

30       (2) \$4,530,000 of the multimodal transportation account--state  
31 appropriation, \$9,499,000 of the multimodal transportation account--  
32 federal appropriation, \$500,000 of the Washington fruit express  
33 account--state appropriation, and \$770,000 of the essential rail  
34 assistance account--state appropriation are provided solely for capital  
35 projects as listed in the Legislative 2003 Transportation Project List  
36 - Current Law as transmitted to the LEAP on (~~(April 27, 2003)~~) March  
37 11, 2004.



1 (3) \$1,230,000 of the multimodal transportation account--state  
2 appropriation and \$770,000 of the essential rail assistance account--  
3 state appropriation is to be placed in reserve status by the office of  
4 financial management to be held until the department identifies the  
5 location for a new transload facility at either Wenatchee or Quincy.  
6 The funds are to be released upon determination of a location and  
7 approval by the office of financial management.

8 (4) \$30,000,000 of the multimodal transportation account--state  
9 appropriation is provided solely for capital projects as listed in the  
10 Legislative 2003 Transportation Project List - New Law as transmitted  
11 to the LEAP on ((~~April 27, 2003~~)) March 11, 2004.

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

16 (6) If the department issues a call for projects, applications must  
17 be received by the department by November 1, 2003, and November 1,  
18 2004.

19 (7) The department may not execute the Palouse River & Coulee City  
20 Rail purchase until the chairs of the transportation committees of the  
21 legislature have reviewed, and the office of financial management has  
22 approved, a business plan that demonstrates the long term financial  
23 viability of state-owned, privately operated short rail service. The  
24 office of financial management shall issue to the chairs of the  
25 transportation committees of the legislature a report outlining reasons  
26 for the acceptance or rejection of the plan.

27 **Sec. 307.** 2003 c 360 s 310 (uncodified) is amended to read as  
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
30 **CAPITAL**

31 Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
32 Highway Infrastructure Account--Federal Appropriation . . . . .	\$1,602,000
33 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$28,425,000</del> ))
34	<u>\$21,826,000</u>
35 <u>Motor Vehicle Account--Federal Appropriation . . . . .</u>	<u>\$1,000,000</u>
36 Multimodal Transportation Account--State	
37 Appropriation . . . . .	(( <del>\$13,726,000</del> ))
38	<u>\$14,226,000</u>

1 TOTAL APPROPRIATION . . . . . ((~~\$43,960,000~~)  
2 \$38,861,000

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

5 (1) \$6,000,000 of the multimodal transportation account--state  
6 appropriation is provided solely for the projects and activities as  
7 indicated in the Legislative 2003 Transportation Project List - New Law  
8 Local Projects report transmitted to LEAP on April 27, 2003.

9 (2) To manage some projects more efficiently, federal funds may be  
10 transferred from program Z to programs I and P and state funds shall be  
11 transferred from programs I and P to program Z to replace those federal  
12 funds in a dollar-for-dollar match. However, funds may not be  
13 transferred between federal programs. Fund transfers authorized under  
14 this subsection shall not affect project prioritization status.  
15 Appropriations shall initially be allotted as appropriated in this act.  
16 The department may not transfer funds as authorized under this  
17 subsection without approval of the transportation commission. The  
18 department shall submit a report on those projects receiving fund  
19 transfers to the transportation committees of the senate and house of  
20 representatives by December 1, 2004.

21 (3) \$7,576,000 of the multimodal transportation account--state  
22 appropriation is reappropriated and provided solely to fund the first  
23 phase of a multiphase cooperative project with the state of Oregon to  
24 dredge the Columbia River. If dredge material is disposed of in the  
25 ocean, the department shall not expend the appropriation in this  
26 subsection unless agreement on ocean disposal sites has been reached  
27 that protects the state's commercial crab fishery. The amount provided  
28 in this subsection shall lapse unless the state of Oregon appropriates  
29 a dollar-for-dollar match to fund its share of the project.

30 (4) (~~(\$1,156,000)~~) \$647,000 of the motor vehicle account--state  
31 appropriation is reappropriated and provided solely for additional  
32 small city pavement preservation program grants, to be administered by  
33 the department's highways and local programs division. The department  
34 shall review all projects receiving grant awards under this program at  
35 least semiannually to determine whether the projects are making  
36 satisfactory progress. Any project that has been awarded small city  
37 pavement preservation program grant funds, but does not report activity  
38 on the project within one year of grant award, should be reviewed by  
39 the department to determine whether the grant should be terminated.

1 The department must promptly close out grants when projects have been  
2 completed, and identify where unused grant funds remain because actual  
3 project costs were lower than estimated in the grant award. The  
4 department shall expeditiously extend new grant awards to qualified  
5 projects when funds become available either because grant awards have  
6 been rescinded for lack of sufficient project activity or because  
7 completed projects returned excess grant funds upon project closeout.

8 (5) (~~(\$4,010,000)~~) \$3,156,000 of the motor vehicle account--state  
9 appropriation is reappropriated and provided solely for additional  
10 traffic and pedestrian safety improvements near schools. The highways  
11 and local programs division within the department of transportation  
12 shall administer this program. The department shall review all  
13 projects receiving grant awards under this program at least  
14 semiannually to determine whether the projects are making satisfactory  
15 progress. Any project that has been awarded traffic and pedestrian  
16 safety improvement grant funds, but does not report activity on the  
17 project within one year of grant award should be reviewed by the  
18 department to determine whether the grant should be terminated. The  
19 department must promptly close out grants when projects have been  
20 completed, and identify where unused grant funds remain because actual  
21 project costs were lower than estimated in the grant award. The  
22 department shall expeditiously extend new grant awards to qualified  
23 projects when funds become available either because grant awards have  
24 been rescinded for lack of sufficient project activity or because  
25 completed projects returned excess grant funds upon project closeout.

26 (6) The motor vehicle account--state appropriation includes  
27 (~~(\$20,452,000)~~) \$15,317,000 in unexpended proceeds from the sale of  
28 bonds authorized by RCW 47.10.843.

29 (7) The multimodal transportation account--state appropriation  
30 includes \$6,000,000 in proceeds from the sale of bonds authorized by  
31 Senate Bill No. 6062. The transportation commission may authorize the  
32 use of current revenues available to the department of transportation  
33 in lieu of bond proceeds for any part of the state appropriation.

34 (8) \$500,000 of the multimodal account--state appropriation is  
35 provided solely to complete the engineering and permitting necessary to  
36 implement the Skagit county flood control project.

37

#### TRANSFERS AND DISTRIBUTIONS

1       **Sec. 401.** 2003 c 360 s 401 (uncodified) is amended to read as  
2 follows:

3       **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**  
4       **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT**  
5       **TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND REVENUE**

6	Highway Bond Retirement Account Appropriation . . . . .	(( <del>\$258,971,000</del> ))
7		<u>\$250,000,000</u>
8	Nondebt-Limit Reimbursable Account Appropriation . . . . .	\$4,131,000
9	Ferry Bond Retirement Account Appropriation . . . . .	\$43,340,000
10	Transportation Improvement Board Bond Retirement	
11	Account--State Appropriation . . . . .	\$36,721,000
12	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$3,876,000</del> ))
13		<u>\$5,254,000</u>
14	Special Category C Account--State Appropriation . . . . .	(( <del>\$331,000</del> ))
15		<u>\$338,000</u>
16	Transportation Improvement Account--State	
17	Appropriation . . . . .	\$240,000
18	Multimodal Transportation Account--State Appropriation . . . .	\$358,000
19	Transportation 2003 Account (nickel account)	
20	Appropriation . . . . .	(( <del>\$2,100,000</del> ))
21		<u>\$2,117,000</u>
22	TOTAL APPROPRIATION . . . . .	(( <del>\$350,068,000</del> ))
23		<u>\$342,499,000</u>

24       **Sec. 402.** 2003 c 360 s 402 (uncodified) is amended to read as  
25 follows:

26       **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**  
27       **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL**  
28       **AGENT CHARGES**

29	Motor Vehicle Account--State Appropriation . . . . .	\$1,293,000
30	Special Category C Account Appropriation . . . . .	\$111,000
31	Transportation Improvement Account--State	
32	Appropriation . . . . .	(( <del>\$5,000</del> ))
33		<u>\$21,000</u>
34	Multimodal Transportation Account--State Appropriation . . . .	\$119,000
35	Transportation 2003 Account (nickel account)--State	
36	Appropriation . . . . .	\$700,000
37	TOTAL APPROPRIATION . . . . .	(( <del>\$2,228,000</del> ))
38		<u>\$2,244,000</u>



1 Appropriation: For transfer to the Motor  
2 Vehicle Account . . . . . ((~~\$20,000,000~~))  
3 \$15,000,000

4 (2) Motor Vehicle Account--State  
5 Appropriation: For motor vehicle fuel tax  
6 refunds and transfers . . . . . ((~~\$465,152,000~~))  
7 \$770,347,000

8 (3) Highway Safety Account--State  
9 Appropriation: For transfer to the motor  
10 vehicle account--state . . . . . ((~~\$12,000,000~~))  
11 \$22,000,000

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

15 **Sec. 406.** 2003 c 360 s 406 (uncodified) is amended to read as  
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS**

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

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

23 (3) Motor Vehicle Account--State Appropriation:  
24 For transfer to Puget Sound Capital Construction  
25 Account . . . . . ((~~\$64,287,000~~))  
26 \$58,287,000

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

30 (5) Transportation Equipment Fund--State  
31 Appropriation: For transfer to the Motor Vehicle  
32 Account--State . . . . . \$5,000,000

33 (6) Advanced Right-of-Way Revolving Account--  
34 State Appropriation: For transfer to the Motor  
35 Vehicle Account--State . . . . . \$3,000,000

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

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

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

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

10 **Sec. 407.** 2003 c 360 s 407 (uncodified) is amended to read as  
11 follows:

12 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--TRANSFERS**

13	State Patrol Highway Account:	For transfer to the
14	department of retirement systems expense account:	
15	For the administrative expenses of the ((judicial))	
16	<u>Washington state patrol</u> retirement system . . . . .	(( <del>\$223,304</del> ))
17		<u>\$290,000</u>

18 **MISCELLANEOUS**

19 **Sec. 501.** RCW 70.94.996 and 2003 c 364 s 9 are each amended to  
20 read as follows:

21 (1) To the extent that funds are appropriated, the department of  
22 transportation shall administer a performance-based grant program for  
23 private employers, public agencies, nonprofit organizations,  
24 developers, and property managers who provide financial incentives for  
25 ride sharing in vehicles carrying two or more persons, for using public  
26 transportation, for using car sharing, or for using nonmotorized  
27 commuting, including telework, before July 1, 2013, to their own or  
28 other employees.

29 (2) The amount of the grant will be determined based on the value  
30 to the transportation system of the vehicle trips reduced. The commute  
31 trip reduction task force shall develop an award rate giving priority  
32 to applications achieving the greatest reduction in trips and commute  
33 miles per public dollar requested and considering the following  
34 criteria: The local cost of providing new highway capacity, congestion  
35 levels, and geographic distribution.

1 (3) No private employer, public agency, nonprofit organization,  
2 developer, or property manager is eligible for grants under this  
3 section in excess of one hundred thousand dollars in any fiscal year.

4 (4) The total of grants provided under this section may not exceed  
5 seven hundred fifty thousand dollars in any fiscal year. However, this  
6 subsection does not apply during the 2003-2005 fiscal biennium.

7 (5) The department of transportation shall report to the department  
8 of revenue by the 15th day of each month the aggregate monetary amount  
9 of grants provided under this section in the prior month and the  
10 identity of the recipients of those grants.

11 (6) The source of funds for this grant program is the multimodal  
12 transportation account.

13 (7) This section expires January 1, 2014.

14 NEW SECTION. Sec. 502. A new section is added to 2003 c 360  
15 (uncodified) to read as follows:

16 The department is given the authority to provide up to \$3,000,000  
17 in toll credits to Kitsap transit for its role in new passenger-only  
18 ferry service. The number of toll credits provided to Kitsap transit  
19 must be equal to, but no more than, a number sufficient to meet federal  
20 match requirements for grant funding for passenger-only ferry service,  
21 but shall not exceed the amount authorized under this section.

22 NEW SECTION. Sec. 503. A new section is added to 2003 c 360  
23 (uncodified) to read as follows:

24 (1) The transportation commission may authorize a transfer of  
25 spending allocation within the appropriation provided and between  
26 projects as listed in the Legislative 2003 Transportation Project List  
27 - New Law to manage project spending near biennial cutoffs under the  
28 following conditions and limitations:

29 (a) Transfers from a project may be made if the funds allocated to  
30 the project are in excess of the amount needed to complete the project,  
31 but transfers may only be made in the biennium in which the savings  
32 occur;

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

36 (c) Transfers may be made within the current biennium from projects  
37 that are experiencing unavoidable expenditure delays, but the transfers



1 may only occur if the commission finds that any resulting change to the  
2 nickel program financial plan provides that all projects on the list  
3 may be completed as intended by the legislature;

4 (d) Transfers may not occur to projects not identified on the list;  
5 and

6 (e) Transfers may not occur if they are for the purpose of  
7 advancing or delaying project milestones.

8 (2) The legislature reserves the authority to: (a) Authorize  
9 transfer of spending allocation to adjust legislatively approved  
10 milestones; (b) increase or diminish the scope of a project; (c)  
11 provide for new projects; and (d) address significant project cost  
12 overruns.

13 (3) For the purposes of this section, "project milestones" means  
14 the initiation of major project phases including preliminary design,  
15 right of way, project advertisement date, or other significant project  
16 management decisions.

17 NEW SECTION. **Sec. 504.** A new section is added to 2003 c 360  
18 (uncodified) to read as follows:

19 It is the intent of the legislature that the freight mobility  
20 account created in Substitute Senate Bill No. 6680 maintain a zero or  
21 positive cash balance at the end of each biennium. Toward this purpose  
22 the Washington state department of transportation may make expenditures  
23 from the account before receiving reimbursements. Before the end of  
24 the biennium, the department shall transfer sufficient cash to cover  
25 any negative cash balances from the motor vehicle fund and the  
26 multimodal transportation account to the freight mobility account for  
27 unrecovered reimbursements. The department shall calculate the  
28 distribution of this transfer based on expenditures. In the ensuing  
29 biennium the department shall transfer the reimbursements received in  
30 the freight mobility account back to the motor vehicle fund and the  
31 multimodal transportation account to the extent of the cash transferred  
32 at biennium end. The department shall also distribute any interest  
33 charges accruing to the freight mobility account to the motor vehicle  
34 fund and the multimodal transportation account. Adjustments for any  
35 indirect cost recoveries may also be made at this time.

36 NEW SECTION. **Sec. 505.** If any provision of this act or its

1 application to any person or circumstance is held invalid, the  
2 remainder of the act or the application of the provision to other  
3 persons or circumstances is not affected.

4 NEW SECTION. **Sec. 506.** This act is necessary for the immediate  
5 preservation of the public peace, health, or safety, or support of the  
6 state government and its existing public institutions, and takes effect  
7 immediately.

INDEX	PAGE #
BOARD OF PILOTAGE COMMISSIONERS . . . . .	2
COUNTY ROAD ADMINISTRATION BOARD . . . . .	2
DEPARTMENT OF LICENSING	
DRIVER SERVICES . . . . .	9
INFORMATION SERVICES . . . . .	6
MANAGEMENT AND SUPPORT SERVICES . . . . .	5
VEHICLE SERVICES . . . . .	7
DEPARTMENT OF RETIREMENT SYSTEMS	
TRANSFERS . . . . .	46
DEPARTMENT OF TRANSPORTATION	
AVIATION--PROGRAM F . . . . .	11
CHARGES FROM OTHER AGENCIES--PROGRAM U . . . . .	17
ECONOMIC PARTNERSHIPS--PROGRAM K . . . . .	13
FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D . . . . .	11
HIGHWAY MAINTENANCE--PROGRAM M . . . . .	13
IMPROVEMENTS--PROGRAM I . . . . .	26
INFORMATION TECHNOLOGY--PROGRAM C . . . . .	10
LOCAL PROGRAMS--PROGRAM Z--CAPITAL . . . . .	40
LOCAL PROGRAMS--PROGRAM Z--OPERATING . . . . .	24
MARINE--PROGRAM X . . . . .	20
PRESERVATION--PROGRAM P . . . . .	33
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H . . . . .	12
PUBLIC TRANSPORTATION--PROGRAM V . . . . .	18
RAIL--PROGRAM Y--OPERATING . . . . .	24
RAIL--PROGRAM Y--CAPITAL . . . . .	39
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING . . . . .	15
TRANSFERS . . . . .	45
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S . . . . .	16
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T . . . . .	16
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W . . . . .	36
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD . . . . .	2
MARINE EMPLOYEES COMMISSION . . . . .	1
OFFICE OF FINANCIAL MANAGEMENT	
INITIATIVE MEASURE NO. 776 COSTS . . . . .	1
STATE TREASURER	
BOND RETIREMENT AND INTEREST . . . . .	43, 44
STATE REVENUES FOR DISTRIBUTION . . . . .	44

TRANSFERS . . . . .	44
TRANSPORTATION COMMISSION . . . . .	2
TRANSPORTATION IMPROVEMENT BOARD . . . . .	2, 25
WASHINGTON STATE PATROL . . . . .	25
FIELD OPERATIONS BUREAU . . . . .	3
SUPPORT SERVICES BUREAU . . . . .	4"

**ESHB 2474** - S COMM AMD  
 By Committee on Highways & Transportation

1       On page 1, line 1 of the title, after "appropriations;" strike the  
 2 remainder of the title and insert "amending RCW 70.94.996; amending  
 3 2003 1st sp.s. c 26 ss 506 and 508 (uncodified); amending 2003 c 360 ss  
 4 102, 202, 203, 204, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215,  
 5 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 301, 303,  
 6 305, 308, 310, 401, 402, 403, 404, 405, 406, and 407 (uncodified);  
 7 adding new sections to 2003 c 360 (uncodified); and declaring an  
 8 emergency."

--- END ---