

ESHB 2878 - S COMM AMD
By Committee on Transportation

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

3 "2007-09 BIENNIUM

4 GENERAL GOVERNMENT AGENCIES--OPERATING

5 Sec. 101. 2007 c 518 s 101 (uncodified) is amended to read as
6 follows:

7 FOR THE UTILITIES AND TRANSPORTATION COMMISSION

8 Grade Crossing Protective Account--State

9 Appropriation ((~~\$505,000~~))
10 \$504,000

11 Sec. 102. 2007 c 518 s 102 (uncodified) is amended to read as
12 follows:

13 FOR THE OFFICE OF FINANCIAL MANAGEMENT

14 Motor Vehicle Account--State Appropriation ((~~\$3,054,000~~))
15 \$3,177,000

16 Puget Sound Ferry Operations Account--State

17 Appropriation \$100,000

18 TOTAL APPROPRIATION ((~~\$3,154,000~~))
19 \$3,277,000

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

22 (1) \$2,545,000 of the motor vehicle account--state appropriation is
23 provided solely for the office of regulatory assistance integrated
24 permitting project.

25 (2) \$75,000 of the motor vehicle account state appropriation is
26 provided solely to address transportation budget and reporting
27 requirements.

1 **Sec. 103.** 2007 c 518 s 103 (uncodified) is amended to read as
2 follows:

3 **FOR THE MARINE EMPLOYEES COMMISSION**

4 Puget Sound Ferry Operations Account--State
5 Appropriation ((~~\$422,000~~))
6 \$419,000

7 The appropriation in this section is subject to the following
8 conditions and limitations: A maximum of \$6,000 may be expended to pay
9 the department of personnel for conducting the 2007 salary survey.

10 **Sec. 104.** 2007 c 518 s 104 (uncodified) is amended to read as
11 follows:

12 **FOR THE STATE PARKS AND RECREATION COMMISSION**

13 Motor Vehicle Account--State Appropriation ((~~\$985,000~~))
14 \$983,000

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

18 **Sec. 105.** 2007 c 518 s 105 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF AGRICULTURE**

21 Motor Vehicle Account--State Appropriation ((~~\$1,358,000~~))
22 \$1,355,000

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

25 (1) \$351,000 of the motor vehicle account--state appropriation is
26 provided solely for costs associated with the motor fuel quality
27 program.

28 (2) ((~~\$1,007,000~~)) \$1,004,000 of the motor vehicle account--state
29 appropriation is provided solely to test the quality of biofuel. The
30 department must test fuel quality at the biofuel manufacturer,
31 distributor, and retailer.

32 **Sec. 106.** 2007 c 518 s 106 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

35 Motor Vehicle Account--State Appropriation ((~~\$223,000~~))

\$340,000

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

TRANSPORTATION AGENCIES--OPERATING

Sec. 201. 2007 c 518 s 201 (uncodified) is amended to read as follows:

FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION

Highway Safety Account--State Appropriation	((\$2,609,000))
	<u>\$2,605,000</u>
Highway Safety Account--Federal Appropriation	((\$15,880,000))
	<u>\$15,849,000</u>
School Zone Safety Account--State Appropriation	((\$3,300,000))
	<u>\$3,376,000</u>
TOTAL APPROPRIATION	((\$21,789,000))
	<u>\$21,830,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$76,000 of the school zone safety account--state appropriation is provided solely for contracting with the office of the superintendent of public instruction (OSPI) to conduct pilot programs in three school districts for road safety education and training for children, in order to teach children safe walking, bicycling, and transit use behavior. The pilot projects shall be conducted during the 2008-09 academic year, and shall be modeled after a program and curriculum successfully implemented in the Spokane school district. Funds are provided for curriculum resources, bicycle purchases, teacher training, other essential services and equipment, and OSPI administrative expenses which may include contracting out pilot program administration. The participating school districts shall be located as follows: One in Grant county, one in Island county, and one in Kitsap county. The OSPI shall evaluate the pilot programs, and report to the transportation committees of the legislature no later than December 1, 2009, on the outcomes of the pilot programs. The

1 report shall include a survey identifying barriers to, interest in, and
2 the likelihood of students traveling by biking, walking, or transit
3 both prior to and following completion of the pilot program.

4 **Sec. 202.** 2007 c 518 s 202 (uncodified) is amended to read as
5 follows:

6 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

7 Rural Arterial Trust Account--State Appropriation	((\$907,000))
	<u>\$901,000</u>
9 Motor Vehicle Account--State Appropriation	((\$2,075,000))
	<u>\$2,060,000</u>
11 County Arterial Preservation Account--State	
12 Appropriation	((\$1,399,000))
	<u>\$1,389,000</u>
14 TOTAL APPROPRIATION	((\$4,381,000))
	<u>\$4,350,000</u>

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

21 **Sec. 203.** 2007 c 518 s 203 (uncodified) is amended to read as
22 follows:

23 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

24 Urban Arterial Trust Account--State Appropriation	((\$1,793,000))
	<u>\$1,780,000</u>
26 Transportation Improvement Account--State	
27 Appropriation	((\$1,795,000))
	<u>\$1,781,000</u>
29 TOTAL APPROPRIATION	((\$3,588,000))
	<u>\$3,561,000</u>

31 **Sec. 204.** 2007 c 518 s 204 (uncodified) is amended to read as
32 follows:

33 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

34 Pilotage Account--State Appropriation	((\$1,156,000))
	<u>\$1,153,000</u>

1 **Sec. 205.** 2007 c 518 s 205 (uncodified) is amended to read as
2 follows:

3 **FOR THE JOINT TRANSPORTATION COMMITTEE**

4	Motor Vehicle Account--State Appropriation	((\$2,103,000))
5		<u>\$2,364,000</u>
6	<u>State Patrol Highway Account--State Appropriation</u>	\$100,000
7	Multimodal Transportation Account--State Appropriation	\$550,000
8	TOTAL APPROPRIATION	((\$2,653,000))
9		<u>\$3,014,000</u>

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

12 (1) (~~\$500,000~~) \$750,000 of the motor vehicle account--state
13 appropriation is for establishing a work group to implement Engrossed
14 Substitute House Bill No. 2358 (regarding state ferries) and review
15 other matters relating to Washington state ferries. The cochairs of
16 the committee shall establish the work group comprising committee
17 members or their designees, an appointee by the governor, and other
18 stakeholders as appointed by the cochairs, to assist in the committee's
19 work. The work group shall present a report (~~the progress~~) of its
20 tasks to the transportation committees of the legislature by December
21 (~~15, 2007~~) 1, 2008. The work group is tasked with the following:

22 (a) Implementing the recommendations of Engrossed Substitute House
23 Bill No. 2358 (regarding state ferries). As directed by Engrossed
24 Substitute House Bill No. 2358, the committee work group shall
25 participate in and provide a review of the following:

26 (i) The Washington transportation commission's development and
27 interpretation of a survey of ferry customers;

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

32 (iii) The department's development of pricing policy proposals. In
33 developing these policies, the policy, in effect on some routes, of
34 collecting fares in only one direction must be evaluated to determine
35 whether one-way fare pricing best serves the ferry system;

36 (iv) The department's development of operational strategies;

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

1 (vi) The department's development of a long-range capital plan;
2 (b) Reviewing the following Washington state ferry programs:
3 (i) Ridership demand forecast;
4 (ii) Updated life cycle cost model, as directed by Engrossed
5 Substitute House Bill No. 2358;
6 (iii) Administrative operating costs, nonlabor and nonfuel
7 operating costs, Eagle Harbor maintenance facility program and
8 maintenance costs, administrative and systemwide capital costs, and
9 vessel preservation costs; and
10 (iv) The Washington state ferries' proposed capital cost allocation
11 plan methodology, as described in Engrossed Substitute House Bill No.
12 2358;
13 (c) Making recommendations regarding:
14 (i) The most efficient timing and sizing of future vessel
15 acquisitions beyond those currently authorized by the legislature.
16 Vessel acquisition recommendations must be based on the ridership
17 projections, level of service standards, and operational and pricing
18 strategies reviewed by the committee and must include the impact of
19 those recommendations on the timing and size of terminal capital
20 investments and the state ferries' long range operating and capital
21 finance plans; and
22 (ii) Capital financing strategies for consideration in the 2009
23 legislative session. This work must include confirming the
24 department's estimate of future capital requirements based on a long
25 range capital plan and must include the department's development of a
26 plan for codevelopment and public private partnership opportunities at
27 public ferry terminals; and
28 (d) Evaluate the capital cost allocation plan methodology developed
29 by the department to implement Engrossed Substitute House Bill No.
30 2358.
31 (2) \$250,000 of the motor vehicle account--state appropriation and
32 \$250,000 of the multimodal transportation account--state appropriation
33 are for the continuing implementation of (~~Substitute Senate Bill No.~~
34 ~~5207~~) chapter 514, Laws of 2007.
35 (3) \$300,000 of the multimodal transportation account--state
36 appropriation is for implementing Substitute House Bill No. 1694
37 (coordinated transportation). If Substitute House Bill No. 1694 is not

1 enacted by June 30, 2007, the amount provided in this subsection shall
2 lapse.

3 (4) \$100,000 of the state patrol highway account--state
4 appropriation is for a study of the most cost-effective means of
5 ensuring that the pension concerns of the members of the Washington
6 state patrol retirement system are adequately and appropriately
7 considered and submitted to the legislature. The committee shall
8 solicit participation and guidance from the senate ways and means
9 committee, the house of representatives appropriations committee, the
10 department of retirement systems, the office of financial management,
11 the Washington state patrol troopers association, the Washington state
12 patrol lieutenants association, the Washington state patrol, and the
13 office of the state actuary, and report the study recommendations to
14 the legislature by November 1, 2008.

15 **Sec. 206.** 2007 c 518 s 206 (uncodified) is amended to read as
16 follows:

17 **FOR THE TRANSPORTATION COMMISSION**

18	Motor Vehicle Account--State Appropriation	((\$2,276,000))
19		<u>\$2,469,000</u>
20	Multimodal Transportation Account--State Appropriation . . .	\$112,000
21	TOTAL APPROPRIATION	((\$2,388,000))
22		<u>\$2,581,000</u>

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

25 (1) \$350,000 of the motor vehicle account--state appropriation is
26 provided solely for the commission to conduct a survey of ferry
27 customers as described in Engrossed Substitute House Bill No. 2358.
28 Development and interpretation of the survey must be done with
29 participation of the joint transportation committee work group
30 established in section 205(1) of this act.

31 (2) (~~(\$100,000)~~) \$300,000 of the motor vehicle account--state
32 appropriation is provided solely for a study to identify and evaluate
33 long-term financing alternatives for the Washington state ferry system.
34 The study shall incorporate the findings of the initial survey
35 described in subsection (1) of this section, and shall consider the
36 potential for state, regional, or local financing options. The

1 commission shall submit a draft final report of its findings and
2 recommendations to the transportation committees of the legislature no
3 later than December 2008.

4 (3) The commission shall conduct a planning grade tolling study
5 that is based on the recommended policies in the commission's
6 comprehensive tolling study submitted September 20, 2006.

7 (4) Pursuant to RCW 43.135.055, during the 2007-09 fiscal biennium,
8 the transportation commission shall establish, periodically review,
9 and, if necessary, modify a schedule of toll charges applicable to the
10 state route 167 high-occupancy toll lane pilot project, as required by
11 RCW 47.56.403.

12 **Sec. 207.** 2007 c 518 s 207 (uncodified) is amended to read as
13 follows:

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

15 Motor Vehicle Account--State Appropriation ((~~\$695,000~~))
16 \$692,000

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

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

23 (2) The freight mobility strategic investment board and the
24 department of transportation shall collaborate to submit a report to
25 the office of financial management and the transportation committees of
26 the legislature by September 1, 2008, listing proposed freight highway
27 and rail projects. The report must describe the analysis used for
28 selecting such projects, as required by chapter 47.06A RCW for the
29 board and as required by this act for the department. When developing
30 its list of proposed freight highway and rail projects, the freight
31 mobility strategic investment board shall use the priorities identified
32 in section 309(7)(a) of this act to the greatest extent possible.

33 **Sec. 208.** 2007 c 518 s 208 (uncodified) is amended to read as
34 follows:

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

36 State Patrol Highway Account--State

1	Appropriation	((\$225,445,000))
2		<u>\$227,172,000</u>
3	State Patrol Highway Account--Federal	
4	Appropriation	\$10,602,000
5	State Patrol Highway Account--Private/Local	
6	Appropriation	\$410,000
7	TOTAL APPROPRIATION	((\$236,457,000))
8		<u>\$238,184,000</u>

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

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

19 (2) In addition to the user fees, the patrol shall transfer into
20 the state patrol nonappropriated airplane revolving account under RCW
21 43.79.470 no more than the amount of appropriated state patrol highway
22 account and general fund funding necessary to cover the costs for the
23 patrol's use of the aircraft. The state patrol highway account and
24 general fund--state funds shall be transferred proportionately in
25 accordance with a cost allocation that differentiates between highway
26 traffic enforcement services and general policing purposes.

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

33 (4) \$1,662,000 of the state patrol highway account--state
34 appropriation is provided solely for the implementation of Substitute
35 House Bill No. 1304 (commercial vehicle enforcement). If Substitute
36 House Bill No. 1304 is not enacted by June 30, 2007, the amount
37 provided in this subsection shall lapse.

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

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

11 (7) \$3,300,000 of the state patrol highway account--state
12 appropriation is provided solely for the salaries and benefits
13 associated with accretion in the number of troopers employed above
14 1,158 authorized commissioned troopers, or solely for training new
15 cadets; however, the amount provided in this subsection is contingent
16 on the Washington state patrol submitting a 2009-11 budget request that
17 fully funds field force operations without reliance on a projected
18 vacancy rate.

19 (8) By July 1, 2008, the Washington state patrol shall assign six
20 additional troopers to the Monroe detachment from among troopers
21 requesting transfer to Monroe or graduating cadet classes.

22 **Sec. 209.** 2007 c 518 s 209 (uncodified) is amended to read as
23 follows:

24 FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU	
25 State Patrol Highway Account--State Appropriation . . .	((\$1,300,000))
26	<u>\$1,553,000</u>

27 **Sec. 210.** 2007 c 518 s 210 (uncodified) is amended to read as
28 follows:

29 FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU	
30 State Patrol Highway Account--State Appropriation . . .	((\$103,157,000))
31	<u>\$102,891,000</u>
32 State Patrol Highway Account--Private/Local	
33 Appropriation	\$2,008,000
34 TOTAL APPROPRIATION	((\$105,165,000))
35	<u>\$104,899,000</u>

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

3 (1) The Washington state patrol shall work with the risk management
4 division in the office of financial management in compiling the
5 Washington state patrol's data for establishing the agency's risk
6 management insurance premiums to the tort claims account. The office
7 of financial management and the Washington state patrol shall submit a
8 report to the legislative transportation committees by December 31st of
9 each year on the number of claims, estimated claims to be paid, method
10 of calculation, and the adjustment in the premium.

11 (2) (~~(\$12,641,000)~~) \$9,981,000 of the total appropriation is
12 provided solely for automobile fuel in the 2007-2009 biennium.

13 (3) (~~(\$8,678,000)~~) \$7,461,000 of the total appropriation is
14 provided solely for the purchase of pursuit vehicles.

15 (4) (~~(\$5,254,000)~~) \$6,328,000 of the total appropriation is
16 provided solely for vehicle repair and maintenance costs of vehicles
17 used for highway purposes.

18 (5) \$384,000 of the total appropriation is provided solely for the
19 purchase of mission vehicles used for highway purposes in the
20 commercial vehicle and traffic investigation sections of the Washington
21 state patrol.

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

26 (7) \$630,000 of the total appropriation is provided solely for the
27 ongoing software maintenance and technical support for the digital
28 microwave system. The Washington state patrol shall coordinate with
29 the other members of the Washington state interoperability executive
30 committee to ensure compatibility between emergency communication
31 systems.

32 **Sec. 211.** 2007 c 518 s 212 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF LICENSING**

35	Marine Fuel Tax Refund Account--State Appropriation	\$32,000
36	Motorcycle Safety Education Account--State	
37	Appropriation	((\$3,905,000))

1		<u>\$3,899,000</u>
2	Wildlife Account--State Appropriation	((\$843,000))
3		<u>\$831,000</u>
4	Highway Safety Account--State Appropriation	((\$141,953,000))
5		<u>\$145,570,000</u>
6	Highway Safety Account--Federal Appropriation	\$233,000
7	Motor Vehicle Account--State Appropriation	((\$79,230,000))
8		<u>\$78,424,000</u>
9	Motor Vehicle Account--Private/Local Appropriation	\$1,372,000
10	Motor Vehicle Account--Federal Appropriation	((\$117,000))
11		<u>\$1,354,000</u>
12	Department of Licensing Services Account--State	
13	Appropriation	((\$3,540,000))
14		<u>\$4,542,000</u>
15	Washington State Patrol Highway Account--State	
16	Appropriation	\$1,145,000
17	TOTAL APPROPRIATION	((\$232,370,000))
18		<u>\$237,402,000</u>

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

21 (1) \$2,941,000 of the highway safety account--state appropriation
22 is provided solely for the implementation of Substitute House Bill No.
23 1267 (modifying commercial driver's license requirements). If
24 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the
25 amount provided in this subsection shall lapse. The department shall
26 informally report to the legislature by December 1, 2008, with
27 measurable data indicating the department's progress in meeting its
28 goal of improving public safety by improving the quality of the
29 commercial driver's license testing process.

30 (2) \$716,000 of the motorcycle safety education account--state
31 appropriation is provided solely for the implementation of Senate Bill
32 No. 5273 (modifying motorcycle driver's license endorsement and
33 education provisions). If Senate Bill No. 5273 is not enacted by June
34 30, 2007, the amount provided in this subsection shall lapse.

35 (3) ((~~\$8,872,000~~)) \$12,322,000 of the highway safety account--state
36 appropriation is provided solely for costs associated with the
37 ((~~systems development and issuance of~~)) processing costs of issuing
38 enhanced drivers' licenses and identicards to facilitate crossing the

1 Canadian border. (~~If Engrossed Substitute House Bill No. 1289~~
2 ~~(relating to the issuance of enhanced drivers' licenses and~~
3 ~~identicards) is not enacted by June 30, 2007, the amount provided in~~
4 ~~this subsection shall lapse. The department may expend funds only~~
5 ~~after acceptance of the enhanced Washington state driver's license for~~
6 ~~border crossing purposes by the Canadian and United States governments.~~
7 ~~The department may expend funds only after prior written approval of~~
8 ~~the director of financial management. Of the amount provided in this~~
9 ~~subsection, up to \$1,000,000 is for a statewide educational campaign,~~
10 ~~which must include coordination with existing public and private~~
11 ~~entities, to inform the Washington public of the benefits of the new~~
12 ~~enhanced drivers' licenses and identicards.))~~

13 (4) \$91,000 of the motor vehicle account--state appropriation and
14 \$152,000 of the highway safety account--state appropriation are
15 provided solely for contracting with the office of the attorney general
16 to investigate criminal activity uncovered in the course of the
17 agency's licensing and regulatory activities. Funding is provided for
18 the 2008 fiscal year. The department may request funding for the 2009
19 fiscal year if the request is submitted with measurable data indicating
20 the department's progress in meeting its goal of increased prosecution
21 of illegal activity.

22 (5) \$350,000 of the highway safety account--state appropriation is
23 provided solely for the costs associated with the systems development
24 of the interface that will allow insurance carriers and their agents
25 real time, online access to drivers' records. If Substitute Senate
26 Bill No. 5937 is not enacted by June 30, 2007, the amount provided in
27 this subsection shall lapse.

28 (6) \$1,145,000 of the state patrol highway account--state
29 appropriation is provided solely for the implementation of Substitute
30 House Bill No. 1304 (modifying commercial motor vehicle carrier
31 provisions). If Substitute House Bill No. 1304 is not enacted by June
32 30, 2007, the amount provided in this subsection shall lapse.

33 (7) The department may submit information technology related
34 requests for funding only if the department has coordinated with the
35 department of information services as required by section 602 of this
36 act.

37 (8) (~~Within the amounts appropriated in this section, the~~
38 ~~department shall, working with the legislature, develop a proposal to))~~

1 \$116,000 of the motor vehicle account--state appropriation is provided
2 solely to, in consultation with the legislature, streamline title and
3 registration statutes to specifically address apparent conflicts, fee
4 distribution, and other recommendations by the department that are
5 revenue neutral and which do not change legislative policy. The
6 department shall (~~report the results of this review to the~~
7 ~~transportation committees of the legislature by December 1, 2007)~~
8 submit recommended changes to the transportation committees of the
9 legislature by the end of the biennium.

10 (9) \$246,000 of the department of licensing services account--state
11 appropriation is provided solely for the implementation of Substitute
12 Senate Bill No. 6836 (secure vehicle licensing system). If Substitute
13 Senate Bill No. 6836 is not enacted by June 30, 2008, the amount
14 provided in this subsection shall lapse.

15 (10) \$960,000 of the motor vehicle account--state appropriation is
16 provided solely for the implementation of Second Substitute House Bill
17 No. 1046 (motor vehicle insurance). If Second Substitute House Bill
18 No. 1046 is not enacted by June 30, 2008, the amount provided in this
19 subsection shall lapse.

20 (11) \$277,000 of the highway safety account--state appropriation is
21 provided solely for the implementation of Senate Bill No. 6885 (driving
22 record abstracts). If Senate Bill No. 6885 is not enacted by June 30,
23 2008, the amount provided in this subsection shall lapse.

24 (12) \$417,000 of the highway safety account--state appropriation is
25 provided solely for the implementation of Engrossed Second Substitute
26 Senate Bill No. 6546 (ignition interlock drivers' license). If
27 Engrossed Second Substitute Senate Bill No. 6546 is not enacted by June
28 30, 2008, the amount provided in this subsection shall lapse.

29 (13) The department shall investigate instituting a program whereby
30 individual registered vehicle owners can have license plates tested for
31 reflectivity to determine whether the department's requirement that the
32 license plates be replaced after seven years can be waived for that
33 particular set of license plates.

34 **Sec. 212.** 2007 c 518 s 213 (uncodified) is amended to read as
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**

1	MAINTENANCE--PROGRAM B	
2	High-Occupancy Toll Lanes Account--State	
3	Appropriation	((\$2,596,000))
4		<u>\$2,253,000</u>
5	Motor Vehicle Account--State Appropriation	((\$5,600,000))
6		<u>\$1,018,000</u>
7	Tacoma Narrows Toll Bridge Account--State	
8	Appropriation	((\$28,218,000))
9		<u>\$28,249,000</u>
10	TOTAL APPROPRIATION	((\$36,414,000))
11		<u>\$31,520,000</u>

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

14 ~~((1) \$5,000,000 of the motor vehicle account state is provided
15 solely to provide a reserve for the Tacoma Narrows Bridge project.
16 This appropriation shall be held in unallotted status until the office
17 of financial management deems that revenues applicable to the Tacoma
18 Narrows Bridge project are not sufficient to cover the project's
19 expenditures.~~

20 ~~(2) The department shall solicit private donations to fund
21 activities related to the opening ceremonies of the Tacoma Narrows
22 bridge project.))~~ The department shall develop incentives to reduce
23 and control tolling operations costs. These incentives may be directed
24 at the public, the tolling contractor, or the department. Incentives
25 to be considered should include, but not be limited to: Incentives to
26 return unneeded transponders, incentives to close inactive accounts,
27 incentives to reduce printed account statements, incentives to reduce
28 labor costs, and incentives to reduce postage and shipping costs.
29 These incentives shall be presented for review by the transportation
30 commission by September 30, 2008.

31 **Sec. 213.** 2007 c 518 s 214 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**
34 **C**

35	Transportation Partnership Account--State	
36	Appropriation	((\$4,556,000))
37		<u>\$5,892,000</u>

1	Motor Vehicle Account--State Appropriation	((\$67,613,000))
2		<u>\$67,744,000</u>
3	Motor Vehicle Account--Federal Appropriation	\$1,096,000
4	Puget Sound Ferry Operations Account--State	
5	Appropriation	((\$9,192,000))
6		<u>\$9,147,000</u>
7	Multimodal Transportation Account--State	
8	Appropriation	\$363,000
9	Transportation 2003 Account (Nickel Account)--State	
10	Appropriation	((\$4,000,000))
11		<u>\$5,337,000</u>
12	TOTAL APPROPRIATION	((\$86,820,000))
13		<u>\$89,579,000</u>

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

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

23 (2) The department shall provide updated information on six project
24 milestones for all active projects, funded in part or in whole with
25 2005 transportation partnership account funds or 2003 nickel account
26 funds, on a quarterly basis in the transportation executive information
27 system (TEIS). The department shall also provide updated information
28 on six project milestones for projects, funded with preexisting funds
29 and that are agreed to by the legislature, office of financial
30 management, and the department, on a quarterly basis in TEIS.

31 (3) ((~~\$2,300,000~~)) \$3,300,000 of the motor vehicle account--state
32 appropriation is provided solely for preliminary work needed to
33 transition the department to the state government network. In
34 collaboration with the department of information services the
35 department shall complete an inventory of the current network
36 infrastructure, ((and)) develop an implementation plan for transition
37 to the state government network, improve security, and initiate
38 connection to the state government network.

1 (4) \$1,000,000 of the motor vehicle account--state appropriation,
2 (~~(\$4,556,000)~~) \$5,892,000 of the transportation partnership account--
3 state appropriation, and (~~(\$4,000,000)~~) \$5,337,000 of the
4 transportation 2003 account (nickel account)--state appropriation are
5 provided solely for the department to develop a project management and
6 reporting system which is a collection of integrated tools for capital
7 construction project managers to use to perform all the necessary tasks
8 associated with project management. The department shall integrate
9 commercial off-the-shelf software with existing department systems and
10 enhanced approaches to data management to provide web-based access for
11 multi-level reporting and improved business workflows and reporting.
12 Beginning September 1, 2007, and on a quarterly basis thereafter, the
13 department shall report to the office of financial management and the
14 transportation committees of the legislature on the status of the
15 development and integration of the system. The first report shall
16 include a detailed work plan for the development and integration of the
17 system including timelines and budget milestones. At a minimum the
18 ensuing reports shall indicate the status of the work as it compares to
19 the work plan, any discrepancies, and proposed adjustments necessary to
20 bring the project back on schedule or budget if necessary.

21 (5) The department may submit information technology related
22 requests for funding only if the department has coordinated with the
23 department of information services as required by section 602 of this
24 act.

25 (6) \$1,600,000 of the motor vehicle account--state appropriation is
26 provided solely for the critical application assessment implementation
27 project. The department shall submit a progress report on the critical
28 application assessment implementation project to the house of
29 representatives and senate transportation committees on or before
30 December 1, 2007, and December 1, 2008, with a final report on or
31 before June 30, 2009.

32 **Sec. 214.** 2007 c 518 s 215 (uncodified) is amended to read as
33 follows:

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

36 Motor Vehicle Account--State Appropriation	((\$34,569,000))
37	<u>\$34,030,000</u>

1 **Sec. 215.** 2007 c 518 s 216 (uncodified) is amended to read as
2 follows:

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

4 Aeronautics Account--State Appropriation	(((\$6,889,000)))
5	<u>\$7,868,000</u>
6 Aeronautics Account--Federal Appropriation	\$2,150,000
7 Multimodal Transportation Account--State Appropriation	\$631,000
8 TOTAL APPROPRIATION	(((\$9,670,000)))
9	<u>\$10,649,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations: The entire multimodal transportation
12 account--state appropriation (~~is~~) and \$400,000 of the aeronautics
13 account--state appropriation are provided solely for the aviation
14 planning council as provided for in RCW 47.68.410.

15 **Sec. 216.** 2007 c 518 s 217 (uncodified) is amended to read as
16 follows:

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

19 Transportation Partnership Account--State	
20 Appropriation	\$2,422,000
21 Motor Vehicle Account--State Appropriation	(((\$50,446,000)))
22	<u>\$52,317,000</u>
23 Motor Vehicle Account--Federal Appropriation	\$500,000
24 Multimodal Transportation Account--State	
25 Appropriation	\$250,000
26 Transportation 2003 Account (Nickel Account)--State	
27 Appropriation	\$2,422,000
28 TOTAL APPROPRIATION	(((\$56,040,000)))
29	<u>\$57,911,000</u>

30 The appropriation in this section is subject to the following
31 conditions and limitations: \$2,422,000 of the transportation
32 partnership account appropriation and \$2,422,000 of the transportation
33 2003 account (nickel account)--state appropriation are provided solely
34 for consultant contracts to assist the department in the delivery of
35 the capital construction program by identifying improvements to program
36 delivery, program management, project controls, program and project

1 monitoring, forecasting, and reporting. The consultants shall work
2 with the department of information services in the development of the
3 project management and reporting system.

4 The consultants shall provide an updated copy of the capital
5 construction strategic plan to the legislative transportation
6 committees and to the office of financial management on June 30, 2008,
7 and each year thereafter.

8 The department shall coordinate its work with other budget and
9 performance efforts, including Roadmap, the findings of the critical
10 applications modernization and integration strategies study, including
11 proposed next steps, and the priorities of government process.

12 The department shall report to the transportation committees of the
13 house of representatives and senate, and the office of financial
14 management, by December 31, 2007, on the implementation status of
15 recommended capital budgeting and reporting options. Options must
16 include: Reporting against legislatively-established project
17 identification numbers and may include recommendations for reporting
18 against other appropriate project groupings; measures for reporting
19 progress, timeliness, and cost which create an incentive for the
20 department to manage effectively and report its progress in a
21 transparent manner; and criteria and process for transfers of funds
22 among projects.

23 **Sec. 217.** 2007 c 518 s 218 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM**
26 **K**

27	Motor Vehicle Account--State Appropriation	((\$1,151,000))
28		<u>\$1,142,000</u>
29	Multimodal Transportation Account--State Appropriation . . .	\$300,000
30	TOTAL APPROPRIATION	((\$1,451,000))
31		<u>\$1,442,000</u>

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

- 34 (1) \$300,000 of the multimodal account--state appropriation is
- 35 provided solely for the department to hire a consultant to develop a
- 36 plan for codevelopment and public-private partnership opportunities at
- 37 public ferry terminals.

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

5 **Sec. 218.** 2007 c 518 s 219 (uncodified) is amended to read as
6 follows:

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

8 Motor Vehicle Account--State Appropriation	((\$321,888,000))
9	<u>\$331,565,000</u>
10 Motor Vehicle Account--Federal Appropriation	((\$2,000,000))
11	<u>\$5,000,000</u>
12 Motor Vehicle Account--Private/Local Appropriation	\$5,797,000
13 TOTAL APPROPRIATION	((\$329,685,000))
14	<u>\$342,362,000</u>

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

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

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

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

31 (4) ((~~\$1,500,000~~)) \$5,000,000 of the motor vehicle account--federal
32 appropriation is provided for unanticipated federal funds that may be
33 received during the 2007-09 biennium. Upon receipt of the funds, the
34 department shall provide a report on the use of the funds to the
35 transportation committees of the legislature and the office of
36 financial management.

1 (5) Funding is provided for maintenance on the state system to
2 deliver service level targets as listed in LEAP Transportation Document
3 2007-C, as developed April 20, 2007. In delivering the program and
4 aiming for these targets, the department should concentrate on the
5 following areas:

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

8 (b) Evaluating, analyzing, and potentially redistributing resources
9 within and among regions to provide greater consistency in delivering
10 the program statewide and in achieving overall level of service
11 targets.

12 (6) The department may work with the department of corrections to
13 utilize corrections crews for the purposes of litter pickup on state
14 highways.

15 (7) \$650,000 of the motor vehicle account--state appropriation is
16 provided solely for increased asphalt costs.

17 (8) The department shall prepare a comprehensive listing of
18 maintenance backlogs and related costs and report to the office of
19 financial management and the transportation committees of the
20 legislature by December 31, 2008.

21 (9) \$79,266,000 of the motor vehicle account--state appropriation
22 is for snow and ice related expenses, within which is a one-time
23 increase of \$3,250,000 provided solely for extraordinary snow and ice
24 removal expenses incurred during the winter of 2007-08.

25 **Sec. 219.** 2007 c 518 s 220 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
28 **OPERATING**

29 Motor Vehicle Account--State Appropriation	((\$52,040,000))
	<u>\$51,478,000</u>
30 Motor Vehicle Account--Federal Appropriation	\$2,050,000
31 Motor Vehicle Account--Private/Local Appropriation	\$127,000
32 TOTAL APPROPRIATION	((\$54,217,000))
	<u>\$53,655,000</u>

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

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

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

10 (3) \$6,800,000 of the motor vehicle account--state appropriation is
11 provided solely for low-cost enhancements. The department shall give
12 priority to low-cost enhancement projects that improve safety or
13 provide congestion relief. The department shall prioritize low-cost
14 enhancement projects on a statewide rather than regional basis. By
15 January 1, 2008, and January 1, 2009, the department shall provide a
16 report to the legislature listing all low-cost enhancement projects
17 prioritized on a statewide rather than regional basis completed in the
18 prior year.

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

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

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

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

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

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

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

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

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

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

36 (5) The traffic signal operations along 164th Street SE at the
37 intersections of Mill Creek Boulevard and SR 527 should be optimized to

1 minimize vehicle delay on both corridors based on traffic volumes and
2 not only on functional classification or designation.

3 **Sec. 220.** 2007 c 518 s 221 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
6 **SUPPORT--PROGRAM S**

7	Motor Vehicle Account--State Appropriation	((\$28,215,000))
8		<u>\$27,392,000</u>
9	Motor Vehicle Account--Federal Appropriation	\$30,000
10	Puget Sound Ferry Operations Account--State	
11	Appropriation	\$1,321,000
12	Multimodal Transportation Account--State	
13	Appropriation	\$1,223,000
14	TOTAL APPROPRIATION	((\$30,789,000))
15		<u>\$29,966,000</u>

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

18 (1) The department shall work with staffs from the legislative
19 evaluation and accountability program committee, the transportation
20 committees of the legislature, and the office of financial management
21 on developing a new capital budgeting system to meet identified
22 information needs.

23 (2) \$250,000 of the multimodal account--state appropriation is
24 provided solely for implementing a wounded combat veteran's internship
25 program, administered by the department. The department shall seek
26 federal funding to support the continuation of this program.

27 **Sec. 221.** 2007 c 518 s 222 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**
30 **AND RESEARCH--PROGRAM T**

31	Motor Vehicle Account--State Appropriation	((\$30,698,000))
32		<u>\$27,620,000</u>
33	Motor Vehicle Account--Federal Appropriation	\$19,163,000
34	Multimodal Transportation Account--State	
35	Appropriation	((\$1,029,000))
36		<u>\$1,801,000</u>

1	Multimodal Transportation Account--Federal	
2	Appropriation	\$2,809,000
3	Multimodal Transportation Account--Private/Local	
4	Appropriation	\$100,000
5	TOTAL APPROPRIATION	((\$53,799,000))
6		<u>\$51,493,000</u>

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

9 ~~(1) ((\$3,900,000 of the motor vehicle account--state appropriation~~
10 ~~is provided solely for the costs of the regional transportation~~
11 ~~investment district (RTID) and department of transportation project~~
12 ~~oversight. The department shall provide support from its urban~~
13 ~~corridors region to assist in preparing project costs, expenditure~~
14 ~~plans, and modeling. The department shall not deduct a management~~
15 ~~reserve, nor charge management or overhead fees. These funds,~~
16 ~~including those expended since 2003, are provided as a loan to the RTID~~
17 ~~and shall be repaid to the state within one year following formation of~~
18 ~~the RTID. \$2,391,000 of the amount provided under this subsection~~
19 ~~shall lapse, effective January 1, 2008, if voters fail to approve~~
20 ~~formation of the RTID at the 2007 general election, as determined by~~
21 ~~the certification of the election results.))~~ \$1,559,000 of the motor
22 vehicle account--state appropriation is provided solely for costs
23 incurred for the 2007 regional transportation investment district
24 election.

25 (2) (~~\$300,000~~) \$1,080,000 of the multimodal transportation
26 account--state appropriation is provided solely for a transportation
27 demand management program, developed by the Whatcom council of
28 governments, to further reduce drive-alone trips and maximize the use
29 of sustainable transportation choices. The community-based program
30 must focus on all trips, not only commute trips, by providing
31 education, assistance, and incentives to four target audiences: (a)
32 Large work sites; (b) employees of businesses in downtown areas; (c)
33 school children; and (d) residents of Bellingham.

34 (3) \$320,000 of the motor vehicle account--state appropriation and
35 \$128,000 of the motor vehicle account--federal appropriation are
36 provided solely for development of a freight database to help guide
37 freight investment decisions and track project effectiveness. The
38 database will be based on truck movement tracked through geographic

1 information system technology. TransNow will contribute an additional
2 \$192,000 in federal funds which are not appropriated in the
3 transportation budget. The department shall work with the freight
4 mobility strategic investment board to implement this project.

5 (4) By December 1, 2008, the department shall require confirmation
6 from jurisdictions that plan under the growth management act, chapter
7 36.70A RCW, and that receive state transportation funding under this
8 act, that the jurisdictions have adopted standards for access
9 permitting on state highways that meet or exceed department standards
10 in accordance with RCW 47.50.030. The objective of this subsection is
11 to encourage local governments, through the receipt of state
12 transportation funding, to adhere to best practices in access control
13 applicable to development activity significantly impacting state
14 transportation facilities. By January 1, 2009, the department shall
15 submit a report to the appropriate committees of the legislature
16 detailing the progress of the local jurisdictions in adopting the
17 highway access permitting standards.

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

23 (6) The department shall add a position within the freight systems
24 division to provide expertise regarding the trucking aspects of the
25 state's freight system.

26 (7) The department shall evaluate the feasibility of developing a
27 freight corridor bypass from Everett to Gold Bar on US 2, including a
28 connection to SR 522. US 2 is an important freight corridor, and is an
29 alternative route for I-90. Congestion, safety issues, and flooding
30 concerns have all contributed to the need for major improvements to the
31 corridor. The evaluation shall consider the use of toll lanes for the
32 project. The department must report to the transportation committees
33 of the legislature by December 1, 2007, on its analysis and
34 recommendations regarding the benefit of a freight corridor and the
35 potential use of freight toll lanes to improve safety and congestion in
36 the corridor.

37 (8) The department shall work with the department of ecology, the
38 county road administration board, and the transportation improvement

1 board to develop model procedures and municipal and state rules in
2 regard to maximizing the use of recycled asphalt on road construction
3 and preservation projects. The department shall report to the joint
4 transportation committee by December 1, 2008, with recommendations on
5 increasing the use of recycled asphalt at the state and local level.

6 **Sec. 222.** 2007 c 518 s 223 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
9 **PROGRAM U**

10	Motor Vehicle Account--State Appropriation	((\$66,342,000))
11		<u>\$66,428,000</u>
12	Motor Vehicle Account--Federal Appropriation	\$400,000
13	Multimodal Transportation Account--State	
14	Appropriation	\$259,000
15	TOTAL APPROPRIATION	((\$67,001,000))
16		<u>\$67,087,000</u>

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

19 (1) \$36,665,000 of the motor vehicle fund--state appropriation is
20 provided solely for the liabilities attributable to the department of
21 transportation. The office of financial management must provide a
22 detailed accounting of the revenues and expenditures of the self-
23 insurance fund to the transportation committees of the legislature on
24 December 31st and June 30th of each year.

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

27 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT

28	DIVISION OF RISK MANAGEMENT FEES	\$1,520,000
29	(b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE	
30	AUDITOR	((\$1,150,000))
31		<u>\$1,153,000</u>

32 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL

33	ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED	
34	MAIL SERVICES	((\$4,157,000))
35		<u>\$4,859,000</u>

36 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF

37	PERSONNEL	((\$4,033,000))
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1		<u>\$7,593,000</u>
2	(e) FOR PAYMENT OF SELF-INSURANCE LIABILITY	
3	PREMIUMS AND ADMINISTRATION	\$36,665,000
4	(f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL	
5	ADMINISTRATION CAPITAL PROJECTS SURCHARGE	\$1,838,000
6	(g) FOR ARCHIVES AND RECORDS MANAGEMENT	((\$647,000))
7		<u>\$677,000</u>
8	(h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS	
9	ENTERPRISES	((\$1,070,000))
10		<u>\$1,042,000</u>
11	(i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY	
12	THE OFFICE OF FINANCIAL MANAGEMENT	((\$930,000))
13		<u>\$966,000</u>
14	(j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT	
15	OF INFORMATION SERVICES	((\$1,138,000))
16		<u>\$945,000</u>
17	(k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY	
18	GENERAL'S OFFICE	((\$8,859,000))
19		<u>\$9,045,000</u>
20	(l) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY	
21	GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT	
22	LITIGATION	\$158,000
23	<u>(m) FOR DEPARTMENT OF PERSONNEL ONLINE RECRUITING</u>	<u>\$326,000</u>

24 **Sec. 223.** 2007 c 518 s 224 (uncodified) is amended to read as
25 follows:

26	FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM	
27	V	
28	Regional Mobility Grant Program Account--State	
29	Appropriation	\$40,000,000
30	Multimodal Transportation Account--State	
31	Appropriation	((\$85,202,000))
32		<u>\$85,606,000</u>
33	Multimodal Transportation Account--Federal	
34	Appropriation	\$2,582,000
35	Multimodal Transportation Account--Private/Local	
36	Appropriation	((\$291,000))
37		<u>\$659,000</u>

1 TOTAL APPROPRIATION ((~~\$128,075,000~~))
2 \$128,847,000

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

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

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

15 (b) \$19,500,000 of the amount provided in this subsection is
16 provided solely for grants to transit agencies to transport persons
17 with special transportation needs. To receive a grant, the transit
18 agency must have a maintenance of effort for special needs
19 transportation that is no less than the previous year's maintenance of
20 effort for special needs transportation. Grants for transit agencies
21 shall be prorated based on the amount expended for demand response
22 service and route deviated service in calendar year 2005 as reported in
23 the "Summary of Public Transportation - 2005" published by the
24 department of transportation. No transit agency may receive more than
25 thirty percent of these distributions.

26 (2) Funds are provided for the rural mobility grant program as
27 follows:

28 (a) \$8,500,000 of the multimodal transportation account--state
29 appropriation is provided solely for grants for those transit systems
30 serving small cities and rural areas as identified in the Summary of
31 Public Transportation - 2005 published by the department of
32 transportation. Noncompetitive grants must be distributed to the
33 transit systems serving small cities and rural areas in a manner
34 similar to past disparity equalization programs.

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

1 (3) \$8,600,000 of the multimodal transportation account--state
2 appropriation is provided solely for a vanpool grant program for: (a)
3 Public transit agencies to add vanpools; and (b) incentives for
4 employers to increase employee vanpool use. The grant program for
5 public transit agencies will cover capital costs only; no operating
6 costs for public transit agencies are eligible for funding under this
7 grant program. No additional employees may be hired from the funds
8 provided in this section for the vanpool grant program, and supplanting
9 of transit funds currently funding vanpools is not allowed. Additional
10 criteria for selecting grants must include leveraging funds other than
11 state funds.

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

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

1 be used only to fund projects on the LEAP Transportation Document
2 2007-B as developed April 20, 2007, or the LEAP Transportation Document
3 2006-D as developed March 8, 2006.

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

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

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

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

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

30 (9) (~~(\$136,000)~~) \$504,000 of the multimodal transportation
31 account--private/local appropriation is provided solely for the
32 implementation of Senate Bill No. 5084 (updating rail transit safety
33 plans). If Senate Bill No. 5084 is not enacted by June 30, 2007, the
34 amount provided in this subsection shall lapse.

35 (10) \$60,000 of the multimodal transportation account--state
36 appropriation is provided solely for low-income car ownership programs.
37 The department shall collaborate with interested regional
38 transportation planning organizations and metropolitan planning

1 organizations to determine the effectiveness of the programs at
2 providing transportation solutions for low-income persons who depend
3 upon cars to travel to their places of employment.

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

8 (12) (~~(\$2,000,000)~~) \$2,309,000 of the multimodal transportation
9 account--state appropriation is provided solely for the tri-county
10 connection service for Island, Skagit, and Whatcom transit agencies.

11 (13) \$150,000 of the multimodal transportation account--state
12 appropriation is provided solely as a grant for a telework pilot
13 project to be developed, administered, and monitored by the Kitsap
14 regional coordinating council. Funds are appropriated for one time
15 only. The primary purposes of the pilot project are to educate
16 employers about telecommuting, develop telework policies and resources
17 for employers, and reduce traffic congestion by encouraging teleworking
18 in the workplace. As part of the pilot project, the council shall
19 recruit public and private sector employer participants throughout the
20 county, identify telework sites, develop an employer's toolkit
21 consisting of teleworking resources, and create a telecommuting
22 template that may be applied in other communities. The council shall
23 submit to the legislature by July 1, 2009, a summary of the program
24 results and any recommendations for future telework strategies.

25 **Sec. 224.** 2007 c 518 s 225 (uncodified) is amended to read as
26 follows:

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

28 Puget Sound Ferry Operations Account--State	
29 Appropriation	((\$412,189,000))
30	<u>\$425,009,000</u>
31 Multimodal Transportation Account--State	
32 Appropriation	((\$1,830,000))
33	<u>\$1,914,000</u>
34 TOTAL APPROPRIATION	((\$414,019,000))
35	<u>\$426,923,000</u>

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

1 (1) (~~(\$79,191,000)~~) \$90,299,000 of the Puget Sound ferry
2 operations--state appropriation is provided solely for auto ferry
3 vessel operating fuel in the 2007-2009 biennium.

4 (2) The Washington state ferries must work with the department's
5 information technology division to implement an electronic fare system,
6 including the integration of the regional fare coordination system
7 (smart card). Each December and June, semiannual updates must be
8 provided to the transportation committees of the legislature concerning
9 the status of implementing and completing this project, with updates
10 concluding the first December after full project implementation.

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

13 (4) (~~(\$1,830,000)~~) \$1,914,000 of the multimodal transportation
14 account--state appropriation is provided solely to provide
15 passenger-only ferry service. The ferry system shall continue
16 passenger-only ferry service from Vashon Island to Seattle through June
17 30, 2008. Ferry system management shall continue to implement its
18 agreement with the inlandboatmen's union of the pacific and the
19 international organization of masters, mates and pilots providing for
20 part-time passenger-only work schedules.

21 (5) \$932,000 of the Puget Sound ferries operations account--state
22 appropriation is provided solely for compliance with department of
23 ecology rules regarding the transfer of oil on or near state waters.
24 Funding for compliance with on-board fueling rules is provided for the
25 2008 fiscal year. The department may request funding for the 2009
26 fiscal year if the request is submitted with an alternative compliance
27 plan filed with the department of ecology, as allowed by rule.

28 (6) \$1,116,000 of the Puget Sound ferry operations account--state
29 appropriation is provided solely for ferry security operations
30 necessary to comply with the ferry security plan submitted by the
31 Washington state ferry system to the United States coast guard. The
32 department shall track security costs and expenditures. Ferry security
33 operations costs shall not be included as part of the operational costs
34 that are used to calculate farebox recovery.

35 (7) \$378,000 of the Puget Sound ferry operations account--state
36 appropriation is provided solely to meet the United States coast guard
37 requirements for appropriate rest hours between shifts for vessel crews
38 on the Bainbridge to Seattle and Edmonds to Kingston ferry routes.

1 (8) \$694,000 of the Puget Sound ferries operating account--state
2 appropriation is provided solely for implementing Engrossed Substitute
3 House Bill No. 2358 as follows:

4 (a) The department shall allow the joint transportation committee
5 work group established in section 205(1) of this act to participate in
6 the following elements as they are described in Engrossed Substitute
7 House Bill No. 2358:

8 (i) Development and implementation of a survey of ferry customers;

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

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

20 (iv) Development of operational strategies. The operational
21 strategies shall be reestablished in conjunction with the survey or
22 after the survey has been implemented;

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

27 (vi) Development of a capital plan. The capital plan shall be
28 finalized after terminal design standards have been developed by the
29 department and reviewed by the joint transportation committee.

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

33 (c) The department shall update the life cycle cost model to meet
34 the requirements of Engrossed Substitute House Bill No. 2358 no later
35 than August 1, 2007.

36 (d) The department shall develop a cost allocation methodology
37 proposal to meet the requirements described in Engrossed Substitute

1 House Bill No. 2358. The proposal shall be completed and presented to
2 the joint transportation committee no later than August 1, 2007.

3 (9) \$200,000 of the Puget Sound ferry operations account--state
4 appropriation is provided solely for the initial acquisition of
5 transportation worker identification credentials required by the United
6 States department of homeland security for unescorted access to secure
7 areas of ferries and terminals.

8 (10) The legislature finds that a rigorous incident investigation
9 process is an essential component of marine safety. The department is
10 directed to review its accident and incident investigation procedures
11 and report the results of its review with any proposals for changes to
12 the legislature by November 1, 2008.

13 **Sec. 225.** 2007 c 518 s 226 (uncodified) is amended to read as
14 follows:

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

16 Multimodal Transportation Account--State	
17 Appropriation	((\$37,034,000))
18	<u>\$37,012,000</u>

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

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

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

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

36 (c) When Amtrak Cascades expands the second roundtrip between

1 Vancouver, B.C. and Seattle, the department shall negotiate for the
2 second roundtrip to leave Bellingham southbound no later than 8:30 a.m.

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

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

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

10 **Sec. 226.** 2007 c 518 s 227 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
13 **OPERATING**

14	Motor Vehicle Account--State Appropriation	((\$8,630,000))
15		<u>\$8,745,000</u>
16	Motor Vehicle Account--Federal Appropriation	\$2,567,000
17	TOTAL APPROPRIATION	((\$11,197,000))
18		<u>\$11,312,000</u>

19 The appropriations in this section are subject to the following
20 conditions and limitations: The department of transportation shall
21 provide up to \$3,450,000 in toll credits to Kitsap transit for
22 passenger-only ferry service. The number of toll credits provided to
23 Kitsap transit must be equal to, but no more than, a number sufficient
24 to meet federal match requirements for grant funding for passenger-only
25 ferry service, but shall not exceed the amount authorized under this
26 section. The department may not allocate, grant, or utilize any state
27 or state appropriated or managed federal funds as match to the federal
28 grant funding on projects to which these toll credits are applied.

29 **TRANSPORTATION AGENCIES--CAPITAL**

30 **Sec. 301.** 2007 c 518 s 301 (uncodified) is amended to read as
31 follows:

32 **FOR THE WASHINGTON STATE PATROL**

33	State Patrol Highway Account--State Appropriation . . .	((\$2,934,000))
34		<u>\$4,234,000</u>

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

3 (1) \$2,200,000 is provided solely for the following minor works
4 projects: \$195,000 for HVAC renovation at the Chehalis, Kelso,
5 Okanogan, and Ellensburg detachments; \$50,000 for roof replacements at
6 the Toppenish, SeaTac NB, SeaTac SB, and Plymouth weigh stations;
7 \$35,000 for replacement of the Shelton academy roof drain and
8 downspout; \$100,000 for parking lot repairs at Okanogan, Goldendale,
9 Ritzville, and Moses Lake detachment offices and the Wenatchee
10 headquarters; \$290,000 for replacement of the weigh station scales at
11 Brady and Artic; \$152,000 for carpet replacement at the Ritzville,
12 Moses Lake, Morton, Kelso, Chehalis, Walla Walla, Kennewick, South
13 King, and Hoquiam detachment offices; \$185,000 for HVAC replacement at
14 Tacoma and Marysville detachment offices; \$330,000 for repair and
15 upgrade of the Bellevue tower; \$473,000 for replacement of twenty-one
16 communication site underground fuel tanks; \$240,000 for replacement of
17 communication site buildings at Lind, Scoggans Mountain, and Lewiston
18 Ridge; and \$150,000 for unforeseen emergency repairs.

19 (2) \$687,000 is provided solely for design and construction of
20 regional waste water treatment systems for the Shelton academy of the
21 Washington state patrol.

22 (3) \$47,000 is provided solely for predesign of a single,
23 consolidated aviation facility at the Olympia airport to house the
24 fixed wing operations of the Washington state patrol, the department of
25 natural resources (DNR), and the department of fish and wildlife, and
26 the rotary operations of the DNR.

27 (4) \$1,300,000 of the state patrol highway account--state
28 appropriation is provided solely for the acquisition of land adjacent
29 to the Shelton training academy for anticipated expansion; however, the
30 amount provided in this subsection is contingent on the Washington
31 state patrol adding a surcharge to the rates charged to any other
32 agency or entity that uses the academy in an amount sufficient to
33 defray a share of the expansion costs that is proportionate to the
34 relative volume of use of the academy by such agencies or entities.
35 The surcharge imposed must be sufficient to recover the requisite
36 portion of the academy expansion costs within ten years of the
37 effective date of this subsection.

1 **Sec. 302.** 2007 c 518 s 302 (uncodified) is amended to read as
2 follows:

3 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

4	Rural Arterial Trust Account--State Appropriation	\$64,000,000
5	Motor Vehicle Account--State Appropriation	((\$2,368,000))
6		<u>\$2,370,000</u>
7	County Arterial Preservation Account--State	
8	Appropriation	((\$32,861,000))
9		<u>\$32,641,000</u>
10	TOTAL APPROPRIATION	((\$99,229,000))
11		<u>\$99,011,000</u>

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

14 (1) ((~~\$2,069,000~~)) \$2,370,000 of the motor vehicle account--state
15 appropriation may be used for county ((ferries. The board shall review
16 the requests for county ferry funding in consideration with other
17 projects funded from the board. If the board determines these projects
18 are a priority over the projects in the rural arterial and county
19 arterial preservation grant programs, then they may provide funding for
20 these requests)) ferry projects as set forth in RCW 47.56.725(4).

21 (2) The appropriations contained in this section include funding to
22 counties to assist them in efforts to recover from winter storm and
23 flood damage, by providing capitalization advances and local match for
24 federal emergency funding as determined by the county road
25 administration board. The county road administration board shall
26 specifically identify any such selected projects and shall include
27 information concerning them in its next annual report to the
28 legislature.

29 **Sec. 303.** 2007 c 518 s 303 (uncodified) is amended to read as
30 follows:

31 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

32	Small City Pavement and Sidewalk Account--State	
33	Appropriation	((\$4,500,000))
34		<u>\$5,900,000</u>
35	Urban Arterial Trust Account--State Appropriation	((\$129,600,000))
36		<u>\$128,200,000</u>
37	Transportation Improvement Account--State	

1	Appropriation	((\$90,643,000))
2		<u>\$87,143,000</u>
3	TOTAL APPROPRIATION	((\$224,743,000))
4		<u>\$221,243,000</u>

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

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

10 (2) The urban arterial trust account--state appropriation includes
11 up to \$15,000,000 in proceeds from the sale of bonds authorized in
12 Substitute House Bill No. 2394. If Substitute House Bill No. 2394 is
13 not enacted by June 30, 2007, the amount provided in this subsection
14 shall lapse.

15 NEW SECTION. **Sec. 304.** A new section is added to 2007 c 518
16 (uncodified) to read as follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION.** The nickel and transportation
18 partnership revenue packages were created in 2003 and 2005 to finance
19 transportation construction over a sixteen year period. Since the
20 adoption of the 2003 and 2005 transportation project lists, significant
21 cost increases have resulted from extraordinary inflation. At the same
22 time, motor vehicle fuel prices have risen dramatically, and state and
23 federal gas tax revenues dedicated to paying for these programs are
24 forecasted to decrease over the sixteen year time period. Additional
25 cost increases and eroding revenues will be difficult, if not
26 impossible, to accommodate in the sixteen year financial plan.

27 As part of its budget submittal for the 2009-2011 biennium, the
28 department of transportation shall prepare information regarding the
29 nickel and transportation partnership funded projects for consideration
30 by the office of financial management and the legislative
31 transportation committees that:

32 (1) Compares the original project cost estimates approved in the
33 2003 and 2005 project list to the completed cost of the project, or the
34 most recent legislatively approved budget and total project costs for
35 projects not yet completed;

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

- 1 (3) Identifies highway projects that have experienced scope
- 2 increases and that can be reduced in scope;
- 3 (4) Identifies highway projects that have lost significant local or
- 4 regional contributions which were essential to completing the project;
- 5 and
- 6 (5) Identifies contingency amounts allocated to projects.

7 **Sec. 305.** 2007 c 518 s 304 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**
10 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

11 Motor Vehicle Account--State Appropriation (~~(\$6,202,000)~~)
12 \$7,157,000

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

- 15 (1) \$584,000 of the motor vehicle account--state appropriation is
- 16 for statewide administration.
- 17 (2) (~~(\$750,000)~~) \$803,000 of the motor vehicle account--state
- 18 appropriation is for regional minor projects.
- 19 (3) \$568,000 of the motor vehicle account--state appropriation is
- 20 for the Olympic region headquarters property payments.
- 21 (4) By September 1, 2007, the department shall submit to the
- 22 transportation committees of the legislature predesign plans, developed
- 23 using the office of financial management's predesign process, for all
- 24 facility replacement projects to be proposed in the facilities 2008
- 25 budget proposal.
- 26 (5) \$1,600,000 of the motor vehicle account--state appropriation is
- 27 for site acquisition for the Tri-cities area maintenance facility.
- 28 (6) \$2,700,000 of the motor vehicle account--state appropriation is
- 29 for site acquisition for the Vancouver light industrial facility.
- 30 (7) The department shall work with the office of financial
- 31 management and staff of the transportation committees of the
- 32 legislature to develop a statewide inventory of all department-owned
- 33 surplus property that is suitable for development for department
- 34 facilities or that should be sold. By December 1, 2008, the department
- 35 shall report to the joint transportation committee on the findings of
- 36 this study.

1 (8) \$902,000 of the motor vehicle account--state appropriation is
2 for reimbursing the miscellaneous transportation programs account for
3 expenditures for the Olympic region headquarters complex that were
4 incurred in the 2005-07 biennium.

5 **Sec. 306.** 2007 c 518 s 305 (uncodified) is amended to read as
6 follows:

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

8	Transportation Partnership Account--State	
9	Appropriation	((\$1,226,516,000))
10		<u>\$1,117,857,000</u>
11	Motor Vehicle Account--State Appropriation	((\$82,045,000))
12		<u>\$84,345,000</u>
13	Motor Vehicle Account--Federal Appropriation	((\$404,090,000))
14		<u>\$458,332,000</u>
15	Motor Vehicle Account--Private/Local	
16	Appropriation	((\$49,157,000))
17		<u>\$64,487,000</u>
18	Special Category C Account--State Appropriation	((\$29,968,000))
19		<u>\$29,125,000</u>
20	<u>Multimodal Transportation Account--Federal</u>	
21	<u>Appropriation</u>	<u>\$86,100,000</u>
22	Tacoma Narrows Toll Bridge Account--State	
23	Appropriation	((\$142,484,000))
24		<u>\$32,277,000</u>
25	Transportation 2003 Account (Nickel Account)--State	
26	Appropriation	((\$1,100,746,000))
27		<u>\$1,147,530,000</u>
28	((Freight Congestion Relief Account--State	
29	 Appropriation	(\$40,000,000))
30	<u>Freight Mobility Multimodal Account--State</u>	
31	<u>Appropriation</u>	<u>\$208,000</u>
32	TOTAL APPROPRIATION	((\$3,075,006,000))
33		<u>\$3,020,261,000</u>

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

36 (1) Except as provided otherwise in this section, the entire
37 transportation 2003 account (nickel account) appropriation and the

1 entire transportation partnership account appropriation are provided
2 solely for the projects and activities as listed by fund, project, and
3 amount in LEAP Transportation Document (~~((2007-1))~~) 2008-1, Highway
4 Improvement Program (I) as developed (~~(April 20, 2007)~~) February 25,
5 2008. However, limited transfers of specific line-item project
6 appropriations may occur between projects for those amounts listed
7 subject to the conditions and limitations in section 603 of this act.

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

20 (3) Within the amounts provided in this section, (~~((\$1,991,000))~~)
21 \$1,895,000 of the transportation partnership account--state
22 appropriation, (~~((\$1,656,000))~~) \$2,147,000 of the motor vehicle account--
23 federal appropriation, and (~~((\$8,343,000))~~) \$10,331,000 of the
24 transportation 2003 account (nickel account)--state appropriation are
25 for project 109040T as identified in the LEAP transportation document
26 referenced in subsection (1) of this section: I-90/Two Way Transit-
27 Transit and HOV Improvements - Stage 1. Expenditure of the funds on
28 construction is contingent upon revising the access plan for Mercer
29 Island traffic such that Mercer Island traffic will have access to the
30 outer roadway high occupancy vehicle (HOV) lanes during the period of
31 operation of such lanes following the removal of Mercer Island traffic
32 from the center roadway and prior to conversion of the outer roadway
33 HOV lanes to high occupancy toll (HOT) lanes. Sound transit may only
34 have access to the center lanes when alternative R8A is complete.

35 (4) The Tacoma Narrows toll bridge account--state appropriation
36 includes up to (~~((\$131,016,000))~~) \$18,000,000 in proceeds from the sale
37 of bonds authorized by RCW 47.10.843.

1 (5) The funding described in this section includes (~~(\$8,095,541)~~)
2 \$36,693,000 of the transportation 2003 account (nickel account)--state
3 appropriation and (~~(\$237,241 of the motor vehicle account--~~
4 ~~private/local)~~) \$208,000 of the freight mobility multimodal account--
5 state appropriation, which are for the SR 519 project identified as
6 project number 851902A in the LEAP Transportation Document referenced
7 in subsection (1) of this section. The total project is expected to
8 cost no more than \$74,400,000 including (~~(\$11,950,000)~~) \$10,402,000 in
9 contributions from project partners.

10 (6) To promote and support community-specific noise reduction
11 solutions, the department shall:

12 (a) Prepare a draft directive that establishes how each community's
13 priorities and concerns may be identified and addressed in order to
14 allow consideration of a community's preferred methods of advanced
15 visual shielding and aesthetic screening, for the purpose of improving
16 the noise environment of major state roadway projects in locations that
17 do not meet the criteria for standard noise barriers. The intent is
18 for these provisions to be supportable by existing project budgets.
19 The directive shall also include direction on the coordination and
20 selection of visual and aesthetic options with local communities. The
21 draft directive shall be provided to the standing transportation
22 committees of the legislature by January 2008; and

23 (b) Pilot the draft directive established in (a) of this subsection
24 in two locations along major state roadways. If practicable, the
25 department should begin work on the pilot projects while the directive
26 is being developed. One pilot project shall be located in Clark county
27 on a significant capacity improvement project. The second pilot
28 project shall be located in urban King county, which shall be on a
29 corridor highway project through mixed land use areas that is nearing
30 or under construction. The department shall provide a written report
31 to the standing transportation committees of the legislature on the
32 findings of the Clark county pilot project by January 2009, and the
33 King county pilot project by January 2010. Based on results of the
34 pilot projects, the department shall update its design manual,
35 environmental procedures, or other appropriate documents to incorporate
36 the directive.

37 (~~(+8)~~) (7) If the "Green Highway" provisions of Engrossed Second
38 Substitute House Bill No. 1303 (cleaner energy) are enacted, the

1 department shall erect signs on the interstate highways included in
2 those provisions noting that these interstates have been designated
3 "Washington Green Highways."

4 ~~((+9))~~ (8) If on the I-405/I-90 to SE 8th Street Widening project
5 the department finds that there is an alternative investment to
6 preserve reliable rail accessibility to major manufacturing sites
7 within the I-405 corridor that are less expensive than replacing the
8 Wilburton Tunnel, the department may enter into the necessary
9 agreements to implement that alternative provided that costs remain
10 within the approved project budget.

11 ~~((+11))~~ (9) The department shall apply for surface transportation
12 program (STP) enhancement funds to be expended in lieu of or in
13 addition to state funds for eligible costs of projects in Programs I
14 and P, including, but not limited to, the SR 518, SR 519, SR 520, and
15 Alaskan Way Viaduct projects.

16 ~~((+12))~~ (10) \$250,000 of the motor vehicle account--state
17 appropriation ~~((is))~~ and \$213,000 of the motor vehicle account--federal
18 appropriation are provided solely for an inland pacific hub study to
19 develop an inland corridor for the movement of freight and goods to and
20 through eastern Washington; and \$500,000 of the motor vehicle account--
21 state appropriation is provided solely for the SR3/SR16 corridor study
22 to plan and prioritize state and local improvements needed over the
23 next 10-20 years to support safety, capacity development, and economic
24 development within the corridor.

25 ~~((+13))~~ (11) The department shall, on a quarterly basis beginning
26 July 1, 2007, provide to the office of financial management and the
27 legislature reports providing the status on each active project funded
28 in part or whole by the transportation 2003 account (nickel account) or
29 the transportation partnership account. Funding provided at a
30 programmatic level for transportation partnership account and
31 transportation 2003 account (nickel account) projects relating to
32 bridge rail, guard rail, fish passage barrier removal, and roadside
33 safety projects should be reported on a programmatic basis. Projects
34 within this programmatic level funding should be completed on a
35 priority basis and scoped to be completed within the current
36 programmatic budget. Other projects may be reported on a programmatic
37 basis. The department shall work with the office of financial
38 management and the transportation committees of the legislature to

1 agree on report formatting and elements. Elements shall include, but
2 not be limited to, project scope, schedule, and costs. The department
3 shall also provide the information required under this subsection on a
4 quarterly basis via the transportation executive information systems
5 (TEIS).

6 ~~((14))~~ (12) The department shall apply for the competitive
7 portion of federal transit administration funds for eligible transit-
8 related costs of the SR 520 bridge replacement and HOV project. The
9 federal funds described in this subsection shall not include those
10 federal transit administration funds distributed by formula.

11 ~~((15))~~ (13) Funding provided by this act for the Alaskan Way
12 Viaduct project shall not be spent for preliminary engineering, design,
13 right-of-way acquisition, or construction on the project if completion
14 of the project would more likely than not reduce the capacity of the
15 facility. Capacity shall be measured by including the consideration of
16 the efficient movement of people and goods on the facility.

17 ~~((16))~~ (14) The governor shall convene a collaborative process
18 involving key leaders to determine the final project design for the
19 Alaskan Way Viaduct.

20 (a) The process shall be guided by the following common principles:
21 Public safety must be maintained; the final project shall meet both
22 capacity and mobility needs; and taxpayer dollars must be spent
23 responsibly.

24 (b) The state's project expenditures shall not exceed
25 \$2,800,000,000.

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

27 ~~((17))~~ (15) During the 2007-09 biennium, the department shall
28 proceed with a series of projects on the Alaskan Way Viaduct that are
29 common to any design alternative. Those projects include relocation of
30 two electrical transmission lines, Battery Street tunnel upgrades,
31 seismic upgrades from Lenora to the Battery Street tunnel, viaduct
32 removal from Holgate to King Street, and development of transit
33 enhancements and other improvements to mitigate congestion during
34 construction. However, the department shall not be responsible for
35 funding any cost increases on any early action projects for which it is
36 not the lead agency, and funds shall not be expended by the department
37 on the early action item project six - transit enhancements and other
38 capital improvements until the following conditions have been met:

1 (a) The city of Seattle signs an agreement with the department
2 waiving construction permit fees and lost parking meter revenue that
3 will likely occur during construction of the Alaskan Way viaduct
4 replacement projects; and

5 (b) The city of Seattle and the department determine the
6 appropriate cost allocation for public utilities removal and
7 replacement on the Alaskan Way viaduct replacement project, and report
8 to the joint transportation committee by September 30, 2008, on a
9 proposed cost sharing allocation.

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

18 ~~(19))~~ (16) The transportation 2003 account (nickel account)--state
19 appropriation includes up to ~~(((\$874,610,000))~~ \$817,264,000 in proceeds
20 from the sale of bonds authorized by RCW 47.10.861.

21 ~~((20))~~ (17) The transportation partnership account--state
22 appropriation includes up to ~~(((\$900,000,000))~~ \$722,170,000 in proceeds
23 from the sale of bonds authorized in RCW 47.10.873.

24 ~~((21))~~ (18) The special category C account--state appropriation
25 includes up to ~~(((\$22,080,000))~~ \$22,517,000 in proceeds from the sale of
26 bonds authorized in Substitute House Bill No. 2394. If Substitute
27 House Bill No. 2394 is not enacted by June 30, 2007, the amount
28 provided in this subsection shall lapse.

29 ~~((22))~~ (19) \$4,500,000 of the motor vehicle account--federal
30 appropriation is provided solely for cost increases on the SR
31 304/Bremerton tunnel project.

32 ~~((23) \$3,000,000))~~ (20) \$2,071,000 of the motor vehicle account--
33 ~~((state))~~ federal appropriation is provided solely for initial design
34 and right of way work on a new southbound SR 509 to eastbound SR 518
35 freeway-to-freeway elevated ramp.

36 ~~((24))~~ (21) \$500,000 of the motor vehicle account--federal
37 appropriation to the SR 543/I-5 to Canadian border project is provided
38 solely for retaining wall facia improvements.

1 ~~((25) \$1,400,000)~~ (22) \$950,000 of the motor vehicle account--
2 federal appropriation ~~((is))~~ and \$24,000 of the motor vehicle
3 account--state appropriation are provided solely for the Westview
4 school noise wall.

5 ~~((26))~~ (23) \$1,600,000 of the motor vehicle account--~~((federal))~~
6 state appropriation is provided solely for two noise walls on SR 161 in
7 King county.

8 ~~((27))~~ (24) ~~((\$900,000))~~ \$20,000 of the motor vehicle account--
9 state appropriation and ~~((\$100,000))~~ \$280,000 of the motor vehicle
10 account--federal appropriation are provided solely for interchange
11 design and planning work on US 12 at A street and tank farm road.

12 (25) The funding described in this section includes \$19,939,000 of
13 the transportation partnership account--state appropriation, \$29,000 of
14 the motor vehicle account--state appropriation, \$308,000 of the motor
15 vehicle account--private/local appropriation, and \$17,900,000 of the
16 motor vehicle account--federal appropriation for the I-5/Columbia river
17 crossing/Vancouver project. The funding described in this subsection
18 includes up to \$15,000,000 awarded to Washington and Oregon jointly
19 through the U.S. department of transportation corridors of the future
20 program in the 2007 federal highway authority discretionary fund
21 allocations.

22 (26) The department shall study any outstanding issues, including
23 financial issues that may apply to the I-5/Columbia river
24 crossing/Vancouver project. The department's efforts must include an
25 analysis of current bi-state efforts in planning, coordination, and
26 funding for the project; opportunities for the joining of state and
27 local government agencies and the private sector in a strong
28 partnership that contributes to the completion of the project; and
29 opportunities to work with the congressional delegations of Oregon and
30 Washington to provide federal funding and other assistance that will
31 advance this project of national and regional significance.

32 (27) \$1,500,000 of the motor vehicle account--federal appropriation
33 and \$4,908,000 of the transportation partnership account--state
34 appropriation are provided solely for project 1090400 as identified in
35 the LEAP transportation document in subsection (1) of this section:
36 I-90/Two-Way Transit-Transit and HOV Improvements, Stages 2 and 3. Of
37 these amounts, up to \$550,000 of the transportation partnership
38 account--state appropriation is to provide funding for an independent

1 technical review, overseen by the joint transportation committee, of
 2 light rail impacts on the Interstate 90 - Homer Hadley Floating Bridge.
 3 The technical review shall complement sound transit's current and
 4 planned engineering design work to expand light rail in the central
 5 Puget Sound region. The department shall coordinate its work with
 6 sound transit and seek contributions from sound transit for the review.

7 (28) \$700,000 of the motor vehicle account--state appropriation is
 8 provided solely for a westbound passing lane west of Sultan on US
 9 Highway 2. Additional project funding of \$4,300,000 is assumed in the
 10 2009-2011 biennium, bringing the total project funding to \$5,000,000.
 11 This high priority safety project will provide a safe passing lane,
 12 reducing head-on and crossover collisions as well as improving safety
 13 and mobility.

14 **Sec. 307.** 2007 c 518 s 306 (uncodified) is amended to read as
 15 follows:

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

17 Transportation Partnership Account--State	
18 Appropriation	((\$220,164,000))
19	<u>\$181,666,000</u>
20 Motor Vehicle Account--State Appropriation	((\$71,392,000))
21	<u>\$86,540,000</u>
22 Motor Vehicle Account--Federal Appropriation	((\$425,161,000))
23	<u>\$463,338,000</u>
24 Motor Vehicle Account--Private/Local Appropriation	((\$15,285,000))
25	<u>\$18,138,000</u>
26 Transportation 2003 Account (Nickel Account)--State	
27 Appropriation	((\$5,122,000))
28	<u>\$11,136,000</u>
29 Puyallup Tribal Settlement Account--State	
30 Appropriation	((\$11,000,000))
31	<u>\$12,500,000</u>
32 TOTAL APPROPRIATION	((\$748,124,000))
33	<u>\$773,318,000</u>

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

36 (1) Except as provided otherwise in this section, the entire
 37 transportation 2003 account (nickel account) appropriation and the

1 entire transportation partnership account appropriation are provided
2 solely for the projects and activities as listed by fund, project, and
3 amount in LEAP Transportation Document (~~((2007-1))~~) 2008-1, Highway
4 Preservation Program (P) as developed (~~((April 20, 2007))~~) February 25,
5 2008. However, limited transfers of specific line-item project
6 appropriations may occur between projects for those amounts listed
7 subject to the conditions and limitations in section 603 of this act.

8 (2) (~~((\$295,000))~~) \$287,000 of the motor vehicle account--federal
9 appropriation and (~~((\$5,000))~~) \$11,000 of the motor vehicle account--
10 state appropriation are provided solely for the department to determine
11 the most cost efficient way to replace the current Keller ferry.
12 Options reviewed shall not include an expansion of the current capacity
13 of the Keller ferry.

14 (3) (~~((\$5,513,000))~~) \$5,308,000 of the transportation partnership
15 account--state appropriation is provided solely for the purposes of
16 settling all identified and potential claims from the Lower Elwha
17 Klallam Tribe related to the construction of a graving dock facility on
18 the graving dock property. In the matter of *Lower Elwha Klallam Tribe*
19 *et al v. State et al*, Thurston county superior court, cause no.
20 05-2-01595-8, the Lower Elwha Klallam Tribe and the state of Washington
21 entered into a settlement agreement that settles all claims related to
22 graving dock property and associated construction and releases the
23 state from all claims related to the construction of the graving dock
24 facilities. The expenditure of this appropriation is contingent on the
25 conditions and limitations set forth in subsections (a) and (b) of this
26 subsection.

27 (a) \$2,000,000 of the transportation partnership account--state
28 appropriation is provided solely for the benefit of the Lower Elwha
29 Klallam Tribe to be disbursed by the department in accordance with
30 terms and conditions of the settlement agreement.

31 (b) (~~((\$3,513,000))~~) \$3,308,000 of the transportation partnership
32 account--state appropriation is provided solely for the department's
33 remediation work on the graving dock property in accordance with the
34 terms and conditions of the settlement agreement.

35 (4) The department shall apply for surface transportation program
36 (STP) enhancement funds to be expended in lieu of or in addition to
37 state funds for eligible costs of projects in Programs I and P,

1 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan
2 Way Viaduct projects.

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

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

26 (7) (~~(\$2,604,501)~~) \$13,257,000 of the motor vehicle account--
27 federal appropriation and (~~(\$3,000,000)~~) \$5,000,000 of the motor
28 vehicle account--state appropriation are for expenditures on damaged
29 state roads due to flooding, mudslides, rock fall, or other unforeseen
30 events.

31 (8) (~~(\$9,665)~~) \$188,000 of the motor vehicle account--state
32 appropriation, (~~(\$12,652,812)~~) \$28,749,000 of the motor vehicle
33 account--federal appropriation, and (~~(\$138,174,581)~~) \$105,653,000 of
34 the transportation partnership account--state appropriation are
35 provided solely for the Hood Canal bridge project.

36 (9) \$12,500,000 of the Puyallup tribal settlement account--state
37 appropriation is provided solely for mitigation costs associated with
38 the Murray Morgan/11th Street Bridge demolition. The department may

1 negotiate with the city of Tacoma for the purpose of transferring
2 ownership of the Murray Morgan/11th Street Bridge to the city. If the
3 city agrees to accept ownership of the bridge, the department may use
4 the Puyallup tribal settlement account appropriation and other
5 appropriated funds for bridge rehabilitation, bridge replacement,
6 bridge demolition, and related mitigation. In no event shall the
7 department's participation exceed \$27,451,000. No funds may be
8 expended unless the city of Tacoma agrees to take ownership of the
9 bridge in its entirety and provides that the payment of these funds
10 extinguishes any real or implied agreements regarding future bridge
11 expenditures.

12 **Sec. 308.** 2007 c 518 s 307 (uncodified) is amended to read as
13 follows:

14 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
15 **CAPITAL**

16 Motor Vehicle Account--State Appropriation	((\$9,212,000))
17	<u>\$9,462,000</u>
18 Motor Vehicle Account--Federal Appropriation	\$15,951,000
19 Motor Vehicle Account--Private/Local Appropriation	\$74,000
20 TOTAL APPROPRIATION	((\$25,237,000))
21	<u>\$25,487,000</u>

22 The appropriations in this section are subject to the following
23 conditions and limitations: The motor vehicle account--state
24 appropriation includes ((~~\$8,833,000~~)) \$8,959,335 provided solely for
25 state matching funds for federally selected competitive grant or
26 congressional earmark projects. These moneys shall be placed into
27 reserve status until such time as federal funds are secured that
28 require a state match.

29 **Sec. 309.** 2007 c 518 s 308 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**
32 **CONSTRUCTION--PROGRAM W**

33 Puget Sound Capital Construction Account--State	
34 Appropriation	((\$139,139,000))
35	<u>\$143,155,000</u>
36 Puget Sound Capital Construction Account--Federal	

1	Appropriation	((\$66,145,000))
2		<u>\$43,979,000</u>
3	<u>Puget Sound Capital Construction Account--</u>	
4	<u>Private/Local Appropriation</u>	<u>\$2,089,000</u>
5	Multimodal Transportation Account--State	
6	Appropriation	\$4,100,000
7	Transportation 2003 Account (Nickel Account)--State	
8	Appropriation	((\$76,525,000))
9		<u>\$51,431,000</u>
10	TOTAL APPROPRIATION	((\$285,909,000))
11		<u>\$244,754,000</u>

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

14 (1) ((~~\$6,432,000~~)) \$36,500,000 of the Puget Sound capital
15 construction account--state appropriation is provided solely for
16 ((~~emergency capital costs~~)) project 944470A as identified in the LEAP
17 Transportation Document 2008-1, Ferries Construction Program (W) as
18 developed February 25, 2008, for the construction of three marine
19 vessels to replace the steel electric auto ferry vessels. The document
20 includes a total of \$84,500,000 for these replacement vessels.

21 (2) ((~~\$16,567,000~~)) \$22,922,823 of the Puget Sound capital
22 construction account--state appropriation ((~~and~~)), \$4,100,000 of the
23 multimodal transportation account--state appropriation, \$5,410,000 of
24 the transportation 2003 account (nickel account)--state appropriation,
25 \$4,490,000 of the Puget Sound capital construction account--federal
26 appropriation, and \$2,089,000 of the Puget Sound capital construction
27 account--private/local appropriation are provided solely for the
28 terminal projects listed:

29 (a) Anacortes ferry terminal - utilities work; right-of-way
30 purchase for a holding area during construction; and completion of
31 design and permitting on the terminal building, pick-up and drop-off
32 sites, ((~~and~~)) pedestrian and bicycle facilities, and paving;

33 (b) Bainbridge Island ferry terminal - environmental planning and
34 a traffic signalization project in the vicinity of SR 305 Harborview
35 drive;

36 (c) Bremerton ferry terminal - overhead loading control system and
37 moving the terminal agent's office;

38 (d) Clinton ferry terminal - septic system replacement;

1 (e) Edmonds ferry terminal - right-of-way acquisition costs
2 (~~and~~), federal match requirements, and removal of Unocal Pier;
3 (f) Friday Harbor ferry terminal - parking resurfacing;
4 (g) Keystone and Port Townsend ferry terminals - route
5 environmental planning;
6 (h) Kingston ferry terminal - transfer span retrofit and overhead
7 vehicle holding control system modifications;
8 (i) Mukilteo ferry terminal - right-of-way acquisition,
9 archaeological studies, (~~and~~) environmental planning, and additional
10 vehicle holding;
11 (j) Orcas ferry terminal - dolphin replacement;
12 (k) Port Townsend ferry terminal - wingwall replacement, interim
13 holding, tie-up slip, and initial reservation system;
14 (~~k~~) (l) Seattle ferry terminal - environmental planning,
15 coordination with local jurisdictions, (~~and~~) coordination with
16 highway projects, and contractor payment for automated re-entry gates;
17 (~~and~~
18 (~~l~~) (m) Southworth ferry terminal - federal grant to conduct
19 preliminary studies and planning for a 2nd operating slip; and
20 (n) Vashon Island and Seattle ferry terminals - modify the
21 passenger-only facilities.
22 (~~4~~) ~~\$76,525,000~~) (3) \$46,020,666 of the transportation 2003
23 account (nickel account)--state appropriation and (~~\$50,985,000~~)
24 \$3,750,000 of the Puget Sound capital construction account--(~~state~~)
25 federal appropriation are provided solely for the procurement of
26 (~~four~~) up to three 144-vehicle auto-passenger ferry vessels.
27 (~~5~~) (4) \$18,716,000 of the Puget Sound capital construction
28 account--state appropriation is provided solely for the Eagle Harbor
29 maintenance facility preservation project. These funds may not be used
30 for relocating any warehouses not currently on the Eagle Harbor site.
31 (~~6~~) (5) The department shall research an asset management
32 system to improve Washington state ferries' management of capital
33 assets and the department's ability to estimate future preservation
34 needs. The department shall report its findings regarding a new asset
35 management system to the governor and the transportation committees of
36 the legislature no later than January 15, 2008.
37 (~~7~~) (6) The department shall sell the M.V. Chinook and M.V.
38 Snohomish passenger-only fast ferries as soon as practicable and

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

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

15 (8) The department of transportation is authorized to sell up to
16 \$90,000,000 in bonds authorized by RCW 47.10.843 for vessel and
17 terminal acquisition, major and minor improvements, and long lead-time
18 materials acquisition for the Washington state ferries.

19 (9) The department shall review the costs and benefits of continued
20 use of the primavera scheduling system in the Washington state ferries
21 marine division and include that review with its 2009-2011 budget
22 submittal.

23 (10) The department shall review staffing in its capital
24 engineering divisions to ensure core competency in, and a focus on,
25 terminal and vessel preservation, with staffing sufficient to implement
26 the preservation program in the capital plan. The department shall not
27 fill any current or future vacancies in the capital program until the
28 completion of the capital plan.

29 (11) The department shall submit a plan for the disposal or sale of
30 the four steel electric auto-ferry vessels to the joint transportation
31 committee by July 1, 2008.

32 **Sec. 310.** 2007 c 518 s 309 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL**
35 Essential Rail Assistance Account--State Appropriation . . . \$500,000
36 ~~((Freight Congestion Relief Account--State~~
37 ~~Appropriation \$25,000,000))~~

1	Transportation Infrastructure Account--State	
2	Appropriation	((\$2,500,000))
3		<u>\$1,500,000</u>
4	<u>Transportation Infrastructure Account--Federal</u>	
5	<u>Appropriation</u>	<u>\$787,000</u>
6	Multimodal Transportation Account--State	
7	Appropriation	((\$154,637,000))
8		<u>\$165,492,000</u>
9	Multimodal Transportation Account--Federal	
10	Appropriation	((\$30,450,000))
11		<u>\$33,906,000</u>
12	Multimodal Transportation Account--Private/Local	
13	Appropriation	((\$7,894,000))
14		<u>\$2,659,000</u>
15	TOTAL APPROPRIATION	((\$220,981,000))
16		<u>\$204,844,000</u>

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

19 (1)(a) Except as provided otherwise in ((~~subsection (8) of~~)) this
20 section, the entire appropriations in this section are provided solely
21 for the projects and activities as listed by fund, project, and amount
22 in LEAP Transportation Document ((~~2007-1~~)) 2008-1, Rail Capital Program
23 (Y) as developed ((~~April 20, 2007~~)) February 25, 2008. However,
24 limited transfers of specific line-item project appropriations may
25 occur between projects for those amounts listed subject to the
26 conditions and limitations in section 603 of this act.

27 (b) Within the amounts provided in this section, ((~~\$2,500,000~~))
28 \$1,500,000 of the transportation infrastructure account--state
29 appropriation ((~~is~~)) and \$787,000 of the transportation infrastructure
30 account--federal appropriation are for low-interest loans for rail
31 capital projects through the freight rail investment bank program. The
32 department shall issue a call for projects based upon the legislative
33 priorities specified in subsection (7)(a) of this section. Application
34 must be received by the department by ((~~November 1, 2007~~)) October 1,
35 2008. By ((~~December 1, 2007~~)) November 1, 2008, the department shall
36 submit a prioritized list of recommended projects to the office of
37 financial management and the transportation committees of the
38 legislature. The department shall award low-interest loans, based upon

1 the prioritized list of rail capital projects most recently submitted
2 to the legislature pursuant to this subsection, as follows: Port of
3 Benton County (\$250,000); Port of Everett (\$250,000); Central
4 Terminals, LLC (\$250,000); Tacoma Rail--Maintenance Facility
5 (\$250,000); NW Container Service (\$250,000); Port of Chehalis
6 (\$250,000); Ballard Terminal Railroad (\$250,000); Eastern Washington
7 Gateway Railroad (\$36,875); Spokane County (\$250,000); Tacoma Rail--
8 Locomotive Idling (\$250,000).

9 (c) Within the amounts provided in this section, (~~(\$3,335,000)~~)
10 \$2,561,000 of the multimodal transportation account--state
11 appropriation is for statewide - emergent freight rail assistance
12 projects. However, the department shall perform a cost/benefit
13 analysis of the projects according to the legislative priorities
14 specified in subsection (7)(a) of this section, and shall give priority
15 to the following projects: Rail - Tacoma rail yard switching upgrades
16 (\$500,000); Rail - Port of Ephrata spur rehabilitation (\$127,000); Rail
17 - Lewis and Clark rail improvements (\$1,100,000); Rail - Port of Grays
18 Harbor rail access improvements (\$543,000); and Rail - Port of Longview
19 rail loop construction (\$291,000)(~~(; and Rail -- Port of Chehalis~~
20 ~~(\$774,000))~~). If the relative cost of any of the six projects
21 identified in this subsection (1)(c) is not substantially less than the
22 public benefits to be derived from the project, then the department
23 shall not assign the funds to the project, and instead shall use those
24 funds toward those projects identified by the department in the
25 attachments to the "Washington State Department of Transportation
26 FREIGHT RAIL ASSISTANCE FUNDING PROGRAM: 2007-2009 Prioritized Project
27 List and Program Update" dated December 2006 for which the proportion
28 of public benefits to be gained compared to the cost of the project is
29 greatest.

30 (~~(d) (Within the amounts provided in this section, \$25,000,000 of~~
31 ~~the freight congestion relief account state appropriation is for~~
32 ~~modifications to the Stampede Pass rail tunnel to facilitate the~~
33 ~~movement of double stacked rail cars. The department shall quantify~~
34 ~~and report to the legislature by December 1, 2007, the volume of~~
35 ~~freight traffic that would likely be shipped by rail rather than trucks~~
36 ~~if the Stampede Pass rail tunnel were modified to accommodate double~~
37 ~~stacked rail cars.~~

1 ~~(e)~~) Within the amounts provided in this section, ~~((\\$200,000))~~
2 \\$339,000 of the multimodal transportation account--state appropriation
3 is for rescoping and completion of a programmatic EIS for the Kelso to
4 Martin's Bluff - 3rd Mainline and Storage Tracks project. The rescoped
5 project may include funds that are committed to the project by local or
6 private funding partners. However, the rescoped project must be
7 capable of being completed with not more than \$49,470,000 in future
8 state funding, inclusive of inflation costs. Subject to this funding
9 constraint, the rescoped project must maximize capacity improvements
10 along the rail mainline.

11 ~~((f))~~ (e) Within the amounts provided in this section, \$3,600,000
12 of the multimodal transportation account--state appropriation is for
13 work items on the Palouse River and Coulee City Railroad lines.

14 (2) The multimodal transportation account--state appropriation
15 includes up to ~~((\\$137,620,000))~~ \\$144,500,000 in proceeds from the sale
16 of bonds authorized by RCW 47.10.867.

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

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

25 (5) The department shall sell any ancillary property, acquired when
26 the state purchased the right-of-ways to the PCC rail line system, to
27 a lessee of the ancillary property who is willing to pay fair market
28 value for the property. The department shall deposit the proceeds from
29 the sale of ancillary property into the transportation infrastructure
30 account.

31 ~~((The entire freight congestion relief account state~~
32 ~~appropriation is contingent upon the enactment during the 2007-2009~~
33 ~~fiscal biennium of a bill, resulting from the study established in~~
34 ~~Substitute Senate Bill No. 5207, that makes available funding to~~
35 ~~support project expenditures funded from the freight congestion relief~~
36 ~~account created in Substitute Senate Bill No. 5207. If such a funding~~
37 ~~bill is not enacted by June 30, 2009, the entire freight congestion~~
38 ~~relief account state appropriation shall lapse.~~

1 ~~(7)~~(a) The department shall develop and implement the
2 benefit/impact evaluation methodology recommended in the statewide rail
3 capacity and needs study finalized in December 2006. The
4 benefit/impact evaluation methodology shall be developed using the
5 following priorities, in order of relative importance:

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

8 (ii) Self-sustaining economic development that creates family-wage
9 jobs;

10 (iii) Preservation of transportation corridors that would otherwise
11 be lost;

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

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

16 (vi) Mitigation of impacts of increased rail traffic on
17 communities.

18 (b) The department shall convene a work group to collaborate on the
19 development of the benefit/impact analysis method to be used in the
20 evaluation. The work group must include, at a minimum, the freight
21 mobility strategic investment board, the department of agriculture, and
22 representatives from the various users and modes of the state's rail
23 system.

24 (c) The department shall use the benefit/impact analysis and
25 priorities in (a) of this subsection when submitting requests for state
26 funding for rail projects. The department shall develop a standardized
27 format for submitting requests for state funding for rail projects that
28 includes an explanation of the analysis undertaken, and the conclusions
29 derived from the analysis.

30 (d) The department and the freight mobility strategic investment
31 board shall collaborate to submit a report to the office of financial
32 management and the transportation committees of the legislature by
33 September 1, 2008, listing proposed freight highway and rail projects.
34 The report must describe the analysis used for selecting such projects,
35 as required by this act for the department and as required by chapter
36 47.06A RCW for the board. When developing its list of proposed freight
37 highway and rail projects, the freight mobility strategic investment

1 board shall use the priorities identified in (a) of this subsection to
2 the greatest extent possible.

3 ~~((8) \$5,000,000 of the multimodal transportation account state
4 appropriation is reappropriated and provided solely for the costs of
5 acquisition of the PCC railroad associated with the memorandum of
6 understanding (MOU), which was executed between Washington state and
7 Watco. Total costs associated with the MOU shall not exceed
8 \$10,937,000.))~~

9 (7) The department shall apply at the earliest possible date for
10 grants, pursuant to the new competitive intercity rail grant program
11 announced by the federal railroad administration on February 19, 2008,
12 for any projects that may qualify for such federal grants and are
13 currently identified on the project list referenced in subsection
14 (1)(a) of this section.

15 (8) Up to \$8,500,000 of any state funding designated on the project
16 list referenced in subsection (1)(a) of this section for the
17 "Vancouver-Rail Bypass and W 39th Street Bridge" project may be used to
18 upgrade, to class 2 condition, track owned by Clark county between
19 Vancouver and Battle Ground.

20 **Sec. 311.** 2007 c 518 s 310 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
23 **CAPITAL**

24	Highway Infrastructure Account--State Appropriation	\$207,000
25	Highway Infrastructure Account--Federal	
26	Appropriation	\$1,602,000
27	Freight Mobility Investment Account--State	
28	Appropriation	(\$12,500,000)
29		<u>\$12,378,000</u>
30	((Freight Congestion Relief Account--State	
31	 Appropriation	\$46,720,000))
32	Transportation Partnership Account--State	
33	Appropriation	(\$2,906,000)
34		<u>\$3,906,000</u>
35	Motor Vehicle Account--State Appropriation	(\$9,854,000)
36		<u>\$8,773,000</u>
37	Motor Vehicle Account--Federal Appropriation	(\$60,150,000)

1		<u>\$62,222,000</u>
2	Freight Mobility Multimodal Account--State	
3	Appropriation	((\$12,100,000))
4		<u>\$12,750,000</u>
5	<u>Freight Mobility Multimodal Account--</u>	
6	<u>Private/Local Appropriation</u>	<u>\$3,755,000</u>
7	Multimodal Transportation Account--Federal	
8	Appropriation	((\$3,500,000))
9		<u>\$4,180,000</u>
10	Multimodal Transportation Account--State	
11	Appropriation	((\$33,158,000))
12		<u>\$32,134,000</u>
13	Transportation 2003 Account (Nickel Account)--State	
14	Appropriation	((\$2,706,000))
15		<u>\$2,721,000</u>
16	Passenger Ferry Account--State Appropriation	\$8,500,000
17	TOTAL APPROPRIATION	((\$193,903,000))
18		<u>\$153,128,000</u>

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

21 (1) The department shall, on a quarterly basis, provide status
22 reports to the legislature on the delivery of projects as outlined in
23 the project lists incorporated in this section. For projects funded by
24 new revenue in the 2003 and 2005 transportation packages, reporting
25 elements shall include, but not be limited to, project scope, schedule,
26 and costs. Other projects may be reported on a programmatic basis.
27 The department shall also provide the information required under this
28 subsection on a quarterly basis via the transportation executive
29 information system (TEIS).

30 (2) \$8,500,000 of the passenger ferry account--state appropriation
31 is provided solely for near and long-term costs of capital improvements
32 in a business plan approved by the governor for passenger ferry
33 service.

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

37 (4) The department shall apply for surface transportation program

1 (STP) enhancement funds to be expended in lieu of or in addition to
2 state funds for eligible costs of projects in local programs, program
3 Z capital.

4 (5) Federal funds may be transferred from program Z to programs I
5 and P and state funds shall be transferred from programs I and P to
6 program Z to replace those federal funds in a dollar-for-dollar match.
7 Fund transfers authorized under this subsection shall not affect
8 project prioritization status. Appropriations shall initially be
9 allotted as appropriated in this act. The department may not transfer
10 funds as authorized under this subsection without approval of the
11 office of financial management. The department shall submit a report
12 on those projects receiving fund transfers to the office of financial
13 management and the transportation committees of the legislature by
14 December 1, 2007, and December 1, 2008.

15 (6) The city of Winthrop may utilize a design-build process for the
16 Winthrop bike path project. Of the amount appropriated in this section
17 for this project, \$500,000 of the multimodal transportation account--
18 state appropriation is contingent upon the state receiving from the
19 city of Winthrop \$500,000 in federal funds awarded to the city of
20 Winthrop by its local planning organization.

21 (7) (~~(\$7,000,000)~~) \$11,591,224 of the multimodal transportation
22 account--state appropriation, (~~(\$7,000,000)~~) \$8,640,239 of the motor
23 vehicle account--federal appropriation, and \$4,000,000 of the motor
24 vehicle account--federal appropriation are provided solely for the
25 pedestrian and bicycle safety program projects and safe routes to
26 schools program projects identified in the LEAP Transportation Document
27 2007-A, pedestrian and bicycle safety program projects and safe routes
28 to schools program projects as developed April 20, 2007. Projects must
29 be allocated funding based on order of priority. The department shall
30 review all projects receiving grant awards under this program at least
31 semiannually to determine whether the projects are making satisfactory
32 progress. Any project that has been awarded funds, but does not report
33 activity on the project within one year of the grant award, shall be
34 reviewed by the department to determine whether the grant should be
35 terminated. The department shall promptly close out grants when
36 projects have been completed, and identify where unused grant funds
37 remain because actual project costs were lower than estimated in the
38 grant award.

1 (8) Up to a maximum of \$5,000,000 of the multimodal transportation
2 account--state appropriation and up to a maximum of \$2,000,000 of the
3 motor vehicle account--federal appropriation are reappropriated for the
4 pedestrian and bicycle safety program projects and safe routes to
5 schools program projects identified in the LEAP transportation document
6 2006-B, pedestrian and bicycle safety program projects and safe routes
7 to schools program projects as developed March 8, 2006. Projects must
8 be allocated funding based on order of priority. The department shall
9 review all projects receiving grant awards under this program at least
10 semiannually to determine whether the projects are making satisfactory
11 progress. Any project that has been awarded funds, but does not report
12 activity on the project within one year of the grant award, shall be
13 reviewed by the department to determine whether the grant should be
14 terminated. The department shall promptly close out grants when
15 projects have been completed, and identify where unused grant funds
16 remain because actual project costs were lower than estimated in the
17 grant award.

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

26 ~~(+10))~~ \$3,500,000 of the multimodal transportation account--federal
27 appropriation is provided solely for the Museum of Flight pedestrian
28 bridge safety project.

29 ~~((+11))~~ (10) \$250,000 of the multimodal transportation account--
30 state appropriation is provided solely for the icicle rail station in
31 Leavenworth.

32 ~~((+12))~~ (11) \$1,500,000 of the motor vehicle account--state
33 appropriation is provided solely for the Union Gap city road project.

34 ~~((+13) \$350,000))~~ (12) \$250,000 of the motor vehicle account--state
35 appropriation is provided solely for the Saltwater state park bridge
36 project and off-site traffic control costs.

37 ~~((+14))~~ (13) \$1,000,000 of the motor vehicle account--state

1 appropriation ((is)) and \$4,688,000 of the motor vehicle account--
2 federal appropriation are provided solely for the coal creek parkway
3 project.

4 ((+15)) (14) \$250,000 of the multimodal transportation account--
5 state appropriation is provided solely for a streetcar feasibility
6 study in downtown Spokane.

7 ((+16)) (15) \$500,000 of the motor vehicle account--((state))
8 federal appropriation is provided solely for ((the)) slide repairs
9 completed during 2007 and 2008 at or in the vicinity of marine view
10 drive bridge ((project)) on Marine View Drive and on Des Moines
11 Memorial Drive in Des Moines.

12 **TRANSFERS AND DISTRIBUTIONS**

13 **Sec. 401.** 2007 c 518 s 401 (uncodified) is amended to read as
14 follows:

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

19 Highway Bond Retirement Account Appropriation	(((\$570,030,000))
	<u>\$530,160,000</u>
21 Ferry Bond Retirement Account Appropriation	(((\$38,059,000))
	<u>\$37,380,000</u>
23 Transportation Improvement Board Bond Retirement	
24 Account--State Appropriation	(((\$27,749,000))
	<u>\$26,462,000</u>
26 Nondebt-Limit Reimbursable Account Appropriation	(((\$19,359,000))
	<u>\$11,194,000</u>
28 Transportation Partnership Account--State	
29 Appropriation	(((\$6,694,000))
	<u>\$4,838,000</u>
31 Motor Vehicle Account--State Appropriation	(((\$986,000))
	<u>\$1,011,000</u>
33 Transportation Improvement Account--State Appropriation	(((\$68,000))
	<u>\$59,000</u>
35 Multimodal Transportation Account--State	
36 Appropriation	(((\$1,032,000))

1		<u>\$1,373,000</u>
2	Transportation 2003 Account (Nickel Account)--State	
3	Appropriation	((\$6,560,000))
4		<u>\$5,468,000</u>
5	Urban Arterial Trust Account--State Appropriation	((\$473,000))
6		<u>\$113,000</u>
7	Special Category C Account Appropriation	((\$160,000))
8		<u>\$233,000</u>
9	TOTAL APPROPRIATION	((\$671,170,000))
10		<u>\$618,291,000</u>

11 **Sec. 402.** 2007 c 518 s 402 (uncodified) is amended to read as
12 follows:

13 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
14 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**
15 **FISCAL AGENT CHARGES**

16	Transportation Partnership Account--State	
17	Appropriation	((\$2,254,000))
18		<u>\$315,000</u>
19	Motor Vehicle Account--State Appropriation	((\$329,000))
20		<u>\$60,000</u>
21	Transportation Improvement Account--State Appropriation	((\$5,000))
22		<u>\$3,000</u>
23	Multimodal Transportation Account--State Appropriation	((\$130,000))
24		<u>\$72,000</u>
25	Transportation 2003 Account (Nickel Account)--State	
26	Appropriation	((\$2,187,000))
27		<u>\$357,000</u>
28	Urban Arterial Trust Account--State Appropriation	((\$38,000))
29		<u>\$7,000</u>
30	Special Category C Account--State Appropriation	((\$53,000))
31		<u>\$13,000</u>
32	TOTAL APPROPRIATION	((\$4,996,000))
33		<u>\$827,000</u>

34 **Sec. 403.** 2007 c 518 s 403 (uncodified) is amended to read as
35 follows:

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

3 (1) Motor Vehicle Account--State Reappropriation:
4 For transfer to the Tacoma Narrows Toll Bridge
5 Account ((\$131,016,000))
6 \$18,000,000

7 (~~The department of transportation is authorized to sell up to~~
8 ~~\$131,016,000 in bonds authorized by RCW 47.10.843 for the Tacoma~~
9 ~~Narrows bridge project. Proceeds from the sale of the bonds shall be~~
10 ~~deposited into the motor vehicle account. The department of~~
11 ~~transportation shall inform the treasurer of the amount to be~~
12 ~~deposited.))~~

13 (2) Motor Vehicle Account--State Appropriation:
14 For transfer to the Puget Sound Capital Construction
15 Account ((\$131,500,000))
16 \$83,000,000

17 (~~The department of transportation is authorized to sell up to~~
18 ~~\$131,500,000 in bonds authorized by RCW 47.10.843 for vessel and~~
19 ~~terminal acquisition, major and minor improvements, and long lead time~~
20 ~~materials acquisition for the Washington state ferries.))~~

21 **Sec. 404.** 2007 c 518 s 404 (uncodified) is amended to read as
22 follows:

23 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**
24 Motor Vehicle Account Appropriation for
25 motor vehicle fuel tax distributions to cities
26 and counties ((\$526,320,000))
27 \$501,783,827

28 **Sec. 405.** 2007 c 518 s 405 (uncodified) is amended to read as
29 follows:

30 **FOR THE STATE TREASURER--TRANSFERS**
31 Motor Vehicle Account--State
32 Appropriation: For motor vehicle fuel tax
33 refunds and statutory transfers ((\$937,181,000))
34 \$918,908,000

1		<u>\$18,000,000</u>
2	((10)) <u>(9)</u> Multimodal Transportation Account--State	
3	Appropriation: For transfer to the Transportation	
4	Infrastructure Account--State	(\$7,000,000)
5		<u>\$6,000,000</u>
6	((11)) <u>(10)</u> Highway Safety Account--State Appropriation:	
7	For transfer to the Multimodal Transportation	
8	Account--State	\$9,500,000
9	<u>(11) Urban Arterial Trust Account--State Appropriation:</u>	
10	<u>For transfer to the Small City Pavement and Sidewalk</u>	
11	<u>Account--State</u>	<u>\$1,400,000</u>
12	<u>(12) Multimodal Transportation Account--Federal</u>	
13	<u>Appropriation: For transfer to the Transportation</u>	
14	<u>Infrastructure Account--Federal</u>	<u>\$1,000,000</u>

15 The transfers identified in this section are subject to the
16 following conditions and limitations: ~~((a))~~ The amount transferred
17 in subsection (3) of this section may be spent only on "highway
18 purposes" as that term is construed in Article II, section 40 of the
19 Washington state Constitution.

20 **COMPENSATION**

21 **Sec. 501.** 2007 c 518 s 501 (uncodified) is amended to read as
22 follows:

23 **COMPENSATION--NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS.** The
24 appropriations for state agencies, are subject to the following
25 conditions and limitations:

26 (1)(a) The monthly employer funding rate for insurance benefit
27 premiums, public employees' benefits board administration, and the
28 uniform medical plan, shall not exceed \$707 per eligible employee for
29 fiscal year 2008. For fiscal year 2009 the monthly employer funding
30 rate shall not exceed ~~(\$732)~~ \$575 per eligible employee.

31 (b) In order to achieve the level of funding provided for health
32 benefits, the public employees' benefits board shall require any or all
33 of the following: Employee premium copayments, increases in
34 point-of-service cost sharing, the implementation of managed
35 competition, or make other changes to benefits consistent with RCW
36 41.05.065.

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

8 (2) The health care authority, subject to the approval of the
9 public employees' benefits board, shall provide subsidies for health
10 benefit premiums to eligible retired or disabled public employees and
11 school district employees who are eligible for medicare, pursuant to
12 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the
13 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall
14 be \$184.26 per month.

15 **Sec. 502.** 2007 c 518 s 502 (uncodified) is amended to read as
16 follows:

17 **COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE**
18 **BENEFITS.** The appropriations for state agencies, are subject to the
19 following conditions and limitations:

20 (1)(a) The monthly employer funding rate for insurance benefit
21 premiums, public employees' benefits board administration, and the
22 uniform medical plan, for represented employees outside the super
23 coalition under chapter 41.80 RCW, shall not exceed \$707 per eligible
24 employee for fiscal year 2008. For fiscal year 2009 the monthly
25 employer funding rate shall not exceed (~~(\$732)~~) \$575 per eligible
26 employee.

27 (b) In order to achieve the level of funding provided for health
28 benefits, the public employees' benefits board shall require any or all
29 of the following: Employee premium copayments, increases in
30 point-of-service cost sharing, the implementation of managed
31 competition, or make other changes to benefits consistent with RCW
32 41.05.065.

33 (c) The health care authority shall deposit any moneys received on
34 behalf of the uniform medical plan as a result of rebates on
35 prescription drugs, audits of hospitals, subrogation payments, or any
36 other moneys recovered as a result of prior uniform medical plan claims

1 payments, into the public employees' and retirees' insurance account to
2 be used for insurance benefits. Such receipts shall not be used for
3 administrative expenditures.

4 (2) The health care authority, subject to the approval of the
5 public employees' benefits board, shall provide subsidies for health
6 benefit premiums to eligible retired or disabled public employees and
7 school district employees who are eligible for medicare, pursuant to
8 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the
9 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall
10 be \$184.26 per month.

11 **Sec. 503.** 2007 c 518 s 503 (uncodified) is amended to read as
12 follows:

13 **COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION.** Collective
14 bargaining agreements negotiated as part of the super coalition under
15 chapter 41.80 RCW include employer contributions to health insurance
16 premiums at 88% of the cost. Funding rates at this level are currently
17 \$707 per month for fiscal year 2008 and (~~(\$732)~~) \$575 per month for
18 fiscal year 2009. The agreements also include a one-time payment of
19 \$756 for each employee who is eligible for insurance for the month of
20 June, 2007, and is covered by a 2007-2009 collective bargaining
21 agreement pursuant to chapter 41.80 RCW, as well as continuation of the
22 salary increases that were negotiated for the twelve-month period
23 beginning July 1, 2006, and scheduled to terminate June 30, 2007.

24 **MISCELLANEOUS**

25 **Sec. 601.** RCW 46.68.110 and 2007 c 148 s 1 are each amended to
26 read as follows:

27 Funds credited to the incorporated cities and towns of the state as
28 set forth in RCW 46.68.090 shall be subject to deduction and
29 distribution as follows:

30 (1) One and one-half percent of such sums distributed under RCW
31 46.68.090 shall be deducted monthly as such sums are credited and set
32 aside for the use of the department of transportation for the
33 supervision of work and expenditures of such incorporated cities and
34 towns on the city and town streets thereof, including the supervision
35 and administration of federal-aid programs for which the department of

1 transportation has responsibility: PROVIDED, That any moneys so
2 retained and not expended shall be credited in the succeeding biennium
3 to the incorporated cities and towns in proportion to deductions herein
4 made;

5 (2) Thirty-three one-hundredths of one percent of such funds
6 distributed under RCW 46.68.090 shall be deducted monthly, as such
7 funds accrue, and set aside for the use of the department of
8 transportation for the purpose of funding the cities' share of the
9 costs of highway jurisdiction studies and other studies. Any funds so
10 retained and not expended shall be credited in the succeeding biennium
11 to the cities in proportion to the deductions made;

12 (3) One percent of such funds distributed under RCW 46.68.090 shall
13 be deducted monthly, as such funds accrue, to be deposited in the small
14 city pavement and sidewalk account, to implement the city hardship
15 assistance program, as provided in RCW 47.26.164. However, any moneys
16 so retained and not required to carry out the program under this
17 subsection as of July 1st of each odd-numbered year thereafter, shall
18 be retained in the account and used for maintenance, repair, and
19 resurfacing of city and town streets for cities and towns with a
20 population of less than five thousand.

21 (4) Except as provided in RCW 47.26.080, after making the
22 deductions under subsections (1) through (3) of this section and RCW
23 35.76.050, the balance remaining to the credit of incorporated cities
24 and towns shall be apportioned monthly as such funds accrue among the
25 several cities and towns within the state ratably on the basis of the
26 population last determined by the office of financial management.

27 NEW SECTION. Sec. 602. A new section is added to 2007 c 518
28 (uncodified) to read as follows:

29 In order to promote the receipt of federal enhancement funds, or
30 other applicable federal or state grant funds, the following portions
31 of highway are designated as part of the scenic and recreational
32 highway system: Beginning at the Anacortes ferry landing, the
33 Washington state ferries Anacortes/San Juan Islands route, which
34 includes stops at Lopez, Shaw, Orcas, and San Juan Islands; and the
35 roads on San Juan and Orcas Islands as described in San Juan Island
36 county council resolution no. 7, adopted February 5, 2008.

1 NEW SECTION. **Sec. 603.** If any provision of this act or its
2 application to any person or circumstance is held invalid, the
3 remainder of the act or the application of the provision to other
4 persons or circumstances is not affected.

5 NEW SECTION. **Sec. 604.** This act is necessary for the immediate
6 preservation of the public peace, health, or safety, or support of the
7 state government and its existing public institutions, and takes effect
8 immediately.

(End of bill)

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FIELD OPERATIONS BUREAU	8
INVESTIGATIVE SERVICES BUREAU	10
TECHNICAL SERVICES BUREAU	10
WASHINGTON TRAFFIC SAFETY COMMISSION	3"

ESHB 2878 - S COMM AMD
By Committee on Transportation

1 On page 1, line 1 of the title, after "appropriations;" strike the
2 remainder of the title and insert "amending RCW 46.68.110; amending
3 2007 c 518 ss 101, 102, 103, 104, 105, 106, 201, 202, 203, 204, 205,
4 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 218, 219, 220,
5 221, 222, 223, 224, 225, 226, 227, 301, 302, 303, 304, 305, 306, 307,
6 308, 309, 310, 401, 402, 403, 404, 405, 406, 407, 501, 502, and 503
7 (uncodified); adding new sections to 2007 c 518 (uncodified); making
8 appropriations and authorizing capital improvements; and declaring an
9 emergency."

--- END ---