

- 1 (a) "Fiscal year 2010" or "FY 2010" means the fiscal year ending
 2 June 30, 2010.
- 3 (b) "Fiscal year 2011" or "FY 2011" means the fiscal year ending
 4 June 30, 2011.
- 5 (c) "FTE" means full-time equivalent.
- 6 (d) "Lapse" or "revert" means the amount shall return to an
 7 unappropriated status.
- 8 (e) "Provided solely" means the specified amount may be spent only
 9 for the specified purpose. Unless otherwise specifically authorized in
 10 this act, any portion of an amount provided solely for a specified
 11 purpose which is not expended subject to the specified conditions and
 12 limitations to fulfill the specified purpose shall lapse.
- 13 (f) "Reappropriation" means appropriation and, unless the context
 14 clearly provides otherwise, is subject to the relevant conditions and
 15 limitations applicable to appropriations.
- 16 (g) "LEAP" means the legislative evaluation and accountability
 17 program committee.

18 **GENERAL GOVERNMENT AGENCIES--OPERATING**

19 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
 20 **COMMISSION**

21 Grade Crossing Protective Account--State Appropriation \$704,000

22 NEW SECTION. **Sec. 102. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

23 Motor Vehicle Account--State Appropriation \$5,429,000
 24 Puget Sound Ferry Operations Account--State Appropriation . . \$100,000
 25 TOTAL APPROPRIATION \$5,529,000

26 The appropriations in this section are subject to the following
 27 conditions and limitations: \$2,245,000 of the motor vehicle account--
 28 state appropriation is provided solely to create a new transportation
 29 budgeting tool that is fully integrated with other budget systems.

30 NEW SECTION. **Sec. 103. FOR THE MARINE EMPLOYEES COMMISSION**

31 Puget Sound Ferry Operations Account--State Appropriation . . \$446,000

32 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**

1 **COMMISSION**

2 Motor Vehicle Account--State Appropriation \$1,406,000

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

5 (1) \$1,002,000 of the appropriation in this section is provided
6 solely for road maintenance purposes.

7 (2) \$404,000 of the appropriation in this section is provided
8 solely for archeological analysis related to transportation projects.

9 NEW SECTION. **Sec. 105. FOR THE DEPARTMENT OF AGRICULTURE**

10 Motor Vehicle Account--State Appropriation \$1,506,000

11 The appropriation in this section is subject to the following
12 conditions and limitations:

13 (1) \$351,000 of the motor vehicle account--state appropriation is
14 provided solely for costs associated with the motor fuel quality
15 program.

16 (2) \$1,004,000 of the motor vehicle account--state appropriation is
17 provided solely to test the quality of biofuel. The department must
18 test fuel quality at the biofuel manufacturer, distributor, and
19 retailer.

20 NEW SECTION. **Sec. 106. FOR THE LEGISLATIVE EVALUATION AND
21 ACCOUNTABILITY PROGRAM COMMITTEE**

22 Motor Vehicle Account--State Appropriation \$506,000

23 **TRANSPORTATION AGENCIES--OPERATING**

24 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY
25 COMMISSION**

26 Highway Safety Account--State Appropriation \$2,541,000

27 Highway Safety Account--Federal Appropriation \$15,978,000

28 School Zone Safety Account--State Appropriation \$3,890,000

29 TOTAL APPROPRIATION \$22,409,000

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

31 Rural Arterial Trust Account--State Appropriation \$913,000

32 Motor Vehicle Account--State Appropriation \$2,114,000

1 County Arterial Preservation Account--State
 2 Appropriation \$1,415,000
 3 TOTAL APPROPRIATION \$4,442,000

4 NEW SECTION. **Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**
 5 Urban Arterial Trust Account--State Appropriation \$1,814,000
 6 Transportation Improvement Account--State Appropriation . . . \$1,817,000
 7 TOTAL APPROPRIATION \$3,631,000

8 NEW SECTION. **Sec. 204. FOR THE JOINT TRANSPORTATION COMMITTEE**
 9 Motor Vehicle Account--State Appropriation \$1,075,000

10 NEW SECTION. **Sec. 205. FOR THE TRANSPORTATION COMMISSION**
 11 Motor Vehicle Account--State Appropriation \$1,878,000
 12 Multimodal Transportation Account--State Appropriation \$112,000
 13 TOTAL APPROPRIATION \$1,990,000

14 The appropriations in this section are subject to the following
 15 conditions and limitations: Pursuant to RCW 43.135.055, during the
 16 2009-11 fiscal biennium, the transportation commission shall
 17 periodically review and, if necessary, modify the schedule of fares for
 18 the Washington state ferry system. The transportation commission may
 19 increase ferry fares and add a fuel surcharge to the fare rate. Except
 20 for the imposition of a fuel surcharge, no fare schedule modifications
 21 may be made prior to September 1, 2009.

22 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**
 23 **INVESTMENT BOARD**
 24 Motor Vehicle Account--State Appropriation \$699,000

25 The appropriation in this section is subject to the following
 26 conditions and limitations: The freight mobility strategic investment
 27 board shall, on a quarterly basis, provide status reports to the office
 28 of financial management and the transportation committees of the
 29 legislature on the delivery of projects funded by this act.

30 NEW SECTION. **Sec. 207. FOR THE WASHINGTON STATE PATROL--FIELD**
 31 **OPERATIONS BUREAU**
 32 State Patrol Highway Account--State Appropriation \$225,574,000
 33 State Patrol Highway Account--Federal Appropriation \$10,602,000

1 State Patrol Highway Account--Private/Local Appropriation . . \$859,000
2 TOTAL APPROPRIATION \$237,035,000

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

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

13 (2) In addition to the user fees, the patrol shall transfer into
14 the state patrol nonappropriated airplane revolving account under RCW
15 43.79.470 no more than the amount of appropriated state patrol highway
16 account and general fund funding necessary to cover the costs for the
17 patrol's use of the aircraft. The state patrol highway account and
18 general fund--state funds shall be transferred proportionately in
19 accordance with a cost allocation that differentiates between highway
20 traffic enforcement services and general policing purposes.

21 (3) The patrol shall not account for or record locally provided DUI
22 cost reimbursement payments as expenditure credits to the state patrol
23 highway account. The patrol shall report the amount of expected
24 locally provided DUI cost reimbursements in their budget submittal to
25 the office of financial management.

26 NEW SECTION. **Sec. 208. FOR THE WASHINGTON STATE PATROL--**
27 **INVESTIGATIVE SERVICES BUREAU**

28 State Patrol Highway Account--State Appropriation \$1,553,000

29 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**
30 **TECHNICAL SERVICES BUREAU**

31 State Patrol Highway Account--State Appropriation \$108,258,000
32 State Patrol Highway Account--Private/Local
33 Appropriation \$2,008,000
34 TOTAL APPROPRIATION \$110,266,000

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

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

9 (2) The Washington state patrol may submit information technology
10 related requests for funding only if the patrol has coordinated with
11 the department of information services as required by section 601 of
12 this act.

13 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF LICENSING**

14	Marine Fuel Tax Refund Account--State Appropriation	\$32,000
15	State Patrol Highway Account--State Appropriation	\$738,000
16	Motorcycle Safety Education Account--State	
17	Appropriation	\$4,743,000
18	Wildlife Account--State Appropriation	\$836,000
19	Highway Safety Account--State Appropriation	\$149,885,000
20	Highway Safety Account--Federal Appropriation	\$8,000
21	Highway Safety Account--Private/Local	
22	Appropriation	\$91,000
23	Motor Vehicle Account--State Appropriation	\$78,683,000
24	Motor Vehicle Account--Federal Appropriation	\$242,000
25	Motor Vehicle Account--Private/Local Appropriation	\$1,372,000
26	Department of Licensing Services Account--State	
27	Appropriation	\$4,706,000
28	TOTAL APPROPRIATION	\$241,336,000

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

31 (1) \$11,688,000 of the highway safety account--state appropriation
32 is provided solely for costs associated with: Issuing enhanced
33 drivers' licenses and identicards at the fourteen operating enhanced
34 licensing services offices; extended hours at those licensing services
35 offices; cross-border tourism education; and other education campaigns.
36 This is the maximum amount the department may expend for this purpose.

1 (2) The department may submit information technology related
2 requests for funding only if the department has coordinated with the
3 department of information services as required by section 601 of this
4 act.

5 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **TOLL OPERATIONS AND MAINTENANCE--PROGRAM B**

7	High-Occupancy Toll Lanes Account--State Appropriation . . .	\$3,206,000
8	Motor Vehicle Account--State Appropriation	\$579,000
9	Tacoma Narrows Toll Bridge Account--State	
10	Appropriation	\$29,397,000
11	TOTAL APPROPRIATION	\$33,182,000

12 The appropriations in this section are subject to the following
13 conditions and limitations: The department shall provide quarterly
14 reports to the office of financial management on the operational costs
15 associated with tolling the Tacoma Narrows bridge. The reports must
16 include a summary of revenue generated by tolls on the Tacoma Narrows
17 bridge and an itemized depiction of the use of that revenue.

18 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF TRANSPORTATION--**
19 **INFORMATION TECHNOLOGY--PROGRAM C**

20	Transportation Partnership Account--State Appropriation . .	\$2,084,000
21	Motor Vehicle Account--State Appropriation	\$69,390,000
22	Multimodal Transportation Account--State Appropriation	\$363,000
23	Transportation 2003 Account (Nickel Account)--State	
24	Appropriation	\$2,084,000
25	TOTAL APPROPRIATION	\$73,921,000

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

28 (1) The department shall consult with the office of financial
29 management and the department of information services to ensure that
30 (a) the department's current and future system development is
31 consistent with the overall direction of other key state systems; and
32 (b) when possible, use or develop common statewide information systems
33 to encourage coordination and integration of information used by the
34 department and other state agencies and to avoid duplication.

35 (2) The department shall provide updated information on six project
36 milestones for all active projects, funded in part or in whole with

1 2005 transportation partnership account funds or 2003 nickel account
2 funds, on a quarterly basis in the transportation executive information
3 system (TEIS). The department shall also provide updated information
4 on six project milestones for projects, funded with preexisting funds
5 and that are agreed to by the legislature, office of financial
6 management, and the department, on a quarterly basis in TEIS.

7 (3) \$466,000 of the transportation partnership account--state
8 appropriation and \$466,000 of the transportation 2003 account (nickel
9 account)--state appropriation are provided solely for the department to
10 develop a project management and reporting system which is a collection
11 of integrated tools for capital construction project managers to use to
12 perform all the necessary tasks associated with project management.
13 The department shall integrate commercial off-the-shelf software with
14 existing department systems and enhanced approaches to data management
15 to provide web-based access for multi-level reporting and improved
16 business workflows and reporting. On a quarterly basis, the department
17 shall report to the office of financial management and the
18 transportation committees of the legislature on the status of the
19 development and integration of the system. The first report shall
20 include a detailed work plan for the development and integration of the
21 system including timelines and budget milestones. At a minimum the
22 ensuing reports shall indicate the status of the work as it compares to
23 the work plan, any discrepancies, and proposed adjustments necessary to
24 bring the project back on schedule or budget if necessary.

25 (4) The department may submit information technology related
26 requests for funding only if the department has coordinated with the
27 department of information services as required by section 601 of this
28 act.

29 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION--**
30 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--OPERATING**
31 Motor Vehicle Account--State Appropriation \$25,626,000

32 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--**
33 **AVIATION--PROGRAM F**
34 Aeronautics Account--State Appropriation \$5,997,000
35 Aeronautics Account--Federal Appropriation \$2,150,000
36 TOTAL APPROPRIATION \$8,147,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: \$50,000 of the aeronautics account--state
3 appropriation is provided solely for the aviation planning council as
4 provided for in RCW 47.68.410.

5 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**

7	Transportation Partnership Account--State Appropriation . . .	\$100,000
8	Motor Vehicle Account--State Appropriation	\$49,261,000
9	Motor Vehicle Account--Federal Appropriation	\$500,000
10	Multimodal Transportation Account--State Appropriation	\$250,000
11	Transportation 2003 Account (Nickel Account)--State	
12	Appropriation	\$100,000
13	TOTAL APPROPRIATION	\$50,211,000

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

16 (1) \$750,000 of the motor vehicle account--state appropriation is
17 provided solely to begin compliance with new stormwater permit
18 requirements mandated by the department of ecology.

19 (2) \$100,000 of the transportation partnership account--state
20 appropriation and \$100,000 of the transportation 2003 account (nickel
21 account)--state appropriation are provided solely to the department to
22 transition the roles and responsibilities of the statewide project
23 management group consultants to the department. The department shall
24 provide an updated copy of the capital construction strategic plan to
25 the legislative transportation committees and to the office of
26 financial management on June 30, 2009, and each year thereafter. The
27 department shall coordinate its work with other budget and performance
28 efforts, including Roadmap, the findings of the critical applications
29 modernization and integration strategies study, including proposed next
30 steps, and the priorities of government process.

31 (3) The department shall submit a report with the next budget
32 transmittal to the office of financial management on the implementation
33 status of recommended capital budgeting and reporting options. Options
34 must include: Reporting against legislatively-established project
35 identification numbers and may include recommendations for reporting
36 against other appropriate project groupings; measures for reporting
37 progress, timeliness, and cost which create an incentive for the

1 department to manage effectively and report its progress in a
2 transparent manner; and criteria and process for transfers of funds
3 among projects.

4 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
5 **ECONOMIC PARTNERSHIPS--PROGRAM K**

6 Motor Vehicle Account--State Appropriation \$557,000

7 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
8 **HIGHWAY MAINTENANCE--PROGRAM M**

9 Motor Vehicle Account--State Appropriation \$351,243,000

10 Motor Vehicle Account--Federal Appropriation \$2,000,000

11 Motor Vehicle Account--Private/Local Appropriation \$5,797,000

12 TOTAL APPROPRIATION \$359,040,000

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

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

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

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

29 (4) \$2,000,000 of the motor vehicle account--federal appropriation
30 is provided for unanticipated federal funds that may be received during
31 the 2009-11 biennium.

32 (5) The department may work with the department of corrections to
33 utilize corrections crews for the purposes of litter pickup on state
34 highways.

35 (6) The department shall update a comprehensive listing of
36 maintenance backlogs and related costs and include this report with the

1 next budget submittal to the office of financial management. This
2 report must include an analysis of methods for specifically reducing
3 discrete maintenance activity backlogs.

4 (7) \$72,776,000 of the motor vehicle account--state appropriation
5 is for snow and ice related expenses.

6 (8) \$750,000 of the motor vehicle account--state appropriation is
7 provided solely to begin compliance with new stormwater permit
8 requirements mandated by the department of ecology.

9 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
10 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

11	Motor Vehicle Account--State Appropriation	\$51,325,000
12	Motor Vehicle Account--Federal Appropriation	\$2,050,000
13	Motor Vehicle Account--Private/Local Appropriation	\$127,000
14	TOTAL APPROPRIATION	\$53,502,000

15 The appropriations in this section are subject to the following
16 conditions and limitations: \$2,400,000 of the motor vehicle account--
17 state appropriation is provided solely for low-cost enhancements.

18 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
19 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

20	Motor Vehicle Account--State Appropriation	\$29,027,000
21	Motor Vehicle Account--Federal Appropriation	\$30,000
22	Multimodal Transportation Account--State Appropriation	\$973,000
23	TOTAL APPROPRIATION	\$30,030,000

24 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
25 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

26	Motor Vehicle Account--State Appropriation	\$24,629,000
27	Motor Vehicle Account--Federal Appropriation	\$19,116,000
28	Multimodal Transportation Account--State Appropriation	\$696,000
29	Multimodal Transportation Account--Federal Appropriation	\$2,809,000
30	Multimodal Transportation Account--Private/Local	
31	Appropriation	\$100,000
32	TOTAL APPROPRIATION	\$47,350,000

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

1 (1) \$243,000 of the motor vehicle account--state appropriation and
 2 \$81,000 of the motor vehicle account--federal appropriation are
 3 provided solely for development of a freight database to help guide
 4 freight investment decisions and track project effectiveness. The
 5 database will be based on truck movement tracked through geographic
 6 information system technology. TransNow will contribute federal funds
 7 which are not appropriated in the transportation budget. The
 8 department shall work with the freight mobility strategic investment
 9 board to implement this project.

10 (2) \$150,000 of the motor vehicle account--federal appropriation is
 11 provided solely for the costs to develop an electronic map-based
 12 computer application that will enable law enforcement officers and
 13 others to more easily locate collisions and other incidents in the
 14 field.

15 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
 16 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

17	Motor Vehicle Account--State Appropriation	\$87,072,000
18	Motor Vehicle Account--Federal Appropriation	\$400,000
19	TOTAL APPROPRIATION	\$87,472,000

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

22 (1) The office of financial management must provide a detailed
 23 accounting of the revenues and expenditures of the self-insurance fund
 24 to the transportation committees of the legislature on December 31st
 25 and June 30th of each year.

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

28 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT
 29 DIVISION OF RISK MANAGEMENT FEES \$1,639,000

30 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE
 31 AUDITOR \$937,000

32 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL
 33 ADMINISTRATION \$5,947,000

34 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF
 35 PERSONNEL \$6,348,000

36 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY
 37 PREMIUMS AND ADMINISTRATION \$44,418,000

1 (f) FOR ARCHIVES AND RECORDS MANAGEMENT \$588,000
 2 (g) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS
 3 ENTERPRISES \$1,008,000
 4 (h) FOR USE OF FINANCIAL AND REPORTING SYSTEMS
 5 PROVIDED BY THE OFFICE OF FINANCIAL MANAGEMENT \$1,143,000
 6 (i) FOR POLICY AND SYSTEM ASSISTANCE FROM THE
 7 DEPARTMENT OF INFORMATION SERVICES \$1,970,000
 8 (j) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY
 9 GENERAL'S OFFICE \$8,526,000

10 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
 11 **PUBLIC TRANSPORTATION--PROGRAM V**

12 Regional Mobility Grant Program Account--State
 13 Appropriation \$34,048,000
 14 Multimodal Transportation Account--State
 15 Appropriation \$81,360,000
 16 Multimodal Transportation Account--Federal
 17 Appropriation \$2,582,000
 18 Multimodal Transportation Account--Private/Local
 19 Appropriation \$1,027,000
 20 TOTAL APPROPRIATION \$119,017,000

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

23 (1) \$26,000,000 of the multimodal transportation account--state
 24 appropriation is provided solely for a grant program for special needs
 25 transportation provided by transit agencies and nonprofit providers of
 26 transportation.

27 (a) \$6,000,000 of the amount provided in this subsection is
 28 provided solely for grants to nonprofit providers of special needs
 29 transportation. Grants for nonprofit providers shall be based on need,
 30 including the availability of other providers of service in the area,
 31 efforts to coordinate trips among providers and riders, and the cost
 32 effectiveness of trips provided.

33 (b) \$20,000,000 of the amount provided in this subsection is
 34 provided solely for grants to transit agencies to transport persons
 35 with special transportation needs. To receive a grant, the transit
 36 agency must have a maintenance of effort for special needs
 37 transportation that is no less than the previous year's maintenance of

1 effort for special needs transportation. Grants for transit agencies
2 shall be prorated based on the amount expended for demand response
3 service and route deviated service in calendar year 2007 as reported in
4 the "Summary of Public Transportation - 2007" published by the
5 department of transportation. No transit agency may receive more than
6 thirty percent of these distributions.

7 (2) Funds are provided for the rural mobility grant program as
8 follows:

9 (a) \$9,500,000 of the multimodal transportation account--state
10 appropriation is provided solely for grants for those transit systems
11 serving small cities and rural areas as identified in the "Summary of
12 Public Transportation - 2007" published by the department of
13 transportation. Noncompetitive grants must be distributed to the
14 transit systems serving small cities and rural areas in a manner
15 similar to past disparity equalization programs.

16 (b) \$9,500,000 of the multimodal transportation account--state
17 appropriation is provided solely to providers of rural mobility service
18 in areas not served or underserved by transit agencies through a
19 competitive grant process.

20 (c) \$1,000,000 of the multimodal transportation account--state
21 appropriation is provided solely for vanpool grants to rural transit
22 agencies to cover the capital cost of adding vans. The grants must be
23 administered under the same rules and criteria as the statewide vanpool
24 grant program.

25 (3) \$11,000,000 of the multimodal transportation account--state
26 appropriation is provided solely for a statewide vanpool grant program
27 for public transit agencies to cover the capital costs of vans. At
28 least \$4,000,000 of this amount must be used for vanpool grants in
29 congested corridors in King, Pierce, Snohomish, Thurston, Clark, and
30 Spokane counties.

31 (4) \$34,048,000 of the regional mobility grant program account--
32 state appropriation and \$5,952,000 of the multimodal transportation
33 account--state appropriation are provided solely for the regional
34 mobility grant projects identified on LEAP Transportation Document
35 2007-B as developed April 20, 2007; LEAP Transportation Document 2006-D
36 as developed March 8, 2006; or as selected by the legislature from the
37 priority list to be submitted by the department in January 2009. Any
38 project that has been awarded funds but has not reported activity

1 within one year of the grant award must be reviewed by the department
2 to determine whether the grant award should be terminated. If the
3 grant award is terminated, the funds lapse.

4 (5) The department shall report to the house and senate
5 transportation committees and the office of financial management by
6 June 30, 2009, on: (a) Whether replacement vans should be an eligible
7 use of the vanpool and regional mobility grants; and (b) whether
8 passenger-only ferry operating and capital costs should be an eligible
9 use of the regional mobility grant program.

10 (6) \$500,000 of the multimodal transportation account--state
11 appropriation is provided solely to expand park and ride lot capacity
12 through short-term lease agreements and relocation incentives for
13 carpools and vanpools.

14 (7)(a) \$2,500,000 of the multimodal transportation account--state
15 appropriation is provided solely for grants to cities and counties to
16 expand the commute trip reduction program established in RCW 70.94.521
17 through 70.94.555 to: (i) Increase voluntary participation by medium-
18 sized employers (fifty to one hundred employees) in affected urban
19 growth areas; and (ii) provide state technical support for the expanded
20 program. The commute trip reduction board shall establish criteria for
21 grants and statewide trip reduction goals for medium-sized employers,
22 and report biennially on achievement of the goals as part of the
23 board's legislative report.

24 (b) \$2,500,000 of the multimodal transportation account--state
25 appropriation is provided solely for: (i) Grants to local governments
26 primarily for small employers (under fifty employees) pursuant to the
27 provisions for growth and transportation efficiency centers established
28 under RCW 70.94.521 through 70.94.555; (ii) state technical support;
29 and (iii) the measurement of the effectiveness of the program.

30 (c) An affected urban growth area that has not previously
31 implemented a commute trip reduction program is exempt from the
32 requirements in RCW 70.94.527 if a solution to address the state
33 highway deficiency that exceeds the person hours of delay threshold has
34 been funded and is in progress during the 2009-11 biennium.

35 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
36 **MARINE--PROGRAM X**

37 Puget Sound Ferry Operations Account--State

1 Appropriation \$426,023,000

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

4 (1) \$92,935,000 of the Puget Sound ferry operations--state
5 appropriation is for auto ferry vessel operating fuel in the 2009-11
6 biennium.

7 (2) The department shall prepare a fiscally constrained six-year
8 service plan with implementation beginning July 1, 2009. The
9 department shall cease operation of the Anacortes to Sidney, British
10 Columbia ferry route at the conclusion of the published summer 2009
11 ferry schedule, on or about September 28, 2009.

12 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
13 **RAIL--PROGRAM Y--OPERATING**

14 Multimodal Transportation Account--State
15 Appropriation \$34,916,000

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

18 (1) \$29,091,000 of the multimodal transportation account--state
19 appropriation is provided solely for the Amtrak service contract and
20 Talgo maintenance contract associated with providing and maintaining
21 the state-supported passenger rail service.

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

23 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

25 Motor Vehicle Account--State Appropriation \$8,676,000
26 Motor Vehicle Account--Federal Appropriation \$2,567,000
27 TOTAL APPROPRIATION \$11,243,000

28 **TRANSPORTATION AGENCIES--CAPITAL**

29 NEW SECTION. **Sec. 301. FOR THE WASHINGTON STATE PATROL**
30 State Patrol Highway Account--State Appropriation \$3,700,000

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

1 (1) \$2,200,000 is provided solely for the following minor works
2 projects: \$150,000 for HVAC controls at Wenatchee 6 and Spokane 4
3 headquarters; \$195,000 for HVAC replacement systems at South King and
4 Kennewick detachment offices and the SeaTac and Ft. Lewis weigh
5 stations; \$450,000 for roof replacement at the Shelton academy;
6 \$168,000 for scale replacements at Pasco and Home Valley; \$147,000 for
7 parking lot repairs at the Shelton academy, Bremerton 8 and Bellevue 2
8 headquarters, and the Morton, Kelso, and Chehalis detachment offices;
9 \$50,000 for electrical upgrades at Bellevue 2 headquarters; \$400,000
10 for Shelton academy drive course repairs; \$90,000 for windows at the
11 South King detachment office; \$150,000 for floor replacement at the
12 Spokane 4 and Wenatchee 6 headquarters, and the Port Angeles,
13 Burlington, Poulsbo, and Okanogan detachment offices; \$200,000 for
14 replacement of the Naselle Tower Shelter; and \$200,000 for unforeseen
15 emergency repairs.

16 (2) \$1,500,000 is provided solely for construction of regional
17 waste water treatment systems for the Shelton academy of the Washington
18 state patrol.

19 NEW SECTION. Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD

20 Rural Arterial Trust Account--State Appropriation	\$49,400,000
21 Motor Vehicle Account--State Appropriation	\$1,048,000
22 County Arterial Preservation Account--State	
23 Appropriation	\$31,400,000
24 TOTAL APPROPRIATION	\$81,848,000

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

27 (1) \$1,048,000 of the motor vehicle account--state appropriation
28 may be used for county ferry projects as set forth in RCW 47.56.725(4).

29 (2) The appropriations contained in this section include funding to
30 counties to assist them in efforts to recover from winter storm and
31 flood damage, by providing capitalization advances and local match for
32 federal emergency funding as determined by the county road
33 administration board. The county road administration board shall
34 specifically identify any such selected projects and shall include
35 information concerning them in its next annual report to the
36 legislature.

1 NEW SECTION. **Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

2 Small City Pavement and Sidewalk Account--State

3 Appropriation \$5,939,000

4 Urban Arterial Trust Account--State Appropriation \$120,430,000

5 Transportation Improvement Account--State

6 Appropriation \$85,689,000

7 TOTAL APPROPRIATION \$212,058,000

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

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

13 (2) The urban arterial trust account--state appropriation includes
14 up to \$15,000,000 in proceeds from the sale of bonds authorized in RCW
15 47.26.420.

16 NEW SECTION. **Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--
17 PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

18 Motor Vehicle Account--State Appropriation \$6,810,000

19 The appropriation in this section is subject to the following
20 conditions and limitations: The department shall submit a report on
21 surplus property (a) that is suitable for development for department
22 facilities or (b) that should be sold with each agency request budget
23 submittal to the office of financial management.

24 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--
25 IMPROVEMENTS--PROGRAM I**

26 Transportation Partnership Account--State

27 Appropriation \$1,461,678,000

28 Motor Vehicle Account--State Appropriation \$121,457,000

29 Motor Vehicle Account--Federal Appropriation \$303,595,000

30 Motor Vehicle Account--Private/Local Appropriation \$57,472,000

31 Special Category C Account--State Appropriation \$24,707,000

32 Transportation 2003 Account (Nickel Account)--State

33 Appropriation \$638,838,000

34 Freight Multimodal Account--State Appropriation \$4,422,000

35 TOTAL APPROPRIATION \$2,612,169,000

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

3 (1) The entire transportation 2003 account (nickel account)
4 appropriation and the entire transportation partnership account
5 appropriation are provided solely for the projects and activities as
6 listed by fund, project, and amount in TEIS Transportation Document
7 09GOV001, Highway Improvement Program (I) as developed December 15,
8 2008. However, limited transfers of specific line-item project
9 appropriations may occur between projects for those amounts listed
10 subject to the conditions and limitations in section 603 of this act.

11 (2) The special category C account--state appropriation includes up
12 to \$24,000,000 in proceeds authorized in RCW 47.10.812. The
13 transportation 2003 account (nickel account)--state appropriation
14 includes up to \$597,000,000 of proceeds authorized in RCW 47.10.861.
15 The transportation partnership account--state appropriation includes up
16 to \$1,436,000,000 in proceeds authorized in RCW 47.10.873.

17 (3) \$4,000,000 of the motor vehicle account--state appropriation is
18 provided solely for preliminary engineering on phase three of the state
19 route number 395 north Spokane corridor project.

20 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
21 **PRESERVATION--PROGRAM P**

22	Transportation Partnership Account--State Appropriation . .	\$82,248,000
23	Motor Vehicle Account--State Appropriation	\$276,189,000
24	Motor Vehicle Account--Federal Appropriation	\$395,365,000
25	Motor Vehicle Account--Private/Local Appropriation	\$6,417,000
26	Puyallup Tribal Settlement Account--State Appropriation . .	\$6,500,000
27	Transportation 2003 Account (Nickel Account)--	
28	State Appropriation	\$7,237,000
29	TOTAL APPROPRIATION	\$773,956,000

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

32 (1) The entire transportation 2003 account (nickel account)
33 appropriation and the entire transportation partnership account
34 appropriation are provided solely for the projects and activities as
35 listed by fund, project, and amount in TEIS Transportation Document
36 09GOV001, Highway Preservation Program (P) as developed December 15,

1 2008. However, limited transfers of specific line-item project
2 appropriations may occur between projects for those amounts listed
3 subject to the conditions and limitations in section 603 of this act.

4 (2) The department shall apply for surface transportation program
5 (STP) enhancement funds to be expended in lieu of or in addition to
6 state funds for eligible costs of projects in Programs I and P,
7 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan
8 Way Viaduct projects.

9 (3) \$300,000 of the motor vehicle account--state appropriation is
10 provided solely for analysis and a report on state highway pavement
11 replacement needs, level of investment, timing, and strategies for the
12 next ten years. The department shall include the following in the
13 report:

14 (a) For asphalt and chip seal: (i) The current backlog of "black"
15 pavement preservation projects; (ii) the level of investment needed and
16 schedule to reduce or eliminate the backlog and resume the lowest life-
17 cycle cost to replace the highway lane miles; and (iii) strategies for
18 addressing the recent rapid escalation of asphalt prices and using
19 alternatives to hot mix asphalt.

20 (b) For concrete or "white" pavement: (i) Identification of
21 concrete rehabilitation and replacement needs in the next ten years;
22 and (ii) the level of investment, schedule, and strategies for
23 rehabilitation and replacement, including dowel-bar retrofit, selected
24 panel replacement, and full replacement.

25 (c) For all types of pavement: Criteria for determining which type
26 of pavement will be used for specific projects, including annualized
27 cost per mile, traffic volume per lane mile, and heavy truck traffic
28 volume per lane mile.

29 The department shall submit the report to the office of financial
30 management and the transportation committees of the legislature by
31 December 31, 2009, in order to inform the development of the 2011-13
32 transportation budget.

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

35	Motor Vehicle Account--State Appropriation	\$6,392,000
36	Motor Vehicle Account--Federal Appropriation	\$9,122,000
37	TOTAL APPROPRIATION	\$15,514,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: \$4,686,000 of the motor vehicle account--
3 state appropriation is provided solely for state matching funds for
4 federally selected competitive grant or congressional earmark projects.
5 If this amount exceeds the amount required to match federal grants, the
6 department may allocate the excess amount to high priority capital
7 projects that reduce congestion, increase mobility, or increase safety.

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

10 Puget Sound Capital Construction Account--State	
11 Appropriation	\$194,293,000
12 Puget Sound Capital Construction Account--Federal	
13 Appropriation	\$37,330,000
14 Transportation 2003 Account (Nickel Account)--State	
15 Appropriation	\$36,446,000
16 Multimodal Transportation Account--State	
17 Appropriation	\$323,000
18 TOTAL APPROPRIATION	\$268,392,000

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

21 (1) Except as provided in subsection (2) of this section, the
22 entire appropriations in this section are provided solely for the
23 projects and activities as listed by fund, project, and amount in TEIS
24 Transportation Document 09GOV001, Ferries Capital Program (W) as
25 developed December 15, 2008. However, limited transfers of specific
26 line-item project appropriations may occur between projects for those
27 amounts listed subject to the conditions and limitations in section 603
28 of this act.

29 (2) The department of transportation is authorized to sell up to
30 \$145,000,000 in bonds authorized by RCW 47.10.843 for vessel and
31 terminal acquisition, major and minor improvements, and long lead-time
32 materials acquisition for the Washington state ferries.

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

35 Essential Rail Assistance Account--State Appropriation	\$175,000
36 Transportation Infrastructure Account--State	

1	Appropriation	\$8,216,000
2	Multimodal Transportation Account--State	
3	Appropriation	\$102,163,000
4	Multimodal Transportation Account--Federal	
5	Appropriation	\$17,968,000
6	Multimodal Transportation Account--Private/Local	
7	Appropriation	\$5,551,000
8	TOTAL APPROPRIATION	\$134,073,000

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

11 (1)(a) Except as provided otherwise in this section, the entire
12 appropriations in this section are provided solely for the projects and
13 activities as listed by fund, project, and amount in TEIS
14 Transportation Document 09GOV001, Rail Capital Program (Y) as developed
15 December 15, 2008. However, limited transfers of specific line-item
16 project appropriations may occur between projects for those amounts
17 listed subject to the conditions and limitations in section 603 of this
18 act.

19 (b) Within the amounts provided in this section, \$116,000 of the
20 transportation infrastructure account--state appropriation is for low-
21 interest loans for rail capital projects through the freight rail
22 investment bank program.

23 (c) Within the amounts provided in this section, \$2,750,000 of the
24 multimodal transportation account--state appropriation is for statewide
25 - emergent freight rail assistance projects.

26 (d) Within the amounts provided in this section, \$339,000 of the
27 multimodal transportation account--state appropriation is for rescoping
28 and completion of required environmental documents for the Kelso to
29 Martin's Bluff - 3rd Mainline and Storage Tracks project. The rescoped
30 project may include funds that are committed to the project by local or
31 private funding partners. However, the rescoped project must be
32 capable of being completed with not more than \$49,470,000 in future
33 state funding, inclusive of inflation costs. Subject to this funding
34 constraint, the rescoped project must maximize capacity improvements
35 along the rail mainline.

36 (2) The multimodal transportation account--state appropriation
37 includes up to \$72,422,000 in proceeds from the sale of bonds
38 authorized by RCW 47.10.867.

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

5 (4) The department shall sell any ancillary property, acquired when
6 the state purchased the right-of-ways to the PCC rail line system, to
7 a lessee of the ancillary property who is willing to pay fair market
8 value for the property. The department shall deposit the proceeds from
9 the sale of ancillary property into the transportation infrastructure
10 account.

11 (5) \$8,100,000 of the transportation infrastructure account--state
12 appropriation is provided solely for grants to any intergovernmental
13 entity or local rail district to which the department of transportation
14 assigns the management and oversight responsibility for the business
15 and economic development elements of existing operating leases on the
16 Palouse River and Coulee City (PCC) rail lines. The PCC rail line
17 system is made up of the CW, P&L and PV Hooper rail lines. Business
18 and economic development elements include such items as levels of
19 service and business operating plans, but shall not include the state's
20 oversight of railroad regulatory compliance, rail infrastructure
21 condition, or real property management issues. The PCC rail system
22 must be managed in a self-sustaining manner and best efforts shall be
23 used to ensure that it does not require state capital or operating
24 subsidy beyond the level of state funding expended on it to date. The
25 assignment of the stated responsibilities to an intergovernmental
26 entity or rail district shall be on such terms and conditions as the
27 department of transportation and the intergovernmental entity or rail
28 district mutually agree. The grant funds may be used only to refurbish
29 the rail lines. It is the intent of the legislature to make the funds
30 appropriated in this section available as grants to an
31 intergovernmental entity or local rail district for the purposes stated
32 in this section at least until June 30, 2012, and to reappropriate as
33 necessary any portion of the appropriation in this section that is not
34 used by June 30, 2011.

35 (6) The department shall aggressively pursue federal rail funds
36 authorized under the rail safety and improvement act of 2008 (P. L.
37 110-432) for any projects that may qualify for such funds and are
38 currently identified on the project list referenced in subsection

1 (1)(a) of this section. The department shall provide quarterly reports
2 to the office of financial management and the transportation committees
3 of the legislature on requests for federal funds and the status of such
4 requests.

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

7	Highway Infrastructure Account--State Appropriation	\$207,000
8	Highway Infrastructure Account--Federal Appropriation	\$1,602,000
9	Freight Mobility Investment Account--State	
10	Appropriation	\$13,048,000
11	Transportation Partnership Account--State Appropriation	\$7,150,000
12	Motor Vehicle Account--State Appropriation	\$4,586,000
13	Motor Vehicle Account--Federal Appropriation	\$30,411,000
14	Freight Mobility Multimodal Account--State	
15	Appropriation	\$13,918,000
16	Freight Mobility Multimodal Account--Private/Local	
17	Appropriation	\$3,135,000
18	Passenger Ferry Account--State Appropriation	\$4,000,000
19	Multimodal Transportation Account--State	
20	Appropriation	\$17,273,000
21	Multimodal Transportation Account--Federal	
22	Appropriation	\$1,936,000
23	Transportation 2003 Account (Nickel Account)--State	
24	Appropriation	\$214,000
25	TOTAL APPROPRIATION	\$97,480,000

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

28 (1) Except as provided otherwise in this section, the entire
29 appropriations in this section are provided solely for the projects and
30 activities as listed by fund, project, and amount in TEIS
31 Transportation Document 09GOV001, Local Programs Capital Program (Z) as
32 developed December 15, 2008. However, limited transfers of specific
33 line-item project appropriations may occur between projects for those
34 amounts listed subject to the conditions and limitations in section 603
35 of this act.

36 (2) \$4,000,000 of the passenger ferry account--state appropriation

1 is provided solely for near and long-term costs of capital improvements
2 in a business plan approved by the governor for passenger ferry
3 service.

4 (3) 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.

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

18 (5) \$7,593,000 of the multimodal transportation account--state
19 appropriation, \$7,659,000 of the motor vehicle account--federal
20 appropriation, and \$4,000,000 of the transportation partnership
21 account--state appropriation are provided solely for: The pedestrian
22 and bicycle safety program projects and safe routes to schools program
23 projects identified in the LEAP Transportation Document 2007-A,
24 pedestrian and bicycle safety program projects and safe routes to
25 schools program projects as developed April 20, 2007, and LEAP
26 Transportation Document 2006-B, pedestrian and bicycle safety program
27 projects and safe routes to schools program projects as developed March
28 8, 2006; and projects selected by the legislature from the priority
29 lists of projects submitted by the department in December 2008.
30 Projects must be allocated funding based on order of priority. The
31 department shall review all projects receiving grant awards under this
32 program at least semiannually to determine whether the projects are
33 making satisfactory progress. Any project that has been awarded funds,
34 but does not report activity on the project within one year of the
35 grant award, shall be reviewed by the department to determine whether
36 the grant should be terminated. The department shall promptly close
37 out grants when projects have been completed, and identify where unused

1 grant funds remain because actual project costs were lower than
2 estimated in the grant award.

3 (7) For the 2009-11 project appropriations, unless otherwise
4 provided in this act, the director of financial management may
5 authorize a transfer of appropriation authority between projects
6 managed by the freight mobility strategic investment board, in order
7 for the board to manage project spending and efficiently deliver all
8 projects in the respective program.

9 **TRANSFERS AND DISTRIBUTIONS**

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

14 Transportation Partnership Account--State

15	Appropriation	\$8,371,000
16	Motor Vehicle Account--State Appropriation	\$869,000
17	Urban Arterial Trust Account--State Appropriation	\$85,000
18	Special Category C Account--State Appropriation	\$158,000
19	Multimodal Transportation Account--State Appropriation	\$578,000
20	Highway Bond Retirement Account--State Appropriation	\$766,436,000
21	Ferry Bond Retirement Account--State Appropriation	\$33,771,000
22	Transportation Improvement Board Bond Retirement	
23	Account--State Appropriation	\$21,600,000
24	Nondebt-Limit Reimbursable Bond Retirement Account--	
25	State Appropriation	\$23,803,000
26	Transportation 2003 Account (Nickel Account)--State	
27	Appropriation	\$3,743,000
28	Transportation Improvement Account--State Appropriation	\$40,000
29	TOTAL APPROPRIATION	\$859,454,000

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

33 Transportation Partnership Account--State Appropriation \$527,000

34 Motor Vehicle Account--State Appropriation \$55,000

1	Urban Arterial Trust Account--State Appropriation	\$6,000
2	Special Category C Account--State Appropriation	\$10,000
3	Multimodal Transportation Account--State Appropriation	\$37,000
4	Transportation Improvement Account--State Appropriation	\$3,000
5	Transportation 2003 Account (Nickel Account)--State	
6	Appropriation	\$235,000
7	TOTAL APPROPRIATION	\$873,000

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

11 Motor Vehicle Account--State Appropriation: For
12 transfer to the Puget Sound Capital Construction
13 Account \$145,000,000

14 The state treasurer is authorized to sell up to \$145,000,000 in
15 bonds authorized by RCW 47.10.843 for vessel and terminal acquisition,
16 major and minor improvements, and long lead-time materials acquisition
17 for the Washington state ferries.

18 NEW SECTION. **Sec. 404.** To the extent that any appropriation
19 authorizes expenditures of state funds from the motor vehicle account,
20 special category C account, Tacoma Narrows toll bridge account,
21 transportation 2003 account (nickel account), transportation
22 partnership account, transportation improvement account, Puget Sound
23 capital construction account, multimodal transportation account, or
24 other transportation capital project account in the state treasury for
25 a state transportation program that is specified to be funded with
26 proceeds from the sale of bonds authorized in chapter 47.10 RCW, the
27 legislature declares that any such expenditures made prior to the issue
28 date of the applicable transportation bonds for that state
29 transportation program are intended to be reimbursed from proceeds of
30 those transportation bonds in a maximum amount equal to the amount of
31 such appropriation.

32 NEW SECTION. **Sec. 405. FOR THE STATE TREASURER--STATE REVENUES**
33 **FOR DISTRIBUTION**

34 Motor Vehicle Account--State Appropriation: For motor
35 vehicle fuel tax distributions to cities and

1 counties \$513,858,000

2 NEW SECTION. **Sec. 406. FOR THE STATE TREASURER--TRANSFERS**

3 Motor Vehicle Account--State Appropriation: For motor

4 vehicle fuel tax refunds and statutory transfers . . . \$996,870,000

5 NEW SECTION. **Sec. 407. FOR THE DEPARTMENT OF LICENSING--**

6 **TRANSFERS**

7 Motor Vehicle Account--State Appropriation: For motor

8 vehicle fuel tax refunds and transfers \$341,493,000

9 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER--ADMINISTRATIVE**

10 **TRANSFERS**

11 Recreational Vehicle Account--State Appropriation: For

12 transfer to the Motor Vehicle Account--State \$1,895,000

13 Motor Vehicle Account--State Appropriation: For transfer

14 to the State Patrol Highway Account--State \$3,000,000

15 Motor Vehicle Account--State Appropriation: For transfer

16 to the Puget Sound Capital Account--State \$43,000,000

17 Motor Vehicle Account--State Appropriation: For transfer

18 to the High-Occupancy Toll Lanes Operations Account . . \$1,000,000

19 Motor Vehicle Account--State Appropriation: For transfer

20 to the Puget Sound Ferry Operations Account \$21,000,000

21 Motor Vehicle Account--State Appropriation:

22 For transfer to the Transportation 2003 Account

23 (Nickel Account)--State \$8,000,000

24 Department of Licensing Services Account--State

25 Appropriation: For transfer to the State Patrol Highway

26 Account--State \$2,000,000

27 Multimodal Transportation Account--State Appropriation:

28 For transfer to the State Patrol Highway

29 Account--State \$12,000,000

30 Multimodal Transportation Account--State Appropriation:

31 For transfer to the Puget Sound Ferry Operations

32 Account \$30,000,000

33 Tacoma Narrows Toll Bridge Account--State Appropriation:

34 For transfer to the Motor Vehicle Account--State \$5,288,000

35 Advance Right-Of-Way Revolving Account--State Appropriation:

1 For transfer to the Motor Vehicle Account--State \$8,000,000
2 License Plate Technology Account--State Appropriation:
3 For transfer to the Multimodal Transportation
4 Account--State \$3,000,000
5 Waste Tire Removal Account--State Appropriation: For
6 transfer to the Motor Vehicle Account--State \$2,500,000
7 Transportation Partnership Account--State Appropriation:
8 For transfer to the Motor Vehicle Account--State . . . \$272,000,000
9 Regional Mobility Grant Program Account--State
10 Appropriation: For transfer to the Multimodal
11 Transportation Account--State \$30,000,000

12 **COMPENSATION**

13 NEW SECTION. **Sec. 501. COMPENSATION--NONREPRESENTED EMPLOYEES--**
14 **INSURANCE BENEFITS.** The appropriations for state agencies, are subject
15 to the following conditions and limitations:

16 (1)(a) The monthly employer funding rate for insurance benefit
17 premiums, public employees' benefits board administration, and the
18 uniform medical plan, shall not exceed \$774 per eligible employee for
19 fiscal year 2010. For fiscal year 2011 the monthly employer funding
20 rate shall not exceed \$831 per eligible employee.

21 (b) In order to achieve the level of funding provided for health
22 benefits, the public employees' benefits board shall require any or all
23 of the following: Employee premium copayments, increases in
24 point-of-service cost sharing, the implementation of managed
25 competition, or make other changes to benefits consistent with RCW
26 41.05.065.

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

34 (2) The health care authority, subject to the approval of the
35 public employees' benefits board, shall provide subsidies for health

1 benefit premiums to eligible retired or disabled public employees and
2 school district employees who are eligible for medicare, pursuant to
3 RCW 41.05.085. From January 1, 2010, through December 31, 2010, the
4 subsidy shall be \$196.61. Starting January 1, 2011, the subsidy shall
5 be \$211.35 per month.

6 NEW SECTION. **Sec. 502. COMPENSATION--REPRESENTED EMPLOYEES**
7 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS.** The appropriations for
8 state agencies, are subject to the following conditions and
9 limitations:

10 (1)(a) The monthly employer funding rate for insurance benefit
11 premiums, public employees' benefits board administration, and the
12 uniform medical plan, for represented employees outside the super
13 coalition under chapter 41.80 RCW, shall not exceed \$774 per eligible
14 employee for fiscal year 2010. For fiscal year 2011, the monthly
15 employer funding rate shall not exceed \$831 per eligible employee.

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

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

29 (2) The health care authority, subject to the approval of the
30 public employees' benefits board, shall provide subsidies for health
31 benefit premiums to eligible retired or disabled public employees and
32 school district employees who are eligible for medicare, pursuant to
33 RCW 41.05.085. From January 1, 2010, through December 31, 2010, the
34 subsidy shall be \$196.61. Starting January 1, 2011, the subsidy shall
35 be \$211.35 per month.

1 (d) Ensuring appropriate transfer of technological expertise for
2 the operation of any new systems developed using external resources;
3 and

4 (e) Progress toward enabling electronic access to public
5 information.

6 (3) Each project will be planned and designed to take optimal
7 advantage of Internet technologies and protocols. Agencies shall
8 ensure that the project is in compliance with the architecture,
9 infrastructure, principles, policies, and standards of digital
10 government as maintained by the information services board.

11 (4) The agency shall produce a feasibility study for information
12 technology projects at the direction of the information services board
13 and in accordance with published department of information services
14 policies and guidelines. At a minimum, such studies shall include a
15 statement of: (a) The purpose or impetus for change; (b) the business
16 value to the agency, including an examination and evaluation of
17 benefits, advantages, and cost; (c) a comprehensive risk assessment
18 based on the proposed project's impact on both citizens and state
19 operations, its visibility, and the consequences of doing nothing; (d)
20 the impact on agency and statewide information infrastructure; and (e)
21 the impact of the proposed enhancements to an agency's information
22 technology capabilities on meeting service delivery demands.

23 (5) The agency shall produce a comprehensive management plan for
24 each project. The plan or plans shall address all factors critical to
25 successful completion of each project. The plan(s) shall include, but
26 is not limited to, the following elements: A description of the
27 problem or opportunity that the information technology project is
28 intended to address; a statement of project objectives and assumptions;
29 a definition and schedule of phases, tasks, and activities to be
30 accomplished; and the estimated cost of each phase. The planning for
31 the phased approach shall be such that the business case justification
32 for a project needs to demonstrate how the project recovers cost or
33 adds measurable value or positive cost benefit to the agency's business
34 functions within each development cycle.

35 (6) The agency shall produce quality assurance plans for
36 information technology projects. Consistent with the direction of the
37 information services board and the published policies and guidelines of
38 the department of information services, the quality assurance plan

1 shall address all factors critical to successful completion of the
2 project and successful integration with the agency and state
3 information technology infrastructure. At a minimum, quality assurance
4 plans shall provide time and budget benchmarks against which project
5 progress can be measured, a specification of quality assurance
6 responsibilities, and a statement of reporting requirements. The
7 quality assurance plans shall set out the functionality requirements
8 for each phase of a project.

9 (7) A copy of each feasibility study, project management plan, and
10 quality assurance plan shall be provided to the department of
11 information services, the office of financial management, and
12 legislative fiscal committees. The plans and studies shall demonstrate
13 a sound business case that justifies the investment of taxpayer funds
14 on any new project, an assessment of the impact of the proposed system
15 on the existing information technology infrastructure, the disciplined
16 use of preventative measures to mitigate risk, and the leveraging of
17 private-sector expertise as needed. Authority to expend any funds for
18 individual information systems projects is conditioned on the approval
19 of the relevant feasibility study, project management plan, and quality
20 assurance plan by the department of information services and the office
21 of financial management.

22 (8) Quality assurance status reports shall be submitted to the
23 department of information services, the office of financial management,
24 and legislative fiscal committees at intervals specified in the
25 project's quality assurance plan.

26 NEW SECTION. **Sec. 602.** The department of transportation shall
27 provide reports to the office of financial management and the
28 transportation committees of the legislature as follows:

29 (1) On a quarterly basis, a status report on each active project
30 funded in part or in whole by the transportation 2003 account (nickel
31 account) or the transportation partnership act revenue packages as
32 follows:

33 (a) Compare the original cost estimate approved in the 2003 and
34 2005 project lists to the most recent legislatively approved budget and
35 to the current estimated cost to complete;

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

1 (c) Identify highway projects that have experienced scope
2 increases;

3 (d) Identify highway projects that have lost significant local or
4 regional contributions that were essential to completing the project;

5 (e) Identify fund gaps to complete projects; and

6 (f) Identify contingency amounts allocated to projects.

7 Funding provided at a programmatic level for transportation 2003
8 account (nickel account) or the transportation partnership act revenue
9 packages relating to bridge rail, guard rail, fish passage barrier
10 removal, and roadside safety projects should be reported on a
11 programmatic basis. In addition, programmatic reports are required for
12 the regional mobility grant program and for the pedestrian safety/safe
13 routes to schools grant program.

14 (2) On a quarterly basis, a status report on measures of project
15 productivity according to earned value principles, including: (a)
16 Earned budget at each quarter compared to the last legislatively
17 adopted budget; (b) earned schedule at each quarter compared to the
18 last legislatively adopted schedule; and (c) earned performance
19 compared to expected performance in the last legislatively adopted
20 budget. The department shall report on project control and reporting
21 improvements resulting from these measures.

22 (3) By the end of each fiscal year, a summary of all completed
23 projects. A completed project list must be maintained in the
24 transportation executive information system (TEIS).

25 (4) The department must conduct safety and mobility studies on
26 highway construction projects funded in whole or in part from the
27 transportation 2003 account (nickel account) or the transportation
28 partnership act revenue packages, and report on the effectiveness of
29 these projects using, at a minimum, performance measures contained
30 within the attainment report produced by the office of financial
31 management. The costs related to these studies may be included in the
32 project costs.

33 (5) By September 1st of each year, the department shall provide a
34 report that summarizes what the department accomplished in the prior
35 fiscal year and what is planned for the current fiscal year for the
36 following programmatic areas: Low cost enhancements, bridge rail,
37 guard rail, cable median barriers, fish passage barrier removal,
38 seismic retrofit, roadside safety projects, and capital facilities

1 minor works. The report should include a description of projects,
2 project costs, and performance measures and outcomes. The report
3 should also include a description of the process used to select and
4 prioritize projects.

5 NEW SECTION. **Sec. 603.** This section is intended to provide
6 direction to the department of transportation regarding unforeseen cost
7 increases, including those related to schedule changes, on projects
8 funded in part or in whole by the transportation 2003 account (nickel
9 account) or the transportation partnership account that occur when the
10 legislature is not in session. Line-item project appropriations are
11 set forth in the TEIS project list dated December 15, 2008, and titled
12 09GOV001. The department of transportation is authorized to exceed a
13 project's transportation 2003 account (nickel account) or the
14 transportation partnership account in these line-item appropriations up
15 to \$250,000 without approval. Cost increases in these line-item
16 appropriations that exceed \$250,000 must be approved by the office of
17 financial management before additional project spending authority may
18 be granted to the department when the legislature is not in session.
19 Project cost approval requests above \$250,000 must be submitted in
20 writing to the office of financial management. The office of financial
21 management shall work with staff of the transportation committees of
22 the legislature to review the cost increase requests. All approved
23 cost increases must be transmitted to the transportation committees of
24 the legislature and documented in legislative quarterly project reviews
25 and updated project lists in the transportation executive information
26 system (TEIS). Scope changes are not authorized. The total program
27 appropriation may not be exceeded.

28 NEW SECTION. **Sec. 604. MEGA-PROJECT REPORTING.** Mega-projects are
29 defined as individual or groups of related projects that cost
30 \$1,000,000,000 or more. These projects include, but are not limited
31 to: Alaskan Way Viaduct, SR 520, SR 167, I-405, North Spokane
32 corridor, I-5 Tacoma HOV, and the Columbia River Crossing. The
33 department of transportation shall track mega-projects and report the
34 financial status and schedule of these projects at least once a year to
35 the transportation committees of the legislature and the office of

1 financial management. The design of mega-projects must be evaluated
2 considering cost, capacity, safety, mobility needs, and how well the
3 design of the facility fits within its urban environment.

4 **MISCELLANEOUS**

5 NEW SECTION. **Sec. 701. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
6 **GENERAL ADMINISTRATION BUILDING TENANT RELOCATION**

7 State Patrol Highway Account--State Appropriation \$1,450,000

8 The appropriation in this section is subject to the following
9 conditions and limitations: The appropriation is provided solely for
10 allocation to the Washington state patrol for move planning costs,
11 relocation costs, and increased ongoing lease costs.

12 **Sec. 702.** RCW 46.68.170 and 2007 c 518 s 701 are each amended to
13 read as follows:

14 There is hereby created in the motor vehicle fund the RV account.
15 All moneys hereafter deposited in said account shall be used by the
16 department of transportation for the construction, maintenance, and
17 operation of recreational vehicle sanitary disposal systems at safety
18 rest areas in accordance with the department's highway system plan as
19 prescribed in chapter 47.06 RCW. During the ((2005-2007 and)) 2007-
20 2009 and 2009-2011 fiscal biennia, the legislature may transfer from
21 the RV account to the motor vehicle fund such amounts as reflect the
22 excess fund balance of the RV account.

23 **Sec. 703.** RCW 47.12.244 and 2007 c 518 s 707 are each amended to
24 read as follows:

25 There is created the "advance right-of-way revolving fund" in the
26 custody of the treasurer, into which the department is authorized to
27 deposit directly and expend without appropriation:

28 (1) An initial deposit of ten million dollars from the motor
29 vehicle fund included in the department of transportation's 1991-93
30 budget;

31 (2) All moneys received by the department as rental income from
32 real properties that are not subject to federal aid reimbursement,

1 except moneys received from rental of capital facilities properties as
2 defined in chapter 47.13 RCW; and

3 (3) Any federal moneys available for acquisition of right-of-way
4 for future construction under the provisions of section 108 of Title
5 23, United States Code.

6 ~~((4))~~ During the 2007-09 and 2009-2011 fiscal ~~((biennium))~~
7 biennia, the legislature may transfer from the advance right-of-way
8 revolving fund to the motor vehicle account amounts as reflect the
9 excess fund balance of the advance right-of-way revolving fund.

10 **Sec. 704.** RCW 46.16.685 and 2007 c 518 s 704 are each amended to
11 read as follows:

12 The license plate technology account is created in the state
13 treasury. All receipts collected under RCW 46.01.140(4)(e)(ii) must be
14 deposited into this account. Expenditures from this account must
15 support current and future license plate technology and systems
16 integration upgrades for both the department and correctional
17 industries. Moneys in the account may be spent only after
18 appropriation. Additionally, the moneys in this account may be used to
19 reimburse the motor vehicle account for any appropriation made to
20 implement the digital license plate system. During the 2007-2009 and
21 2009-2011 fiscal ~~((biennium))~~ biennia, the legislature may transfer
22 from the license plate technology account to the multimodal
23 transportation account such amounts as reflect the excess fund balance
24 of the license plate technology account.

25 **Sec. 705.** RCW 70.95.521 and 2007 c 518 s 708 are each amended to
26 read as follows:

27 The waste tire removal account is created in the state treasury.
28 All receipts from tire fees imposed under RCW 70.95.510 must be
29 deposited in the account. Moneys in the account may be spent only
30 after appropriation. Expenditures from the account may be used for the
31 cleanup of unauthorized waste tire piles and measures that prevent
32 future accumulation of unauthorized waste tire piles. During the 2007-
33 2009 and 2009-2011 fiscal ~~((biennium))~~ biennia, the legislature may
34 transfer from the waste tire removal account to the motor vehicle fund
35 such amounts as reflect the excess fund balance of the waste tire
36 removal account.

1 NEW SECTION. **Sec. 706.** 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. 707.** 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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