
HOUSE BILL 1864

State of Washington

63rd Legislature

2013 Regular Session

By Representatives Clibborn, Lillas, Ryu, and Fey; by request of Governor Inslee

Read first time 02/13/13. Referred to Committee on Transportation.

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 47.64.170, 47.64.270, 46.68.030, 46.68.070, 46.68.170,
3 46.68.325, 46.68.370, 47.12.244, 47.12.340, 47.56.876, 47.66.070, and
4 82.44.190; amending 2012 c 86 ss 201, 202, 203, 205, 206, 207, 208,
5 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222,
6 223, 301, 302, 303, 305, 306, 307, 308, 309, 310, 401, 402, 404, 405,
7 406, and 407 (uncodified); amending 2011 c 367 ss 702, 710, and 711
8 (uncodified); reenacting and amending RCW 46.68.060 and 70.105D.070;
9 creating new sections; making appropriations and authorizing
10 expenditures for capital improvements; and declaring an emergency.

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

12 **2013-2015 FISCAL BIENNIUM**

13 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
14 is hereby adopted and, subject to the provisions set forth, the several
15 amounts specified, or as much thereof as may be necessary to accomplish
16 the purposes designated, are hereby appropriated from the several
17 accounts and funds named to the designated state agencies and offices
18 for employee compensation and other expenses, for capital projects, and

1 for other specified purposes, including the payment of any final
2 judgments arising out of such activities, for the period ending June
3 30, 2015.

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

6 (a) "Fiscal year 2014" or "FY 2014" means the fiscal year ending
7 June 30, 2014.

8 (b) "Fiscal year 2015" or "FY 2015" means the fiscal year ending
9 June 30, 2015.

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

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

13 (e) "Provided solely" means the specified amount may be spent only
14 for the specified purpose. Unless otherwise specifically authorized in
15 this act, any portion of an amount provided solely for a specified
16 purpose that is not expended subject to the specified conditions and
17 limitations to fulfill the specified purpose shall lapse.

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

21 (g) "LEAP" means the legislative evaluation and accountability
22 program committee.

23 **2013-2015 FISCAL BIENNIUM**

24 **GENERAL GOVERNMENT AGENCIES--OPERATING**

25 **NEW SECTION. Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**
26 **HISTORIC PRESERVATION**

27 Motor Vehicle Account--State Appropriation \$434,000

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

33 **NEW SECTION. Sec. 102. FOR THE UTILITIES AND TRANSPORTATION**
34 **COMMISSION**

35 Grade Crossing Protective Account--State Appropriation \$504,000

1 NEW SECTION. **Sec. 103. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

2	Motor Vehicle Account--State Appropriation	\$1,841,000
3	Puget Sound Ferry Operations Account--State	
4	Appropriation	\$176,000
5	TOTAL APPROPRIATION	\$2,017,000

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

8 (1) \$932,000 of the motor vehicle account--state appropriation is
9 provided out of funds set aside out of statewide fuel taxes distributed
10 to counties according to RCW 46.68.120(3) solely for the office of
11 financial management to contract with the Washington state association
12 of counties to identify, evaluate, and implement performance measures
13 associated with county transportation activities. The performance
14 measures must include, at a minimum, those related to safety, system
15 preservation, mobility, environmental protection, and project
16 completion. The Washington state association of counties will: Assist
17 counties to develop specific county level measures as needed; complete
18 and implement performance measures for each county; streamline
19 reporting requirements; and evaluate a project management tool to help
20 improve project delivery.

21 (2) \$70,000 of the Puget Sound ferry operations account--state
22 appropriation is provided solely for the state's share of the marine
23 salary survey.

24 (3) \$200,000 of the motor vehicle account--state appropriation is
25 provided solely from the dedicated distribution provided to cities and
26 counties under RCW 46.68.110(2) and 46.68.120(3) for the office of
27 financial management to contract with a statewide organization
28 representing Washington cities and a statewide organization
29 representing Washington counties to work with the Washington state
30 governor's office of regulatory assistance to:

31 (a) Fulfill completion of recent EZview enhancements developed to
32 consolidate applications and expedite local, state, and regional
33 transportation and public works maintenance permitting related to (i)
34 general hydraulic project approval permits issued consistent with
35 section 103(3), chapter 247, Laws of 2010 and (ii) section 106
36 consultations completed under the national historic preservation act;

37 (b) Work with local, state, and regional transportation and public

1 works maintenance agencies to continue to support development of EZview
2 enhancements and customizations based on applicant needs; and

3 (c) Provide outreach and training to advance the state's interest
4 in continuing to leverage EZview web infrastructure to support and
5 accelerate local, regional, and state transportation and public works
6 planning, permitting, and compliance.

7 NEW SECTION. **Sec. 104. FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

8	Motor Vehicle Account--State Appropriation	\$502,000
9	Puget Sound Ferry Operations Account--State	
10	Appropriation	\$5,280,000
11	TOTAL APPROPRIATION	\$5,782,000

12 NEW SECTION. **Sec. 105. FOR THE STATE PARKS AND RECREATION**
13 **COMMISSION**

14	Motor Vehicle Account--State Appropriation	\$986,000
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15 The appropriation in this section is subject to the following
16 conditions and limitations: The entire appropriation in this section
17 is provided solely for road maintenance purposes.

18 NEW SECTION. **Sec. 106. FOR THE DEPARTMENT OF AGRICULTURE**

19	Motor Vehicle Account--State Appropriation	\$1,209,000
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20 The appropriation in this section is subject to the following
21 conditions and limitations:

22 (1) \$351,000 of the motor vehicle account--state appropriation is
23 provided solely for costs associated with the motor fuel quality
24 program.

25 (2) \$686,000 of the motor vehicle account--state appropriation is
26 provided solely to test the quality of biofuel. The department must
27 test fuel quality at the biofuel manufacturer, distributor, and
28 retailer.

29 NEW SECTION. **Sec. 107. FOR THE LEGISLATIVE EVALUATION AND**
30 **ACCOUNTABILITY PROGRAM COMMITTEE**

31	Motor Vehicle Account--State Appropriation	\$530,000
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1 **TRANSPORTATION AGENCIES--OPERATING**

2 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY**
3 **COMMISSION**

4 Highway Safety Account--State Appropriation \$3,172,000
5 Highway Safety Account--Federal Appropriation \$20,854,000
6 Highway Safety Account--Private/Local Appropriation \$50,000
7 School Zone Safety Account--State Appropriation \$2,100,000
8 TOTAL APPROPRIATION \$26,176,000

9 The appropriations in this section are subject to the following
10 conditions and limitations: The commission shall develop and
11 implement, in collaboration with the Washington state patrol, a target
12 zero team pilot program in Yakima and Spokane counties. The pilot
13 program must demonstrate the effectiveness of intense, high visibility
14 driving under the influence enforcement in Washington state. The
15 commission shall apply to the national highway traffic safety
16 administration for federal highway safety grants to cover the cost of
17 the pilot program.

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

19 Rural Arterial Trust Account--State Appropriation \$944,000
20 Motor Vehicle Account--State Appropriation \$2,159,000
21 County Arterial Preservation Account--State
22 Appropriation \$1,454,000
23 TOTAL APPROPRIATION \$4,557,000

24 NEW SECTION. **Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

25 Transportation Improvement Account--State
26 Appropriation \$3,802,000

27 NEW SECTION. **Sec. 204. FOR THE HOUSE OF REPRESENTATIVES**

28 Motor Vehicle Account--State Appropriation \$1,765,000

29 NEW SECTION. **Sec. 205. FOR THE SENATE**

30 Motor Vehicle Account--State Appropriation \$1,514,000

31 NEW SECTION. **Sec. 206. FOR THE JOINT TRANSPORTATION COMMITTEE**

32 Motor Vehicle Account--State Appropriation \$995,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The Columbia river crossing bridge project
3 is a major initiative to address congestion problems on Interstate 5
4 between Portland, Oregon and Vancouver, Washington that requires
5 support by not only the governors of both states but the legislatures
6 as well. The joint transportation committee must convene a
7 subcommittee for legislative oversight of the I-5/Columbia river
8 crossing bridge replacement project. The Columbia river crossing
9 legislative oversight subcommittee must be made up of six members, two
10 appointed by the chair and ranking member of the senate transportation
11 committee, two appointed by the chair and ranking member of the house
12 of representatives transportation committee, one designee of the
13 governor, and one citizen jointly appointed by the four members of the
14 joint transportation executive committee. The citizen appointee must
15 be a Washington state resident of the area served by the bridge. At
16 least two of the legislative members must be from the legislative
17 districts served by the bridge. In addition to reviewing project and
18 financing information, the subcommittee must also coordinate with the
19 Oregon legislative oversight committee for the Columbia river crossing
20 bridge.

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

22 Motor Vehicle Account--State Appropriation	\$2,474,000
23 Multimodal Transportation Account--State	
24 Appropriation	\$112,000
25 TOTAL APPROPRIATION	\$2,586,000

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

28 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,
29 during the 2013-2015 fiscal biennium, the legislature authorizes the
30 transportation commission to periodically review and, if necessary,
31 adjust the schedule of fares for the Washington state ferry system only
32 in amounts not greater than those sufficient to generate the amount of
33 revenue required by the biennial transportation budget. When adjusting
34 ferry fares, the commission must consider input from affected ferry
35 users by public hearing and by review with the affected ferry advisory
36 committees, in addition to the data gathered from the current ferry
37 user survey.

(2) Consistent with RCW 43.135.055 and 47.46.100, during the 2013-2015 fiscal biennium, the legislature authorizes the transportation commission to periodically review and, if necessary, adjust the schedule of toll charges applicable to the Tacoma Narrows bridge only in amounts not greater than those sufficient to support (a) any required costs for operating and maintaining the toll bridge, including the cost of insurance, (b) any amount required by law to meet the redemption of bonds and applicable interest payments, and (c) repayment of the motor vehicle fund.

(3) In accordance with RCW 43.135.055, the transportation commission may adopt and increase the tolls set forth and previously authorized in RCW 47.56.862.

(4) In accordance with RCW 43.135.055, the tolling authority may adopt tolls on the Columbia river crossing project as set forth and previously authorized in chapter 36, Laws of 2012.

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

Motor Vehicle Account--State Appropriation \$905,000

NEW SECTION. Sec. 209. FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account--State
Appropriation \$391,116,000
State Patrol Highway Account--Federal
Appropriation \$11,137,000
State Patrol Highway Account--Private/Local
Appropriation \$3,591,000
Highway Safety Account--State Appropriation \$929,000
Multimodal Transportation Account--State
Appropriation \$273,000
TOTAL APPROPRIATION \$407,046,000

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

(1) The Washington state patrol shall collaborate with the Washington traffic safety commission on the target zero team pilot program referenced in section 201 of this act.

(2) During the 2013-2015 fiscal biennium, the Washington state patrol will relocate its data center to the state data center in

1 Olympia. The Washington state patrol will work with the department of
2 enterprise services to negotiate the lease termination agreement for
3 the current data center site.

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

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

13	Marine Fuel Tax Refund Account--State	
14	Appropriation	\$34,000
15	Motorcycle Safety Education Account--State	
16	Appropriation	\$4,409,000
17	State Wildlife Account--State Appropriation	\$885,000
18	Highway Safety Account--State Appropriation	\$153,091,000
19	Highway Safety Account--Federal Appropriation	\$4,393,000
20	Motor Vehicle Account--State Appropriation	\$83,802,000
21	Motor Vehicle Account--Federal Appropriation	\$467,000
22	Motor Vehicle Account--Private/Local Appropriation	\$1,544,000
23	Ignition Interlock Device Revolving Account--State	
24	Appropriation	\$2,656,000
25	Department of Licensing Services Account--State	
26	Appropriation	\$5,959,000
27	TOTAL APPROPRIATION	\$257,240,000

28 The appropriations in this section are subject to the following
29 conditions and limitations: The department shall provide the following
30 two reports to the office of financial management and the
31 transportation committees of the legislature regarding the
32 implementation of the replacement of the prorated and fuel tax system:

33 (1) By April 1, 2015, the department shall report to the office of
34 financial management and the transportation committees of the
35 legislature the following information:

36 (a) Any improvements in quality, availability, and timeliness of

1 the information exchanged between the department and other state and
2 federal agencies;

3 (b) The extent to which manual and redundant data entry have been
4 eliminated;

5 (c) The degree to which paper processing and mailing costs have
6 been reduced;

7 (d) A list of eliminated manual business processes;

8 (e) The number and type of positions reduced or eliminated as a
9 result of the system's implementation and their related costs;

10 (f) Any other cost efficiencies realized as a result of
11 implementation;

12 (g) An explanation of any functional or technical requirements that
13 were defined in the department request for proposal that were not met
14 and why;

15 (h) A detailed explanation of the on-going maintenance and
16 operating costs of the new system; and

17 (i) Any remaining activities to be performed to complete
18 implementation and their related costs; and

19 (2) By October 1, 2015, the department shall report to the office
20 of financial management and the transportation committees of the
21 legislature the following information:

22 (a) An explanation of any functional or technical requirements that
23 were defined in the department request for proposal that were not met
24 and why;

25 (b) A detailed explanation of the on-going maintenance and
26 operating costs of the new system; and

27 (c) Any remaining activities to be performed to complete the
28 implementation and their related costs.

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

31	High-Occupancy Toll Lanes Operations Account--State	
32	Appropriation	\$1,970,000
33	Motor Vehicle Account--State Appropriation	\$920,000
34	State Route Number 520 Corridor Account--State	
35	Appropriation	\$34,045,000
36	State Route Number 520 Civil Penalties Account--State	
37	Appropriation	\$4,125,000

1	Tacoma Narrows Toll Bridge Account--State	
2	Appropriation	\$23,723,000
3	TOTAL APPROPRIATION	\$64,783,000

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

6 (1) The department shall make detailed quarterly expenditure
7 reports available to the transportation commission and to the public on
8 the department's web site using current department resources. The
9 reports must include a summary of toll revenue by facility on all
10 operating toll facilities and high occupancy toll lane systems, and an
11 itemized depiction of the use of that revenue.

12 (2) \$4,125,000 of the state route number 520 civil penalties
13 account--state appropriation and \$1,458,000 of the Tacoma Narrows toll
14 bridge account--state appropriation are provided solely for
15 expenditures related to the toll adjudication process. All costs
16 associated with the toll adjudication process are anticipated to be
17 covered by revenue collected from the toll adjudication process. The
18 department shall report quarterly on the civil penalty process to the
19 office of financial management and the house of representatives and
20 senate transportation committees beginning September 30, 2011. The
21 reports must include a summary table for each toll facility that
22 includes: The number of notices of civil penalty issued; the number of
23 recipients who pay before the notice becomes a penalty; the number of
24 recipients who request a hearing and the number who do not respond;
25 workload costs related to hearings; the cost and effectiveness of debt
26 collection activities; and revenues generated from notices of civil
27 penalty.

28 (3) It is the intent of the legislature that transitioning to a
29 statewide tolling operations center and preparing for all-electronic
30 tolling on certain toll facilities will have no adverse revenue or
31 expenditure impact on the Tacoma Narrows toll bridge account. Any
32 increased costs related to this transition shall not be allocated to
33 the Tacoma Narrows toll bridge account. All costs associated with the
34 toll adjudication process are anticipated to be covered by revenue
35 collected from the toll adjudication process.

36 (4) The department shall ensure that, at no cost to the Tacoma
37 Narrows toll bridge account, new electronic tolling tag readers are

1 installed on the Tacoma Narrows bridge as soon as practicable that are
2 able to read existing and new electronic tolling tags.

3 (5) \$16,431,000 of the state route number 520 corridor account--
4 state appropriation is provided solely for nonvendor costs associated
5 with tolling the state route number 520 bridge. Funds from the state
6 route number 520 corridor account--state appropriation shall not be
7 used to pay for items prohibited by Executive Order No. 1057, including
8 subscriptions to technical publications, employee educational expenses,
9 professional membership dues and fees, employee recognition and safety
10 awards, meeting meals and light refreshments, commute trip reduction
11 incentives, and employee travel.

12 (6) The department shall conduct a comprehensive review, using lean
13 principles, of the total cost of tolling in order to eliminate
14 inefficiencies and redundancies. The review must, at a minimum: (a)
15 Identify optimal and actual operating and maintenance costs and FTEs
16 for each tolled facility; (b) identify optimal and actual operating
17 costs and FTEs related to statewide tolling operations and maintenance;
18 and (c) define major roles and responsibilities of FTEs or individuals
19 assigned or associated with: (i) Each tolled facility; (ii) statewide
20 and regional toll activities, such as planning, forecasting,
21 accounting, contractual oversight, communications and marketing,
22 administration, and other centralized statewide functions associated
23 with tolling, and (iii) contracted services. For contracted services,
24 the review must clearly identify the roles, functions, and costs
25 assignable to each contractor. Opportunities for streamlining,
26 reducing or eliminating redundant services, and minimizing errors must
27 be analyzed. This review is due to the office of financial management
28 and the house of representatives and senate transportation committees
29 by October 15, 2013.

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

32	Transportation Partnership Account--State	
33	Appropriation	\$1,602,000
34	Motor Vehicle Account--State Appropriation	\$71,589,000
35	Multimodal Transportation Account--State	
36	Appropriation	\$363,000
37	Transportation 2003 Account (Nickel Account)--State	

1 Appropriation \$1,602,000
2 TOTAL APPROPRIATION \$75,156,000

3 The appropriations in this section are subject to the following
4 conditions and limitations: \$370,000 of the motor vehicle account--
5 state appropriation is provided solely for the department's compliance
6 with its national pollution discharge elimination system permit.

7 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION--**
8 **FACILITY MAINTENANCE, OPERATIONS, AND CONSTRUCTION--PROGRAM D--**
9 **OPERATING**

10 Motor Vehicle Account--State Appropriation \$26,312,000

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

13 (1) The department shall report to the transportation committees of
14 the legislature and the office of financial management by June 30,
15 2014, on the progress of the construction of the traffic management
16 center in Shoreline, including a schedule for terminating the current
17 lease of the Goldsmith building in Seattle.

18 (2) \$1,250,000 of the motor vehicle account--state appropriation is
19 provided solely for the department's compliance with its national
20 pollution discharge elimination system permit.

21 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **AVIATION--PROGRAM F**

23 Aeronautics Account--State Appropriation \$7,363,000
24 Aeronautics Account--Federal Appropriation \$2,150,000
25 TOTAL APPROPRIATION \$9,513,000

26 The appropriations in this section are subject to the following
27 conditions and limitations: The department shall conduct a study to
28 evaluate the need for preservation and safety projects for public-use
29 airports within the state. The department shall invite representatives
30 from commercial and general aviation; airport associations and
31 organizations; airport sponsors; appropriate federal, state, and local
32 agencies; and the airline, aerospace, emergency medical air transport,
33 and aerial agricultural industries to participate in the study. The
34 department shall report to the office of financial management and the
35 transportation committees of the legislature by October 1, 2013. The

1 report must include the following information: Current funding for
2 airport preservation and safety projects; short-term (0-5 years) and
3 long-term (5-20 years) airport improvement needs; and funding options
4 to address airport investment needs.

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

7	Motor Vehicle Account--State Appropriation	\$47,713,000
8	Motor Vehicle Account--Federal Appropriation	\$500,000
9	Multimodal Transportation Account--State	
10	Appropriation	\$250,000
11	TOTAL APPROPRIATION	\$48,463,000

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

14 (1) \$4,504,000 of the motor vehicle account--state appropriation is
15 provided solely for the department's compliance with its national
16 pollution discharge elimination system permit.

17 (2) It is the intent of the legislature that the real estate
18 services division of the department will recover the cost of its
19 efforts from future sale proceeds.

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

22	Motor Vehicle Account--State Appropriation	\$570,000
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23 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **HIGHWAY MAINTENANCE--PROGRAM M**

25	Highway Safety Account--State Appropriation	\$7,000,000
26	Motor Vehicle Account--State Appropriation	\$385,184,000
27	Motor Vehicle Account--Federal Appropriation	\$7,000,000
28	State Toxics Control Account--State Appropriation	\$5,630,000
29	TOTAL APPROPRIATION	\$404,814,000

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

32 (1) \$5,280,000 of the motor vehicle account--state appropriation
33 and \$5,630,000 of the state toxics control account--state appropriation
34 are provided solely for the department's compliance with its national
35 pollution discharge elimination system permit.

1 (2) The department shall continue to report maintenance
2 accountability process targets and achievements on an annual basis.

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

5	Motor Vehicle Account--State Appropriation	\$50,627,000
6	Motor Vehicle Account--Federal Appropriation	\$2,050,000
7	Motor Vehicle Account--Private/Local Appropriation	\$250,000
8	TOTAL APPROPRIATION	\$52,927,000

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

11 (1) \$6,000,000 of the motor vehicle account--state appropriation is
12 provided solely for low-cost enhancements. Of this amount, \$10,000 of
13 the motor vehicle account--state appropriation is provided solely for
14 the department to install additional farm machinery signs to promote
15 safety in agricultural areas along state highways. The department
16 shall give priority to low-cost enhancement projects that improve
17 safety or provide congestion relief. The department shall prioritize
18 low-cost enhancement projects on a statewide rather than regional
19 basis. By September 1st of each even-numbered year, the department
20 shall provide a report to the legislature listing all low-cost
21 enhancement projects prioritized on a statewide rather than regional
22 basis completed in the prior year.

23 (2) \$145,000 of the motor vehicle account--state appropriation is
24 provided solely for the department to continue a pilot tow truck
25 incentive program and to expand the program to other areas of the
26 state. The department may provide incentive payments to towing
27 companies that meet clearance goals on accidents that involve heavy
28 trucks.

29 (3) \$9,000,000 of the motor vehicle account--state appropriation is
30 provided solely for the department's incident response program.

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

33	Motor Vehicle Account--State Appropriation	\$27,285,000
34	Motor Vehicle Account--Federal Appropriation	\$30,000
35	Multimodal Transportation Account--State	
36	Appropriation	\$973,000

1	TOTAL APPROPRIATION	\$28,288,000
2	<u>NEW SECTION. Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--</u>	
3	TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T	
4	Motor Vehicle Account--State Appropriation	\$20,127,000
5	Motor Vehicle Account--Federal Appropriation	\$24,885,000
6	Multimodal Transportation Account--State	
7	Appropriation	\$662,000
8	Multimodal Transportation Account--Federal	
9	Appropriation	\$2,809,000
10	Multimodal Transportation Account--Private/Local	
11	Appropriation	\$100,000
12	TOTAL APPROPRIATION	\$48,583,000

13	<u>NEW SECTION. Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--</u>	
14	CHARGES FROM OTHER AGENCIES--PROGRAM U	
15	Motor Vehicle Account--State Appropriation	\$81,628,000
16	Motor Vehicle Account--Federal Appropriation	\$400,000
17	Multimodal Transportation Account--State Appropriation	\$40,000
18	TOTAL APPROPRIATION	\$82,068,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: The department of enterprise services must
21 provide a detailed accounting of the revenues and expenditures of the
22 self-insurance fund to the transportation committees of the legislature
23 on December 31st and June 30th of each year.

24	<u>NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--</u>	
25	PUBLIC TRANSPORTATION--PROGRAM V	
26	State Vehicle Parking Account--State Appropriation	\$452,000
27	Regional Mobility Grant Program Account--State	
28	Appropriation	\$40,000,000
29	Rural Mobility Grant Program Account--State	
30	Appropriation	\$17,000,000
31	Multimodal Transportation Account--State	
32	Appropriation	\$42,003,000
33	Multimodal Transportation Account--Federal	
34	Appropriation	\$2,582,000
35	Multimodal Transportation Account--Private/Local	

1 Appropriation \$1,027,000
2 TOTAL APPROPRIATION \$103,064,000

3 The appropriations in this section are subject to the following
4 conditions and limitations: \$454,000 of the multimodal transportation
5 account--state appropriation is provided solely for administration
6 costs of the regional and rural mobility grant programs.

7 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
8 **MARINE--PROGRAM X**

9 Puget Sound Ferry Operations Account--State
10 Appropriation \$475,918,000

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

13 (1) The office of financial management budget instructions require
14 agencies to recast enacted budgets into activities. The Washington
15 state ferries shall include a greater level of detail in its 2013-2015
16 supplemental and 2015-2017 omnibus transportation appropriations act
17 requests, as determined jointly by the office of financial management,
18 the Washington state ferries, and the transportation committees of the
19 legislature. This level of detail must include the administrative
20 functions in the operating as well as capital programs.

21 (2) Until a reservation system is operational on the San Juan
22 islands inner-island route, the department shall provide the same
23 priority loading benefits on the San Juan islands inner-island route to
24 home health care workers as are currently provided to patients
25 traveling for purposes of receiving medical treatment.

26 (3) For the 2013-2015 fiscal biennium, the department may enter
27 into a distributor controlled fuel hedging program and other methods of
28 hedging approved by the fuel hedging committee.

29 (4) \$110,486,000 of the Puget Sound ferry operations account--state
30 appropriation is provided solely for auto ferry vessel operating fuel
31 in the 2013-2015 fiscal biennium. The amount provided in this
32 appropriation represents the fuel budget for the purposes of
33 calculating any ferry fare fuel surcharge.

34 (5) \$152,000 of the Puget Sound ferry operations account--state
35 appropriation is provided solely for the department's compliance with
36 its national pollution discharge elimination system permit.

1 (6) \$200,000 of the Puget Sound ferry operations account--state
2 appropriation is provided solely for the department to complete a
3 predesign study for constructing a ferry headquarters building. As one
4 option, the department must consider locating the building on
5 department property at 7201 2nd Avenue in Seattle, Washington.

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

8 Multimodal Transportation Account--State
9 Appropriation \$41,560,000

10 The appropriations in this section are subject to the following
11 conditions and limitations: \$35,114,000 of the multimodal
12 transportation account--state appropriation is provided solely for the
13 Amtrak service contract and Talgo maintenance contract associated with
14 providing and maintaining state-supported passenger rail service. The
15 department is directed to continue to pursue efforts to reduce costs,
16 increase ridership, and review fares or fare schedules. Within thirty
17 days of each annual cost/revenue reconciliation under the Amtrak
18 service contract, the department shall report annual credits to the
19 office of financial management and the legislative transportation
20 committees. Annual credits from Amtrak to the department including,
21 but not limited to, credits for increased revenue due to higher
22 ridership, and fare or fare schedule adjustments, must be used to
23 offset corresponding amounts of the multimodal transportation account--
24 state appropriation, which must be placed in reserve.

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

27 Motor Vehicle Account--State Appropriation \$8,746,000
28 Motor Vehicle Account--Federal Appropriation \$2,567,000
29 TOTAL APPROPRIATION \$11,313,000

30 **TRANSPORTATION AGENCIES--CAPITAL**

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

32 State Patrol Highway Account--State Appropriation \$3,701,000

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

3 (1) \$75,000 of the state patrol highway account--state
4 appropriation is provided solely for a predesign study for the kitchen
5 and dining hall remodel at the Shelton academy. The study must be
6 completed by July 1, 2014.

7 (2) The Washington state patrol, in cooperation with the Washington
8 state department of transportation, must study the federal funding
9 options available for weigh station construction and improvements on
10 the national highway system. A study report must be provided by July
11 1, 2014, to the office of financial management and the transportation
12 committees of the legislature with recommendations on utilizing federal
13 funds for weigh station projects.

14 **NEW SECTION. Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

15 Rural Arterial Trust Account--State

16	Appropriation	\$58,894,000
17	Highway Safety Account--State Appropriation	\$10,000,000
18	Motor Vehicle Account--State Appropriation	\$706,000
19	County Arterial Preservation Account--State	
20	Appropriation	\$30,931,000
21	TOTAL APPROPRIATION	\$100,531,000

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

23 Small City Pavement and Sidewalk Account--State

24	Appropriation	\$3,500,000
25	Highway Safety Account--State Appropriation	\$10,000,000
26	Transportation Improvement Account--State	
27	Appropriation	\$210,620,000
28	TOTAL APPROPRIATION	\$224,120,000

29 **NEW SECTION. Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--**

30 **FACILITIES--PROGRAM D--(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--**

31 **CAPITAL**

32 Transportation Partnership Account--State

33	Appropriation	\$2,298,000
34	Motor Vehicle Account--State Appropriation	\$12,926,000
35	TOTAL APPROPRIATION	\$15,224,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: \$564,000 of the motor vehicle account--
3 state appropriation is provided solely for the Olympic region site
4 acquisition debt service payments.

5 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **IMPROVEMENTS--PROGRAM I**

7	Multimodal Transportation Account--State	
8	Appropriation	\$1,000,000
9	Transportation Partnership Account--State	
10	Appropriation	\$1,318,979,000
11	Motor Vehicle Account--State Appropriation	\$58,472,000
12	Motor Vehicle Account--Federal Appropriation	\$449,170,000
13	Motor Vehicle Account--Private/Local Appropriation	\$312,601,000
14	Transportation 2003 Account (Nickel Account)--State	
15	Appropriation	\$332,265,000
16	State Route Number 520 Corridor Account--State	
17	Appropriation	\$542,340,000
18	State Route Number 520 Corridor Account--Federal	
19	Appropriation	\$203,328,000
20	Alaskan Way Viaduct Replacement Project Account--State	
21	Appropriation	\$106,571,000
22	TOTAL APPROPRIATION	\$3,324,726,000

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

25 (1) Except as provided otherwise in this section, the entire
26 transportation 2003 account (nickel account) appropriation and the
27 entire transportation partnership account appropriation are provided
28 solely for the projects and activities as listed by fund, project, and
29 amount in the TEIS list titled 13GOV002 as developed December 18, 2012,
30 Program - Highway Improvement Program (I). However, limited transfers
31 of specific line-item project appropriations may occur between projects
32 for those amounts listed subject to the conditions and limitations in
33 section 602 of this act.

34 (2) Within the motor vehicle account--state appropriation and
35 motor vehicle account--federal appropriation, the department may
36 transfer funds between programs I and P, except for funds that are
37 otherwise restricted in this act.

1 (3) The department shall apply for surface transportation program
2 enhancement funds to be expended in lieu of or in addition to state
3 funds for eligible costs of projects in programs I and P including, but
4 not limited to, the state route number 518, state route number 520,
5 Columbia river crossing, and Alaskan Way viaduct projects.

6 (4) The department shall apply for the competitive portion of
7 federal transit administration funds for eligible transit-related costs
8 of the state route number 520 bridge replacement and HOV project and
9 the Columbia river crossing project. The federal funds described in
10 this subsection must not include those federal transit administration
11 funds distributed by formula.

12 (5) The department shall work with the department of archaeology
13 and historic preservation to ensure that the cultural resources
14 investigation is properly conducted on all mega-highway projects and
15 large ferry terminal projects. These projects must be conducted with
16 active archaeological management. Additionally, the department shall
17 establish a scientific peer review of independent archaeologists that
18 are knowledgeable about the region and its cultural resources.

19 (6) For highway construction projects where the department
20 considers agricultural lands of long-term commercial significance, as
21 defined in RCW 36.70A.030, in reviewing and selecting sites to meet
22 environmental mitigation requirements under the national environmental
23 policy act (42 U.S.C. Sec. 4321 et seq.) and the state environmental
24 policy act (chapter 43.21C RCW), the department shall, to the greatest
25 extent possible, consider using public land first. If public lands are
26 not available that meet the required environmental mitigation needs,
27 the department may use other sites while making every effort to avoid
28 any net loss of agricultural lands that have a designation of long-term
29 commercial significance.

30 (7) The transportation 2003 account (nickel account)--state
31 appropriation includes up to \$326,000,000 in proceeds from the sale of
32 bonds authorized by RCW 47.10.861.

33 (8) The transportation partnership account--state appropriation
34 includes up to \$1,194,000,000 in proceeds from the sale of bonds
35 authorized in RCW 47.10.873.

36 (9) The motor vehicle account--state appropriation includes up to
37 \$30,000,000 in proceeds from the sale of bonds authorized in RCW
38 47.10.843.

1 (10) \$166,545,177 of the transportation partnership account--state
2 appropriation and \$109,824,111 of the transportation 2003 account
3 (nickel account)--state appropriation are provided solely for the I-
4 5/Tacoma HOV Improvements (Nickel/TPA) project (300504A). The use of
5 funds in this subsection to renovate any buildings is subject to the
6 requirements of section 604 of this act. The department shall report
7 to the legislature and the office of financial management on any costs
8 associated with building renovations funded in this subsection.

9 (11)(a) \$1,334,000 of the transportation partnership account--state
10 appropriation and \$32,020,000 of the motor vehicle account--federal
11 appropriation are provided solely for the I-5/Columbia River Crossing
12 project (400506A).

13 (b) It is the intent of the legislature that Washington and Oregon
14 have equal funding commitments and equal total expenditures to date on
15 the shared components of the Columbia river crossing project. The
16 department shall provide a quarterly report on this project beginning
17 March 31, 2012. This report must include:

18 (i) An update on preliminary engineering and right-of-way
19 acquisition for the previous quarter;

20 (ii) Planned objectives for right-of-way and preliminary
21 engineering for the ensuing quarter;

22 (iii) An updated comparison of the total appropriation authority
23 for the project by state;

24 (iv) An updated comparison of the total expenditures to date on the
25 project by state; and

26 (v) The committed funding provided by the state of Oregon to right-
27 of-way acquisition.

28 (c) \$200,000 of the transportation partnership account--state
29 appropriation in this subsection is provided solely for the department
30 to work with the department of archaeology and historic preservation to
31 ensure that the cultural resources investigation is properly conducted
32 on the Columbia river crossing project. This project must be conducted
33 with active archaeological management and result in one report that
34 spans the single cultural area in Oregon and Washington. Additionally,
35 the department shall establish a scientific peer review of independent
36 archaeologists that are knowledgeable about the region and its cultural
37 resources.

1 (d) Consistent with the draft environmental impact statement and
2 the Columbia river crossing project's independent review panel report,
3 the Columbia river crossing project's financial plan must include
4 recognition of state transportation funding contributions from both
5 Washington and Oregon, federal transportation funding, and a funding
6 contribution from toll bond proceeds. Following the refinement of the
7 finance plan as recommended by the independent review panel, the
8 department may seek authorization from the legislature to collect tolls
9 on the existing Columbia river crossing or on a replacement crossing
10 over Interstate 5.

11 (e) The Washington state department of transportation budget
12 includes resources to continue work on solutions that advance the
13 Columbia river crossing project to completion of the required
14 environmental impact statement. The department must report to the
15 Columbia river crossing legislative oversight subcommittee of the joint
16 transportation committee, established in section 206 of this act, on
17 the progress made on the Columbia river crossing project at each
18 meeting of the oversight subcommittee. Reporting must include updated
19 information on cost estimates, rights-of-way purchases and procurement
20 schedules, and financing plans for the Columbia river crossing project,
21 including projected traffic volumes, fuel and gas price assumptions,
22 toll rates, costs of toll collections, as well as potential need for
23 general transportation funding.

24 (12) Within the amounts provided for the I-5/Columbia river
25 crossing project (400506A), the department shall conduct a traffic and
26 revenue analysis for the Columbia river crossing project that will lay
27 the foundation for investment grade traffic and revenue analysis.
28 While conducting the analysis, the department must coordinate with the
29 Oregon department of transportation, the Washington state
30 transportation commission, and the Washington state legislative
31 oversight committee.

32 (a) The department's analysis must include the assessment and
33 review of the following variables within the project:

34 (i) Exemptions from tolls for vehicles with two or more occupants;
35 (ii) A variable toll where the tolls vary by time of day and day of
36 the week; and

37 (iii) A frequency-based toll rate for the facility.

38 (b) The analysis must also assess the following:

1 (i) The impact that light rail service in the corridor will have on
2 estimated toll revenues;

3 (ii) The level of diversion from the Interstate 5 corridor and the
4 impact on estimated toll revenues; and

5 (iii) The estimated toll revenues from vehicle trips originating
6 within the region and outside the region by vehicle type.

7 (c) The department must submit a report of findings to the
8 transportation committees of the legislature by July 1, 2014.

9 (13) \$4,999,997 of the motor vehicle account--federal appropriation
10 and \$200,000 of the motor vehicle account--state appropriation are
11 provided solely for the I-90 Comprehensive Tolling Study and
12 Environmental Review project (100067T). The department shall undertake
13 a comprehensive environmental review of tolling Interstate 90 between
14 Interstate 5 and Interstate 405 for the purposes of both managing
15 traffic and providing funding for construction of the unfunded state
16 route number 520 from Interstate 5 to Medina project. The
17 environmental review must include significant outreach to potentially
18 affected communities. The department may consider traffic management
19 options that extend as far east as Issaquah.

20 (14) The department shall reconvene an expert review panel of no
21 more than three members as described under RCW 47.01.400 for the
22 purpose of updating the work that was previously completed by the panel
23 on the Alaskan Way viaduct replacement project and to ensure that an
24 appropriate and viable financial plan is created and regularly
25 reviewed. The expert review panel must be selected cooperatively by
26 the chairs of the senate and house of representatives transportation
27 committees, the secretary of transportation, and the governor. The
28 expert review panel must report findings and recommendations to the
29 transportation committees of the legislature, the governor's Alaskan
30 Way viaduct project oversight committee, and the transportation
31 commission annually until the project is operationally complete.

32 (15) It is important that the public and policymakers have accurate
33 and timely access to information related to the Alaskan Way viaduct
34 replacement project as it proceeds to, and during, the construction of
35 all aspects of the project including, but not limited to, information
36 regarding costs, schedules, contracts, project status, and neighborhood
37 impacts. Therefore, it is the intent of the legislature that the
38 state, city, and county departments of transportation establish a

1 single source of accountability for integration, coordination,
2 tracking, and information of all requisite components of the
3 replacement project, which must include, at a minimum:

4 (a) A master schedule of all subprojects included in the full
5 replacement project or program; and

6 (b) A single point of contact for the public, media, stakeholders,
7 and other interested parties.

8 (16)(a) \$115,363,726 of the transportation partnership account--
9 state appropriation and \$50,777,235 of the transportation 2003 account
10 (nickel account)--state appropriation are provided solely for the I-
11 405/Kirkland Vicinity Stage 2 - Widening project (8BI1002). This
12 project must be completed as soon as practicable as a design-build
13 project and must be constructed with a footprint that would accommodate
14 potential future express toll lanes.

15 (b) Of the amount appropriated in (a) of this subsection,
16 \$32,000,000 of the transportation partnership account--state
17 appropriation is provided solely for the preliminary design and
18 purchase of rights-of-way on the state route number 167 direct
19 connector.

20 (17) \$520,705,533 of the transportation partnership account--state
21 appropriation, \$142,434,723 of the motor vehicle account--federal
22 appropriation, \$106,571,156 of the Alaskan Way viaduct replacement
23 project account--state appropriation, and \$76,965,686 of the
24 transportation 2003 account (nickel account)--state appropriation are
25 provided solely for the SR 99/Alaskan Way Viaduct - Replacement project
26 (809936Z).

27 (18) \$122,919,815 of the transportation partnership account--state
28 appropriation is provided solely for the I-90/Snoqualmie Past East -
29 Hyak to Keechelus Dam - Corridor Improvement project (509009B).

30 (19) \$7,407,778 of the transportation partnership account--state
31 appropriation, \$14,638,756 of the transportation 2003 account (nickel
32 account)--state appropriation, \$3,730,000 of the motor vehicle
33 account--state appropriation, \$1,000,000 of the multimodal
34 transportation account--state appropriation, and \$41,395,327 of the
35 motor vehicle account--federal appropriation are provided solely for
36 the US 395/North Spokane Corridor projects (600010A & 600003A).

37 (20) \$3,072,968 of the motor vehicle account--state appropriation

1 and \$11,444,659 of the motor vehicle account--federal appropriation are
2 provided solely for the I-5/SR 510 to SR 512 - Mobility Improvements
3 project (300596T).

4 (21)(a) The state route number 520 bridge replacement and HOV
5 program (BI1003) is supported over time from multiple sources,
6 including a \$300,000,000 TIFIA loan, \$819,524,625 in Garvee bonds, toll
7 revenues, state bonds, interest earnings, and other miscellaneous
8 sources.

9 (b) The state route number 520 corridor account--state
10 appropriation includes up to \$678,869,000 in proceeds from the sale of
11 bonds authorized in RCW 47.10.879.

12 (c) The state route number 520 corridor account--federal
13 appropriation includes up to \$300,000,000 in proceeds from the sale of
14 bonds authorized in RCW 47.10.879.

15 (d) \$89,030,743 of the transportation partnership account--state
16 appropriation, \$203,328,605 of the state route number 520 corridor
17 account--federal appropriation, \$9,004,546 of the motor vehicle
18 account--federal appropriation, and \$542,340,289 of the state route
19 number 520 corridor account--state appropriation are provided solely
20 for the state route number 520 bridge replacement and HOV program
21 (BI1003).

22 (e) When developing the financial plan for the program, the
23 department shall assume that all maintenance and operation costs for
24 the new facility are to be covered by tolls collected on the toll
25 facility and not by the motor vehicle account.

26 (22) The department shall itemize all future requests for the
27 construction of new buildings on a project list. Each building
28 construction project must be listed in the project list along with all
29 other highway construction projects and submitted by the department as
30 part of its budget submittal. It is the intent of the legislature that
31 new facility construction must be transparent and not appropriated
32 within larger highway construction projects.

33 (23) The motor vehicle account--federal appropriation contained in
34 this section includes \$50,000,000 for future federal improvement
35 projects (099904Q).

36 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**

1	PRESERVATION--PROGRAM P	
2	Transportation Partnership Account--State	
3	Appropriation	\$37,167,000
4	Highway Safety Account--State Appropriation	\$9,000,000
5	Motor Vehicle Account--State Appropriation	\$61,774,000
6	Motor Vehicle Account--Federal Appropriation	\$510,756,000
7	Motor Vehicle Account--Private/Local Appropriation	\$9,557,000
8	Tacoma Narrows Toll Bridge Account--State Appropriation	\$3,008,000
9	Transportation 2003 Account (Nickel Account)--State	
10	Appropriation	\$2,285,000
11	TOTAL APPROPRIATION	\$633,547,000

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

14 (1) Except as provided otherwise in this section, the entire
15 transportation 2003 account (nickel account) appropriation and the
16 entire transportation partnership account appropriation are provided
17 solely for the projects and activities as listed by fund, project, and
18 amount in the TEIS list titled 13GOV002 as developed December 18, 2012,
19 Program - Highway Preservation Program (P). However, limited transfers
20 of specific line-item project appropriations may occur between projects
21 for those amounts listed subject to the conditions and limitations in
22 section 602 of this act.

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

29 (3) Within the motor vehicle account--state appropriation and motor
30 vehicle account--federal appropriation, the department may transfer
31 funds between programs I and P, except for funds that are otherwise
32 restricted in this act.

33 (4) The department shall apply for surface transportation program
34 enhancement funds to be expended in lieu of or in addition to state
35 funds for eligible costs of projects in programs I and P.

36 (5) The motor vehicle account--state appropriation includes up to
37 \$17,652,000 in proceeds from the sale of bonds authorized in RCW
38 47.10.843.

1 (6) \$23,245,101 of the motor vehicle account--federal appropriation
2 and \$968,546 of the highway safety account--state appropriation are
3 provided solely for the SR 167/Puyallup River Bridge Replacement
4 project (316725A). This project must be completed as a design-build
5 project. The department must work with local jurisdictions and the
6 community during the environmental review process to develop
7 appropriate esthetic design elements, at no additional cost to the
8 department, and traffic management plans pertaining to this project.
9 The department must report to the transportation committees of the
10 legislature on estimated cost and/or time savings realized as a result
11 of using the design-build process.

12 (7) The motor vehicle account--federal appropriation contained
13 within this section includes \$50,756,791, the motor vehicle account--
14 state appropriation contained within this section includes \$4,524,035,
15 and the highway safety account--state appropriation contained within
16 this section includes \$985,292 for chip seal roadway preservation
17 (OBP1001).

18 (8) The motor vehicle account--federal appropriation contained
19 within this section includes \$73,897,097, the motor vehicle account--
20 state appropriation contained within this section includes \$1,510,594,
21 and the highway safety account--state appropriation contained within
22 this section includes \$6,994,113 for asphalt preservation (OBP1002).

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

25	Motor Vehicle Account--State Appropriation	\$3,194,000
26	Motor Vehicle Account--Federal Appropriation	\$7,959,000
27	TOTAL APPROPRIATION	\$11,153,000

28 The appropriations in this section are subject to the following
29 conditions and limitations: \$1,000,000 of the motor vehicle account--
30 state appropriation for project 000005Q is provided solely for state
31 matching funds for federally selected competitive grants or
32 congressional earmark projects. These moneys must be placed into
33 reserve status until such time as federal funds are secured that
34 require a state match.

35 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

2 Puget Sound Capital Construction Account--State

3 Appropriation \$51,524,000

4 Puget Sound Capital Construction Account--Federal

5 Appropriation \$87,908,000

6 Puget Sound Capital Construction Account--Private/Local

7 Appropriation \$1,145,000

8 Multimodal Transportation Account--State Appropriation \$313,000

9 Transportation 2003 Account (Nickel Account)--State

10 Appropriation \$109,557,000

11 TOTAL APPROPRIATION \$250,447,000

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

14 (1) Except as provided otherwise in this section, the entire
15 appropriations in this section are provided solely for the projects and
16 activities as listed in the TEIS list titled 13GOV002 as developed
17 December 18, 2012, Program - Washington State Ferries Capital Program
18 (W).

19 (2) The department shall work with the department of archaeology
20 and historic preservation to ensure that the cultural resources
21 investigation is properly conducted on all large ferry terminal
22 projects. These projects must be conducted with active archaeological
23 management.

24 (3) The Puget Sound capital construction account--state
25 appropriation includes up to \$20,000,000 in proceeds from the sale of
26 bonds authorized in RCW 47.10.843.

27 (4) The transportation 2003 account (nickel account)--state
28 appropriation includes up to \$86,553,000 in proceeds from the sale of
29 bonds authorized in RCW 47.10.861.

30 (5) \$107,138,000 of the transportation 2003 account (nickel
31 account)--state appropriation is provided solely for the acquisition of
32 two 144-car vessels (projects L2200038 and L2200039). The department
33 shall use as much already procured equipment as practicable on the 144-
34 car vessels.

35 (6) \$13,738,641 of the total appropriation is provided solely for
36 the Mukilteo ferry terminal (project 952515P). The department shall
37 seek additional federal funding for this project.

1 (7) \$4,394,830 of the Puget Sound capital construction account--
2 state appropriation is provided solely for emergency capital repair
3 costs (project 999910K).

4 (8) Consistent with RCW 47.60.662, which requires the Washington
5 state ferry system to collaborate with passenger-only ferry and transit
6 providers to provide service at existing terminals, the department
7 shall ensure that multimodal access, including for passenger-only
8 ferries and transit service providers, is not precluded by any future
9 modifications at the terminal.

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

12	Essential Rail Assistance Account--State	
13	Appropriation	\$455,000
14	Transportation Infrastructure Account--State	
15	Appropriation	\$8,582,000
16	Multimodal Transportation Account--State	
17	Appropriation	\$32,328,000
18	Multimodal Transportation Account--Federal	
19	Appropriation	\$321,365,000
20	TOTAL APPROPRIATION	\$362,730,000

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

23 (1)(a) Except as provided otherwise in this section, the entire
24 appropriations in this section are provided solely for the projects and
25 activities as listed by project and amount in the TEIS list titled
26 13GOV002 as developed December 18, 2012, Program - Rail Capital Program
27 (Y).

28 (b) Within the amounts provided in this section, \$8,582,000 of the
29 transportation infrastructure account--state appropriation is for low-
30 interest loans through the freight rail investment bank program. The
31 department shall issue freight rail investment bank program loans with
32 a repayment period of no more than ten years, and only so much interest
33 as is necessary to recoup the department's costs to administer the
34 loans.

35 (c) Within the amounts provided in this section, \$2,439,000 of the
36 multimodal transportation account--state appropriation and \$311,000 of

1 the essential rail assistance account--state appropriation are for
2 statewide emergent freight rail assistance projects.

3 (2) The department shall provide quarterly reports to the office of
4 financial management and the transportation committees of the
5 legislature regarding applications that the department submits for
6 federal funds and the status of such applications.

7 (3) The multimodal transportation account--state appropriation
8 includes up to \$12,103,000 in proceeds from the sale of bonds
9 authorized in RCW 47.10.867.

10 (4) \$321,125,000 of the multimodal transportation account--federal
11 appropriation and \$7,934,000 of the multimodal transportation account--
12 state appropriation are provided solely for expenditures related to
13 passenger high-speed rail grants. At one and one-half percent of the
14 total project funds, the multimodal transportation account--state funds
15 are provided solely for expenditures that are not federally
16 reimbursable. Funding in this subsection is the initial portion of
17 multiyear high-speed rail program grants awarded to Washington state
18 for high-speed intercity passenger rail investments. Funding will
19 allow for two additional round trips between Seattle and Portland and
20 other rail improvements.

21 (5) As allowable under federal rail authority rules and existing
22 competitive bidding practices, when purchasing new train sets, the
23 department shall give preference to bidders that propose train sets
24 with characteristics and maintenance requirements most similar to those
25 currently owned by the department.

26 (6) Funds generated by the grain train program are solely for
27 operating, sustaining, and enhancing the grain train program including,
28 but not limited to, operations, capital investments, inspection,
29 developing business plans for future growth, and fleet management. Any
30 funds deemed by the department, in consultation with relevant port
31 districts, to be in excess of current operating needs or capital
32 reserves of the grain train program may be transferred from the
33 miscellaneous program account to the essential rail assistance account
34 for the purpose of sustaining the grain train program through
35 maintaining the Palouse river and Coulee City railroad line, on which
36 the grain train program operates.

37 (7) \$144,000 of the essential rail assistance account--state
38 appropriation and \$2,400,000 of the multimodal transportation account--

1 state appropriation are provided solely for the purpose of
2 rehabilitation and maintenance of the Palouse river and Coulee City
3 railroad line.

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

6	Highway Infrastructure Account--State Appropriation	\$208,000
7	Highway Infrastructure Account--Federal	
8	Appropriation	\$1,602,000
9	Freight Mobility Investment Account--State	
10	Appropriation	\$11,794,000
11	Transportation Partnership Account--State	
12	Appropriation	\$6,916,000
13	Highway Safety Account--State Appropriation	\$10,550,000
14	Motor Vehicle Account--State Appropriation	\$2,107,000
15	Motor Vehicle Account--Federal Appropriation	\$27,185,000
16	Freight Mobility Multimodal Account--State	
17	Appropriation	\$6,768,000
18	Freight Mobility Multimodal Account--Private/Local	
19	Appropriation	\$1,320,000
20	Multimodal Transportation Account--State	
21	Appropriation	\$11,926,000
22	TOTAL APPROPRIATION	\$80,376,000

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

25 (1) Federal funds may be transferred from program Z to programs I
26 and P and state funds must be transferred from programs I and P to
27 program Z to replace those federal funds in a dollar-for-dollar match.
28 Fund transfers authorized under this subsection shall not affect
29 project prioritization status. Appropriations must initially be
30 allotted as appropriated in this act. The department may not transfer
31 funds as authorized under this subsection without approval of the
32 office of financial management. The department shall submit a report
33 on those projects receiving fund transfers to the office of financial
34 management and the transportation committees of the legislature by
35 December 1, 2013, and December 1, 2014.

36 (2) Except as provided otherwise in this section, the entire

1 appropriations in this section are provided solely for the projects and
2 activities as listed by project and amount in the TEIS list titled
3 13GOV002 as developed December 18, 2012, Program - Local Program (Z).

4 (3) With each department budget submittal, the department shall
5 provide an update on the status of the repayment of the twenty million
6 dollars of unobligated federal funds authority advanced by the
7 department in September 2010 to the city of Tacoma for the Murray
8 Morgan/11th Street bridge project.

9 (4) In accordance with the distribution of federal transportation
10 funds agreement reached on October 23, 2012, \$10,025,466 of the
11 multimodal transportation account--state appropriation, \$8,100,000 of
12 the highway safety account--state appropriation, \$6,525,886 of the
13 transportation partnership account--state appropriation, and \$4,883,725
14 of the motor vehicle account--federal appropriation are provided solely
15 for the pedestrian and bicycle safety program projects and safe routes
16 to schools projects.

17 NEW SECTION. **Sec. 311. REPORTING REQUIREMENTS FOR CAPITAL**
18 **PROGRAM**

19 On a quarterly basis, the department of transportation shall
20 provide to the office of financial management and the legislative
21 transportation committees the following reports for all capital
22 programs:

23 (1) For active projects, the report must include:

24 (a) A TEIS version containing actual capital expenditures for all
25 projects consistent with the structure of the most recently enacted
26 budget;

27 (b) Anticipated cost savings, cost increases, reappropriations, and
28 schedule adjustments for all projects consistent with the structure of
29 the most recently enacted budget;

30 (c) The award amount, the engineer's estimate, and the number of
31 bidders for all active projects consistent with the structure of the
32 most recently enacted budget;

33 (d) Projected costs and schedule for individual projects that are
34 funded at a programmatic level for projects relating to bridge rail,
35 guard rail, fish passage barrier removal, roadside safety projects, and
36 seismic bridges. Projects within this programmatic level funding must

1 be completed on a priority basis and scoped to be completed within the
2 current programmatic budget;

3 (e) Highway projects that may be reduced in scope and still achieve
4 a functional benefit;

5 (f) Highway projects that have experienced scope increases and that
6 can be reduced in scope;

7 (g) Highway projects that have lost significant local or regional
8 contributions that were essential to completing the project; and

9 (h) Contingency amounts for all projects consistent with the
10 structure of the most recently enacted budget.

11 (2) For completed projects, the report must:

12 (a) Compare the original project cost estimates and schedule
13 approved in the transportation 2003 and 2005 transportation partnership
14 project lists to the completed cost of the project;

15 (b) Compare the costs and operationally complete date for projects
16 on the transportation 2003 and 2005 transportation partnership project
17 lists to the last legislatively adopted project list prior to the
18 completion of a project;

19 (c) Compare the costs and operationally complete date for projects
20 with budgets of twenty million dollars that are funded with preexisting
21 funds to the original project cost estimates and schedule; and

22 (d) Provide a list of nickel and TPA projects charging to the
23 nickel/TPA environmental mitigation reserve (OBI4ENV) and the amount
24 each project is charging.

25 (3) For prospective projects, the report must:

26 (a) Identify the estimated advertisement date for all projects
27 consistent with the structure of the most recently enacted budget that
28 are going to advertisement during the current biennium;

29 (b) Identify the anticipated operationally complete date for all
30 projects consistent with the structure of the most recently enacted
31 budget that are going to advertisement during the current biennium; and

32 (c) Identify the estimated cost of completion for all projects
33 consistent with the structure of the most recently enacted budget that
34 are going to advertisement during the current biennium.

35 NEW SECTION. **Sec. 312. FEDERAL FUNDS RECEIVED FOR CAPITAL**
36 **PROJECT EXPENDITURES**

1 To the greatest extent practicable, the department of
2 transportation shall expend federal funds received for capital project
3 expenditures before state funds.

4 **TRANSFERS AND DISTRIBUTIONS**

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

9 Transportation Partnership Account--State
10 Appropriation \$6,008,000
11 Motor Vehicle Account--State Appropriation \$254,000
12 State Route Number 520 Corridor Account--State
13 Appropriation \$685,000
14 Highway Bond Retirement Account--State
15 Appropriation \$1,114,058,000
16 Ferry Bond Retirement Account--State Appropriation \$31,824,000
17 Transportation Improvement Board Bond Retirement
18 Account--State Appropriation \$16,360,000
19 Nondebt-Limit Reimbursable Bond Retirement Account--State
20 Appropriation \$26,456,000
21 Toll Facility Bond Retirement Account--State
22 Appropriation \$129,917,000
23 Transportation 2003 Account (Nickel Account)--State
24 Appropriation \$2,075,000
25 TOTAL APPROPRIATION \$1,327,637,000

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

29 Transportation Partnership Account--State
30 Appropriation \$1,202,000
31 Motor Vehicle Account--State Appropriation \$54,000
32 State Route Number 520 Corridor Account--State
33 Appropriation \$874,000
34 Transportation 2003 Account (Nickel Account)--State

1 Appropriation \$417,000
 2 TOTAL APPROPRIATION \$2,547,000

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

6 The department of transportation is authorized to sell up to
 7 \$20,000,000 in bonds authorized by RCW 47.10.843 for vessel and
 8 terminal acquisition, major and minor improvements, and long lead-time
 9 materials acquisition for the Washington state ferries.

10 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**
 11 **FOR DISTRIBUTION**

12 Motor Vehicle Account--State Appropriation: For
 13 motor vehicle fuel tax distributions to cities
 14 and counties \$477,388,000

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

16 Motor Vehicle Account--State Appropriation: For
 17 motor vehicle fuel tax refunds and statutory
 18 transfers \$1,384,115,000

19 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF LICENSING--**
 20 **TRANSFERS**

21 Motor Vehicle Account--State Appropriation: For motor
 22 vehicle fuel tax refunds and transfers \$139,480,000

23 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER--ADMINISTRATIVE**
 24 **TRANSFERS**

25 (1) Recreational Vehicle Account--State
 26 Appropriation: For transfer to the Motor Vehicle
 27 Account--State \$1,300,000

28 (2) License Plate Technology Account--State
 29 Appropriation: For transfer to the Highway Safety
 30 Account--State \$3,000,000

31 (3) Multimodal Transportation Account--State
 32 Appropriation: For transfer to the Puget Sound
 33 Ferry Operations Account--State \$13,000,000

1	(4) Rural Mobility Grant Program Account--State	
2	Appropriation: For transfer to the Multimodal	
3	Transportation Account--State	\$3,000,000
4	(5) Motor Vehicle Account--State	
5	Appropriation: For transfer to the Special Category C	
6	Account--State	\$1,200,000
7	(6) State Patrol Highway Account--State	
8	Appropriation: For transfer to the Vehicle	
9	Licensing Fraud Account	\$100,000
10	(7) Capital Vessel Replacement Account--State	
11	Appropriation: For transfer to the Transportation 2003	
12	Account (Nickel Account)--State	\$7,735,000
13	(8) Highway Safety Account--State	
14	Appropriation: For transfer to the State Patrol	
15	Highway Account--State	\$25,500,000
16	(9) Multimodal Transportation Account--State	
17	Appropriation: For transfer to the State Patrol Highway	
18	Account--State	\$22,000,000
19	(10) Transportation Infrastructure Account--State	
20	Appropriation: For transfer to the Puget Sound	
21	Ferry Operations Account--State	\$3,700,000
22	(11) Highway Safety Account--State	
23	Appropriation: For transfer to the Puget	
24	Sound Ferry Operations Account--State	\$47,000,000
25	(12) Advanced Environmental Mitigation Revolving	
26	Account---State Appropriation: For transfer to the Puget	
27	Sound Ferry Operations Account--State	\$2,000,000
28	(13) Advanced Right-of-Way Revolving Fund--State	
29	Appropriation: For transfer to the Puget Sound Ferry	
30	Operations Account--State	\$6,000,000
31	(14) Motor Vehicle Account--State Appropriation:	
32	For transfer to the Transportation Equipment Fund--State	\$3,915,000
33	(15) Multimodal Transportation Account--State	
34	Appropriation: For transfer to the Public Transportation	
35	Grant Program Account--State	\$26,000,000
36	(16) Motor Vehicle Account--State Appropriation:	
37	For transfer to the Puget Sound Ferry Operations	
38	Account--State	\$5,100,000

1 (17) Motor Vehicle Account--State Appropriation:
2 For transfer to the Puget Sound Capital Construction
3 Account--State \$23,000,000

4 (18) State Route Number 520 Civil Penalties
5 Account--State Appropriation: For transfer to the
6 State Route Number 520 Corridor Account--State \$886,000

7 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER: FOR**
8 **DISTRIBUTION TO TRANSIT ENTITIES**

9 Public Transportation Grant Program Account--State
10 Appropriation \$26,000,000

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

13 (1) One-eighth of the appropriation in this section must be
14 distributed quarterly to transit authorities according to the
15 distribution formula in subsection (2) of this section. Funding must
16 be used for operations.

17 (2) Of the amounts provided in subsection (1) of this section:

18 (a) One-third must be distributed based on vehicle miles of service
19 provided;

20 (b) One-third must be distributed based on the number of vehicle
21 hours of service provided; and

22 (c) One-third must be distributed based on the number of passenger
23 trips.

24 (3) For the purposes of this section:

25 (a) "Transit authorities" has the same meaning as in RCW
26 9.91.025(2)(c).

27 (b) "Vehicle miles of service," "vehicle hours of service," and
28 "passenger trips" are transit service metrics as reported by the public
29 transportation program of the department of transportation in the
30 annual report required in RCW 35.58.2796 for calendar year 2011.

31 NEW SECTION. **Sec. 409. STATUTORY APPROPRIATIONS**

32 In addition to the amounts appropriated in this act for revenue for
33 distribution, state contributions to the law enforcement officers' and
34 firefighters' retirement system, and bond retirement and interest
35 including ongoing bond registration and transfer charges, transfers,
36 interest on registered warrants, and certificates of indebtedness,

1 there is also appropriated such further amounts as may be required or
2 available for these purposes under any statutory formula or under any
3 proper bond covenant made under law.

4 NEW SECTION. **Sec. 410.** The department of transportation is
5 authorized to undertake federal advance construction projects under the
6 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
7 meeting approved highway construction and preservation objectives. The
8 legislature recognizes that the use of state funds may be required to
9 temporarily fund expenditures of the federal appropriations for the
10 highway construction and preservation programs for federal advance
11 construction projects prior to conversion to federal funding.

12 **COMPENSATION**

13 NEW SECTION. **Sec. 501. COLLECTIVE BARGAINING AGREEMENTS NOT**
14 **IMPAIRED**

15 Nothing in this act prohibits the expenditure of any funds by an
16 agency or institution of the state for benefits guaranteed by any
17 collective bargaining agreement in effect on the effective date of this
18 section.

19 NEW SECTION. **Sec. 502. COLLECTIVE BARGAINING AGREEMENTS**

20 Sections 503 through 516 of this act represent the results of the
21 2013-2015 collective bargaining process required under chapters 47.64,
22 41.80, and 41.56 RCW. Provisions of the collective bargaining
23 agreements contained in sections 503 through 516 of this act are
24 described in general terms. Only major economic terms are included in
25 the descriptions. These descriptions do not contain the complete
26 contents of the agreements. The collective bargaining agreements or
27 the continuation of terms and conditions of the 2011-2013 agreements
28 contained in sections 503 through 516 of this act may also be funded by
29 expenditures from nonappropriated accounts. If positions are funded
30 with lidded grants or dedicated fund sources with insufficient revenue,
31 additional funding from other sources is not provided.

1 NEW SECTION. **Sec. 503. DEPARTMENT OF TRANSPORTATION MARINE**
2 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--OPEIU**

3 An agreement has been reached between the governor and the office
4 and professional employees international union local eight (OPEIU)
5 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
6 Funding is provided for an additional step on the OPEIU salary
7 schedule. The agreement also includes a one percent salary increase
8 for all bargaining unit members effective July 1, 2014, through June
9 30, 2015, contingent on the state collecting \$200,000,000 or more in
10 unanticipated general fund--state revenue from increased economic
11 activity.

12 NEW SECTION. **Sec. 504. DEPARTMENT OF TRANSPORTATION MARINE**
13 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--FASPAA**

14 An agreement has been reached between the governor and the ferry
15 agents, supervisors, and project administrators association pursuant to
16 chapter 47.64 RCW for the 2013-2015 fiscal biennium. Funding is
17 provided for a one percent salary increase for all bargaining unit
18 members beginning July 1, 2013, and a one percent salary increase for
19 all bargaining unit members beginning July 1, 2014.

20 NEW SECTION. **Sec. 505. DEPARTMENT OF TRANSPORTATION MARINE**
21 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--SEIU LOCAL 6**

22 An agreement has been reached between the governor and the service
23 employees international union local six pursuant to chapter 47.64 RCW
24 for the 2013-2015 fiscal biennium. Funding is provided for a new step
25 on the salary schedule. The agreement also includes a one percent
26 salary increase for all bargaining unit members effective July 1, 2014,
27 through June 30, 2015, contingent on the state collecting \$200,000,000
28 or more in unanticipated general fund--state revenue from economic
29 activity.

30 NEW SECTION. **Sec. 506. DEPARTMENT OF TRANSPORTATION MARINE**
31 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--CARPENTERS**

32 An agreement has been reached between the governor and the pacific
33 northwest regional council of carpenters pursuant to chapter 47.64 RCW
34 for the 2013-2015 fiscal biennium. Funding is provided for a one and

1 one-half percent salary increase for all bargaining unit members
2 beginning July 1, 2013, and a one and one-half percent salary increase
3 for all bargaining unit members beginning July 1, 2014.

4 NEW SECTION. **Sec. 507. DEPARTMENT OF TRANSPORTATION MARINE**
5 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--METAL TRADES**

6 An agreement has been reached between the governor and the Puget
7 Sound metal trades council through an interest arbitration decision
8 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
9 Funding is provided for the awarded one and one-half percent salary
10 increase for all bargaining unit members beginning July 1, 2013, and a
11 one and one-half percent salary increase for all bargaining unit
12 members beginning July 1, 2014.

13 NEW SECTION. **Sec. 508. DEPARTMENT OF TRANSPORTATION MARINE**
14 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MEBA-UL**

15 An agreement has been reached between the governor and the marine
16 engineers' beneficial association unlicensed engine room employees
17 through an interest arbitration decision pursuant to chapter 47.64 RCW
18 for the 2013-2015 fiscal biennium. Funding is provided for the awarded
19 one percent salary increase for all bargaining unit members beginning
20 July 1, 2013, a one percent salary increase for all bargaining unit
21 members beginning July 1, 2014, and additional vacation accrual
22 beginning July 1, 2014.

23 NEW SECTION. **Sec. 509. DEPARTMENT OF TRANSPORTATION MARINE**
24 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MEBA-L**

25 An agreement has been reached between the governor and the marine
26 engineers' beneficial association licensed engineer officers through an
27 interest arbitration decision pursuant to chapter 47.64 RCW for the
28 2013-2015 fiscal biennium. Funding is provided for the awarded one
29 percent salary increase for all bargaining unit members beginning July
30 1, 2013, a one percent salary increase for all bargaining unit members
31 beginning July 1, 2014, and additional vacation accrual beginning July
32 1, 2014.

33 NEW SECTION. **Sec. 510. DEPARTMENT OF TRANSPORTATION MARINE**
34 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P MATES**

1 An agreement has been reached between the governor and the masters,
2 mates, and pilots - mates through an interest arbitration decision
3 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
4 Funding is provided for the awarded three percent salary increase for
5 all bargaining unit members beginning July 1, 2014, additional pay for
6 relief employees, increased uniform allowance, and increased Friday
7 Harbor relief pay.

8 NEW SECTION. **Sec. 511. DEPARTMENT OF TRANSPORTATION MARINE**
9 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P MASTERS**

10 An agreement has been reached between the governor and the masters,
11 mates, and pilots - masters through an interest arbitration decision
12 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.
13 Funding is provided for a one percent salary increase for all
14 bargaining unit members beginning July 1, 2013, a one percent salary
15 increase for all bargaining unit members beginning July 1, 2014, relief
16 assignment pay for all compensated hours beginning July 1, 2014,
17 increased uniform allowance, increased license renewal allowance, and
18 increased Friday Harbor relief pay.

19 NEW SECTION. **Sec. 512. DEPARTMENT OF TRANSPORTATION MARINE**
20 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P WATCH SUPERVISORS**

21 An agreement has been reached between the governor and the masters,
22 mates, and pilots - watch supervisors through an interest arbitration
23 decision pursuant to chapter 47.64 RCW for the 2013-2015 fiscal
24 biennium. Funding is provided for the awarded 16.125 percent salary
25 increase for all bargaining unit members beginning July 1, 2013, and a
26 16.125 percent salary increase for all bargaining unit members
27 beginning July 1, 2014.

28 NEW SECTION. **Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE**
29 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--IBU**

30 An agreement has been reached between the governor and the
31 inlandboatmen's union of the pacific pursuant to chapter 47.64 RCW for
32 the 2013-2015 fiscal biennium. Funding is provided for an eighteen
33 percent increase for entry-level wage rates for all bargaining unit
34 members beginning July 1, 2013. For all other wage rates, funding is
35 provided to increase rates two and one-half percent for all bargaining

1 unit members beginning July 1, 2013, and to increase rates two and one-
2 half percent for all bargaining unit members beginning July 1, 2014.
3 Funding is also provided for marine license fees.

4 NEW SECTION. **Sec. 514. COLLECTIVE BARGAINING AGREEMENTS--PTE**
5 **LOCAL 17**

6 An agreement has been reached between the governor and the
7 professional and technical employees local seventeen under chapter
8 41.80 RCW for the 2013-2015 fiscal biennium. Funding is provided to
9 add a longevity step. The agreement also includes a one percent salary
10 increase for all bargaining unit members effective July 1, 2014,
11 through June 30, 2015, contingent on the state collecting \$200,000,000
12 or more in unanticipated general fund--state revenue from increased
13 economic activity.

14 NEW SECTION. **Sec. 515. COLLECTIVE BARGAINING AGREEMENTS--WSP**
15 **TROOPERS ASSOCIATION**

16 An agreement has been reached between the governor and the
17 Washington state patrol troopers association through an interest
18 arbitration decision under chapter 41.56 RCW for the 2013-2015 fiscal
19 biennium. Funding is provided for the awarded three percent salary
20 increase for all bargaining unit members effective July 1, 2013, and a
21 one percent increase to longevity pay for years five through nine
22 effective July 1, 2014.

23 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENTS--WSP**
24 **LIEUTENANTS ASSOCIATION**

25 An agreement has been reached between the governor and the
26 Washington state patrol lieutenants association through an interest
27 arbitration decision under chapter 41.56 RCW for the 2013-2015 fiscal
28 biennium. Funding is provided for the awarded three percent salary
29 increase for all bargaining unit members effective July 1, 2014, and
30 for parking of department-issued vehicles for employees assigned
31 vehicles at the general administration building or capitol campus.

32 NEW SECTION. **Sec. 517. COMPENSATION--REPRESENTED EMPLOYEES--**
33 **SUPER COALITION--INSURANCE BENEFITS**

1 No agreement has been reached between the governor and the health
2 care super coalition under chapter 41.80 RCW for the 2013-2015 fiscal
3 biennium. Appropriations in this act for state agencies, including
4 institutions of higher education, are sufficient to continue the
5 provisions of the 2011-2013 collective bargaining agreement and are
6 subject to the following conditions and limitations:

7 (1)(a) The monthly employer funding rate for insurance benefit
8 premiums, public employees' benefits board administration, and the
9 uniform medical plan must not exceed \$809 per eligible employee for
10 fiscal year 2014. For fiscal year 2015, the monthly employer funding
11 rate must not exceed \$820 per eligible employee.

12 (b) In order to achieve the level of funding provided for health
13 benefits, the public employees' benefits board must require any of the
14 following: Employee premium copayments; increases in point-of-service
15 cost sharing; the implementation of managed competition; or other
16 changes to benefits consistent with RCW 41.05.065.

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

24 (2) The health care authority, subject to the approval of the
25 public employees' benefits board, shall provide subsidies for health
26 benefit premiums to eligible retired or disabled public employees and
27 school district employees who are eligible for medicare, pursuant to
28 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be
29 \$150.00 per month.

30 NEW SECTION. **Sec. 518. COMPENSATION--REPRESENTED EMPLOYEES**
31 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS**

32 Appropriations for state agencies in this act are sufficient for
33 represented employees outside the super coalition for health benefits
34 and are subject to the following conditions and limitations:

35 (1)(a) The monthly employer funding rate for insurance benefit
36 premiums, public employees' benefits board administration, and the

1 uniform medical plan must not exceed \$809 per eligible employee for
2 fiscal year 2014. For fiscal year 2015, the monthly employer funding
3 rate must not exceed \$820 per eligible employee.

4 (b) In order to achieve the level of funding provided for health
5 benefits, the public employees' benefits board shall require any of the
6 following: Employee premium copayments; increases in point-of-service
7 cost sharing; the implementation of managed competition; or other
8 changes to benefits consistent with RCW 41.05.065.

9 (c) The health care authority shall deposit any moneys received on
10 behalf of the uniform medical plan as a result of rebates on
11 prescription drugs, audits of hospitals, subrogation payments, or any
12 other moneys recovered as a result of prior uniform medical plan claims
13 payments into the public employees' and retirees' insurance account to
14 be used for insurance benefits. Such receipts must not be used for
15 administrative expenditures.

16 (2) The health care authority, subject to the approval of the
17 public employees' benefits board, shall provide subsidies for health
18 benefit premiums to eligible retired or disabled public employees and
19 school district employees who are eligible for medicare, pursuant to
20 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be
21 \$150.00 per month.

22 NEW SECTION. **Sec. 519. COMPENSATION--NONREPRESENTED EMPLOYEES--**
23 **INSURANCE BENEFITS**

24 Appropriations for state agencies in this act are sufficient for
25 nonrepresented state employee health benefits for state agencies,
26 including institutions of higher education, and are subject to the
27 following conditions and limitations:

28 (1)(a) The monthly employer funding rate for insurance benefit
29 premiums, public employees' benefits board administration, and the
30 uniform medical plan must not exceed \$809 per eligible employee for
31 fiscal year 2014. For fiscal year 2015, the monthly employer funding
32 rate must not exceed \$820 per eligible employee.

33 (b) In order to achieve the level of funding provided for health
34 benefits, the public employees' benefits board shall require any of the
35 following: Employee premium copayments; increases in point-of-service
36 cost sharing; the implementation of managed competition; or make other
37 changes to benefits consistent with RCW 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 must 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. For calendar years 2014 and 2015, the subsidy must be
13 \$150.00 per month.

14 NEW SECTION. **Sec. 520. COMPENSATION--NONREPRESENTED EMPLOYEES--**
15 **SALARIES AND WAGES**

16 For classified state employees, except those within the Washington
17 management service and those represented by a bargaining unit under
18 chapter 41.80, 41.56, or 47.64 RCW, funding is provided within agency
19 appropriations for implementation of a longevity step, in accordance
20 with rules adopted under RCW 41.06.133.

21 **Sec. 521.** RCW 47.64.170 and 2011 c 367 s 712 are each amended to
22 read as follows:

23 (1) Any ferry employee organization certified as the bargaining
24 representative shall be the exclusive representative of all ferry
25 employees in the bargaining unit and shall represent all such employees
26 fairly.

27 (2) A ferry employee organization or organizations and the governor
28 may each designate any individual as its representative to engage in
29 collective bargaining negotiations.

30 (3) Negotiating sessions, including strategy meetings of the
31 employer or employee organizations, mediation, and the deliberative
32 process of arbitrators are exempt from the provisions of chapter 42.30
33 RCW. Hearings conducted by arbitrators may be open to the public by
34 mutual consent of the parties.

35 (4) Terms of any collective bargaining agreement may be enforced by

1 civil action in Thurston county superior court upon the initiative of
2 either party.

3 (5) Ferry system employees or any employee organization shall not
4 negotiate or attempt to negotiate directly with anyone other than the
5 person who has been appointed or authorized a bargaining representative
6 for the purpose of bargaining with the ferry employees or their
7 representative.

8 (6)(a) Within ten working days after the first Monday in September
9 of every odd-numbered year, the parties shall attempt to agree on an
10 interest arbitrator to be used if the parties are not successful in
11 negotiating a comprehensive collective bargaining agreement. If the
12 parties cannot agree on an arbitrator within the ten-day period, either
13 party may request a list of seven arbitrators from the federal
14 mediation and conciliation service. The parties shall select an
15 interest arbitrator using the coin toss/alternate strike method within
16 thirty calendar days of receipt of the list. Immediately upon
17 selecting an interest arbitrator, the parties shall cooperate to
18 reserve dates with the arbitrator for potential arbitration between
19 August 1st and September 15th of the following even-numbered year. The
20 parties shall also prepare a schedule of at least five negotiation
21 dates for the following year, absent an agreement to the contrary. The
22 parties shall execute a written agreement before November 1st of each
23 odd-numbered year setting forth the name of the arbitrator and the
24 dates reserved for bargaining and arbitration. This subsection (6)(a)
25 imposes minimum obligations only and is not intended to define or limit
26 a party's full, good faith bargaining obligation under other sections
27 of this chapter.

28 (b) The negotiation of a proposed collective bargaining agreement
29 by representatives of the employer and a ferry employee organization
30 shall commence on or about February 1st of every even-numbered year.

31 (c) For negotiations covering the 2009-2011 biennium and subsequent
32 biennia, the time periods specified in this section, and in RCW
33 47.64.210 and 47.64.300 through 47.64.320, must ensure conclusion of
34 all agreements on or before October 1st of the even-numbered year next
35 preceding the biennial budget period during which the agreement should
36 take effect. These time periods may only be altered by mutual
37 agreement of the parties in writing. Any such agreement and any
38 impasse procedures agreed to by the parties under RCW 47.64.200 must

1 include an agreement regarding the new time periods that will allow
2 final resolution by negotiations or arbitration by October 1st of each
3 even-numbered year.

4 (7) It is the intent of this section that the collective bargaining
5 agreement or arbitrator's award shall commence on July 1st of each odd-
6 numbered year and shall terminate on June 30th of the next odd-numbered
7 year to coincide with the ensuing biennial budget year, as defined by
8 RCW 43.88.020(7), to the extent practical. It is further the intent of
9 this section that all collective bargaining agreements be concluded by
10 October 1st of the even-numbered year before the commencement of the
11 biennial budget year during which the agreements are to be in effect.
12 After the expiration date of a collective bargaining agreement
13 negotiated under this chapter, except to the extent provided in
14 subsection (11) of this section and RCW 47.64.270(4), all of the terms
15 and conditions specified in the collective bargaining agreement remain
16 in effect until the effective date of a subsequently negotiated
17 agreement, not to exceed one year from the expiration date stated in
18 the agreement. Thereafter, the employer may unilaterally implement
19 according to law.

20 (8) The office of financial management shall conduct a salary
21 survey, for use in collective bargaining and arbitration, which must be
22 conducted through a contract with a firm nationally recognized in the
23 field of human resources management consulting.

24 (9) Except as provided in subsection (11) of this section:

25 (a) The governor shall submit a request either for funds necessary
26 to implement the collective bargaining agreements including, but not
27 limited to, the compensation and fringe benefit provisions or for
28 legislation necessary to implement the agreement, or both. Requests
29 for funds necessary to implement the collective bargaining agreements
30 shall not be submitted to the legislature by the governor unless such
31 requests:

32 (i) Have been submitted to the director of the office of financial
33 management by October 1st before the legislative session at which the
34 requests are to be considered; and

35 (ii) Have been certified by the director of the office of financial
36 management as being feasible financially for the state.

37 (b) The governor shall submit a request either for funds necessary
38 to implement the arbitration awards or for legislation necessary to

1 implement the arbitration awards, or both. Requests for funds
2 necessary to implement the arbitration awards shall not be submitted to
3 the legislature by the governor unless such requests:

4 (i) Have been submitted to the director of the office of financial
5 management by October 1st before the legislative session at which the
6 requests are to be considered; and

7 (ii) Have been certified by the director of the office of financial
8 management as being feasible financially for the state.

9 (c) The legislature shall approve or reject the submission of the
10 request for funds necessary to implement the collective bargaining
11 agreements or arbitration awards as a whole for each agreement or
12 award. The legislature shall not consider a request for funds to
13 implement a collective bargaining agreement or arbitration award unless
14 the request is transmitted to the legislature as part of the governor's
15 budget document submitted under RCW 43.88.030 and 43.88.060. If the
16 legislature rejects or fails to act on the submission, either party may
17 reopen all or part of the agreement and award or the exclusive
18 bargaining representative may seek to implement the procedures provided
19 for in RCW 47.64.210 and 47.64.300.

20 (10) If, after the compensation and fringe benefit provisions of an
21 agreement are approved by the legislature, a significant revenue
22 shortfall occurs resulting in reduced appropriations, as declared by
23 proclamation of the governor or by resolution of the legislature, both
24 parties shall immediately enter into collective bargaining for a
25 mutually agreed upon modification of the agreement.

26 (11)(a) For the collective bargaining agreements negotiated for the
27 2011-2013 fiscal biennium, the legislature may consider a request for
28 funds to implement a collective bargaining agreement even if the
29 request for funds was not received by the office of financial
30 management by October 1st and was not transmitted to the legislature as
31 part of the governor's budget document submitted under RCW 43.88.030
32 and 43.88.060.

33 (b) For the ((2011-2013)) 2013-2015 fiscal biennium, a collective
34 bargaining agreement related to employee health care benefits
35 negotiated between the employer and coalition pursuant to RCW
36 41.80.020(3) regarding the dollar amount expended on behalf of each
37 employee must be a separate agreement for which the governor may
38 request funds necessary to implement the agreement. ((If such an

1 ~~agreement is negotiated and funded by the legislature, this agreement~~
2 ~~will supersede any terms and conditions of an expired 2009-2011~~
3 ~~biennial master collective bargaining agreement under this chapter~~
4 ~~regarding health care benefits.))~~ The legislature may act upon a 2013-
5 2015 collective bargaining agreement related to employee health care
6 benefits if an agreement is reached and submitted to the office of
7 financial management and legislative budget committees before final
8 legislative action on the biennial or supplemental operating budget by
9 the sitting legislature.

10 (c) For the collective bargaining agreements negotiated for the
11 2013-2015 fiscal biennium, the legislature may consider a request for
12 funds to implement a collective bargaining agreement reached after
13 October 1st after a determination of financial infeasibility by the
14 director of the office of financial management if the request for funds
15 is transmitted to the legislature as part of the governor's budget
16 document submitted under RCW 43.88.030 and 43.88.060.

17 **Sec. 522.** RCW 47.64.270 and 2011 c 367 s 713 are each amended to
18 read as follows:

19 (1) The employer and one coalition of all the exclusive bargaining
20 representatives subject to this chapter and chapter 41.80 RCW shall
21 conduct negotiations regarding the dollar amount expended on behalf of
22 each employee for health care benefits.

23 (2) Absent a collective bargaining agreement to the contrary, the
24 department of transportation shall provide contributions to insurance
25 and health care plans for ferry system employees and dependents, as
26 determined by the state health care authority, under chapter 41.05 RCW.

27 (3) The employer and employee organizations may collectively
28 bargain for insurance plans other than health care benefits, and
29 employer contributions may exceed that of other state agencies as
30 provided in RCW 41.05.050.

31 (4) For the ~~((2011-2013))~~ 2013-2015 fiscal biennium, a collective
32 bargaining agreement related to employee health care benefits
33 negotiated between the employer and coalition pursuant to RCW
34 41.80.020(3) regarding the dollar amount expended on behalf of each
35 employee must be a separate agreement for which the governor may
36 request funds necessary to implement the agreement. ~~((If such an~~
37 ~~agreement is negotiated and funded by the legislature, this agreement~~

1 ~~will supersede any terms and conditions of an expired 2009-2011~~
2 ~~biennial collective bargaining agreement under this chapter regarding~~
3 ~~health care benefits.))~~

4 **IMPLEMENTING PROVISIONS**

5 **NEW SECTION. Sec. 601. STAFFING LEVELS**

6 (1) As the department of transportation completes delivery of the
7 projects funded by the 2003 and 2005 transportation revenue packages,
8 it is clear that the current staffing levels necessary to deliver these
9 projects are not sustainable into the future. Therefore, the
10 department is directed to quickly move forward to develop and implement
11 new business practices so that a smaller, more nimble state workforce
12 can effectively and efficiently deliver transportation improvement
13 programs as they are approved in the future, in strong partnership with
14 the private sector, while protecting the public's interests and assets.

15 (2) To this end, the department of transportation is directed to
16 reduce the size of its engineering and technical workforce to a level
17 sustained by current law revenue levels currently estimated at two
18 thousand FTEs by the end of the 2013-2015 fiscal biennium. The
19 department's current two thousand eight hundred FTE engineering and
20 technical workforce levels for highway construction will be reduced in
21 the 2011-2013 fiscal biennium, with a target of two thousand four
22 hundred FTEs by June 30, 2013, and to a level of two thousand FTEs by
23 June 30, 2015.

24 (3) In order to successfully deliver the highway construction
25 program as funded, the department of transportation may continue to
26 contract out engineering and technical services. In addition, the
27 department may continue the incentive program for retirements and
28 employee separations.

29 **NEW SECTION. Sec. 602. FUND TRANSFERS**

30 (1) The transportation 2003 projects or improvements and the 2005
31 transportation partnership projects or improvements are listed in the
32 TEIS list titled 13GOV002 as developed December 18, 2012, which
33 consists of a list of specific projects by fund source and amount over
34 a sixteen-year period. Current fiscal biennium funding for each

1 project is a line-item appropriation, while the outer year funding
2 allocations represent a sixteen-year plan. The department is expected
3 to use the flexibility provided in this section to assist in the
4 delivery and completion of all transportation partnership account and
5 transportation 2003 account (nickel account) projects on the LEAP
6 transportation documents referenced in this act. For the 2011-2013 and
7 2013-2015 project appropriations, unless otherwise provided in this
8 act, the director of financial management may authorize a transfer of
9 appropriation authority between projects funded with transportation
10 2003 account (nickel account) appropriations, or transportation
11 partnership account appropriations, in order to manage project spending
12 and efficiently deliver all projects in the respective program under
13 the following conditions and limitations:

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

16 (b) Transfers from a project may not be made as a result of the
17 reduction of the scope of a project or be made to support increases in
18 the scope of a project;

19 (c) Each transfer between projects may only occur if the director
20 of financial management finds that any resulting change will not hinder
21 the completion of the projects as approved by the legislature;

22 (d) Transfers from a project may be made if the funds appropriated
23 to the project are in excess of the amount needed to complete the
24 project;

25 (e) Transfers may not occur for projects not identified on the
26 applicable project list;

27 (f) Transfers may not be made while the legislature is in session;
28 and

29 (g) Transfers between projects may be made by the department of
30 transportation until the transfer amount by project exceeds two hundred
31 fifty thousand dollars, or ten percent of the total project, whichever
32 is less. These transfers must be reported quarterly to the director of
33 financial management and the chairs of the house of representatives and
34 senate transportation committees.

35 (2) At the time the department submits a request to transfer funds
36 under this section, a copy of the request must be submitted to the
37 transportation committees of the legislature.

1 (3) The office of financial management shall work with legislative
2 staff of the house of representatives and senate transportation
3 committees to review the requested transfers in a timely manner.

4 (4) The office of financial management shall document approved
5 transfers and schedule changes in the transportation executive
6 information system, compare changes to the legislative baseline funding
7 and schedules identified by project identification number identified in
8 the LEAP transportation documents referenced in this act, and transmit
9 revised project lists to chairs of the transportation committees of the
10 legislature on a quarterly basis.

11 NEW SECTION. **Sec. 603. CAPITAL BUDGETING EVALUATION**

12 The office of financial management shall convene a work group by
13 June 2013 to evaluate the financial oversight of department of
14 transportation capital projects when the legislature is not in session.
15 Representatives of the group must include office of financial
16 management staff, house of representatives and senate transportation
17 committee staff, department of transportation capital budget
18 representatives, joint transportation committee staff, and house of
19 representatives and senate caucus staff. The group shall develop
20 recommendations for 2015-2017 budget instructions, reporting
21 enhancements, and budget system improvements, and make other
22 recommendations in order to enhance the transparency and accountability
23 of department of transportation capital projects.

24 NEW SECTION. **Sec. 604. ACQUISITION OF PROPERTIES AND FACILITIES**
25 **THROUGH FINANCIAL CONTRACTS**

26 (1) The following agencies may enter into financial contracts, paid
27 from any funds of an agency, appropriated or nonappropriated, for the
28 purposes indicated and in not more than the principal amounts
29 indicated, plus financing expenses and required reserves pursuant to
30 chapter 39.94 RCW. When securing properties under this section,
31 agencies shall use the most economical financial contract option
32 available, including long-term leases, lease-purchase agreements,
33 lease-development with option to purchase agreements, or financial
34 contracts using certificates of participation. Expenditures made by an
35 agency for one of the indicated purposes before the issue date of the
36 authorized financial contract and any certificates of participation

1 therein are intended to be reimbursed from proceeds of the financial
2 contract and any certificates of participation therein to the extent
3 provided in the agency's financing plan approved by the state finance
4 committee.

5 (2) State agencies may enter into agreements with the department of
6 enterprise services and the state treasurer's office to develop
7 requests to the legislature for the acquisition of properties and
8 facilities through financial contracts. The agreements may include
9 charges for services rendered.

10 (a) Department of transportation: Enter into a financing contract
11 for up to \$10,824,000 plus financing expenses and required reserves
12 pursuant to chapter 39.94 RCW for the acquisition and implementation of
13 a time, leave, and labor distribution system that is integrated with
14 the state's accounting and human resource management systems.

15 (b) Department of transportation: Enter into a financing contract
16 for up to \$13,425,000 plus financing expenses and required reserves
17 pursuant to chapter 39.94 RCW for the design and construction of a
18 traffic management center.

19 (c) Washington state patrol: Enter into a financing contract for
20 up to \$3,867,000 plus financing expenses and required reserves pursuant
21 to chapter 39.94 RCW to purchase and install mobile office platforms in
22 state patrol and pursuit vehicles.

23 (3) If the department of enterprise services enters into financial
24 contracts pursuant to chapter 39.94 RCW for the acquisition and
25 implementation of a time, leave, and labor distribution system, the
26 authorization provided to the department of transportation in
27 subsection (2)(a) of this section is null and void.

28 **NEW SECTION. Sec. 605. MEGA-PROJECT REPORTING**

29 Mega-projects are defined as individual or groups of related
30 projects that cost \$1,000,000,000 or more. These projects include, but
31 are not limited to: Alaskan Way viaduct, SR 520, SR 167, I-405, North
32 Spokane corridor, I-5 Tacoma HOV, I-90 Snoqualmie Pass, and the
33 Columbia river crossing. The department of transportation shall track
34 mega-projects and report the financial status and schedule of these
35 projects at least quarterly to the transportation committees of the
36 legislature and the office of financial management. The design of

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

4 NEW SECTION. **Sec. 606.** (1) The department of transportation shall
5 prepare a plan to improve the oversight of real estate procurement and
6 management practices across all departmental programs and regions,
7 including the Washington state ferries. The plan must be submitted to
8 the governor and the joint transportation committee by September 1,
9 2014. The plan must include:

10 (a) An inventory of all currently owned and leased office space,
11 tunnel and bridge operations and maintenance facilities, and traffic
12 management centers;

13 (b) A list of all facilities that will be needed for tunnel and
14 bridge operations or maintenance in the next ten years and the funding
15 source that is assumed for these facilities;

16 (c) A prioritized list of all buildings that are planned to be
17 constructed, renovated, or remodeled in the next ten years and the
18 funding source that is assumed for these facility improvements;

19 (d) A list of options for consolidating staff, equipment, and
20 operations activities to reduce costs. This list must include an
21 evaluation of the costs and benefits of owning properties as compared
22 to leasing them using a life-cycle cost analysis; and

23 (e) A process and plan for regularly evaluating needs for office
24 space, tunnel and bridge operations and maintenance facilities, and
25 traffic management.

26 (2) Except as provided otherwise in the act, the department of
27 transportation may not enter into new leases, equal value exchanges, or
28 property acquisitions for office needs without first consulting with
29 the office of financial management.

30 NEW SECTION. **Sec. 607.** Executive Order number 05-05,
31 archaeological and cultural resources, was issued effective November
32 10, 2005. Agencies and higher education institutions that issue grants
33 or loans for capital projects shall comply with the requirements set
34 forth in this executive order.

35 NEW SECTION. **Sec. 608. FOR THE DEPARTMENT OF TRANSPORTATION**

1 As part of its annual budget submittal, the department shall
2 provide an annual update to the legislature and the office of financial
3 management that:

4 (1) Compares the original project cost estimates approved in the
5 transportation 2003 and 2005 transportation partnership project lists
6 to the completed cost of the project, or the most recent legislatively
7 approved budget and total project costs for projects not yet completed;

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

10 (3) Identifies highway projects that have experienced scope
11 increases and that can be reduced in scope;

12 (4) Identifies highway projects that have lost significant local or
13 regional contributions that were essential to completing the project;
14 and

15 (5) Identifies contingency amounts allocated to projects.

16 NEW SECTION. **Sec. 609. VOLUNTARY RETIREMENT AND SEPARATION**
17 **INCENTIVES**

18 As a management tool to reduce costs and make more effective use of
19 resources, while improving employee productivity and morale, agencies
20 may implement a voluntary retirement and/or separation program that is
21 cost neutral or results in cost savings, including costs to the state
22 pension systems, over a two-year period following the commencement of
23 the program, provided that the program is approved by the director of
24 financial management. Agencies participating in this authorization may
25 offer voluntary retirement and/or separation incentives and options
26 according to procedures and guidelines established by the office of
27 financial management, in consultation with the office of the state
28 human resources director and the department of retirement systems. The
29 options may include, but are not limited to, financial incentives for
30 voluntary separation or retirement. An employee does not have any
31 contractual right to a financial incentive offered pursuant to this
32 section. Offers must be reviewed and monitored jointly by the office
33 of the state human resources director and the department of retirement
34 systems. Agencies must submit a report by July 30, 2015, to the
35 legislature and the office of financial management on the outcome of
36 their approved incentive program. The report should include

1 information on the details of the program, including the incentive
2 payment amount for each participant, the total cost to the state, and
3 the projected or actual net dollar savings over the two-year period.

4 The department of retirement systems may collect from employers the
5 actuarial cost of any incentive provided under this program, or any
6 other incentive to retire provided by employers to members of the
7 state's pension systems, for deposit in the appropriate pension
8 account.

9 NEW SECTION. **Sec. 610. COMPENSATION--REVISE PENSION CONTRIBUTION**
10 **RATES**

11 The appropriations for school districts and state agencies,
12 including institutions of higher education, are subject to the
13 following conditions and limitations: Appropriations are adjusted to
14 reflect changes to agency appropriations to reflect pension
15 contribution rates adopted by the pension funding council and the law
16 enforcement officers' and firefighters' retirement system plan 2 board.

17 **MISCELLANEOUS 2013-2015 FISCAL BIENNIUM**

18 **Sec. 701.** RCW 46.68.030 and 2011 c 171 s 85 are each amended to
19 read as follows:

20 (1) The director shall forward all fees for vehicle registrations
21 under chapters 46.16A and 46.17 RCW, unless otherwise specified by law,
22 to the state treasurer with a proper identifying detailed report. The
23 state treasurer shall credit these moneys to the motor vehicle fund
24 created in RCW 46.68.070.

25 (2) Proceeds from vehicle license fees and renewal vehicle license
26 fees must be deposited by the state treasurer as follows:

27 (a) \$20.35 of each initial or renewal vehicle license fee must be
28 deposited in the state patrol highway account in the motor vehicle
29 fund, hereby created. Vehicle license fees, renewal vehicle license
30 fees, and all other funds in the state patrol highway account must be
31 for the sole use of the Washington state patrol for highway activities
32 of the Washington state patrol, subject to proper appropriations and
33 reappropriations.

1 (b) \$2.02 of each initial vehicle license fee and \$0.93 of each
2 renewal vehicle license fee must be deposited each biennium in the
3 Puget Sound ferry operations account.

4 (c) Any remaining amounts of vehicle license fees and renewal
5 vehicle license fees that are not distributed otherwise under this
6 section must be deposited in the motor vehicle fund.

7 (3) During the 2011-2013 and 2013-2015 fiscal biennia, the
8 legislature may transfer from the state patrol highway account to the
9 vehicle licensing fraud account such amounts as reflect the excess fund
10 balance of the state patrol highway account.

11 **Sec. 702.** RCW 46.68.060 and 2011 c 367 s 718 and 2011 c 298 s 26
12 are each reenacted and amended to read as follows:

13 There is hereby created in the state treasury a fund to be known as
14 the highway safety fund to the credit of which must be deposited all
15 moneys directed by law to be deposited therein. This fund must be used
16 for carrying out the provisions of law relating to driver licensing,
17 driver improvement, financial responsibility, cost of furnishing
18 abstracts of driving records and maintaining such case records, and to
19 carry out the purposes set forth in RCW 43.59.010, and chapters 46.72
20 and 46.72A RCW. During the ((2009-2011 and)) 2011-2013 and 2013-2015
21 fiscal biennia, the legislature may transfer from the highway safety
22 fund to the motor vehicle fund ((and)), the multimodal transportation
23 account, the Puget Sound ferry operations account, and the state patrol
24 highway account such amounts as reflect the excess fund balance of the
25 highway safety fund.

26 **Sec. 703.** RCW 46.68.070 and 1972 ex.s. c 103 s 6 are each amended
27 to read as follows:

28 There is created in the state treasury a permanent fund to be known
29 as the motor vehicle fund to the credit of which shall be deposited all
30 moneys directed by law to be deposited therein. This fund shall be for
31 the use of the state, and through state agencies, for the use of
32 counties, cities, and towns for proper road, street, and highway
33 purposes, including the purposes of RCW 47.30.030. During the 2011-
34 2013 and 2013-2015 fiscal biennia, the legislature may transfer from
35 the motor vehicle fund to the Puget Sound ferry operations account, the

1 Puget Sound capital construction account, the special category C
2 account, and the transportation equipment fund such amounts as reflect
3 the excess fund balance of the motor vehicle fund.

4 **Sec. 704.** RCW 46.68.170 and 2011 c 367 s 715 are each amended to
5 read as follows:

6 There is hereby created in the motor vehicle fund the RV account.
7 All moneys hereafter deposited in said account shall be used by the
8 department of transportation for the construction, maintenance, and
9 operation of recreational vehicle sanitary disposal systems at safety
10 rest areas in accordance with the department's highway system plan as
11 prescribed in chapter 47.06 RCW. During the ((2009-2011 and)) 2011-
12 2013 and 2013-2015 fiscal biennia, the legislature may transfer from
13 the RV account to the motor vehicle fund such amounts as reflect the
14 excess fund balance of the RV account to accomplish the purposes
15 identified in this section.

16 **Sec. 705.** RCW 46.68.325 and 2011 c 367 s 721 are each amended to
17 read as follows:

18 (1) The rural mobility grant program account is created in the
19 state treasury. Moneys in the account may be spent only after
20 appropriation. Expenditures from the account may be used only for the
21 grants provided under RCW 47.66.100.

22 (2) Beginning September 2011, by the last day of September,
23 December, March, and June of each year, the state treasurer shall
24 transfer from the multimodal transportation account to the rural
25 mobility grant program account two million five hundred thousand
26 dollars.

27 (3) During the 2011-2013 and 2013-2015 fiscal ((biennium)) biennia,
28 the legislature may transfer from the rural mobility grant program
29 account to the multimodal transportation account such amounts as
30 reflect the excess fund balance of the rural mobility grant program
31 account.

32 **Sec. 706.** RCW 46.68.370 and 2011 c 367 s 716 are each amended to
33 read as follows:

34 The license plate technology account is created in the state
35 treasury. All receipts collected under RCW 46.17.015 must be deposited

1 into this account. Expenditures from this account must support current
2 and future license plate technology and systems integration upgrades
3 for both the department and correctional industries. Moneys in the
4 account may be spent only after appropriation. Additionally, the
5 moneys in this account may be used to reimburse the motor vehicle
6 account for any appropriation made to implement the digital license
7 plate system. During the 2011-2013 and 2013-2015 fiscal (~~biennium~~)
8 biennia, the legislature may transfer from the license plate technology
9 account to the highway safety account [fund] such amounts as reflect
10 the excess fund balance of the license plate technology account.

11 **Sec. 707.** RCW 47.12.244 and 2011 c 367 s 717 are each amended to
12 read as follows:

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

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

19 (2) All moneys received by the department as rental income from
20 real properties that are not subject to federal aid reimbursement,
21 except moneys received from rental of capital facilities properties as
22 defined in chapter 47.13 RCW; and

23 (3) Any federal moneys available for acquisition of right-of-way
24 for future construction under the provisions of section 108 of Title
25 23, United States Code.

26 During the (~~2009-2011 and~~) 2011-2013 and 2013-2015 fiscal
27 biennia, the legislature may transfer from the advance right-of-way
28 revolving fund to the motor vehicle account amounts as reflect the
29 excess fund balance of the advance right-of-way revolving fund.

30 **Sec. 708.** RCW 47.12.340 and 2010 c 247 s 703 are each amended to
31 read as follows:

32 The advanced environmental mitigation revolving account is created
33 in the custody of the treasurer, into which the department shall
34 deposit directly and may expend without appropriation:

35 (1) An initial appropriation included in the department of

1 transportation's 1997-99 budget, and deposits from other identified
2 sources;

3 (2) All moneys received by the department from internal and
4 external sources for the purposes of conducting advanced environmental
5 mitigation; and

6 (3) Interest gained from the management of the advanced
7 environmental mitigation revolving account.

8 (4) During the ~~((2009-2011 fiscal biennium))~~ 2011-2013 and 2013-
9 2015 fiscal biennia, the legislature may transfer from the advanced
10 environmental mitigation revolving account to the motor vehicle account
11 and the Puget Sound ferry operations account such amounts as reflect
12 the excess fund balance of the advanced environmental mitigation
13 revolving account.

14 **Sec. 709.** RCW 47.56.876 and 2011 c 367 s 720 are each amended to
15 read as follows:

16 ~~((1))~~ A special account to be known as the state route number 520
17 civil penalties account is created in the state treasury. All state
18 route number 520 bridge replacement and HOV program civil penalties
19 generated from the nonpayment of tolls on the state route number 520
20 corridor must be deposited into the account, as provided under RCW
21 47.56.870(4)(b)(vii). Moneys in the account may be spent only after
22 appropriation. Expenditures from the account may be used to fund any
23 project within the state route number 520 bridge replacement and HOV
24 program, including mitigation. During the 2011-2013 and 2013-2015
25 fiscal ~~((biennium))~~ biennia, the legislature may transfer from the
26 state route number 520 civil penalties account to the state route
27 number 520 corridor account such amounts as reflect the excess fund
28 balance of the state route number 520 civil penalties account. Funds
29 transferred must be used solely for capital expenditures for the state
30 route number 520 bridge replacement and HOV project (8BI1003).

31 ~~((2) This section is contingent on the enactment by June 30, 2010,~~
32 ~~of either chapter 249, Laws of 2010 or chapter . . . (Substitute House~~
33 ~~Bill No. 2897), Laws of 2010, but if the enacted bill does not~~
34 ~~designate the department as the toll penalty adjudicating agency, this~~
35 ~~section is null and void.))~~

1 **Sec. 710.** RCW 47.66.070 and 2000 2nd sp.s. c 4 s 2 are each
2 amended to read as follows:

3 The multimodal transportation account is created in the state
4 treasury. Moneys in the account may be spent only after appropriation.
5 Expenditures from the account may be used only for transportation
6 purposes. During the 2011-2013 and 2013-2015 fiscal biennia, the
7 legislature may transfer from the multimodal transportation account to
8 the state patrol highway account, the Puget Sound ferry operations
9 account, and the public transportation grant program account such
10 amounts as reflect the excess fund balance of the multimodal
11 transportation account.

12 **Sec. 711.** RCW 70.105D.070 and 2012 2nd sp.s. c 7 s 920 and 2012
13 2nd sp.s. c 2 s 6005 are each reenacted and amended to read as follows:

14 (1) The state toxics control account and the local toxics control
15 account are hereby created in the state treasury.

16 (2) The following moneys shall be deposited into the state toxics
17 control account: (a) Those revenues which are raised by the tax
18 imposed under RCW 82.21.030 and which are attributable to that portion
19 of the rate equal to thirty-three one-hundredths of one percent; (b)
20 the costs of remedial actions recovered under this chapter or chapter
21 70.105A RCW; (c) penalties collected or recovered under this chapter;
22 and (d) any other money appropriated or transferred to the account by
23 the legislature. Moneys in the account may be used only to carry out
24 the purposes of this chapter, including but not limited to the
25 following activities:

26 (i) The state's responsibility for hazardous waste planning,
27 management, regulation, enforcement, technical assistance, and public
28 education required under chapter 70.105 RCW;

29 (ii) The state's responsibility for solid waste planning,
30 management, regulation, enforcement, technical assistance, and public
31 education required under chapter 70.95 RCW;

32 (iii) The hazardous waste cleanup program required under this
33 chapter;

34 (iv) State matching funds required under the federal cleanup law;

35 (v) Financial assistance for local programs in accordance with
36 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

1 (vi) State government programs for the safe reduction, recycling,
2 or disposal of hazardous wastes from households, small businesses, and
3 agriculture;

4 (vii) Hazardous materials emergency response training;

5 (viii) Water and environmental health protection and monitoring
6 programs;

7 (ix) Programs authorized under chapter 70.146 RCW;

8 (x) A public participation program, including regional citizen
9 advisory committees;

10 (xi) Public funding to assist potentially liable persons to pay for
11 the costs of remedial action in compliance with cleanup standards under
12 RCW 70.105D.030(2)(e) but only when the amount and terms of such
13 funding are established under a settlement agreement under RCW
14 70.105D.040(4) and when the director has found that the funding will
15 achieve both (A) a substantially more expeditious or enhanced cleanup
16 than would otherwise occur, and (B) the prevention or mitigation of
17 unfair economic hardship;

18 (xii) Development and demonstration of alternative management
19 technologies designed to carry out the hazardous waste management
20 priorities of RCW 70.105.150;

21 (xiii) During the 2009-2011 and 2011-2013 fiscal biennia, shoreline
22 update technical assistance;

23 (xiv) During the 2009-2011 fiscal biennium, multijurisdictional
24 permitting teams;

25 (xv) During the 2011-2013 fiscal biennium, actions for reducing
26 public exposure to toxic air pollution, and actions taken through the
27 family forest fish passage program to correct barriers to fish passage
28 on privately owned small forest lands; (~~and~~)

29 (xvi) During the 2011-2013 fiscal biennium, the department of
30 ecology's water quality, shorelands and environmental assessment,
31 hazardous waste, waste to resources, nuclear waste, and air quality
32 programs; and

33 (xvii) During the 2013-2015 fiscal biennium, storm water permit
34 compliance activities at the department of transportation.

35 (3) The following moneys shall be deposited into the local toxics
36 control account: Those revenues which are raised by the tax imposed
37 under RCW 82.21.030 and which are attributable to that portion of the
38 rate equal to thirty-seven one-hundredths of one percent.

1 (a) Moneys deposited in the local toxics control account shall be
2 used by the department for grants or loans to local governments for the
3 following purposes in descending order of priority:

4 (i) Remedial actions;

5 (ii) Hazardous waste plans and programs under chapter 70.105 RCW;

6 (iii) Solid waste plans and programs under chapters 70.95, 70.95C,
7 70.95I, and 70.105 RCW;

8 (iv) Funds for a program to assist in the assessment and cleanup of
9 sites of methamphetamine production, but not to be used for the initial
10 containment of such sites, consistent with the responsibilities and
11 intent of RCW 69.50.511; and

12 (v) Cleanup and disposal of hazardous substances from abandoned or
13 derelict vessels, defined for the purposes of this section as vessels
14 that have little or no value and either have no identified owner or
15 have an identified owner lacking financial resources to clean up and
16 dispose of the vessel, that pose a threat to human health or the
17 environment.

18 (b) Funds for plans and programs shall be allocated consistent with
19 the priorities and matching requirements established in chapters
20 70.105, 70.95C, 70.95I, and 70.95 RCW, except that any applicant that
21 is a Puget Sound partner, as defined in RCW 90.71.010, along with any
22 project that is referenced in the action agenda developed by the Puget
23 Sound partnership under RCW 90.71.310, shall, except as conditioned by
24 RCW 70.105D.120, receive priority for any available funding for any
25 grant or funding programs or sources that use a competitive bidding
26 process. During the 2007-2009 fiscal biennium, moneys in the account
27 may also be used for grants to local governments to retrofit public
28 sector diesel equipment and for storm water planning and implementation
29 activities.

30 (c) To expedite cleanups throughout the state, the department shall
31 partner with local communities and liable parties for cleanups. The
32 department is authorized to use the following additional strategies in
33 order to ensure a healthful environment for future generations:

34 (i) The director may alter grant-matching requirements to create
35 incentives for local governments to expedite cleanups when one of the
36 following conditions exists:

37 (A) Funding would prevent or mitigate unfair economic hardship
38 imposed by the clean-up liability;

1 (B) Funding would create new substantial economic development,
2 public recreational, or habitat restoration opportunities that would
3 not otherwise occur; or

4 (C) Funding would create an opportunity for acquisition and
5 redevelopment of vacant, orphaned, or abandoned property under RCW
6 70.105D.040(5) that would not otherwise occur;

7 (ii) The use of outside contracts to conduct necessary studies;

8 (iii) The purchase of remedial action cost-cap insurance, when
9 necessary to expedite multiparty clean-up efforts.

10 (d) To facilitate and expedite cleanups using funds from the local
11 toxics control account, during the 2009-2011 fiscal biennium the
12 director may establish grant-funded accounts to hold and disperse local
13 toxics control account funds and funds from local governments to be
14 used for remedial actions.

15 (4) Except for unanticipated receipts under RCW 43.79.260 through
16 43.79.282, moneys in the state and local toxics control accounts may be
17 spent only after appropriation by statute.

18 (5) Except during the 2011-2013 fiscal biennium, one percent of the
19 moneys deposited into the state and local toxics control accounts shall
20 be allocated only for public participation grants to persons who may be
21 adversely affected by a release or threatened release of a hazardous
22 substance and to not-for-profit public interest organizations. The
23 primary purpose of these grants is to facilitate the participation by
24 persons and organizations in the investigation and remedying of
25 releases or threatened releases of hazardous substances and to
26 implement the state's solid and hazardous waste management priorities.
27 No grant may exceed sixty thousand dollars. Grants may be renewed
28 annually. Moneys appropriated for public participation from either
29 account which are not expended at the close of any biennium shall
30 revert to the state toxics control account.

31 (6) No moneys deposited into either the state or local toxics
32 control account may be used for solid waste incinerator feasibility
33 studies, construction, maintenance, or operation, or, after January 1,
34 2010, for projects designed to address the restoration of Puget Sound,
35 funded in a competitive grant process, that are in conflict with the
36 action agenda developed by the Puget Sound partnership under RCW
37 90.71.310.

1 (7) The department shall adopt rules for grant or loan issuance and
2 performance.

3 (8) During the 2011-2013 fiscal biennium, the legislature may
4 transfer from the local toxics control account to the state toxics
5 control account such amounts as reflect excess fund balance in the
6 account.

7 (9) During the 2011-2013 fiscal biennium, the local toxics control
8 account may also be used for local government shoreline update grants
9 and actions for reducing public exposure to toxic air pollution;
10 funding to local governments for flood levee improvements; and grants
11 to local governments for brownfield redevelopment.

12 **Sec. 712.** RCW 82.44.190 and 1996 c 262 s 2 are each amended to
13 read as follows:

14 The transportation infrastructure account is hereby created in the
15 transportation fund. Public and private entities may deposit moneys in
16 the transportation infrastructure account from federal, state, local,
17 or private sources. Proceeds from bonds or other financial instruments
18 sold to finance surface transportation projects from the transportation
19 infrastructure account shall be deposited into the account. Principal
20 and interest payments made on loans from the transportation
21 infrastructure account shall be deposited into the account. Moneys in
22 the account shall be available for purposes specified in RCW 82.44.195.
23 Expenditures from the transportation infrastructure account shall be
24 subject to appropriation by the legislature. To the extent required by
25 federal law or regulations promulgated by the United States secretary
26 of transportation, the state treasurer is authorized to create separate
27 subaccounts within the transportation infrastructure account. During
28 the 2013-2015 fiscal biennium, the legislature may transfer from the
29 transportation infrastructure account to the Puget Sound ferry
30 operations account such amounts as reflect the excess fund balance of
31 the transportation infrastructure account.

32 **2011-2013 FISCAL BIENNIUM**
33 **TRANSPORTATION AGENCIES--OPERATING**

1 **Sec. 801.** 2012 c 86 s 201 (uncodified) is amended to read as
2 follows:

3 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

4	Highway Safety Account--State Appropriation	((\$2,983,000))
5		<u>\$2,982,000</u>
6	Highway Safety Account--Federal Appropriation	((\$42,507,000))
7		<u>\$42,497,000</u>
8	Highway Safety Account--Private/Local Appropriation	\$50,000
9	School Zone Safety Account--State Appropriation	((\$3,340,000))
10		<u>\$2,340,000</u>
11	TOTAL APPROPRIATION	((\$48,880,000))
12		<u>\$47,869,000</u>

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

15 (1) \$1,673,900 of the highway safety account--federal appropriation
16 is provided solely for the conclusion of the target zero trooper pilot
17 program, which the commission has developed and implemented in
18 collaboration with the Washington state patrol. The pilot program must
19 continue to demonstrate the effectiveness of intense, high visibility,
20 driving under the influence enforcement in Washington. The commission
21 shall continue to apply to the national highway traffic safety
22 administration for federal highway safety grants to cover the cost of
23 the pilot program. State funding is provided in section ((207)) 807 of
24 this act for the state patrol to continue the target zero trooper
25 program in fiscal year 2013.

26 (2) The commission may oversee pilot projects implementing the use
27 of automated traffic safety cameras to detect speed violations within
28 cities west of the Cascade mountains that have a population over one
29 hundred ninety-five thousand. For the purposes of pilot projects in
30 this subsection, no more than one automated traffic safety camera may
31 be used to detect speed violations within any one jurisdiction.

32 (a) The commission shall comply with RCW 46.63.170 in administering
33 the pilot projects.

34 (b) In order to ensure adequate time in the 2011-2013 fiscal
35 biennium to evaluate the effectiveness of the pilot projects, any
36 projects authorized by the commission must be authorized by December
37 31, 2011.

1 (c) By January 1, 2013, the commission shall provide a report to
2 the legislature regarding the use, public acceptance, outcomes, and
3 other relevant issues regarding automated traffic safety cameras
4 demonstrated by the pilot projects.

5 (3) \$460,000 of the highway safety account--state appropriation is
6 provided solely for the implementation of chapter ... (Engrossed Second
7 Substitute House Bill No. 1789), Laws of 2011 (addressing DUI
8 accountability). If chapter ... (Engrossed Second Substitute House
9 Bill No. 1789), Laws of 2011 is not enacted by June 30, 2011, the
10 amount provided in this subsection lapses.

11 (4) The commission shall conduct a review of the literature on
12 potential safety benefits realized from drivers using their headlights
13 and windshield wipers simultaneously and shall report to the
14 transportation committees of the legislature by December 1, 2011.

15 (5) \$22,000,000 of the highway safety account--federal
16 appropriation is provided solely for federal funds that may be
17 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the
18 2011-2013 fiscal biennium.

19 **Sec. 802.** 2012 c 86 s 202 (uncodified) is amended to read as
20 follows:

21 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

22 Rural Arterial Trust Account--State Appropriation	((\$915,000))
	<u>\$907,000</u>
24 Motor Vehicle Account--State Appropriation	((\$2,088,000))
	<u>\$2,086,000</u>
26 County Arterial Preservation Account--State	
27 Appropriation	((\$1,428,000))
	<u>\$1,413,000</u>
29 TOTAL APPROPRIATION	((\$4,431,000))
	<u>\$4,406,000</u>

31 The appropriations in this section are subject to the following
32 conditions and limitations: The county road administration board shall
33 submit a report to the transportation committees of the legislature by
34 December 1, 2011, on the implementation of the recommendations that
35 resulted from the evaluation of efficiencies in the delivery of
36 transportation funding and services to local governments that was
37 required under section 204(8), chapter 247, Laws of 2010. The report

1 must include a description of how recommendations were implemented,
2 what efficiencies were achieved, and an explanation of any
3 recommendations that were not implemented.

4 **Sec. 803.** 2012 c 86 s 203 (uncodified) is amended to read as
5 follows:

6 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

7 Transportation Improvement Account--State
8 Appropriation ((~~\$3,625,000~~))
9 \$3,611,000

10 The appropriation in this section is subject to the following
11 conditions and limitations: The transportation improvement board shall
12 submit a report to the transportation committees of the legislature by
13 December 1, 2011, on the implementation of the recommendations that
14 resulted from the evaluation of efficiencies in the delivery of
15 transportation funding and services to local governments that was
16 required under section 204(8), chapter 247, Laws of 2010. The report
17 must include a description of how recommendations were implemented,
18 what efficiencies were achieved, and an explanation of any
19 recommendations that were not implemented.

20 **Sec. 804.** 2012 c 86 s 205 (uncodified) is amended to read as
21 follows:

22 **FOR THE TRANSPORTATION COMMISSION**

23 Motor Vehicle Account--State Appropriation ((~~\$3,028,000~~))
24 \$3,025,000
25 Multimodal Transportation Account--State Appropriation \$112,000
26 TOTAL APPROPRIATION ((~~\$3,140,000~~))
27 \$3,137,000

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

30 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,
31 during the 2011-2013 fiscal biennium, the legislature authorizes the
32 transportation commission to periodically review and, if necessary,
33 adjust the schedule of fares for the Washington state ferry system only
34 in amounts not greater than those sufficient to generate the amount of
35 revenue required by the biennial transportation budget. When adjusting
36 ferry fares, the commission must consider input from affected ferry

1 users by public hearing and by review with the affected ferry advisory
2 committees, in addition to the data gathered from the current ferry
3 user survey.

4 (2) Consistent with RCW 43.135.055 and 47.46.100, during the
5 2011-2013 fiscal biennium, the legislature authorizes the
6 transportation commission to periodically review and, if necessary,
7 adjust the schedule of toll charges applicable to the Tacoma Narrows
8 bridge only in amounts not greater than those sufficient to support (a)
9 any required costs for operating and maintaining the toll bridge,
10 including the cost of insurance, (b) any amount required by law to meet
11 the redemption of bonds and applicable interest payments, and (c)
12 repayment of the motor vehicle fund.

13 (3) Consistent with its authority in RCW 47.56.840, the
14 transportation commission shall consider the need for a citizen
15 advisory group that provides oversight on new tolled facilities.

16 (4) \$775,000 of the motor vehicle account--state appropriation is
17 provided solely to determine the feasibility of transitioning from the
18 gas tax to a road user assessment system of paying for transportation.

19 (a) The transportation commission, with direction from the steering
20 committee created in (b) of this subsection, must: Review relevant
21 reports and data related to models of road user assessments and methods
22 of transitioning to a road user assessment system; analyze the research
23 to identify issues for policy decisions in Washington; make
24 recommendations for the design of systemwide trials; develop a plan to
25 assess public perspectives and educate the public on the current
26 transportation funding system and options for a new system; and perform
27 other tasks as deemed necessary by the steering committee.

28 (b) The transportation commission must convene a steering committee
29 to provide direction to and guide the transportation commission's work.
30 Membership of the steering committee must include, but is not limited
31 to, members representing the following interests: The trucking
32 industry; business; cities and counties; public transportation;
33 environmental; user fee technology; auto and light truck manufacturers;
34 and the motoring public. In addition, a member from each of the two
35 largest caucuses of the senate, appointed by the president of the
36 senate, and a member from each of the two largest caucuses of the house
37 of representatives, appointed by the speaker of the house of
38 representatives, must serve on the steering committee.

1 (c) The transportation commission must update the governor and the
2 legislature on this work by January 1, 2013. In addition, this update
3 must include a plan and budget request for work to be completed during
4 the 2013-2015 fiscal biennium.

5 (5) \$160,000 of the motor vehicle account--state appropriation is
6 provided solely for the transportation commission to establish a
7 statewide transportation survey panel and conduct two surveys on
8 transportation funding and policy issues during the 2011-2013 fiscal
9 biennium. At a minimum, the results of the first survey must be
10 submitted to the legislature by January 2013.

11 **Sec. 805.** 2012 c 86 s 206 (uncodified) is amended to read as
12 follows:

13 **FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD**
14 Motor Vehicle Account--State Appropriation ((\$781,000))
15 \$780,000

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

18 (1) \$100,000 of the motor vehicle account--state appropriation is
19 provided solely for an additional staff person for the freight mobility
20 strategic investment board.

21 (2) The freight mobility strategic investment board shall submit a
22 report to the transportation committees of the legislature by December
23 1, 2011, on the implementation of the recommendations that resulted
24 from the evaluation of efficiencies in the delivery of transportation
25 funding and services to local governments that was required under
26 section 204(8), chapter 247, Laws of 2010. The report must include a
27 description of how recommendations were implemented, what efficiencies
28 were achieved, and an explanation of any recommendations that were not
29 implemented.

30 **Sec. 806.** 2012 c 86 s 207 (uncodified) is amended to read as
31 follows:

32 **FOR THE WASHINGTON STATE PATROL**
33 Multimodal Transportation Account--State Appropriation \$132,000
34 (~~Ignition Interlock Device Revolving Account--~~
35 ~~State Appropriation \$212,000~~)
36 State Patrol Highway Account--State

1	Appropriation	((\$350,605,000))
2		<u>\$343,164,000</u>
3	State Patrol Highway Account--Federal	
4	Appropriation	\$10,903,000
5	State Patrol Highway Account--Private/Local	
6	Appropriation	\$3,494,000
7	Highway Safety Account--State Appropriation	\$432,000
8	TOTAL APPROPRIATION	((\$365,778,000))
9		<u>\$358,125,000</u>

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

12 (1) Washington state patrol officers engaged in off-duty uniformed
13 employment providing traffic control services to the department of
14 transportation or other state agencies may use state patrol vehicles
15 for the purpose of that employment, subject to guidelines adopted by
16 the chief of the Washington state patrol. The Washington state patrol
17 must be reimbursed for the use of the vehicle at the prevailing state
18 employee rate for mileage and hours of usage, subject to guidelines
19 developed by the chief of the Washington state patrol. Cessna pilots
20 funded from the state patrol highway account who are certified to fly
21 the King Airs may pilot those aircraft for general fund purposes with
22 the general fund reimbursing the state patrol highway account an hourly
23 rate to cover the costs incurred during the flights since the aviation
24 section is no longer part of the Washington state patrol cost
25 allocation system as of July 1, 2009.

26 (2) The Washington state patrol shall continue to collaborate with
27 the Washington traffic safety commission on the target zero trooper
28 pilot program referenced in section ((201)) 801(1) of this act.

29 (3) \$370,000 of the state patrol highway account--state
30 appropriation is provided solely for costs associated with the pilot
31 program described under section 216(5) ((of this act)), chapter 86,
32 Laws of 2012. The Washington state patrol may incur costs related only
33 to the assignment of cadets and necessary computer equipment and to the
34 reimbursement of the Washington state department of transportation for
35 contract costs. The appropriation in this subsection must be funded
36 from the portion of the automated traffic safety camera fines deposited
37 into the state patrol highway account; however, if the fines deposited
38 into the state patrol highway account from automated traffic safety

1 camera infractions do not reach three hundred seventy thousand dollars,
2 the department of transportation shall remit funds necessary to the
3 Washington state patrol to ensure the completion of the pilot program.
4 The Washington state patrol may not incur overtime as a result of this
5 pilot program. The Washington state patrol shall not assign troopers
6 to operate or deploy the pilot program equipment used in the roadway
7 construction zones.

8 (4) (~~(\$12,160,000)~~) \$12,198,000 of the total appropriation is
9 provided solely for automobile fuel in the 2011-2013 fiscal biennium.
10 The Washington state patrol shall analyze their fuel consumption and
11 submit a report to the legislative transportation committees by
12 December 31, 2011, on fuel conservation methods that could be used to
13 minimize costs and ensure that the Washington state patrol is managing
14 fuel consumption effectively.

15 (5) \$7,672,000 of the total appropriation is provided solely for
16 the purchase of pursuit vehicles.

17 (6) \$6,686,000 of the total appropriation is provided solely for
18 vehicle repair and maintenance costs of vehicles used for highway
19 purposes.

20 (7) \$1,724,000 of the total appropriation is provided solely for
21 the purchase of mission vehicles used for highway purposes in the
22 commercial vehicle and traffic investigation sections of the Washington
23 state patrol.

24 (8) \$1,200,000 of the total appropriation is provided solely for
25 outfitting officers. The Washington state patrol shall prepare a cost-
26 benefit analysis of the standard trooper uniform as compared to a
27 battle dress uniform and uniforms used by other states and
28 jurisdictions. The Washington state patrol shall report the results of
29 the analysis to the transportation committees of the legislature by
30 December 1, 2011.

31 (9) The Washington state patrol shall not account for or record
32 locally provided DUI cost reimbursement payments as expenditure credits
33 to the state patrol highway account. The patrol shall report the
34 amount of expected locally provided DUI cost reimbursements to the
35 office of financial management and transportation committees of the
36 legislature by September 30th of each year.

37 (10) During the 2011-2013 fiscal biennium, the Washington state
38 patrol shall continue to perform traffic accident investigations on

1 Thurston county roads, and shall work with Thurston county to
2 transition the traffic accident investigations on Thurston county roads
3 to Thurston county by July 1, 2013.

4 (11) \$2,187,000 of the state patrol highway account--state
5 appropriation is provided solely for mobile office platforms.

6 (12) \$2,731,000 of the state patrol highway account--state
7 appropriation is provided solely for the continuation of the target
8 zero trooper program.

9 (13) \$432,000 of the highway safety account--state appropriation is
10 provided solely for the implementation of chapter . . . (Second
11 Substitute House Bill No. 2443), Laws of 2012 (DUI accountability). If
12 chapter . . . (Second Substitute House Bill No. 2443), Laws of 2012 is
13 not enacted by June 30, 2012, the amount provided in this subsection
14 lapses. Additionally, the total highway safety account--state
15 appropriation in this section assumes the revenue generated by the fees
16 that the Washington state patrol is authorized to charge manufacturers,
17 technicians, and other providers under Second Substitute House Bill No.
18 2443. Within the amounts provided in this subsection is funding for
19 three additional troopers to provide oversight of the ignition
20 interlock industry.

21 (14) \$212,000 of the ignition interlock device revolving account--
22 state appropriation is provided solely for two additional troopers to
23 provide oversight of the ignition interlock industry. If chapter . . .
24 (Second Substitute House Bill No. 2443), Laws of 2012 is enacted by
25 June 30, 2012, the amount provided in this subsection lapses.

26 (15) \$132,000 of the multimodal transportation account--state
27 appropriation is provided solely for the implementation of chapter
28 . . . (Engrossed Substitute House Bill No. 1820), Laws of 2012 (blue
29 alert system). If chapter . . . (Engrossed Substitute House Bill No.
30 1820), Laws of 2012 is not enacted by June 30, 2012, the amount
31 provided in this subsection lapses.

32 **Sec. 807.** 2012 c 86 s 208 (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 (~~(\$4,367,000)~~)

1		<u>\$4,364,000</u>
2	Wildlife Account--State Appropriation	((\$826,000))
3		<u>\$824,000</u>
4	Highway Safety Account--State Appropriation	((\$148,666,000))
5		<u>\$147,578,000</u>
6	Highway Safety Account--Federal Appropriation	\$4,299,000
7	Highway Safety Account--Private/Local Appropriation	\$200,000
8	Motor Vehicle Account--State Appropriation	((\$76,511,000))
9		<u>\$75,868,000</u>
10	Motor Vehicle Account--Private/Local Appropriation	\$1,714,000
11	Motor Vehicle Account--Federal Appropriation	\$380,000
12	Department of Licensing Services Account--State	
13	Appropriation	\$6,095,000
14	Ignition Interlock Device Revolving Account--State	
15	Appropriation	\$1,971,000
16	TOTAL APPROPRIATION	((\$245,061,000))
17		<u>\$243,325,000</u>

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

20 (1) \$231,000 of the motor vehicle account--state appropriation is
21 provided solely for the implementation of chapter ... (Substitute
22 Senate Bill No. 5800), Laws of 2011 (off-road motorcycles). If chapter
23 ... (Substitute Senate Bill No. 5800), Laws of 2011 is not enacted by
24 June 30, 2011, the amount provided in this subsection lapses.

25 (2) \$193,000 of the department of licensing services account--state
26 appropriation is provided solely for a phased implementation of chapter
27 ... (Substitute House Bill No. 1046), Laws of 2011 (vehicle and vessel
28 quick titles). Funding is contingent upon revenues associated with the
29 vehicle and vessel quick title program paying all direct and indirect
30 expenditures associated with the department's implementation of this
31 subsection. If chapter ... (Substitute House Bill No. 1046), Laws of
32 2011 is not enacted by June 30, 2011, the amount provided in this
33 subsection lapses.

34 (3) \$4,299,000 of the highway safety account--federal appropriation
35 is for federal funds that may be received during the 2011-2013 fiscal
36 biennium. Upon receipt of the funds, the department shall provide a
37 report on the use of the funds to the transportation committees of the
38 legislature and the office of financial management.

1 (4) By December 31, 2011, the department shall submit to the office
2 of financial management and the transportation committees of the
3 legislature draft legislation that rewrites the tow truck statutes
4 (chapter 46.55 RCW) in plain language and is revenue and policy
5 neutral.

6 (5) \$128,000 of the highway safety account--state appropriation is
7 provided solely for the implementation of chapter ... (Engrossed
8 Substitute House Bill No. 1635), Laws of 2011 (driver's license exams).
9 If chapter ... (Engrossed Substitute House Bill No. 1635), Laws of 2011
10 is not enacted by June 30, 2011, the amount provided in this subsection
11 lapses.

12 (6) \$68,000 of the highway safety account--state appropriation is
13 provided solely for the implementation of chapter ... (Engrossed Second
14 Substitute House Bill No. 1789), Laws of 2011 (addressing DUI
15 accountability). If chapter ... (Engrossed Second Substitute House
16 Bill No. 1789), Laws of 2011 is not enacted by June 30, 2011, the
17 amount provided in this subsection lapses.

18 (7) \$63,000 of the highway safety account--state appropriation is
19 provided solely for the implementation of chapter ... (Substitute House
20 Bill No. 1237), Laws of 2011 (selective service system). If chapter
21 ... (Substitute House Bill No. 1237), Laws of 2011 is not enacted by
22 June 30, 2011, the amount provided in this subsection lapses.

23 (8) \$340,000 of the motor vehicle account--private/local
24 appropriation is provided solely for the implementation of chapter ...
25 (Engrossed Substitute Senate Bill No. 5457), Laws of 2011 (congestion
26 reduction charge). If chapter ... (Engrossed Substitute Senate Bill
27 No. 5457), Laws of 2011 is not enacted by June 30, 2011, the amount
28 provided in this subsection lapses.

29 (9) \$1,738,000 of the department of licensing services account--
30 state appropriation is provided solely for purchasing equipment for
31 field licensing service offices and subagent offices.

32 (10) \$2,500,000 of the highway safety account--state appropriation
33 is provided solely for information technology field system
34 modernization.

35 (11) \$963,000 of the highway safety account--state appropriation is
36 provided solely for implementation of chapter 374, Laws of 2011
37 (limousine carriers) and chapter 298, Laws of 2011 (master license
38 service program).

1 (12) \$99,000 of the motor vehicle account--state appropriation is
2 provided solely for the implementation of chapter . . . (Substitute
3 House Bill No. 2299), Laws of 2012 (special license plates). If
4 chapter . . . (Substitute House Bill No. 2299), Laws of 2012 is not
5 enacted by June 30, 2012, the amount provided in this subsection
6 lapses.

7 (13) \$174,000 of the highway safety account--state appropriation is
8 provided solely for the implementation of chapter . . . (Substitute
9 Senate Bill No. 6075), Laws of 2012 (vehicle owner information). If
10 chapter . . . (Substitute Senate Bill No. 6075), Laws of 2012 is not
11 enacted by June 30, 2012, the amount provided in this subsection
12 lapses. Additionally, the total appropriation in this section assumes
13 the revenue generated by the fee established in Substitute Senate Bill
14 No. 6075. Within the amounts provided in this subsection, the
15 department must improve on the information that the department makes
16 publicly available to victims of domestic violence and sexual assault
17 on how to better protect their personal information, especially their
18 residential addresses. Specifically, the department must provide a
19 link to the secretary of state's address confidentiality program web
20 site. The department also must provide information regarding a
21 person's ability to provide a mailing address in addition to the
22 person's residential address when registering a vehicle with the
23 department.

24 (14) \$289,000 of the highway safety account--state appropriation is
25 provided solely for the implementation of chapter . . . (Engrossed
26 Substitute Senate Bill No. 6150), Laws of 2012 (facial recognition
27 matching system). If chapter . . . (Engrossed Substitute Senate Bill
28 No. 6150), Laws of 2012 is not enacted by June 30, 2012, the amount
29 provided in this subsection lapses.

30 (15) \$397,000 of the highway safety account--state appropriation is
31 provided solely for the implementation of chapter . . . (Engrossed
32 Substitute Senate Bill No. 6284), Laws of 2012 (civil traffic
33 infractions). If chapter . . . (Engrossed Substitute Senate Bill No.
34 6284), Laws of 2012 is not enacted by June 30, 2012, the amount
35 provided in this subsection lapses. Additionally, the total highway
36 safety account--state appropriation in this section assumes the revenue
37 generated by the policy changes in chapter . . . (Engrossed Substitute
38 Senate Bill No. 6284), Laws of 2012.

1 (16) \$222,000 of the motor vehicle account--state appropriation and
2 \$36,000 of the highway safety account--state appropriation are provided
3 solely for the implementation of chapter . . . (Engrossed Substitute
4 Senate Bill No. 6455), Laws of 2012 (transportation revenue). If
5 chapter . . . (Engrossed Substitute Senate Bill No. 6455), Laws of 2012
6 is not enacted by June 30, 2012, the amount provided in this subsection
7 lapses.

8 (17) \$274,000 of the motor vehicle account--state appropriation is
9 provided solely for the implementation of chapter . . . (Engrossed
10 Substitute Senate Bill No. 6582), Laws of 2012 (local transportation
11 revenue options). If chapter . . . (Engrossed Substitute Senate Bill
12 No. 6582), Laws of 2012 is not enacted by June 30, 2012, the amount
13 provided in this subsection lapses.

14 (18) Within the amounts provided in this section, the department
15 must develop a transition plan for moving to a paperless renewal notice
16 for drivers' licenses and vehicle registrations. The plan must
17 consider people that do not have access to the internet and must
18 include an opportunity for people to opt-in to a paper renewal notice.
19 Prior to the implementation of a paperless renewal system, the
20 department must consult with the joint transportation committee.

21 (19) Within existing resources, the department shall develop a plan
22 to transition to a ten-year license plate replacement cycle. At a
23 minimum, the plan must include the following provisions: (a) A ten-
24 year replacement cycle for license plates only on vehicles that are
25 subject to annual vehicle registration renewal; (b) a requirement that
26 new license plates and registration, including all fees and taxes due
27 upon annual registration, are required when a vehicle changes
28 ownership, except when a vehicle is sold to a vehicle dealer for
29 resale, in which case they are due only when the dealer sells the
30 vehicle; (c) an original issue license plate fee that is equal to the
31 current license plate replacement fee; and (d) an estimate of the
32 plan's costs to implement and revenues generated. The department shall
33 submit the plan with draft legislation implementing the plan to the
34 transportation committees of the legislature by December 31, 2012.

35 (20) Consistent with RCW 43.135.055 and 43.24.086, during the
36 2011-2013 fiscal biennium, the legislature authorizes the department to
37 adjust the business and vehicle fees for the for hire licensing program

1 in amounts sufficient to recover the costs of administering the for
2 hire licensing program.

3 (21) The legislature intends to establish a veteran designation for
4 drivers' licenses and identicards issued under chapter 46.20 RCW, as
5 proposed under House Bill No. 2378, during the 2013 legislative
6 session. The designation would serve to establish a person's service
7 in the armed forces and be granted to a person who provides a United
8 States department of defense discharge document, DD Form 214, that
9 shows a discharge status of "honorable" or "general under honorable
10 conditions." The department shall report to the transportation
11 committees of the legislature by December 1, 2012, with a plan to
12 implement the designation. The plan must include the most cost-
13 effective options for implementation, a proposed fee amount to cover
14 the costs of the designation, and any other recommendations on the
15 implementation of the designation.

16 (22) \$59,000 of the motor vehicle account--state appropriation is
17 provided solely for the implementation of chapter . . . (Substitute
18 House Bill No. 2312), Laws of 2012 (military service award emblems).
19 If chapter . . . (Substitute House Bill No. 2312), Laws of 2012 is not
20 enacted by June 30, 2012, the amount provided in this subsection
21 lapses.

22 (23) \$656,000 of the ignition interlock device revolving account--
23 state appropriation is provided solely for the implementation of
24 chapter . . . (Second Substitute House Bill No. 2443), Laws of 2012
25 (DUI accountability). If chapter . . . (Second Substitute House Bill
26 No. 2443), Laws of 2012 is not enacted by June 30, 2012, the amount
27 provided in this subsection lapses.

28 (24) \$134,000 of the highway safety account--state appropriation
29 and \$134,000 of the motor vehicle account--state appropriation are
30 provided solely for the implementation of chapter . . . (Engrossed
31 Second Substitute House Bill No. 2373), Laws of 2012 (state
32 recreational resources). If chapter . . . (Engrossed Second Substitute
33 House Bill No. 2373), Laws of 2012 is not enacted by June 30, 2012, the
34 amount provided in this subsection lapses.

35 **Sec. 808.** 2012 c 86 s 209 (uncodified) is amended to read as
36 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**
2 **MAINTENANCE--PROGRAM B**

3	High Occupancy Toll Lanes Operations Account--State	
4	Appropriation	((\$1,276,000))
5		<u>\$1,569,000</u>
6	Motor Vehicle Account--State Appropriation	((\$538,000))
7		<u>\$537,000</u>
8	Tacoma Narrows Toll Bridge Account--State	
9	Appropriation	((\$23,365,000))
10		<u>\$23,361,000</u>
11	State Route Number 520 Corridor Account--State	
12	Appropriation	((\$27,295,000))
13		<u>\$27,120,000</u>
14	State Route Number 520 Civil Penalties	
15	Account--State Appropriation	\$3,622,000
16	TOTAL APPROPRIATION	((\$56,096,000))
17		<u>\$56,209,000</u>

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

20 (1) The department shall make detailed quarterly expenditure
21 reports available to the transportation commission and to the public on
22 the department's web site using current department resources. The
23 reports must include a summary of toll revenue by facility on all
24 operating toll facilities and high occupancy toll lane systems, and an
25 itemized depiction of the use of that revenue.

26 (2) \$3,622,000 of the state route number 520 civil penalties
27 account--state appropriation and \$1,458,000 of the Tacoma Narrows toll
28 bridge account--state appropriation are provided solely for
29 expenditures related to the toll adjudication process. All costs
30 associated with the toll adjudication process are anticipated to be
31 covered by revenue collected from the toll adjudication process. The
32 department shall report quarterly on the civil penalty process to the
33 office of financial management and the house of representatives and
34 senate transportation committees beginning September 30, 2011. The
35 reports must include a summary table for each toll facility that
36 includes: The number of notices of civil penalty issued; the number of
37 recipients who pay before the notice becomes a penalty; the number of
38 recipients who request a hearing and the number who do not respond;

1 workload costs related to hearings; the cost and effectiveness of debt
2 collection activities; and revenues generated from notices of civil
3 penalty.

4 (3) It is the intent of the legislature that transitioning to a
5 statewide tolling operations center and preparing for all-electronic
6 tolling on certain toll facilities will have no adverse revenue or
7 expenditure impact on the Tacoma Narrows toll bridge account. Any
8 increased costs related to this transition shall not be allocated to
9 the Tacoma Narrows toll bridge account. All costs associated with the
10 toll adjudication process are anticipated to be covered by revenue
11 collected from the toll adjudication process.

12 (4) The department shall ensure that, at no cost to the Tacoma
13 Narrows toll bridge account, new electronic tolling tag readers are
14 installed on the Tacoma Narrows bridge as soon as practicable that are
15 able to read existing and new electronic tolling tags.

16 (5) (~~(\$17,786,000)~~) \$15,238,000 of the state route number 520
17 corridor account-- state appropriation is provided solely for nonvendor
18 costs associated with tolling the state route number 520 bridge. Funds
19 from the state route number 520 corridor account--state appropriation
20 shall not be used to pay for items prohibited by Executive Order No.
21 1057, including subscriptions to technical publications, employee
22 educational expenses, professional membership dues and fees, employee
23 recognition and safety awards, meeting meals and light refreshments,
24 commute trip reduction incentives, and employee travel.

25 **Sec. 809.** 2012 c 86 s 210 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**
28 **C**

29	Motor Vehicle Account--State Appropriation	((\$67,398,000))
30		<u>\$67,327,000</u>
31	Transportation Partnership Account--State	
32	Appropriation	\$1,460,000
33	Multimodal Transportation Account--State	
34	Appropriation	\$363,000
35	Transportation 2003 Account (Nickel Account)--State	
36	Appropriation	\$1,460,000
37	TOTAL APPROPRIATION	((\$70,681,000))

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

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

(2) \$1,460,000 of the transportation partnership account--state appropriation and \$1,460,000 of the transportation 2003 account (nickel account)--state appropriation are provided solely for maintaining the department's project management reporting system.

(3) \$210,000 of the motor vehicle account--state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.

(4) \$502,000 of the motor vehicle account--state appropriation is provided solely to provide support for the transportation executive information system.

Sec. 810. 2012 c 86 s 211 (uncodified) is amended to read as follows:

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

Motor Vehicle Account--State Appropriation ((~~\$25,466,000~~))
\$25,440,000

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

(1) The department shall submit a predesign proposal for a new traffic management center to the office of financial management consistent with the process followed by nontransportation capital construction projects. The department shall not award a contract for construction of a new traffic management center until the predesign proposal has been submitted and the office of financial management has completed a budget evaluation study that indicates a new building is the recommended option for accommodating additional traffic management operations.

1 (2) \$850,000 of the motor vehicle account--state appropriation is
2 provided solely for the department's compliance with its national
3 pollution discharge elimination system permit.

4 **Sec. 811.** 2012 c 86 s 212 (uncodified) is amended to read as
5 follows:

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

7 Aeronautics Account--State Appropriation	((\$6,002,000))
8	<u>\$5,999,000</u>
9 Aeronautics Account--Federal Appropriation	\$2,150,000
10 TOTAL APPROPRIATION	((\$8,152,000))
11	<u>\$8,149,000</u>

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

14 ((+1)) \$200,000 of the aeronautics account--state appropriation is
15 a reappropriation provided solely to complete runway preservation
16 projects.

17 **Sec. 812.** 2012 c 86 s 213 (uncodified) is amended to read as
18 follows:

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

21 Motor Vehicle Account--State Appropriation	((\$45,796,000))
22	<u>\$45,725,000</u>
23 Motor Vehicle Account--Federal Appropriation	\$500,000
24 Multimodal Transportation Account--State	
25 Appropriation	\$250,000
26 TOTAL APPROPRIATION	((\$46,546,000))
27	<u>\$46,475,000</u>

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

30 (1) \$3,754,000 of the motor vehicle account--state appropriation is
31 provided solely for the department's compliance with its national
32 pollution discharge elimination system permit.

33 (2) It is the intent of the legislature that the real estate
34 services division of the department will recover the cost of its
35 efforts from future sale proceeds.

1 (3) The legislature recognizes that the Dryden pit site (WSDOT
2 Inventory Control (IC) No. 2-04-00103) is unused state-owned real
3 property under the jurisdiction of the department of transportation,
4 and that the public would benefit significantly from the complete
5 enjoyment of the natural scenic beauty and recreational opportunities
6 available at the site. Therefore, pursuant to RCW 47.12.080, the
7 legislature declares that transferring the property to the department
8 of fish and wildlife for recreational use and fish and wildlife
9 restoration efforts is consistent with the public interest in order to
10 preserve the area for the use of the public and the betterment of the
11 natural environment. The department of transportation shall work with
12 the department of fish and wildlife, and shall transfer and convey the
13 Dryden pit site to the department of fish and wildlife as is for an
14 adjusted fair market value reflecting site conditions, the proceeds of
15 which must be deposited in the motor vehicle fund. The department of
16 transportation is not responsible for any costs associated with the
17 cleanup or transfer of this property. By July 1, 2011, and annually
18 thereafter until the entire Dryden pit property has been transferred,
19 the department shall submit a status report regarding the transaction
20 to the chairs of the legislative transportation committees.

21 (4) The legislature recognizes that the trail known as the Apple
22 Capital Loop, and its extensions, serve to separate motor vehicle
23 traffic from pedestrians and bicyclists, increasing motor vehicle
24 safety on existing state route number 28. Consistent with chapter
25 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that
26 transferring portions of WSDOT Inventory Control (IC) Nos. 2-09-04537
27 and 2-09-04569 to Douglas county and the city of East Wenatchee is
28 consistent with the public interest. The legislature directs the
29 department to transfer the property to Douglas county and the city of
30 East Wenatchee. The department must be paid fair market value for any
31 portions of the transferred real property that is later abandoned,
32 vacated, or ceases to be publicly maintained for trail purposes.
33 Douglas county and the city of East Wenatchee must agree to accept
34 responsibility for trail segments within their respective jurisdictions
35 and sign an agreement with the state that the transfer of these parcels
36 to their respective jurisdictions extinguishes any state obligations to
37 improve, maintain, or be in any way responsible for these assets. The

1 department shall report to the transportation committees of the
2 legislature by June 30, 2013, and annually thereafter, on the status of
3 the transfer until complete.

4 **Sec. 813.** 2012 c 86 s 214 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM**
7 **K**

8 Motor Vehicle Account--State Appropriation	(\$827,000)
9	<u>\$826,000</u>
10 Multimodal Transportation Account--State Appropriation	\$110,000
11 TOTAL APPROPRIATION	(\$937,000)
12	<u>\$936,000</u>

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

15 (1)(a) \$225,000 of the motor vehicle account--state appropriation
16 is provided solely to carry out work related to assessing the
17 operational feasibility of a road user assessment, including
18 technology, agency administration, multistate and federal standards,
19 and other necessary elements. This work must be carried out under the
20 guidance of the steering committee and in coordination with the
21 transportation commission's policy assessment and public outreach
22 planning authorized in section 205(4) (~~of this act~~) chapter 86, Laws
23 of 2012.

24 (b) If subsequent appropriations are provided, the department may
25 conduct a limited scope pilot project to test the feasibility of a road
26 user assessment system to be applied to electric vehicles. The pilot
27 project must be carried out under the guidance of the steering
28 committee described under section 205(4) (~~of this act~~) chapter 86,
29 Laws of 2012 and in coordination with the transportation commission.

30 (2) The department shall conduct a study on the potential to
31 generate revenue from off-premise outdoor advertising signs that are
32 erected or maintained adjacent and visible to the interstate system
33 highways, primary system highways, or scenic system highways. The
34 study must provide an evaluation of the market for outdoor advertising
35 signs, including an evaluation of the number of potential advertisers
36 and the amount charged by other jurisdictions for sign permits, and
37 must provide a recommendation for a revised fee structure that

1 recognizes the market value for off-premise signs and considers
2 charging differential fees based on the size, type, and location of the
3 sign.

4 (3) The public-private partnerships office must explore retail
5 partnerships at state-owned park-and-ride facilities, as authorized in
6 RCW 47.04.295, and if feasible, solicit proposals to implement a retail
7 partnership pilot project at one park-and-ride facility by June 30,
8 2013.

9 **Sec. 814.** 2012 c 86 s 215 (uncodified) is amended to read as
10 follows:

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

12 Motor Vehicle Account--State Appropriation	(\$373,709,000)
13	<u>\$375,409,000</u>
14 Motor Vehicle Account--Federal Appropriation	\$7,000,000
15 TOTAL APPROPRIATION	(\$380,709,000)
16	<u>\$382,409,000</u>

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

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

24 (2) \$7,000,000 of the motor vehicle account--state appropriation is
25 provided solely for third-party damages to the highway system where the
26 responsible party is known and reimbursement is anticipated. The
27 department shall request additional appropriation authority for any
28 funds received for reimbursements of third-party damages that are in
29 excess of this appropriation.

30 (3) \$7,000,000 of the motor vehicle account--federal appropriation
31 is for unanticipated federal funds that may be received during the
32 2011-2013 fiscal biennium. Upon receipt of the funds, the department
33 shall provide a report on the use of the funds to the transportation
34 committees of the legislature and the office of financial management.

35 (4) The department may work with the department of corrections to
36 utilize corrections crews for the purposes of litter pickup on state
37 highways.

1 (5) \$4,530,000 of the motor vehicle account--state appropriation is
2 provided solely for the department's compliance with its national
3 pollution discharge elimination system permit.

4 (6) The department shall continue to report maintenance
5 accountability process (MAP) targets and achievements on an annual
6 basis. The department shall use available funding to target and
7 deliver a minimum MAP grade of C for the activity of roadway striping.

8 (7) \$6,884,000 of the motor vehicle account--state appropriation is
9 provided solely for the high priority maintenance backlog. Addressing
10 the maintenance backlog must result in increased levels of service. If
11 chapter . . . (Engrossed Substitute Senate Bill No. 5251), Laws of 2011
12 (electric vehicle fee) is not enacted by June 30, 2011, \$500,000 of the
13 appropriation provided in this subsection lapses.

14 (8) The department shall track the costs associated with active
15 traffic management systems on a corridor basis and report to the
16 transportation committees of the legislature on the costs and benefits
17 of the systems by December 1, 2012.

18 **Sec. 815.** 2012 c 86 s 216 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
21 **OPERATING**

22 Motor Vehicle Account--State Appropriation	((\$48,818,000))
	<u>\$48,741,000</u>
24 Motor Vehicle Account--Federal Appropriation	\$2,050,000
25 Motor Vehicle Account--Private/Local Appropriation	\$250,000
26 TOTAL APPROPRIATION	((\$51,118,000))
	<u>\$51,041,000</u>

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

30 (1) \$6,000,000 of the motor vehicle account--state appropriation is
31 provided solely for low-cost enhancements. Of this amount, \$10,000 of
32 the motor vehicle account--state appropriation is provided solely for
33 the department to install additional farm machinery signs to promote
34 safety in agricultural areas along state highways. The department
35 shall give priority to low-cost enhancement projects that improve
36 safety or provide congestion relief. The department shall prioritize
37 low-cost enhancement projects on a statewide rather than regional

1 basis. By September 1st of each even-numbered year, the department
2 shall provide a report to the legislature listing all low-cost
3 enhancement projects prioritized on a statewide rather than regional
4 basis completed in the prior year.

5 (2) \$145,000 of the motor vehicle account--state appropriation is
6 provided solely for the department to continue a pilot tow truck
7 incentive program and to expand the program to other areas of the
8 state. The department may provide incentive payments to towing
9 companies that meet clearance goals on accidents that involve heavy
10 trucks.

11 (3) During the 2011-2013 fiscal biennium, the department shall
12 implement a pilot program that expands private transportation
13 providers' access to high occupancy vehicle lanes. Under the pilot
14 program, when the department reserves a portion of a highway based on
15 the number of passengers in a vehicle, the following vehicles must be
16 authorized to use the reserved portion of the highway if the vehicle
17 has the capacity to carry eight or more passengers, regardless of the
18 number of passengers in the vehicle: (a) Auto transportation company
19 vehicles regulated under chapter 81.68 RCW; (b) passenger charter
20 carrier vehicles regulated under chapter 81.70 RCW, except marked or
21 unmarked stretch limousines and stretch sport utility vehicles as
22 defined under department of licensing rules; (c) private nonprofit
23 transportation provider vehicles regulated under chapter 81.66 RCW; and
24 (d) private employer transportation service vehicles. For purposes of
25 this subsection, "private employer transportation service" means
26 regularly scheduled, fixed-route transportation service that is offered
27 by an employer for the benefit of its employees. By June 30, 2013, the
28 department shall report to the transportation committees of the
29 legislature on whether private transportation provider use of high
30 occupancy vehicle lanes under the pilot program reduces the speeds of
31 high occupancy vehicle lanes. Nothing in this subsection is intended
32 to authorize the conversion of public infrastructure to private, for-
33 profit purposes or to otherwise create an entitlement or other claim by
34 private users to public infrastructure. If chapter ... (Substitute
35 Senate Bill No. 5836), Laws of 2011 is enacted by June 30, 2011, this
36 subsection is null and void.

37 (4) \$9,000,000 of the motor vehicle account--state appropriation is
38 provided solely for the department's incident response program.

1 (5) The department, in consultation with the Washington state
2 patrol, must continue a pilot program for the patrol to issue
3 infractions based on information from automated traffic safety cameras
4 in roadway construction zones on state highways. The department must
5 report to the joint transportation committee by January 1, 2012, and
6 January 1, 2013, on the status of this pilot program. For the purpose
7 of this pilot program, during the 2011-2013 fiscal biennium, a roadway
8 construction zone includes areas where public employees or private
9 contractors may be present or where a driving condition exists that
10 would make it unsafe to drive at higher speeds, such as, when the
11 department is redirecting or realigning lanes on any public roadway
12 pursuant to ongoing construction. The department shall use the
13 following guidelines to administer the program:

14 (a) Automated traffic safety cameras may only take pictures of the
15 vehicle and vehicle license plate and only while an infraction is
16 occurring. The picture must not reveal the face of the driver or of
17 passengers in the vehicle;

18 (b) The department shall plainly mark the locations where the
19 automated traffic safety cameras are used by placing signs on locations
20 that clearly indicate to a driver that he or she is entering a roadway
21 construction zone where traffic laws are enforced by an automated
22 traffic safety camera;

23 (c) Notices of infractions must be mailed to the registered owner
24 of a vehicle within fourteen days of the infraction occurring;

25 (d) The owner of the vehicle is not responsible for the violation
26 if the owner of the vehicle, within fourteen days of receiving
27 notification of the violation, mails to the patrol, a declaration under
28 penalty of perjury, stating that the vehicle involved was, at the time,
29 stolen or in the care, custody, or control of some person other than
30 the registered owner, or any other extenuating circumstances;

31 (e) For purposes of the 2011-2013 fiscal biennium pilot program,
32 infractions detected through the use of automated traffic safety
33 cameras are not part of the registered owner's driving record under RCW
34 46.52.101 and 46.52.120. Additionally, infractions generated by the
35 use of automated traffic safety cameras must be processed in the same
36 manner as parking infractions for the purposes of RCW 3.50.100,
37 35.20.220, 46.16A.120, and 46.20.270(3). However, the amount of the
38 fine issued under this subsection (5) for an infraction generated

1 through the use of an automated traffic safety camera is one hundred
2 thirty-seven dollars. The court shall remit thirty-two dollars of the
3 fine to the state treasurer for deposit into the state patrol highway
4 account; and

5 (f) If a notice of infraction is sent to the registered owner and
6 the registered owner is a rental car business, the infraction must be
7 dismissed against the business if it mails to the patrol, within
8 fourteen days of receiving the notice, a declaration under penalty of
9 perjury of the name and known mailing address of the individual driving
10 or renting the vehicle when the infraction occurred. If the business
11 is unable to determine who was driving or renting the vehicle at the
12 time the infraction occurred, the business must sign a declaration
13 under penalty of perjury to this effect. The declaration must be
14 mailed to the patrol within fourteen days of receiving the notice of
15 traffic infraction. Timely mailing of this declaration to the issuing
16 agency relieves a rental car business of any liability under this
17 section for the notice of infraction. A declaration form suitable for
18 this purpose must be included with each automated traffic infraction
19 notice issued, along with instructions for its completion and use.

20 (6) The department shall track the costs associated with active
21 traffic management systems on a corridor basis and report to the
22 transportation committees of the legislature on the cost and benefits
23 of the systems by December 1, 2011.

24 **Sec. 816.** 2012 c 86 s 217 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
27 **SUPPORT--PROGRAM S**

28	Motor Vehicle Account--State Appropriation	((\$27,389,000))
29		<u>\$27,335,000</u>
30	Motor Vehicle Account--Federal Appropriation	\$30,000
31	Multimodal Transportation Account--State	
32	Appropriation	\$973,000
33	TOTAL APPROPRIATION	((\$28,392,000))
34		<u>\$28,338,000</u>

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

1 resources and customer service staff to develop and implement new
2 policies and procedures to ensure compliance with new federal passenger
3 vessel Americans with disabilities act requirements.

4 **Sec. 817.** 2012 c 86 s 218 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**
7 **AND RESEARCH--PROGRAM T**

8	Motor Vehicle Account--State Appropriation	((\$22,304,000))
9		<u>\$22,245,000</u>
10	Motor Vehicle Account--Federal Appropriation	\$21,885,000
11	Multimodal Transportation Account--State	
12	Appropriation	\$662,000
13	Multimodal Transportation Account--Federal	
14	Appropriation	\$3,559,000
15	Multimodal Transportation Account--Private/Local	
16	Appropriation	\$100,000
17	TOTAL APPROPRIATION	((\$48,510,000))
18		<u>\$48,451,000</u>

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

21 (1) \$70,000 of the motor vehicle account--state appropriation is a
22 reappropriation provided solely for a corridor study of state route
23 number 516 from the eastern border of Maple Valley to state route
24 number 167 to determine whether improvements are needed and the costs
25 of any needed improvements.

26 (2) \$200,000 of the motor vehicle account--state appropriation is
27 provided solely for extending the freight database pilot project that
28 began in 2009. Global positioning system (GPS) data is intended to
29 help guide freight investment decisions and track highway project
30 effectiveness as it relates to freight traffic.

31 (3) Within available resources, the department must collaborate
32 with the affected metropolitan planning organizations, regional
33 transportation planning organizations, transit agencies, and private
34 transportation providers to develop a plan to reduce vehicle demand,
35 increase public transportation options, and reduce vehicle miles
36 traveled on corridors affected by growth at Joint Base Lewis-McChord.

1 (4) As part of their ongoing regional transportation planning, the
2 regional transportation planning organizations across the state shall
3 work together to provide a comprehensive framework for sources and uses
4 of next-stage investments in transportation needed to improve
5 structural conditions and ongoing operations and lay the groundwork for
6 the transportation systems to support the long-term economic vitality
7 of the state. This planning must include all forms of transportation
8 to reflect the state's interests, including: Highways, streets, and
9 roads; ferries; public transportation; systems for freight; and walking
10 and biking systems. The department shall support this planning by
11 providing information on potential state transportation uses and an
12 analysis of potential sources of revenue to implement investments. In
13 carrying out this planning, regional transportation planning
14 organizations must be broadly inclusive of business, civic, labor,
15 governmental, and environmental interests in regional communities
16 across the state.

17 (5) \$190,000 of the motor vehicle account--state appropriation is
18 provided solely for the regional transportation planning organizations
19 across the state to implement the comprehensive transportation planning
20 and data framework. The framework must provide regional transportation
21 planning organizations with the ability to identify the spatial and
22 temporal status of current and future high priority projects, and the
23 next stage investment necessary to implement those projects. The
24 framework must be accessible to the public and provide transparency and
25 accountability to the regional transportation planning process.

26 (6) Within existing resources, the department shall work with the
27 department of archaeology and historic preservation to develop a
28 statewide policy regarding the curation of artifacts and the use of
29 museums and information centers as potential mitigation under the
30 national environmental policy act. This policy must address the
31 following issues: How to minimize costs associated with information
32 centers and museums; when to use existing facilities to preserve and
33 display artifacts; how to minimize the time that stand-alone facilities
34 are needed; and how to transfer artifacts and other items to facilities
35 that are not owned or rented by the department. A report regarding
36 this policy must be submitted to the joint transportation committee by
37 September 1, 2012.

1 **Sec. 818.** 2012 c 86 s 219 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
4 **PROGRAM U**

5	Motor Vehicle Account--State Appropriation	((\$74,734,000))
6		<u>\$71,530,000</u>
7	Motor Vehicle Account--Federal Appropriation	\$400,000
8	Multimodal Transportation Account--State	
9	Appropriation	\$1,798,000
10	TOTAL APPROPRIATION	((\$76,932,000))
11		<u>\$73,728,000</u>

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

14 (1) The department of enterprise services must provide a detailed
15 accounting of the revenues and expenditures of the self-insurance fund
16 to the transportation committees of the legislature on December 31st
17 and June 30th of each year.

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

20 (a) TO THE SECRETARY OF STATE--ARCHIVES AND
21 RECORDS MANAGEMENT \$512,000

22 (b) TO THE OFFICE OF THE STATE AUDITOR--AUDITOR
23 SERVICES \$488,000

24 (c) TO THE OFFICE OF THE ATTORNEY
25 GENERAL--ATTORNEY GENERAL SERVICES \$7,127,000

26 (d) TO THE OFFICE OF FINANCIAL MANAGEMENT--LABOR
27 RELATIONS SERVICES \$266,000

28 (e) TO THE OFFICE OF FINANCIAL
29 MANAGEMENT--OFFICE OF CHIEF INFORMATION OFFICER \$473,000

30 (f) TO THE OFFICE OF MINORITY AND WOMEN'S
31 BUSINESS ENTERPRISES \$840,000

32 (g) TO CONSOLIDATED TECHNICAL SERVICES \$182,000

33 (h) TO THE DEPARTMENT OF ENTERPRISE
34 SERVICES--HUMAN RESOURCE MANAGEMENT SYSTEM \$3,495,000

35 (i) TO THE DEPARTMENT OF ENTERPRISE
36 SERVICES--PRODUCTION SUPPORT \$974,000

37 (j) TO THE DEPARTMENT OF ENTERPRISE
38 SERVICES--REAL ESTATE SERVICES \$108,000

1	(k) TO THE DEPARTMENT OF ENTERPRISE	
2	SERVICES--PUBLICATIONS AND HISTORICAL SERVICES	\$691,000
3	(l) TO THE DEPARTMENT OF ENTERPRISE	
4	SERVICES--CAMPUS RENT	\$3,293,000
5	(m) TO THE DEPARTMENT OF ENTERPRISE	
6	SERVICES--CAPITAL PROJECT SURCHARGE	\$879,000
7	(n) TO THE DEPARTMENT OF ENTERPRISE	
8	SERVICES--PERSONAL SERVICE CONTRACTS	\$100,000
9	(o) TO THE DEPARTMENT OF ENTERPRISE	
10	SERVICES--SECURE FILE TRANSFER SERVICES	\$39,000
11	(p) TO THE DEPARTMENT OF ENTERPRISE	
12	SERVICES--ACCESS SERVICES	\$179,000
13	(q) TO THE DEPARTMENT OF ENTERPRISE	
14	SERVICES--RISK MANAGEMENT SERVICES	\$1,290,000
15	(r) TO THE DEPARTMENT OF ENTERPRISE	
16	SERVICES--INFORMATION TECHNOLOGY SERVICES	\$1,557,000

17 **Sec. 819.** 2012 c 86 s 220 (uncodified) is amended to read as
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**
20 **V**

21	Motor Vehicle Account--Federal Appropriation	\$160,000
22	State Vehicle Parking Account--State Appropriation	\$452,000
23	Regional Mobility Grant Program Account--State	
24	Appropriation	\$48,942,000
25	Multimodal Transportation Account--State	
26	Appropriation	((\$42,939,000))
27		<u>\$42,930,000</u>
28	Multimodal Transportation Account--Federal	
29	Appropriation	\$2,582,000
30	Multimodal Transportation Account--Private/Local	
31	Appropriation	\$1,027,000
32	Rural Mobility Grant Program Account--State	
33	Appropriation	\$17,000,000
34	TOTAL APPROPRIATION	((\$113,102,000))
35		<u>\$113,093,000</u>

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

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

5 (a) \$5,500,000 of the multimodal transportation account--state
6 appropriation is provided solely for grants to nonprofit providers of
7 special needs transportation. Grants for nonprofit providers must be
8 based on need, including the availability of other providers of service
9 in the area, efforts to coordinate trips among providers and riders,
10 and the cost effectiveness of trips provided.

11 (b) \$19,500,000 of the multimodal transportation account--state
12 appropriation is provided solely for grants to transit agencies to
13 transport persons with special transportation needs. To receive a
14 grant, the transit agency must have a maintenance of effort for special
15 needs transportation that is no less than the previous year's
16 maintenance of effort for special needs transportation. Grants for
17 transit agencies must be prorated based on the amount expended for
18 demand response service and route deviated service in calendar year
19 2009 as reported in the "Summary of Public Transportation - 2009"
20 published by the department of transportation. No transit agency may
21 receive more than thirty percent of these distributions.

22 (2) Funds are provided for the rural mobility grant program as
23 follows:

24 (a) \$8,500,000 of the rural mobility grant program account--state
25 appropriation is provided solely for grants for those transit systems
26 serving small cities and rural areas as identified in the "Summary of
27 Public Transportation - 2009" published by the department of
28 transportation. Noncompetitive grants must be distributed to the
29 transit systems serving small cities and rural areas in a manner
30 similar to past disparity equalization programs. If the funding
31 provided in this subsection (2)(a) exceeds the amount required for
32 recipient counties to reach eighty percent of the average per capita
33 sales tax, funds in excess of that amount may be used for the
34 competitive grant process established in (b) of this subsection.

35 (b) \$8,500,000 of the rural mobility grant program 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)(a) \$6,000,000 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 or replace vans; and (b)
4 incentives for employers to increase employee vanpool use. The grant
5 program for public transit agencies will cover capital costs only;
6 operating costs for public transit agencies are not eligible for
7 funding under this grant program. Additional employees may not be
8 hired from the funds provided in this section for the vanpool grant
9 program, and supplanting of transit funds currently funding vanpools is
10 not allowed. The department shall encourage grant applicants and
11 recipients to leverage funds other than state funds.

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

14 (c) \$520,000 of the amount provided in this subsection is provided
15 solely for the purchase of additional vans for use by vanpools serving
16 soldiers and civilian employees at Joint Base Lewis-McChord.

17 (4) \$8,942,000 of the regional mobility grant program account--
18 state appropriation is reappropriated and provided solely for the
19 regional mobility grant projects identified in LEAP Transportation
20 Document 2012-1 ALL PROJECTS - Public Transportation - Program (V) as
21 developed March 8, 2012. The department shall continue to review all
22 projects receiving grant awards under this program at least
23 semiannually to determine whether the projects are making satisfactory
24 progress. The department shall promptly close out grants when projects
25 have been completed, and any remaining funds must be used only to fund
26 projects identified in the LEAP Transportation Document referenced in
27 this subsection. It is the intent of the legislature to appropriate
28 funds through the regional mobility grant program only for projects
29 that will be completed on schedule and that all funds in the regional
30 mobility grant program be used as soon as practicable to advance
31 eligible projects.

32 (5)(a) \$40,000,000 of the regional mobility grant program account--
33 state appropriation is provided solely for the regional mobility grant
34 projects identified in LEAP Transportation Document 2012-1 ALL PROJECTS
35 - Public Transportation - Program (V) as developed March 8, 2012. The
36 department shall review all projects receiving grant awards under this
37 program at least semiannually to determine whether the projects are
38 making satisfactory progress. Any project that has been awarded funds,

1 but does not report activity on the project within one year of the
2 grant award, must be reviewed by the department to determine whether
3 the grant should be terminated. The department shall promptly close
4 out grants when projects have been completed, and any remaining funds
5 must be used only to fund projects identified in the LEAP
6 Transportation Document referenced in this subsection. The department
7 shall provide annual status reports on December 15, 2011, and December
8 15, 2012, to the office of financial management and the transportation
9 committees of the legislature regarding the projects receiving the
10 grants. It is the intent of the legislature to appropriate funds
11 through the regional mobility grant program only for projects that will
12 be completed on schedule.

13 (b) In order to be eligible to receive a grant under (a) of this
14 subsection during the 2011-2013 fiscal biennium, a transit agency must
15 establish a process for private transportation providers to apply for
16 the use of park and ride facilities. For purposes of this subsection,
17 (i) "private transportation provider" means: An auto transportation
18 company regulated under chapter 81.68 RCW; a passenger charter carrier
19 regulated under chapter 81.70 RCW, except marked or unmarked stretch
20 limousines and stretch sport utility vehicles as defined under
21 department of licensing rules; a private nonprofit transportation
22 provider regulated under chapter 81.66 RCW; or a private employer
23 transportation service provider; and (ii) "private employer
24 transportation service" means regularly scheduled, fixed-route
25 transportation service that is offered by an employer for the benefit
26 of its employees.

27 (6) \$2,309,000 of the multimodal transportation account--state
28 appropriation is provided solely for the tri-county connection service
29 for Island, Skagit, and Whatcom transit agencies.

30 (7) \$200,000 of the multimodal transportation account--state
31 appropriation is contingent on the timely development of an annual
32 report summarizing the status of public transportation systems as
33 identified under RCW 35.58.2796.

34 (8) Funds provided for the commute trip reduction program may also
35 be used for the growth and transportation efficiency center program.

36 (9) An affected urban growth area that has not previously
37 implemented a commute trip reduction program is exempt from the

1 requirements in RCW 70.94.527 if a solution to address the state
2 highway deficiency that exceeds the person hours of delay threshold has
3 been funded and is in progress during the 2011-2013 fiscal biennium.

4 (10) \$300,000 of the multimodal transportation account--state
5 appropriation is provided solely for the continuation of state support
6 for the Whatcom smart trips commute trip reduction program.

7 (11) \$818,000 of the multimodal transportation account--state
8 appropriation is provided solely for state support of the Everett
9 connector bus service.

10 (12) The department shall contact all transit agencies with a
11 nonvoting member recommended by a labor organization and request
12 information regarding the participation of board members, both voting
13 and nonvoting, for all transit agency meetings in 2012 and the three
14 previous calendar years. The department shall provide a report to the
15 transportation committees of the legislature regarding the findings of
16 this survey, which must include the transit agencies, if any, that
17 refuse to respond either in whole or in part, by January 15, 2013.

18 (13) \$250,000 of the multimodal transportation account--state
19 appropriation is provided solely for the Clark county public
20 transportation benefit area to comply with the requirements of RCW
21 81.104.110 regarding the formation of an expert review panel to provide
22 an independent technical review of any plan that relies on any voter-
23 approved local funding options.

24 (14) \$100,000 of the multimodal transportation account--state
25 appropriation is provided solely for community transit to conduct a
26 federally mandated alternatives analysis study to allow a second swift
27 line to be funded through the federal transit administration's new
28 starts or small starts process.

29 (15) \$160,000 of the motor vehicle account--federal appropriation
30 is provided solely for King county metro to study demand potential for
31 a state route number 18 and Interstate 90 park-and-ride location, to
32 size the facilities appropriately, to perform site analysis, and to
33 develop preliminary design concepts.

34 **Sec. 820.** 2012 c 86 s 221 (uncodified) is amended to read as
35 follows:

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

37 Puget Sound Ferry Operations Account--State

1 Appropriation ((~~\$468,135,000~~))
2 \$477,616,000

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

5 (1) The office of financial management budget instructions require
6 agencies to recast enacted budgets into activities. The Washington
7 state ferries shall include a greater level of detail in its 2011-2013
8 supplemental and 2013-2015 omnibus transportation appropriations act
9 requests, as determined jointly by the office of financial management,
10 the Washington state ferries, and the transportation committees of the
11 legislature. This level of detail must include the administrative
12 functions in the operating as well as capital programs.

13 (2) When purchasing uniforms that are required by collective
14 bargaining agreements, the department shall contract with the lowest
15 cost provider.

16 (3) Until a reservation system is operational on the San Juan
17 islands inner-island route, the department shall provide the same
18 priority loading benefits on the San Juan islands inner-island route to
19 home health care workers as are currently provided to patients
20 traveling for purposes of receiving medical treatment.

21 (4) The department shall request from the United States coast guard
22 variable minimum staffing levels on all of its vessels by December 31,
23 2011.

24 (5) The department shall continue to provide service to Sidney,
25 British Columbia and shall explore the option of purchasing a foreign
26 built vehicle and passenger ferry vessel either with safety of life at
27 sea (SOLAS) certification or the ability to be retrofitted for SOLAS
28 certification to operate solely on the Anacortes to Sidney, British
29 Columbia route currently served by vessels of the Washington state
30 ferries fleet. The vessel should have the capability of carrying at
31 least one hundred standard vehicles and approximately four hundred to
32 five hundred passengers. Further, the department shall explore the
33 possibilities of contracting a commercial company to operate the vessel
34 exclusively on this route so long as the contractor's employees
35 assigned to the vessel are represented by the same employee
36 organizations as the Washington state ferries. The department shall
37 report back to the transportation committees of the legislature
38 regarding: The availability of a vessel; the cost of the vessel,

1 including transport to the Puget Sound region; and the need for any
2 statutory changes for the operation of the Sydney, British Columbia
3 service by a private company.

4 (6) For the 2011-2013 fiscal biennium, the department of
5 transportation may enter into a distributor controlled fuel hedging
6 program and other methods of hedging approved by the fuel hedging
7 committee.

8 (7) \$136,648,000 of the Puget Sound ferry operations account--state
9 appropriation is provided solely for auto ferry vessel operating fuel
10 in the 2011-2013 fiscal biennium. The amount provided in this
11 appropriation represents the fuel budget for the purposes of
12 calculating any ferry fare fuel surcharge.

13 (8) \$150,000 of the Puget Sound ferry operations account-- state
14 appropriation is provided solely for the department to increase
15 recreation and tourist ridership by entering into agreements for
16 marketing and outreach strategies with local economic development
17 agencies. The department shall identify the number of tourist and
18 recreation riders on the applicable ferry routes both before and after
19 implementation of marketing and outreach strategies developed through
20 the agreements. The department shall report results of the marketing
21 and outreach strategies to the transportation committees of the
22 legislature by October 15, 2012.

23 (9) The Washington state ferries shall participate in the
24 facilities plan included in section 604 (~~(of this act)~~), chapter 367,
25 Laws of 2011 and shall include an investigation and identification of
26 less costly relocation options for the Seattle headquarters office.
27 The department shall include relocation options for the Washington
28 state ferries Seattle headquarters office in the facilities plan.
29 Until September 1, 2012, the department may not enter into a lease
30 renewal for the Seattle headquarters office.

31 (10) The department, office of financial management, and
32 transportation committees of the legislature shall make recommendations
33 regarding an appropriate budget structure for the Washington state
34 ferries. The recommendation may include a potential restructuring of
35 the Washington state ferries budget. The recommendation must
36 facilitate transparency in reporting and budgeting as well as provide
37 the opportunity to link revenue sources with expenditures. Findings

1 and recommendations must be reported to the office of financial
2 management and the joint transportation committee by September 1, 2011.

3 (11) Two Kwa-di-tabil class ferry vessels must be placed on the
4 Port Townsend/Coupeville (Keystone) route to provide service at the
5 same levels provided when the steel electric vessels were in service.
6 After the vessels as funded under section 308 (5) (~~of this act~~),
7 chapter 86, Laws of 2012 are in service, the two most appropriate of
8 these vessels for the Port Townsend/Coupeville (Keystone) route must be
9 placed on the route. \$100,000 of the Puget Sound ferry operations
10 account--state appropriation is provided solely for the additional
11 staffing required to maintain a reservation system at this route when
12 the second vessel is in service.

13 (12) \$706,000 of the Puget Sound ferry operations account--state
14 appropriation is provided solely for terminal operations to implement
15 new federal passenger vessel Americans with disabilities act
16 requirements.

17 (13) \$152,000 of the Puget Sound ferry operations account--state
18 appropriation is provided solely for the department's compliance with
19 its national pollution discharge elimination system permit.

20 **Sec. 821.** 2012 c 86 s 222 (uncodified) is amended to read as
21 follows:

22 FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING	
23 Multimodal Transportation Account--State	
24 Appropriation	((\$33,642,000))
25	<u>\$33,639,000</u>
26 Multimodal Transportation Account--Federal	
27 Appropriation	\$400,000
28 TOTAL APPROPRIATION	((\$34,042,000))
29	<u>\$34,039,000</u>

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

32 (1) \$27,816,000 of the multimodal transportation account--state
33 appropriation is provided solely for the Amtrak service contract and
34 Talgo maintenance contract associated with providing and maintaining
35 state-supported passenger rail service. The department is directed to
36 continue to pursue efforts to reduce costs, increase ridership, and
37 review fares or fare schedules. Within thirty days of each annual

1 cost/revenue reconciliation under the Amtrak service contract, the
2 department shall report annual credits to the office of financial
3 management and the legislative transportation committees. Annual
4 credits from Amtrak to the department including, but not limited to,
5 credits for increased revenue due to higher ridership, and fare or fare
6 schedule adjustments, must be used to offset corresponding amounts of
7 the multimodal transportation account--state appropriation, which must
8 be placed in reserve. Upon completion of the rail platform project in
9 the city of Stanwood, the department shall continue to provide daily
10 Amtrak Cascades service to the city.

11 (2) Amtrak Cascade runs may not be eliminated.

12 (3) The department shall plan for a third roundtrip Cascades train
13 between Seattle and Vancouver, B.C.

14 (4) The department shall conduct a pilot program by partnering with
15 the travel industry on the Amtrak Cascades service between Vancouver,
16 British Columbia, and Seattle to test opportunities for increasing
17 ridership, maximizing farebox recovery, and stimulating private
18 investment. The pilot program must run from July 1, 2011, to June 30,
19 2012. The department shall report on the results of the pilot program
20 to the office of financial management and the legislature by September
21 30, 2012.

22 (5) \$300,000 of the multimodal transportation account--state
23 appropriation is provided solely for the department to conduct a study
24 to examine the interconnectivity benefits of, and potential for, a
25 future Amtrak Cascades stop in the vicinity of the city of Auburn. As
26 part of its consideration, the department shall conduct a thorough
27 market analysis of the potential for adding or changing stops on the
28 Amtrak Cascades route.

29 **Sec. 822.** 2012 c 86 s 223 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
32 **OPERATING**

33	Motor Vehicle Account--State Appropriation	((\$8,518,000))
34		<u>\$8,505,000</u>
35	Motor Vehicle Account--Federal Appropriation	\$2,567,000
36	TOTAL APPROPRIATION	((\$11,085,000))
37		<u>\$11,072,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations: The department shall submit a report to
3 the transportation committees of the legislature by December 1, 2011,
4 on the implementation of the recommendations that resulted from the
5 evaluation of efficiencies in the delivery of transportation funding
6 and services to local governments that was required under section
7 204(8), chapter 247, Laws of 2010. The report must include a
8 description of how recommendations were implemented, what efficiencies
9 were achieved, and an explanation of any recommendations that were not
10 implemented.

11 **TRANSPORTATION AGENCIES--CAPITAL**

12 **Sec. 901.** 2012 c 86 s 301 (uncodified) is amended to read as
13 follows:

14 **FOR THE WASHINGTON STATE PATROL**

15 State Patrol Highway Account--State Appropriation . . . (~~(\$6,681,000)~~)
16 \$8,731,000

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

19 (1) \$1,357,000 of the state patrol highway account-- state
20 appropriation is provided solely for the following minor works
21 projects: \$200,000 for emergency infrastructure repairs; \$75,000 for
22 water and sewer upgrades; \$210,000 for emergency backup system
23 replacement; \$85,000 for chiller replacement; \$83,000 for roof
24 replacements; \$128,000 for septic system repairs; and \$576,000 for HVAC
25 replacement and energy upgrades.

26 (2) \$4,903,000 of the state patrol highway account--state
27 appropriation is provided solely for the Shelton academy of the
28 Washington state patrol for the new waste water treatment lines, waste
29 water plants, water lines, and water systems. Of the amount provided
30 in this subsection, \$1,758,000 is for the Washington state patrol's
31 portion of the costs associated with constructing a water line to the
32 Shelton academy and \$2,047,000 is for the department of corrections'
33 portion to construct the water line as far as the Washington state
34 patrol's Shelton academy. If funding is provided in the 2012
35 supplemental omnibus capital appropriations act for any portion of the

1 project to construct a water line to the Washington state patrol's
2 Shelton academy, that portion of the funds included in this subsection
3 lapses.

4 (3) \$421,000 of the state patrol highway account--state
5 appropriation is provided solely for the reappropriation of the Shelton
6 regional water project.

7 (4) It is the intent of the legislature that the omnibus operating
8 appropriations act provide funding for the portion of any applicable
9 debt service payments, resulting from financial contracts identified
10 under section 601 (~~of this act~~), chapter 367, Laws of 2011, that are
11 attributable to the general fund as identified in the Washington state
12 patrol's cost allocation model.

13 **Sec. 902.** 2012 c 86 s 302 (uncodified) is amended to read as
14 follows:

15 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

16 Motor Vehicle Account--State Appropriation	\$874,000
17 Rural Arterial Trust Account--State Appropriation	(\$62,510,000)
18	<u>\$39,510,000</u>
19 County Arterial Preservation Account--State	
20 Appropriation	\$29,360,000
21 TOTAL APPROPRIATION	(\$92,744,000)
22	<u>\$69,744,000</u>

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

25 ~~(1) \$874,000 of the motor vehicle account state appropriation may~~
26 ~~be used for county ferry projects as developed pursuant to RCW~~
27 ~~47.56.725(4).~~

28 ~~(2) \$62,510,000 of the rural arterial trust account state~~
29 ~~appropriation is provided solely for county road preservation grant~~
30 ~~projects as approved by the county road administration board. These~~
31 ~~funds may be used to assist counties recovering from federally declared~~
32 ~~emergencies by providing capitalization advances and local match for~~
33 ~~federal emergency funding, and may only be made using existing fund~~
34 ~~balances. It is the intent of the legislature that the rural arterial~~
35 ~~trust account be managed based on cash flow. The county road~~
36 ~~administration board shall specifically identify any of the selected~~

1 ~~projects and shall include information concerning the selected projects~~
2 ~~in its next annual report to the legislature.))~~

3 **Sec. 903.** 2012 c 86 s 303 (uncodified) is amended to read as
4 follows:

5 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

6	Small City Pavement and Sidewalk Account--State	
7	Appropriation	\$5,270,000
8	Transportation Improvement Account--State	
9	Appropriation	((\$237,545,000))
10		<u>\$214,545,000</u>
11	TOTAL APPROPRIATION	((\$242,815,000))
12		<u>\$219,815,000</u>

13 The appropriations in this section are subject to the following
14 conditions and limitations: The transportation improvement
15 account--state appropriation includes up to \$22,143,000 in proceeds
16 from the sale of bonds authorized in RCW 47.26.500.

17 **Sec. 904.** 2012 c 86 s 305 (uncodified) is amended to read as
18 follows:

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

20	Transportation Partnership Account--State	
21	Appropriation	((\$1,636,316,000))
22		<u>\$1,294,684,000</u>
23	Motor Vehicle Account--State Appropriation	((\$103,889,000))
24		<u>\$64,385,000</u>
25	Motor Vehicle Account--Federal Appropriation	((\$790,703,000))
26		<u>\$753,651,000</u>
27	Motor Vehicle Account--Private/Local	
28	Appropriation	((\$124,917,000))
29		<u>\$89,353,000</u>
30	Transportation 2003 Account (Nickel Account)--State	
31	Appropriation	((\$416,125,000))
32		<u>\$396,088,000</u>
33	State Route Number 520 Corridor Account--State	
34	Appropriation	((\$1,752,138,000))
35		<u>\$1,499,999,000</u>
36	((Special Category C Account--State Appropriation\$124,000

1	Tacoma Narrows Toll Bridge Account--State	
2	Appropriation	\$5,791,000))
3	<u>State Route Number 520 Corridor Account--Federal</u>	
4	<u>Appropriation</u>	<u>\$300,000,000</u>
5	<u>Multimodal Transportation Account--State Appropriation</u>	<u>\$303,000</u>
6	TOTAL APPROPRIATION	((\$4,830,003,000))
7		<u>\$4,398,463,000</u>

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

10 (1) Except as provided otherwise in this section, the entire
11 transportation 2003 account (nickel account) appropriation and the
12 entire transportation partnership account appropriation are provided
13 solely for the projects and activities as listed by ~~((fund,))~~
14 ~~project((, and amount))~~ in LEAP Transportation Document 2012-2 as
15 developed March 8, 2012, Program - Highway Improvement Program (I).
16 ~~((However, limited transfers of specific line item project~~
17 ~~appropriations may occur between projects for those amounts listed~~
18 ~~subject to the conditions and limitations in section 603 of this act.))~~

19 (2) Within the motor vehicle account--state appropriation and
20 motor vehicle account--federal appropriation, the department may
21 transfer funds between programs I and P, except for funds that are
22 otherwise restricted in this act.

23 (3) The department shall apply for surface transportation program
24 enhancement funds to be expended in lieu of or in addition to state
25 funds for eligible costs of projects in programs I and P including, but
26 not limited to, the state route number 518, state route number 520,
27 Columbia river crossing, and Alaskan Way viaduct projects.

28 (4) The department shall apply for the competitive portion of
29 federal transit administration funds for eligible transit-related costs
30 of the state route number 520 bridge replacement and HOV project and
31 the Columbia river crossing project. The federal funds described in
32 this subsection must not include those federal transit administration
33 funds distributed by formula. The department shall provide a report
34 regarding this effort to the legislature by October 1, 2011.

35 (5) The department shall work with the department of archaeology
36 and historic preservation to ensure that the cultural resources
37 investigation is properly conducted on all mega-highway projects and
38 large ferry terminal projects. These projects must be conducted with

1 active archaeological management. Additionally, the department shall
2 establish a scientific peer review of independent archaeologists that
3 are knowledgeable about the region and its cultural resources.

4 (6) For highway construction projects where the department
5 considers agricultural lands of long-term commercial significance, as
6 defined in RCW 36.70A.030, in reviewing and selecting sites to meet
7 environmental mitigation requirements under the national environmental
8 policy act (42 U.S.C. Sec. 4321 et seq.) and the state environmental
9 policy act (chapter 43.21C RCW), the department shall, to the greatest
10 extent possible, consider using public land first. If public lands are
11 not available that meet the required environmental mitigation needs,
12 the department may use other sites while making every effort to avoid
13 any net loss of agricultural lands that have a designation of long-term
14 commercial significance.

15 (7) \$561,000 of the transportation partnership account--state
16 appropriation and \$1,176,000 of the transportation 2003 account (nickel
17 account)--state appropriation are provided solely for project OBI4ENV,
18 Environmental Mitigation Reserve - Nickel/TPA project, as indicated in
19 the LEAP transportation document referenced in subsection (1) of this
20 section. Funds may be used only for environmental mitigation work that
21 is required by permits that were issued for projects funded by the
22 transportation partnership account or transportation 2003 account
23 (nickel account).

24 (8) The transportation 2003 account (nickel account)--state
25 appropriation includes up to (~~(\$339,608,000)~~) \$313,308,000 in proceeds
26 from the sale of bonds authorized by RCW 47.10.861.

27 (9) The transportation partnership account--state appropriation
28 includes up to (~~(\$972,392,000)~~) \$716,036,000 in proceeds from the sale
29 of bonds authorized in RCW 47.10.873.

30 (~~(10) (The motor vehicle account--state appropriation includes up
31 to \$55,870,000 in proceeds from the sale of bonds authorized in RCW
32 47.10.843.~~

33 ~~(11))~~) The state route number 520 corridor account--state
34 appropriation includes up to (~~(\$1,779,000,000)~~) \$1,479,999,000 and the
35 state route number 520 corridor account--federal appropriation includes
36 up to \$300,000,000 in proceeds from the sale of bonds authorized in RCW
37 47.10.879.

1 ~~((12) \$767,000))~~ (11) \$467,558 of the motor vehicle account--state
2 appropriation and ~~((3,736,000))~~ \$3,010,690 of the motor vehicle
3 account--federal appropriation are provided solely for the US 2 High
4 Priority Safety project (100224I). Expenditure of these funds is for
5 safety projects on state route number 2 between Monroe and Gold Bar,
6 which may include median rumble strips, traffic cameras, and electronic
7 message signs.

8 ~~((13) \$820,000))~~ (12) \$819,900 of the motor vehicle account--
9 federal appropriation, ~~((16,308,000))~~ \$9,489,294 of the motor vehicle
10 account--private/local appropriation, and ~~((48,000))~~ \$376,107 of the
11 motor vehicle account--state appropriation are provided solely for the
12 US 2/Bickford Avenue - Intersection Safety Improvements project
13 (100210E).

14 ~~((14))~~ (13) \$1,025,000 of the motor vehicle account--state
15 appropriation is provided solely for environmental work on the Belfair
16 Bypass project (300344C).

17 ~~((15) \$372,000))~~ (14) \$359,745 of the motor vehicle account--
18 federal appropriation and ~~((9,000))~~ \$48,604 of the motor vehicle
19 account--state appropriation are provided solely for the I-5/Vicinity
20 of Joint Base Lewis-McChord - Install Ramp Meters project (300596M).

21 ~~((16) \$202,863,000))~~ (15) \$123,001,178 of the transportation
22 partnership account--state appropriation and ~~((51,138,000))~~
23 \$45,879,237 of the transportation 2003 account (nickel account)--state
24 appropriation, \$11,910 of the motor vehicle account--federal
25 appropriation, and \$210,439 of the motor vehicle account--private/local
26 appropriation are provided solely for the I-5/Tacoma HOV Improvements
27 (Nickel/TPA) project (300504A). The use of funds in this subsection to
28 renovate any buildings is subject to the requirements of section 604
29 ~~((of this act)),~~ chapter 367, Laws of 2011. The department shall
30 report to the legislature and the office of financial management on any
31 costs associated with building renovations funded in this subsection.

32 ~~((17))~~ (16)(a) \$7,423,000 of the transportation partnership
33 account--state appropriation and ~~((54,461,000))~~ \$50,332,000 of the
34 motor vehicle account--federal appropriation are provided solely for
35 the I-5/Columbia River Crossing project (400506A). ~~((Of the amounts~~
36 ~~appropriated in this subsection, \$15,000,000 of the motor vehicle~~
37 ~~account--federal appropriation must be put into unallotted status and~~
38 ~~is subject to the review of the office of financial management. This~~

1 ~~funding may only be allotted once the state of Oregon's total~~
2 ~~contribution of shared expenses on the project are within five million~~
3 ~~dollars of the state of Washington's shared expenses.)~~

4 (b) It is the intent of the legislature that Washington and Oregon
5 have equal funding commitments and equal total expenditures to date on
6 the shared components of the Columbia river crossing project. The
7 department shall provide a quarterly report on this project beginning
8 March 31, 2012. This report must include:

9 (i) An update on preliminary engineering and right-of-way
10 acquisition for the previous quarter;

11 (ii) Planned objectives for right-of-way and preliminary
12 engineering for the ensuing quarter;

13 (iii) An updated comparison of the total appropriation authority
14 for the project by state;

15 (iv) An updated comparison of the total expenditures to date on the
16 project by state; and

17 (v) The committed funding provided by the state of Oregon to right-
18 of-way acquisition.

19 (c) \$200,000 of the transportation partnership account--state
20 appropriation in this subsection is provided solely for the department
21 to work with the department of archaeology and historic preservation to
22 ensure that the cultural resources investigation is properly conducted
23 on the Columbia river crossing project. This project must be conducted
24 with active archaeological management and result in one report that
25 spans the single cultural area in Oregon and Washington. Additionally,
26 the department shall establish a scientific peer review of independent
27 archaeologists that are knowledgeable about the region and its cultural
28 resources.

29 (d) Consistent with the draft environmental impact statement and
30 the Columbia river crossing project's independent review panel report,
31 the Columbia river crossing project's financial plan must include
32 recognition of state transportation funding contributions from both
33 Washington and Oregon, federal transportation funding, and a funding
34 contribution from toll bond proceeds. Following the refinement of the
35 finance plan as recommended by the independent review panel, the
36 department may seek authorization from the legislature to collect tolls
37 on the existing Columbia river crossing or on a replacement crossing
38 over Interstate 5.

1 (e) The Washington state department of transportation budget
2 includes resources to continue work on solutions that advance the
3 Columbia river crossing project to completion of the required
4 environmental impact statement. The department must report to the
5 Columbia river crossing legislative oversight subcommittee of the joint
6 transportation committee, established in section 204(7) (~~of this~~
7 ~~act~~), chapter 86, Laws of 2012, on the progress made on the Columbia
8 river crossing project at each meeting of the oversight subcommittee.
9 Reporting must include updated information on cost estimates, rights-
10 of-way purchases and procurement schedules, and financing plans for the
11 Columbia river crossing project, including projected traffic volumes,
12 fuel and gas price assumptions, toll rates, costs of toll collections,
13 as well as potential need for general transportation funding. By
14 January 1, 2013, the department shall provide to the oversight
15 subcommittee of the joint transportation committee a phased master plan
16 for the Columbia river crossing project.

17 (~~(18)~~) (17) Within the amounts provided for the Columbia river
18 crossing project (400506A), the department shall conduct a traffic and
19 revenue analysis for the Columbia river crossing project that will lay
20 the foundation for investment grade traffic and revenue analysis.
21 While conducting the analysis, the department must coordinate with the
22 Oregon department of transportation, the Washington state
23 transportation commission, and the Washington state legislative
24 oversight committee.

25 (a) The department's analysis must include the assessment and
26 review of the following variables within the project:

- 27 (i) Exemptions from tolls for vehicles with two or more occupants;
28 (ii) A variable toll where the tolls vary by time of day and day of
29 the week; and
30 (iii) A frequency-based toll rate for the facility.

31 (b) The analysis must also assess the following:

- 32 (i) The impact that light rail service in the corridor will have on
33 estimated toll revenues;
34 (ii) The level of diversion from the Interstate 5 corridor and the
35 impact on estimated toll revenues; and
36 (iii) The estimated toll revenues from vehicle trips originating
37 within the region and outside the region by vehicle type.

1 (c) The department must submit a report of findings to the
2 transportation committees of the legislature by July 1, 2013.

3 ~~((+19+))~~ (18) \$309,000 of the motor vehicle account--federal
4 appropriation and \$78,000 of the motor vehicle account--state
5 appropriation are provided solely for the SR 9/SR 204 Intersection
6 Improvement project (L2000040).

7 ~~((+20) \$3,385,000)~~ (19) \$1,475,935 of the motor vehicle account--
8 federal appropriation and ~~((+50,000))~~ \$54,690 of the motor vehicle
9 account--state appropriation are provided solely for the US 12/Nine
10 Mile Hill to Woodward Canyon Vic - Build New Highway project (501210T).

11 ~~((+21+))~~ (20) \$5,791,000 of the Tacoma Narrows toll bridge
12 account--state appropriation is provided solely for deferred sales tax
13 expenses on the construction of the new Tacoma Narrows bridge.
14 However, if chapter . . . (Senate Bill No. 6073), Laws of 2012 (sales
15 tax exemption on SR 16 projects) is enacted by June 30, 2012, the
16 amount provided in this subsection lapses.

17 ~~((+22) \$391,000)~~ (21) \$299,441 of the motor vehicle account--
18 federal appropriation and ~~((+16,000))~~ \$18,781 of the motor vehicle
19 account--state appropriation are provided solely for the SR 16/Rosedale
20 Street NW Vicinity - Frontage Road project (301639C). The frontage
21 road must be built for driving speeds of no more than thirty-five miles
22 per hour.

23 ~~((+23) \$621,000)~~ (22) \$662,700 of the motor vehicle account--
24 federal appropriation is provided solely for the SR 20/Race Road to
25 Jacob's Road safety project (L2200042).

26 ~~((+24) \$32,162,000)~~ (23) \$16,157,832 of the transportation
27 partnership account--state appropriation is provided solely for the SR
28 28/ US 2 and US 97 Eastmont Avenue Extension project (202800D).

29 ~~((+25+))~~ (24) \$1,227,000 of the motor vehicle account--federal
30 appropriation and ~~((+38,000))~~ \$287,028 of the motor vehicle account--
31 state appropriation are provided solely for design and right-of-way
32 work on the I-82/Red Mountain Vicinity project (508208M). The
33 department shall continue to work with the local partners in developing
34 transportation solutions necessary for the economic growth in the Red
35 Mountain American viticulture area of Benton county.

36 ~~((+26) \$1,500,000)~~ (25) \$3,000,000 of the motor vehicle account--
37 federal appropriation ~~((+is))~~ and \$120,000 of the motor vehicle
38 account--state appropriation are provided solely for the I-90

1 Comprehensive Tolling Study and Environmental Review project (100067T).
2 The department shall undertake a comprehensive environmental review of
3 tolling Interstate 90 between Interstate 5 and Interstate 405 for the
4 purposes of both managing traffic and providing funding for
5 construction of the unfunded state route number 520 from Interstate 5
6 to Medina project. The environmental review must include significant
7 outreach to potentially affected communities. The department may
8 consider traffic management options that extend as far east as
9 Issaquah.

10 ~~((+27))~~ (26) \$12,149,000 of the motor vehicle account--federal
11 appropriation and \$362,000 of the motor vehicle account--state
12 appropriation are provided solely for the I-90/Sullivan Road to Barker
13 Road - Additional Lanes project (609049N).

14 ~~((+28))~~ (27) Up to \$8,000,000 in savings realized on the I-
15 90/Snoqualmie Pass East - Hyak to Keechelus Dam - Corridor project
16 (509009B) may be used for design work on the next two-mile segment of
17 the corridor. Any additional savings on this project must remain on
18 the corridor. Project funds may not be used to build or improve
19 buildings until the plan described in section 604 ~~((of this act))~~,
20 chapter 367, Laws of 2011 is complete.

21 ~~((+29) \$657,000)~~ (28) \$636,553 of the motor vehicle account--
22 federal appropriation is provided solely for the US 97A/North of
23 Wenatchee - Wildlife Fence project (209790B).

24 ~~((+30))~~ (29) The department shall reconvene an expert review panel
25 of no more than three members as described under RCW 47.01.400 for the
26 purpose of updating the work that was previously completed by the panel
27 on the Alaskan Way viaduct replacement project and to ensure that an
28 appropriate and viable financial plan is created and regularly
29 reviewed. The expert review panel must be selected cooperatively by
30 the chairs of the senate and house of representatives transportation
31 committees, the secretary of transportation, and the governor. The
32 expert review panel must report findings and recommendations to the
33 transportation committees of the legislature, the governor's Alaskan
34 Way viaduct project oversight committee, and the transportation
35 commission by October 2011, and annually thereafter until the project
36 is operationally complete.

37 ~~((+31))~~ (30) It is important that the public and policymakers have
38 accurate and timely access to information related to the Alaskan Way

1 viaduct replacement project as it proceeds to, and during, the
2 construction of all aspects of the project including, but not limited
3 to, information regarding costs, schedules, contracts, project status,
4 and neighborhood impacts. Therefore, it is the intent of the
5 legislature that the state, city, and county departments of
6 transportation establish a single source of accountability for
7 integration, coordination, tracking, and information of all requisite
8 components of the replacement project, which must include, at a
9 minimum:

10 (a) A master schedule of all subprojects included in the full
11 replacement project or program; and

12 (b) A single point of contact for the public, media, stakeholders,
13 and other interested parties.

14 ~~((+32))~~ (31) Within the amounts provided in this section, \$20,000
15 of the motor vehicle account--state appropriation and \$980,000 of the
16 motor vehicle account--federal appropriation are provided solely for
17 the department to continue work on a comprehensive tolling study of the
18 state route number 167 corridor (project 316718S). As funding allows,
19 the department shall also continue work on a comprehensive tolling
20 study of the state route number 509 corridor.

21 ~~((+33)(a) \$137,022,000))~~ (32)(a) \$76,684,820 of the transportation
22 partnership account--state appropriation and ~~((+\$50,623,000))~~
23 \$41,599,153 of the transportation 2003 account (nickel account)--state
24 appropriation are provided solely for the I-405/Kirkland Vicinity Stage
25 2 - Widening project (8BI1002). This project must be completed as soon
26 as practicable as a design-build project and must be constructed with
27 a footprint that would accommodate potential future express toll lanes.

28 (b) As part of the project, the department shall conduct a traffic
29 and revenue analysis and complete a financial plan to provide
30 additional information on the revenues, expenditures, and financing
31 options available for active traffic management and congestion relief
32 in the Interstate 405 and state route number 167 corridors. A report
33 must be provided to the transportation committees of the legislature
34 and the office of financial management by January 2012. However,
35 ~~((this subsection))~~ section 305(33)(b), chapter 367, Laws of 2011 is
36 null and void if chapter . . . (Engrossed House Bill No. 1382), Laws of
37 2011 (I-405 express toll lanes) is enacted by June 30, 2011.

1 (c) Of the amount appropriated in (a) of this subsection,
2 \$15,000,000 of the transportation partnership account--state
3 appropriation is provided solely for the preliminary design and
4 purchase of rights-of-way on the state route number 167 direct
5 connector. It is the intent of the legislature to fund an additional
6 \$25,000,000 of the transportation partnership account--state
7 appropriation for the preliminary design and purchase of rights-of-way
8 on the state route number 167 direct connector during the 2013-2015
9 biennium.

10 (d) Within the amounts provided for this project, funding is
11 provided solely for tolling equipment, such as gantries, barriers, or
12 cameras, on Interstate 405, consistent with chapter 369, Laws of 2011.
13 The department shall place amounts for tolling equipment into
14 unallotted status until the traffic and revenue analysis required in
15 RCW 47.56.886 is submitted to the governor and the legislature. Once
16 the report has been submitted, the office of financial management may
17 approve the allotment of funds for tolling equipment only after
18 consultation with the joint transportation committee.

19 ~~((+34))~~ (33) Funding for a signal at state route number 507 and
20 Yew Street is included in the appropriation for intersection and spot
21 improvements (0BI2002).

22 ~~((+35)---\$224,592,000))~~ (34) \$78,077,974 of the transportation
23 partnership account--state appropriation and ~~((+\$898,286,000))~~
24 \$886,434,611 of the state route number 520 corridor account--state
25 appropriation are provided solely for the state route number 520 bridge
26 replacement and HOV program (8BI1003). When developing the financial
27 plan for the program, the department shall assume that all maintenance
28 and operation costs for the new facility are to be covered by tolls
29 collected on the toll facility, and not by the motor vehicle account.

30 ~~((+36)---\$500,000))~~ (35) \$400,000 of the motor vehicle account--state
31 appropriation is provided solely for a multimodal corridor plan on
32 state route number 520 between Interstate 405 and Avondale Road in
33 Redmond (L1000054).

34 ~~((+37))~~ (36) \$300,000 of the motor vehicle account--federal
35 appropriation is provided solely for the SR 523 Corridor study
36 (L1000059).

37 ~~((+38))~~ (37) The department shall consider using the city of

1 Mukilteo's off-site mitigation program in the event any projects on
2 state route number 525 or 526 require environmental mitigation.

3 ~~((+39+))~~ (38) Any savings on projects on the state route number 532
4 corridor must be used within the corridor to begin work on flood
5 prevention and raising portions of the highway above flood and storm
6 influences.

7 ~~((+40+))~~ (39) The total appropriation provided in this section
8 assumes enactment of chapter . . . (Second Substitute Senate Bill No.
9 5250), Laws of 2012 (design-build procedures) and reflects efficiencies
10 and cost savings generated by this innovative design and contracting
11 tool.

12 ~~((+41+))~~ (40) Construction of a new traffic management center may
13 not commence until the budget evaluation study in section 102(1) (~~of~~
14 ~~this act~~), chapter 86, Laws of 2012 is complete and the office of
15 financial management has determined that a new traffic management
16 center is the preferred option and has approved this project.

17 ~~((+42+))~~ (41) The department shall itemize all future requests for
18 the construction of new buildings on a project list. Each building
19 construction project must be listed in the project list along with all
20 other highway construction projects and submitted by the department as
21 part of its budget submittal. It is the intent of the legislature that
22 new facility construction must be transparent and not appropriated
23 within larger highway construction projects.

24 ~~((+43+))~~ (42) \$250,000 of the motor vehicle account--federal
25 appropriation is provided solely for planning a proposed off-ramp
26 eastbound from state route number 518 to Des Moines Memorial Drive in
27 Burien (L1100045).

28 ~~((+44) \$1,100,000)~~ (43) \$631,000 of the motor vehicle account--
29 federal appropriation is provided solely for preliminary engineering on
30 the I-5/Marvin Road Interchange study (L2200087).

31 ~~((+45+))~~ (44) \$400,000 of the motor vehicle account--federal
32 appropriation is provided solely for the SR 150/No-See-Um Road
33 Intersection - Realignment project (L2200092).

34 ~~((+46+))~~ (45) \$750,000 of the motor vehicle account--federal
35 appropriation is provided solely for (~~preliminary engineering on~~) the
36 SR 305/Suquamish Way Intersection Improvements project (L2200093).

37 ~~((+47+))~~ (46) \$700,000 of the motor vehicle account--federal

1 appropriation is provided solely for the US 395/Lind Road Intersection
2 project (L2200086).

3 **Sec. 905.** 2012 c 86 s 306 (uncodified) is amended to read as
4 follows:

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

6	Transportation Partnership Account--State	
7	Appropriation	((\$44,463,000))
8		<u>\$29,328,000</u>
9	Motor Vehicle Account--State Appropriation	((\$81,741,000))
10		<u>\$81,286,000</u>
11	Motor Vehicle Account--Federal Appropriation	((\$540,306,000))
12		<u>\$532,549,000</u>
13	Motor Vehicle Account--Private/Local	
14	Appropriation	((\$21,585,000))
15		<u>\$20,318,000</u>
16	Tacoma Narrows Toll Bridge Account--State	
17	Appropriation	\$259,000
18	((Transportation 2003 Account (Nickel Account)--State	
19	 Appropriation	(\$23,000))
20	TOTAL APPROPRIATION	((\$691,877,000))
21		<u>\$663,740,000</u>

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

24 (1) Except as provided otherwise in this section, the entire
25 transportation 2003 account (nickel account) appropriation and the
26 entire transportation partnership account appropriation are provided
27 solely for the projects and activities as listed by ~~((fund,~~)
28 ~~project(, and amount))~~ in LEAP Transportation Document 2012-2 as
29 developed March 8, 2012, Program - Highway Preservation Program (P).
30 ~~((However, limited transfers of specific line item project~~
31 ~~appropriations may occur between projects for those amounts listed~~
32 ~~subject to the conditions and limitations in section 603 of this act.))~~

33 (2) The department of transportation shall continue to implement
34 the lowest life-cycle cost planning approach to pavement management
35 throughout the state to encourage the most effective and efficient use
36 of pavement preservation funds. Emphasis should be placed on

1 increasing the number of roads addressed on time and reducing the
2 number of roads past due.

3 (3) Within the motor vehicle account--state appropriation and motor
4 vehicle account--federal appropriation, the department may transfer
5 funds between programs I and P, except for funds that are otherwise
6 restricted in this act.

7 (4) The department shall apply for surface transportation program
8 enhancement funds to be expended in lieu of or in addition to state
9 funds for eligible costs of projects in programs I and P.

10 (5) The motor vehicle account--state appropriation includes up to
11 \$17,652,000 in proceeds from the sale of bonds authorized in RCW
12 47.10.843.

13 (6) The department must work with cities and counties to develop a
14 comparison of direct and indirect labor costs, overhead rates, and
15 other costs for high-cost bridge inspections charged by the state,
16 counties, and other entities. The comparison is due to the
17 transportation committees of the legislature on September 1, 2011.

18 (7) (~~(\$789,000)~~) \$738,965 of the motor vehicle account--federal
19 appropriation and (~~(\$6,000)~~) \$55,648 of the motor vehicle account--
20 state appropriation are provided solely for the environmental impact
21 statement and preliminary planning for the replacement of the state
22 route number 9 Snohomish river bridge (project L2000018).

23 (8) (~~(\$10,843,000)~~) \$9,745,419 of the motor vehicle account--
24 federal appropriation, (~~(\$1,992,000)~~) \$1,843,679 of the motor vehicle
25 account--private/local appropriation, and (~~(\$390,000)~~) \$355,775 of the
26 motor vehicle account--state appropriation are provided solely for the
27 SR 21/Keller Ferry - Replace Boat project (602110J).

28 (9) (~~(\$165,000)~~) \$226,850 of the motor vehicle account--federal
29 appropriation is provided solely for the I-90/Ritzville to Tokio -
30 Paving of Outside Lanes project (609041G).

31 (10) (~~(\$5,565,000)~~) \$5,564,772 of the motor vehicle account--
32 federal appropriation (~~and \$232,000~~), \$84,411 of the motor vehicle
33 account--state appropriation, and \$147,455 of the highway safety
34 account--state appropriation are provided solely for the SR
35 167/Puyallup River Bridge Replacement project (316725A). This project
36 must be completed as a design-build project. The department must work
37 with local jurisdictions and the community during the environmental
38 review process to develop appropriate esthetic design elements, at no

1 additional cost to the department, and traffic management plans
2 pertaining to this project. The department must report to the
3 transportation committees of the legislature on estimated cost and/or
4 time savings realized as a result of using the design-build process.

5 (11) \$507,000 of the motor vehicle account--federal appropriation
6 and \$13,000 of the motor vehicle account--state appropriation are
7 provided solely for the SR 906/Travelers Rest - Building Renovation
8 project (090600A).

9 (12) The department shall submit a renewal and rehabilitation plan
10 for the new state route number 16 Tacoma Narrows bridge as a decision
11 package as part of its 2013-2015 biennial budget submittal.

12 **Sec. 906.** 2012 c 86 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	((\$8,779,000))
17		<u>\$8,801,000</u>
18	Motor Vehicle Account--Federal Appropriation	((\$7,283,000))
19		<u>\$7,184,000</u>
20	TOTAL APPROPRIATION	((\$16,062,000))
21		<u>\$15,985,000</u>

22 The appropriations in this section are subject to the following
23 conditions and limitations: \$1,000,000 of the motor vehicle account--
24 state appropriation for project 000005Q is provided solely for state
25 matching funds for federally selected competitive grants or
26 congressional earmark projects. These moneys must be placed into
27 reserve status until such time as federal funds are secured that
28 require a state match.

29 **Sec. 907.** 2012 c 86 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	((\$61,965,000))
35		<u>\$63,240,000</u>
36	Puget Sound Capital Construction Account--Federal	

1	Appropriation	((\$61,736,000))
2		<u>\$63,608,000</u>
3	Puget Sound Capital Construction Account--Private/Local	
4	Appropriation	((\$200,000))
5		<u>\$356,000</u>
6	Transportation 2003 Account (Nickel Account)--State	
7	Appropriation	\$119,928,000
8	Transportation Partnership Account--State	
9	Appropriation	\$12,838,000
10	Multimodal Transportation Account--State	
11	Appropriation	((\$27,527,000))
12		<u>\$27,283,000</u>
13	TOTAL APPROPRIATION	((\$284,194,000))
14		<u>\$287,253,000</u>

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

17 (1) Except as provided otherwise in this section, the entire
18 appropriations in this section are provided solely for the projects and
19 activities as listed in LEAP Transportation Document 2012-1 ALL
20 PROJECTS as developed March 8, 2012, Program - Washington State Ferries
21 Capital Program (W).

22 (2) The department shall work with the department of archaeology
23 and historic preservation to ensure that the cultural resources
24 investigation is properly conducted on all large ferry terminal
25 projects. These projects must be conducted with active archaeological
26 management.

27 (3) The multimodal transportation account--state appropriation
28 includes up to \$27,527,000 in proceeds from the sale of bonds
29 authorized in RCW 47.10.867.

30 (4) The Puget Sound capital construction account--state
31 appropriation includes up to \$45,000,000 in proceeds from the sale of
32 bonds authorized in RCW 47.10.843.

33 (5) \$17,970,000 of the transportation 2003 account (nickel
34 account)--state appropriation is provided solely for the acquisition of
35 new Kwa-di-tabil class ferry vessels (project 944470A) subject to the
36 conditions of RCW 47.56.780.

37 (6) \$25,404,000 of the multimodal transportation account--state
38 appropriation, \$1,000,000 of the Puget Sound capital construction

1 account--federal appropriation, \$11,500,000 of the transportation
2 partnership account--state appropriation, and \$85,924,000 of the
3 transportation 2003 account (nickel account)--state appropriation are
4 provided solely for the acquisition of one 144-car vessel (project
5 L2200038). The department shall use as much already procured equipment
6 as practicable on the 144-car vessel. The vendor must present to the
7 joint transportation committee and the office of financial management,
8 by August 15, 2011, a list of options that will result in significant
9 cost savings changes in terms of construction or the long-term
10 maintenance and operations of the vessel. The vendor must allow for
11 exercising the options without a penalty. If neither chapter ...
12 (Engrossed Substitute Senate Bill No. 5742), Laws of 2011 nor chapter
13 ... (House Bill No. 2083), Laws of 2011 is enacted by June 30, 2011,
14 \$75,000,000 of the transportation 2003 account (nickel account)--state
15 appropriation in this subsection lapses.

16 (7) \$5,749,000 of the total appropriation is provided solely for
17 continued permitting work on the Mukilteo ferry terminal (project
18 952515P). The department shall seek additional federal funding for
19 this project. Prior to beginning terminal improvements, the department
20 shall report to the legislature on the final environmental impact
21 statement by December 31, 2012. The report must include an overview of
22 the costs and benefits of each of the alternatives considered, as well
23 as an identification of costs and a funding plan for the preferred
24 alternative.

25 (8) The department shall review all terminal project cost estimates
26 to identify projects where similar design requirements could result in
27 reduced preliminary engineering or miscellaneous items costs. The
28 department shall report to the legislature by September 1, 2011. The
29 report must use programmatic design and include estimated cost savings
30 by reducing repetitive design costs or miscellaneous costs, or both,
31 applied to projects.

32 (9) (~~(\$3,000,000)~~) \$6,000,000 of the Puget Sound capital
33 construction account--state appropriation is provided solely for
34 emergency capital repair costs (project 999910K). Funds may be spent
35 only after approval from the office of financial management.

36 (10) \$4,851,000 of the Puget Sound capital construction account--
37 state appropriation is provided solely for the reservation and
38 communications system projects (L200041 & L200042).

1 (11) \$1,000,000 of the Puget Sound capital construction account--
2 state appropriation is provided solely for security and operational
3 planning as a first step in introducing liquid natural gas (LNG) to the
4 Washington ferry fleet, including the issuance of a request for
5 proposals (RFP). \$750,000 is provided solely for the department to
6 work with appropriate agencies of the state and federal government to
7 amend the state's current alternative security plan to account for the
8 use of LNG as a propulsion fuel in the ferry fleet, and to begin public
9 outreach efforts. \$250,000 is provided solely to issue an RFP for a
10 design-build contract to fully convert the existing diesel powered
11 Issaquah class fleet to be solely powered by LNG. The successful
12 bidder must be awarded the \$250,000 appropriation and must be able to
13 offer detailed design services, attain coast guard approval regarding
14 vessel safety and any other requirements pertaining to design, acquire
15 engines with LNG as a sole fuel source, provide public outreach and
16 education regarding the conversion of ferry vessels to LNG, perform all
17 conversion work, and supply dependable and suitable quantities of LNG.
18 The RFP must include incentives for proposals that include alternative
19 financing arrangements, such as a delayed payment plan based on fuel
20 savings. To the extent allowable under current law, the bidder awarded
21 the design-build contract for converting the Issaquah fleet to LNG
22 under this subsection must be given bidding preferences in any future
23 LNG-related ferry proposals or projects. The RFP referenced in this
24 subsection must be issued by the department by August 1, 2012. The
25 department must provide a report to the joint transportation committee
26 on the development of the RFP in July 2012 and an update report again
27 in September 2012.

28 (12) (~~(\$500,000)~~) \$1,200,000 of the Puget Sound capital
29 construction account--state appropriation is provided solely for the
30 ADA visual paging project (L2200083). If any new federal grants are
31 received by the department that may supplant the state funds in this
32 appropriation, the state funds in this appropriation must be placed in
33 unallotted status.

34 (13) Consistent with RCW 47.60.662, which requires the Washington
35 state ferry system to collaborate with passenger-only ferry and transit
36 providers to provide service at existing terminals, the department
37 shall ensure that multimodal access, including for passenger-only

1 ferries and transit service providers, is not precluded by any future
2 modifications at the terminal.

3 **Sec. 908.** 2012 c 86 s 309 (uncodified) is amended to read as
4 follows:

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

6	Essential Rail Assistance Account--State	
7	Appropriation	\$1,565,000
8	Transportation Infrastructure Account--State	
9	Appropriation	\$5,693,000
10	Multimodal Transportation Account--State	
11	Appropriation	((\$58,220,000))
12		<u>\$43,355,000</u>
13	Multimodal Transportation Account--Federal	
14	Appropriation	((\$236,597,000))
15		<u>\$181,634,000</u>
16	Multimodal Transportation Account--Private/Local	
17	Appropriation	((\$1,010,000))
18		<u>\$1,096,000</u>
19	TOTAL APPROPRIATION	((\$303,085,000))
20		<u>\$233,343,000</u>

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

23 (1)(a) Except as provided otherwise in this section, the entire
24 appropriations in this section are provided solely for the projects and
25 activities as listed by project (~~and amount~~) in LEAP Transportation
26 Document 2012-1 ALL PROJECTS as developed March 8, 2012, Program-Rail
27 Capital Program (Y).

28 (b) Within the amounts provided in this section, \$4,757,000 of the
29 transportation infrastructure account--state appropriation is for low-
30 interest loans through the freight rail investment bank program for
31 specific projects listed as recipients of these loans in the LEAP
32 transportation document identified in (a) of this subsection. The
33 department shall issue freight rail investment bank program loans with
34 a repayment period of no more than ten years, and only so much interest
35 as is necessary to recoup the department's costs to administer the
36 loans.

1 (c) Within the amounts provided in this section, \$2,047,000 of the
2 multimodal transportation account--state appropriation, \$10,000 of the
3 multimodal transportation account--private/local appropriation, and
4 \$1,000,000 of the essential rail assistance account--state
5 appropriation are for statewide emergent freight rail assistance
6 projects identified in the LEAP transportation document identified in
7 (a) of this subsection.

8 (2)(a) The department shall issue a call for projects for the
9 freight rail investment bank (FRIB) loan program and the emergent
10 freight rail assistance program (FRAP) grants, and shall evaluate the
11 applications according to the cost-benefit methodology developed during
12 the 2008 interim using the legislative priorities specified in (c) of
13 this subsection. Unsuccessful FRAP grant applicants should be
14 encouraged to apply to the FRIB loan program, if eligible. By November
15 1, 2012, the department shall submit a prioritized list of recommended
16 projects to the office of financial management and the transportation
17 committees of the legislature.

18 (b) When the department identifies a prospective rail project that
19 may have strategic significance for the state, or at the request of a
20 proponent of a prospective rail project or a member of the legislature,
21 the department shall evaluate the prospective project according to the
22 cost-benefit methodology developed during the 2008 interim using the
23 legislative priorities specified in (c) of this subsection. The
24 department shall report its cost-benefit evaluation of the prospective
25 rail project, as well as the department's best estimate of an
26 appropriate construction schedule and total project costs, to the
27 office of financial management and the transportation committees of the
28 legislature.

29 (c) The legislative priorities to be used in the cost-benefit
30 methodology are, in order of relative importance:

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

33 (ii) Self-sustaining economic development that creates family-wage
34 jobs;

35 (iii) Preservation of transportation corridors that would otherwise
36 be lost;

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

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

3 (vi) Mitigation of impacts of increased rail traffic on
4 communities.

5 (3) The department is directed to expend unallocated federal rail
6 crossing funds in lieu of or in addition to state funds for eligible
7 costs of projects in program Y.

8 (4) The department shall provide quarterly reports to the office of
9 financial management and the transportation committees of the
10 legislature regarding applications that the department submits for
11 federal funds and the status of such applications.

12 (5) The multimodal transportation account--state appropriation
13 includes up to \$12,103,000 in proceeds from the sale of bonds
14 authorized in RCW 47.10.867.

15 (6) The Burlington Northern Santa Fe Skagit river bridge is an
16 integral part of the rail system. Constructed in 1916, the bridge does
17 not meet current design standards and is at risk during flood events
18 that occur on the Skagit river. The department shall work with
19 Burlington Northern Santa Fe and local jurisdictions to secure federal
20 funding for the Skagit river bridge and to develop an appropriate
21 replacement plan and schedule.

22 (7) \$218,341,000 of the multimodal transportation account--federal
23 appropriation and \$3,639,000 of the multimodal transportation account--
24 state appropriation are provided solely for expenditures related to
25 passenger high-speed rail grants. At one and one-half percent of the
26 total project funds, the multimodal transportation account--state funds
27 are provided solely for expenditures that are not federally
28 reimbursable. Funding in this subsection is the initial portion of
29 multiyear high-speed rail program grants awarded to Washington state
30 for high-speed intercity passenger rail investments. Funding will
31 allow for two additional round trips between Seattle and Portland and
32 other rail improvements.

33 (8) \$750,000 of the multimodal transportation account--state
34 appropriation is provided solely for the Port of Royal Slope
35 rehabilitation project (L1000053). Funding is contingent upon the
36 project completing the rail cost-benefit methodology process developed
37 during the 2008 interim using the legislative priorities outlined in
38 subsection (2)(c) of this section.

1 (9) As allowable under federal rail authority rules and existing
2 competitive bidding practices, when purchasing new train sets, the
3 department shall give preference to bidders that propose train sets
4 with characteristics and maintenance requirements most similar to those
5 currently owned by the department.

6 (10) Funds generated by the grain train program are solely for
7 operating, sustaining, and enhancing the grain train program including,
8 but not limited to, operations, capital investments, inspection,
9 developing business plans for future growth, and fleet management. Any
10 funds deemed by the department, in consultation with relevant port
11 districts, to be in excess of current operating needs or capital
12 reserves of the grain train program may be transferred from the
13 miscellaneous program account to the essential rail assistance account
14 for the purpose of sustaining the grain train program through
15 maintaining the Palouse river and Coulee City railroad line, on which
16 the grain train program operates.

17 (11) \$500,000 of the essential rail assistance account--state
18 appropriation is provided solely for the purpose of rehabilitation and
19 maintenance of the Palouse river and Coulee City railroad line.
20 Expenditures from this appropriation may not exceed the combined total
21 of:

22 (a) The revenues deposited into the essential rail assistance
23 account from leases and sale of property pursuant to RCW 47.76.290; and

24 (b) Revenues transferred from the miscellaneous program account for
25 the purpose of sustaining the grain train program through maintaining
26 the Palouse river and Coulee City railroad line.

27 (12) \$200,000 of the multimodal transportation account--state
28 appropriation is provided solely for the Clark county chelatchie
29 prairie rail road (project L2200085).

30 **Sec. 909.** 2012 c 86 s 310 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
33 **CAPITAL**

34 Highway Infrastructure Account--State Appropriation	\$207,000
35 Highway Infrastructure Account--Federal	
36 Appropriation	\$1,602,000
37 Motor Vehicle Account--State Appropriation	((\$4,179,000))

1		<u>\$2,072,000</u>
2	Motor Vehicle Account--Federal Appropriation	((\$37,935,000))
3		<u>\$21,502,000</u>
4	Freight Mobility Investment Account--State	
5	Appropriation	((\$11,278,000))
6		<u>\$5,044,000</u>
7	Transportation Partnership Account--State	
8	Appropriation	((\$7,181,000))
9		<u>\$4,265,000</u>
10	Freight Mobility Multimodal Account--State	
11	Appropriation	((\$15,668,000))
12		<u>\$12,168,000</u>
13	Freight Mobility Multimodal Account--Local	
14	Appropriation	((\$2,834,000))
15		<u>\$960,000</u>
16	Multimodal Transportation Account--State	
17	Appropriation	((\$22,575,000))
18		<u>\$17,398,000</u>
19	Passenger Ferry Account--State Appropriation	\$1,115,000
20	TOTAL APPROPRIATION	((\$104,574,000))
21		<u>\$66,333,000</u>

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

24 (1) \$1,115,000 of the passenger ferry account--state appropriation
25 is provided solely for near and long-term costs of capital improvements
26 and operating expenses that are consistent with the business plan
27 approved by the governor for passenger ferry service.

28 (2) The department shall apply for surface transportation program
29 enhancement funds to be expended in lieu of or in addition to state
30 funds for eligible costs of projects in local programs, program
31 Z--capital.

32 (3) Federal funds may be transferred from program Z to programs I
33 and P and state funds must be transferred from programs I and P to
34 program Z to replace those federal funds in a dollar-for-dollar match.
35 Fund transfers authorized under this subsection shall not affect
36 project prioritization status. Appropriations must initially be
37 allotted as appropriated in this act. The department may not transfer
38 funds as authorized under this subsection without approval of the

1 office of financial management. The department shall submit a report
2 on those projects receiving fund transfers to the office of financial
3 management and the transportation committees of the legislature by
4 December 1, 2011, and December 1, 2012.

5 (4) The city of Winthrop may utilize a design-build process for the
6 Winthrop bike path project.

7 (5) \$14,813,000 of the multimodal transportation account--state
8 appropriation, \$12,804,000 of the motor vehicle account--federal
9 appropriation, and \$6,241,000 of the transportation partnership
10 account--state appropriation are provided solely for the pedestrian and
11 bicycle safety program projects and safe routes to schools program
12 projects identified in: LEAP Transportation Document 2011-A,
13 pedestrian and bicycle safety program projects and safe routes to
14 schools program projects, as developed April 19, 2011; LEAP
15 Transportation Document 2009-A, pedestrian and bicycle safety program
16 projects and safe routes to schools program projects, as developed
17 March 30, 2009; LEAP Transportation Document 2007-A, pedestrian and
18 bicycle safety program projects and safe routes to schools program
19 projects, as developed April 20, 2007; and LEAP Transportation Document
20 2006-B, pedestrian and bicycle safety program projects and safe routes
21 to schools program projects, as developed March 8, 2006. Projects must
22 be allocated funding based on order of priority. The department shall
23 review all projects receiving grant awards under this program at least
24 semiannually to determine whether the projects are making satisfactory
25 progress. Any project that has been awarded funds, but does not report
26 activity on the project within one year of the grant award must be
27 reviewed by the department to determine whether the grant should be
28 terminated. The department shall promptly close out grants when
29 projects have been completed, and identify where unused grant funds
30 remain because actual project costs were lower than estimated in the
31 grant award.

32 (6) Except as provided otherwise in this section, the entire
33 appropriations in this section are provided solely for the projects and
34 activities as listed by project and amount in LEAP Transportation
35 Document 2012-1 ALL PROJECTS as developed March 8, 2012, Program -
36 Local Program (Z).

37 (7) For the 2011-2013 project appropriations, unless otherwise
38 provided in this act, the director of the office of financial

1 management may authorize a transfer of appropriation authority between
2 projects managed by the freight mobility strategic investment board and
3 may also advance projects in future biennia, as identified in LEAP
4 Transportation Document 2012-1 ALL PROJECTS as developed March 8, 2012,
5 into the current biennium in order for the board to manage project
6 spending and efficiently deliver all projects in the respective
7 program.

8 (8) With each department budget submittal, the department shall
9 provide an update on the status of the repayment of the twenty million
10 dollars of unobligated federal funds authority advanced by the
11 department in September 2010 to the city of Tacoma for the Murray
12 Morgan/11th Street bridge project.

13 (9) If funding is specifically designated in this act for main
14 street projects, the department shall prepare a list of projects that
15 is consistent with chapter 257, Laws of 2011, for approval in the 2013-
16 2015 fiscal biennium.

17 (10) \$267,000 of the motor vehicle account--state appropriation and
18 (~~(\$2,859,000)~~) \$233,000 of the motor vehicle account--federal
19 appropriation are provided solely for completion of the US 101
20 northeast peninsula safety rest area and associated roadway
21 improvements east of Port Angeles at the Deer Park scenic view point
22 (3LP187A). The department must surplus any right-of-way previously
23 purchased for this project near Sequim. Approval to proceed with
24 construction is contingent on surplus of previously purchased right-of-
25 way.

26 (11) Up to (~~(\$3,702,000)~~) \$625,000 of the motor vehicle account--
27 federal appropriation and (~~(\$75,000)~~) \$20,000 of the motor vehicle
28 account--state appropriation are provided solely to reimburse the
29 cities of Kirkland and Redmond for pavement and bridge deck
30 rehabilitation on state route number 908 (1LP611A). These funds may
31 not be expended unless the cities sign an agreement stating that the
32 cities agree to take ownership of state route number 908 in its
33 entirety and agree that the payment of these funds represents the
34 entire state commitment to the cities for state route number 908
35 expenditures.

36 (12) \$225,000 of the multimodal transportation account--state
37 appropriation is provided solely for the Shell Valley emergency road
38 and bicycle/pedestrian path (L1000036).

1 (13) \$188,000 of the motor vehicle account--state appropriation is
2 provided solely for flood reduction solutions on state route number 522
3 caused by the lower McAleer and Lyon creek basins (L1000041).

4 (14) (~~(\$896,000)~~) \$595,000 of the multimodal transportation
5 account--state appropriation is provided solely for realignment of
6 Parker Road and construction of secondary access off of state route
7 number 20 (L2200040).

8 (15) An additional \$2,500,000 of the motor vehicle account--federal
9 appropriation is provided solely for the Strander Blvd/SW 27th St
10 Connection project (1LP902F), which amount is reflected in the LEAP
11 transportation document identified in subsection (6) of this section.
12 These funds may only be committed if needed, may not be used to
13 supplant any other committed project partnership funding, and must be
14 the last funds expended.

15 (16) (~~(\$500,000)~~) \$80,000 of the motor vehicle account--federal
16 appropriation is provided solely for safety improvements at the
17 intersection of South Wapato and McDonald Road (L1000052).

18 (17) (~~(\$2,000,000)~~) \$400,000 of the multimodal transportation
19 account--state appropriation is provided solely for the state route
20 number 432 rail realignment and highway improvements project
21 (L1000056).

22 (18) \$100,000 of the motor vehicle account--federal appropriation
23 is provided solely for state route number 164 and Auburn Way South
24 pedestrian improvements (L1000057).

25 (19) \$115,000 of the motor vehicle account--federal appropriation
26 is provided solely for median street lighting on state route number 410
27 (L1000058).

28 (20) \$60,000 of the multimodal transportation account--state
29 appropriation is provided solely for a cross docking study for the port
30 of Douglas county (L1000060).

31 (21) \$100,000 of the motor vehicle account--federal appropriation
32 is provided solely for city of Auburn - 8th and R Street NE
33 intersection improvements (L2200043).

34 (22) \$65,000 of the multimodal transportation account--state
35 appropriation is provided solely for the Puget Sound regional council
36 to further the implementation of multimodal concurrency practice
37 through a transit service overlay zone implemented at the local level
38 (L1000061). This approach will improve the linkage of land use and

1 transportation investment decisions, improve the efficiency of transit
2 service by encouraging transit-supportive development, provide
3 incentives for developers, and support integrated regional growth,
4 economic development, and transportation plans. In carrying out this
5 work, the council shall involve representatives from cities and
6 counties, developers, transit agencies, and other interested
7 stakeholders, and shall consult with other regional transportation
8 planning organizations across the state. The council shall report the
9 results of their work and recommendations to the joint transportation
10 committee by December 2011, with a final report to the transportation
11 committees of the legislature by January 31, 2012.

12 (23) (~~(\$1,750,000)~~) \$650,000 of the motor vehicle account--federal
13 appropriation is provided solely for the SR 522 Improvements/61st
14 Avenue NE and NE 181st Street project (L1000055).

15 (24) The department shall implement a call for projects eligible
16 for the bicycle and pedestrian grant program similar to the call for
17 projects conducted in 2010, although the department may adjust the
18 criteria to include mobility and connectivity. The department shall
19 include a list of prioritized bicycle and pedestrian grant projects for
20 approval in the 2013-2015 biennial transportation budget.

21 (25) \$100,000 of the multimodal transportation account--state
22 appropriation is provided solely for the design of a stand-alone ADA
23 accessible bicycle/pedestrian bridge across the Sultan river in the
24 city of Sultan (L1100044).

25 (26) (~~(\$445,000)~~) \$60,000 of the motor vehicle account--federal
26 appropriation is provided solely for pedestrian lighting on the main
27 span of the Chehalis river bridge in Aberdeen (L1100046).

28 ~~(27) (~~(\$500,000 of the motor vehicle account--federal appropriation~~~~
29 ~~is provided solely for resurfacing Alder Avenue in the city of Sultan~~
30 ~~(L1100047)).~~

31 ~~(28) ~~(\$800,000)~~)~~ \$1,700,000 of the motor vehicle account--federal
32 appropriation is provided solely for rights-of-way acquisition on state
33 route number 516 from Jenkins creek to 185th (L2000017).

34 ~~((29) ~~\$1,100,000 of the motor vehicle account--federal~~~~
35 ~~appropriation is provided solely for traffic analysis, right-of-way,~~
36 ~~and design work on the 31st Avenue Southwest overpass on Puyallup's~~
37 ~~South Hill (L1100048)).~~

1	Transportation Partnership Account--State	
2	Appropriation	((\$3,654,000))
3		<u>\$5,493,000</u>
4	Motor Vehicle Account--State Appropriation	((\$382,000))
5		<u>\$491,000</u>
6	Transportation 2003 Account (Nickel Account)--State	
7	Appropriation	((\$1,305,000))
8		<u>\$2,331,000</u>
9	Transportation Improvement Account--State	
10	Appropriation	\$29,000
11	Multimodal Transportation Account--State	
12	Appropriation	((\$158,000))
13		<u>\$344,000</u>
14	Toll Facility Bond Retirement Account--State	
15	Appropriation	((\$48,807,000))
16		<u>\$41,320,000</u>
17	Toll Facility Bond Retirement Account--Federal	
18	Appropriation	((\$7,500,000))
19		<u>\$22,149,000</u>
20	TOTAL APPROPRIATION	((\$1,015,913,000))
21		<u>\$1,083,326,000</u>

22 **Sec. 1002.** 2012 c 86 s 402 (uncodified) is amended to read as
23 follows:

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

27	State Route Number 520 Corridor Account--State	
28	Appropriation	((\$960,000))
29		<u>\$1,383,000</u>
30	Transportation Partnership Account--State	
31	Appropriation	((\$587,000))
32		<u>\$1,054,000</u>
33	Motor Vehicle Account--State Appropriation	((\$58,000))
34		<u>\$88,000</u>
35	Transportation 2003 Account (Nickel Account)--State	
36	Appropriation	((\$255,000))
37		<u>\$432,000</u>

1 Transportation Improvement Account--State Appropriation \$5,000
 2 Multimodal Transportation Account--State
 3 Appropriation ((~~\$23,000~~))
 4 \$61,000
 5 TOTAL APPROPRIATION ((~~\$1,888,000~~))
 6 \$3,023,000

7 **Sec. 1003.** 2012 c 86 s 404 (uncodified) is amended to read as
 8 follows:

9 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**

10 Motor Vehicle Account--State Appropriation for motor
 11 vehicle fuel tax distributions to cities and
 12 counties ((~~\$470,701,000~~))
 13 \$466,132,000

14 **Sec. 1004.** 2012 c 86 s 405 (uncodified) is amended to read as
 15 follows:

16 **FOR THE STATE TREASURER--TRANSFERS**

17 Motor Vehicle Account--State Appropriation: For
 18 motor vehicle fuel tax refunds and statutory
 19 transfers ((~~\$1,227,005,000~~))
 20 \$1,361,450,000

21 **Sec. 1005.** 2012 c 86 s 406 (uncodified) is amended to read as
 22 follows:

23 **FOR THE DEPARTMENT OF LICENSING--TRANSFERS**

24 Motor Vehicle Account--State Appropriation: For
 25 motor vehicle fuel tax refunds and transfers . . . ((~~\$151,870,000~~))
 26 \$146,303,000

27 **Sec. 1006.** 2012 c 86 s 407 (uncodified) is amended to read as
 28 follows:

29 **FOR THE STATE TREASURER--ADMINISTRATIVE TRANSFERS**

30 (1) Motor Vehicle Account--State Appropriation:
 31 For transfer to the Puget Sound Ferry Operations
 32 Account--State \$45,500,000
 33 (2) Recreational Vehicle Account--State
 34 Appropriation: For transfer to the Motor Vehicle

1 Account--State \$1,150,000
2 (3) License Plate Technology Account--State
3 Appropriation: For transfer to the Highway Safety
4 Account--State \$3,000,000
5 (4) Multimodal Transportation Account--State
6 Appropriation: For transfer to the Puget Sound
7 Ferry Operations Account--State \$42,000,000
8 (5) Highway Safety Account--State Appropriation:
9 For transfer to the Motor Vehicle Account--State \$23,000,000
10 (6) Advanced Right-of-Way Revolving Fund: For
11 transfer to the Motor Vehicle Account--State \$5,000,000
12 (7) Rural Mobility Grant Program Account--State
13 Appropriation: For transfer to the Multimodal
14 Transportation Account--State \$3,000,000
15 (8) Motor Vehicle Account--State
16 Appropriation: For transfer to the State Patrol
17 Highway Account--State ((~~\$16,000,000~~))
18 \$17,500,000
19 (9) State Route Number 520 Corridor
20 Account--State Appropriation: For transfer to the
21 Motor Vehicle Account--State \$58,000
22 (10) Motor Vehicle Account--State
23 Appropriation: For transfer to the Special Category C
24 Account--State \$2,500,000
25 (11) Regional Mobility Grant Program
26 Account--State Appropriation: For transfer to the
27 Multimodal Transportation Account--State \$1,000,000
28 (12) State Patrol Highway Account--State
29 Appropriation: For transfer to the Vehicle
30 Licensing Fraud Account--State \$100,000
31 (13) Capital Vessel Replacement Account--State
32 Appropriation: For transfer to the Transportation 2003
33 Account (Nickel Account)--State ((~~\$6,367,000~~))
34 \$6,299,000
35 (14) Multimodal Transportation Account--State
36 Appropriation: For transfer to the Public Transportation
37 Grant Program Account--State for the purposes of
38 distributions of \$3,000,000 on each of the last

1 working days of December, March, and June in fiscal
2 year 2013 \$9,000,000

3 (15) The transfers identified in this section are subject to the
4 following conditions and limitations:

5 (a) The transfer in subsection (9) of this section represents the
6 repayment of an amount equal to subprogram B5 expenditures that
7 occurred in the motor vehicle account in the 2009-2011 fiscal biennium.

8 (b) The amount transferred in subsection (2) of this section shall
9 not exceed the expenditures incurred from the motor vehicle account--
10 state for the recreational vehicle sanitary disposal systems program.

11 **CONDITIONALLY ADDITIVE APPROPRIATIONS**

12 **Sec. 1101.** 2011 c 367 s 702 (uncodified) is amended to read as
13 follows:

14 **FOR THE WASHINGTON STATE PATROL**

15	State Patrol Highway Account--State Appropriation	\$3,500,000
16	Highway Safety Account--State Appropriation	(\$6,000,000)
17		<u>\$5,552,000</u>
18	TOTAL APPROPRIATION	(\$9,500,000)
19		<u>\$9,052,000</u>

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

22 (1) \$1,642,000 of the state patrol highway account--state
23 appropriation is provided solely for the auto theft investigation units
24 in King county, the city of Spokane, and the city of Tacoma.

25 (2) ~~(\$5,000,000)~~ \$4,552,000 of the highway safety account--state
26 appropriation is provided solely to train an additional trooper cadet
27 class in the current biennium.

28 **Sec. 1102.** 2011 c 367 s 710 (uncodified) is amended to read as
29 follows:

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

32	Transportation 2003 Account	
33	(Nickel Account)--State Appropriation	(\$130,000,000)
34		<u>\$43,447,000</u>

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

3 (1) The appropriation in this section is provided solely for the
4 purposes of constructing a ferry boat vessel with a carrying capacity
5 of at least one hundred forty-four cars. The remaining bond proceeds
6 of \$86,553,000 are available in the 2013-2015 fiscal biennium.

7 (2) The appropriation in this section includes up to \$130,000,000
8 in proceeds from the sale of bonds authorized in RCW 47.10.861.

9 **Sec. 1103.** 2011 c 367 s 711 (uncodified) is amended to read as
10 follows:

11 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
12 **CAPITAL**

13 Highway Safety Account--State Appropriation ((\$3,000,000))
14 \$1,500,000

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

17 ~~(1) \$750,000 of the highway safety account--state appropriation is~~
18 ~~provided solely to the freight mobility strategic investment board for~~
19 ~~grants to meet urgent freight corridor improvement and preservation~~
20 ~~needs, including advancing projects that are identified in LEAP~~
21 ~~Transportation Document 2012-1 ALL PROJECTS as developed March 8, 2012,~~
22 ~~and for other projects that meet the board's criteria.~~

23 ~~(2) \$2,250,000 of the highway safety account--state appropriation~~
24 ~~is provided solely for safe routes to schools program projects, in rank~~
25 ~~order, and identified as contingency projects in the LEAP~~
26 ~~Transportation Document 2011-A, pedestrian and bicycle safety program~~
27 ~~projects and safe routes to school program projects, referenced in~~
28 ~~chapter 367, Laws of 2011 (the omnibus transportation appropriations~~
29 ~~act).))~~

30 **MISCELLANEOUS 2011-2013 FISCAL BIENNIUM**

31 NEW SECTION. **Sec. 1201.** The appropriations to the department of
32 transportation in chapter 86, Laws of 2012 and this act must be
33 expended for the programs and in the amounts specified in this act.
34 However, after May 1, 2013, unless specifically prohibited, the

1 department may transfer state appropriations for the 2011-2013 fiscal
2 biennium among programs after approval by the director of the office of
3 financial management. However, the department shall not transfer state
4 moneys that are provided solely for a specific purpose. The department
5 shall not transfer funds, and the director of the office of financial
6 management shall not approve the transfer, unless the transfer is
7 consistent with the objective of conserving, to the maximum extent
8 possible, the expenditure of state funds and not federal funds. The
9 director of the office of financial management shall notify the
10 appropriate transportation committees of the legislature prior to
11 approving any allotment modifications or transfers under this section.
12 The written notification must include a narrative explanation and
13 justification of the changes, along with expenditures and allotments by
14 program and appropriation, both before and after any allotment
15 modifications or transfers.

16

MISCELLANEOUS

17 NEW SECTION. **Sec. 1301.** If any provision of this act or its
18 application to any person or circumstance is held invalid, the
19 remainder of the act or the application of the provision to other
20 persons or circumstances is not affected.

21 NEW SECTION. **Sec. 1302.** This act is necessary for the immediate
22 preservation of the public peace, health, or safety, or support of the
23 state government and its existing public institutions, and takes effect
24 immediately.

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