

2 **SHB 1125 - H AMD 0395 ADOPTED 5/18/99**

3 By Representatives K. Schmidt and Fisher

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. Sec. 1. (1) The transportation budget of the state
8 is hereby adopted and, subject to the provisions hereinafter set forth,
9 the several amounts hereinafter specified, or as much thereof as may be
10 necessary to accomplish the purposes designated, are hereby
11 appropriated from the several accounts and funds hereinafter named to
12 the designated state agencies and offices for employee compensation and
13 other expenses, for capital projects, and for other specified purposes,
14 including the payment of any final judgments arising out of such
15 activities, for the period ending June 30, 2001.

16 (2) Legislation with fiscal impacts enacted in the 1997 or 1998
17 legislative session not assumed in this act are not funded in the 1997-
18 99 transportation budget.

19 (3) Legislation with fiscal impacts enacted in the 1999 legislative
20 session not assumed in this act are not funded in the 1999-01
21 transportation budget.

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

24 (a) "Fiscal year 2000" or "FY 2000" means the fiscal year ending
25 June 30, 2000.

26 (b) "Fiscal year 2001" or "FY 2001" means the fiscal year ending
27 June 30, 2001.

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

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

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

33 (f) "Performance-based budgeting" means a budget that bases
34 resource needs on quantified outcomes and results expected from use of
35 the total appropriation. "Performance-based budgeting" does not mean

1 incremental budgeting that focuses on justifying changes from the
2 historic budget or to line-item input-driven budgets.

3 (g) "Goals" means the statements of purpose that identify a desired
4 result or outcome. The statements shall be realistic, achievable,
5 directive, assignable, evaluative, and logically linked to the agency's
6 mission and statutory mandate.

7 (h) "Strategic plan" means the strategies agencies create for
8 investment choices in the future. All agency strategic plans shall
9 present alternative investment strategies for providing services.

10 (i) "Enacted in the form passed by the legislature" means the
11 referenced bill, as identified by a four-digit number, was:

12 (i) Passed by the legislature and enacted either with no provisions
13 vetoed by the governor or with only ministerial or de minimus changes
14 resulting from a partial veto; or

15 (ii) Attached in full onto another bill as an amendment and the
16 entire bill, including the amendment, was passed by the legislature and
17 enacted either with no provisions vetoed by the governor or with only
18 ministerial or de minimus changes resulting from a partial veto.

19 NEW SECTION. **Sec. 2.** The legislature recognizes that the 1999
20 endangered species act listing or proposed listing of salmonid species
21 throughout the state of Washington may require increased operational
22 and capital expenditures for transportation. As the state's fiscal
23 obligations pursuant to the listing or proposed listing become clearer
24 over time, it may be necessary to revisit funding decisions reflected
25 in this act in order to shift resources to meet those obligations. The
26 department of transportation, the transportation improvement board, and
27 the county road administration board shall report to the legislature on
28 December 1, 1999, on capital project delay impacts, including impact on
29 costs and project delivery, due to the endangered species act listing
30 or proposed listing.

31 **PART I**

32 **GENERAL GOVERNMENT AGENCIES--OPERATING**

33 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF AGRICULTURE**
34 Motor Vehicle Account--State Appropriation \$ 327,000

35 The appropriation in this section is subject to the following
36 conditions and limitations and specified amounts are provided solely

1 for that activity: The entire appropriation is provided solely for
2 costs associated with the motor fuel quality program.

3 NEW SECTION. **Sec. 102. FOR THE LEGISLATIVE EVALUATION AND**
4 **ACCOUNTABILITY PROGRAM**

5 Motor Vehicle Account--State Appropriation \$ 900,000

6 The appropriation in this section is subject to the following
7 conditions and limitations and specified amounts are provided solely
8 for that activity:

9 (1) \$103,000 of the appropriation is provided solely for the local
10 government finance reporting system project. This amount shall lapse
11 unless \$207,000 is appropriated for this project from the state general
12 fund; and

13 (2) \$202,000 of the appropriation is provided solely for the
14 transportation infrastructure needs data base project. This amount
15 shall lapse unless \$405,000 is appropriated for this project in the
16 omnibus operations appropriations act.

17 (3) \$325,000 of the appropriation is provided solely for
18 contracting with the office of the state auditor for the collection of
19 local government fiscal data associated with the local government
20 finance reporting system. In implementing the reporting system, the
21 legislative evaluation and accountability program shall work with the
22 local government finance study technical advisory committee. The
23 committee shall include, but not be limited to, one member from the
24 senate and one member from the house of representatives. An alternate
25 legislator shall also be picked for each designated legislator to serve
26 in the event that the designated legislator is unable to fulfill his or
27 her duties on the committee. This amount shall lapse unless the
28 legislature appropriates \$325,000 for the same purpose by June 30,
29 1999, in the omnibus appropriations act.

30 NEW SECTION. **Sec. 103. FOR THE UTILITIES AND TRANSPORTATION**
31 **COMMISSION**

32 Grade Crossing Protective Account--
33 State Appropriation \$ 111,000

34 The appropriation in this section is subject to the following
35 conditions and limitations and specified amounts are provided solely
36 for that activity:

1 (1) The utilities and transportation commission shall develop a
2 competitive rail grade crossing safety grant program which will fully
3 fund selected safety projects to the extent allowable under chapter
4 81.53 RCW.

5 (2) Beginning on the effective date of this act through May 1,
6 2000, the utilities and transportation commission may not grant any new
7 certificates under chapter 81.68 RCW in any areas where a public
8 transportation system has been formed.

9 (3) The appropriation in this section is for the fiscal year ending
10 June 30, 2000.

11 (4) During the 1999 interim the legislative transportation
12 committees shall convene a task force to study issues related to the
13 siting of, and fees charged for the siting of, utility facilities on,
14 over, under, and along railroad rights of way.

15 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**
16 **COMMISSION**

17 Motor Vehicle Account--State Appropriation \$ 931,000

18 The appropriation in this section is subject to the following
19 conditions and limitations and specified amounts are provided solely
20 for that activity: A report of actual expenditures and descriptions of
21 the expenditures from the motor vehicle fund will be submitted to the
22 legislature with the governor's 2001-2003 biennial budget request.

23 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

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

26 Motor Vehicle Account--State Appropriation \$ 2,690,000

27 The appropriation in this section is subject to the following
28 conditions and limitations and specified amounts are provided solely
29 for that activity:

30 (1) \$900,000 is a reappropriation provided to complete the Cama
31 Beach project and the Damon point project funded in section 110,
32 chapter 457, Laws of 1997. The projects shall be completed by June 30,
33 2001. Upon completion of these projects any surplus funding may be
34 used for the projects listed in subsection (2) of this section.

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PART II
TRANSPORTATION AGENCIES

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

| | | |
|---|----|------------|
| Highway Safety Account--State Appropriation | \$ | 1,452,000 |
| Highway Safety Account--Federal Appropriation | \$ | 9,038,000 |
| School Zone Safety Account--State Appropriation | \$ | 1,004,000 |
| TOTAL APPROPRIATION | \$ | 11,494,000 |

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity: \$25,000 of the highway safety account--state is provided as a one-time appropriation to implement the Cooper Jones act, chapter 165, Laws of 1998.

NEW SECTION. **Sec. 202. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

| | | |
|---|----|---------|
| Pilotage Account--State Appropriation | \$ | 290,000 |
|---|----|---------|

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

| | | |
|---|----|-------------|
| Rural Arterial Trust Account--State Appropriation | \$ | 72,510,000 |
| Motor Vehicle Account--State Appropriation | \$ | 9,546,000 |
| Motor Vehicle Account--Private/Local Appropriation | \$ | 376,000 |
| County Arterial Preservation Account-- State Appropriation | \$ | 28,612,000 |
| TOTAL APPROPRIATION | \$ | 111,044,000 |

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity: \$8,000,000 of the motor vehicle account--state appropriation is provided solely for projects on the freight and goods systems on county roads.

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

| | | |
|---|----|-------------|
| Urban Arterial Trust Account--State Appropriation | \$ | 104,508,000 |
| Transportation Improvement Account-- State Appropriation | \$ | 99,414,000 |

| | | |
|---|---|----------------|
| 1 | Public Transportation Systems Account-- | |
| 2 | State Appropriation | \$ 33,496,000 |
| 3 | TOTAL APPROPRIATION | \$ 237,418,000 |

4 The appropriations in this section are subject to the following
5 conditions and limitations and specified amounts are provided solely
6 for that activity: To the extent practicable, the board shall give
7 preference, for amounts which would otherwise be granted to cities, to
8 those projects which complement projects funded under the county
9 corridor congestion relief program contained in section 232(8) of this
10 act.

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

| | | |
|----|--|--------------|
| 12 | Motor Vehicle Account--State Appropriation | \$ 2,378,000 |
|----|--|--------------|

13 The appropriation in this section is subject to the following
14 conditions and limitations and specified amounts are provided solely
15 for that activity:

16 (1) The appropriation in this section is provided solely to fund
17 the activities of the senate transportation committee.

18 (2) The senate transportation committee shall work during the 1999
19 interim with members of the senate ways and means committee to assess
20 funding options for aviation.

21 (3) The senate transportation committee shall evaluate the
22 transportation functions currently performed by the utilities and
23 transportation commission including but not limited to those regarding
24 the issuance of certificates of public convenience and necessity for
25 auto transportation companies.

26 (4) A legislative task force consisting of one member from each
27 caucus of the senate and one member from each caucus of the house of
28 representatives shall conduct a road jurisdiction study. The
29 legislative task force shall appoint a technical advisory panel
30 consisting of representatives of cities, counties, and the department
31 of transportation. The study shall include but not be limited to an
32 examination of the following issues:

33 (a) Whether changed conditions merit redesignation of certain local
34 roadways as state routes and the return of certain state routes to
35 local jurisdictions;

36 (b) Alternatives to current revenue distribution methodologies for
37 funding roadway and highway needs;

1 (c) Determine roadway responsibilities, authorities, and practices
2 by jurisdictional level; and

3 (d) Evaluate governance issues associated with road jurisdiction.

4 (5) The committee shall oversee program accountability reviews of
5 department of transportation, department of licensing, and Washington
6 state patrol programs selected by the senate transportation committee.

7 NEW SECTION. **Sec. 206. FOR THE HOUSE OF REPRESENTATIVES**

8 Motor Vehicle Account--State Appropriation \$ 2,378,000

9 The appropriation in this section is subject to the following
10 conditions and limitations and specified amounts are provided solely
11 for that activity:

12 (1) The appropriation in this section is provided solely to fund
13 the activities of the house of representatives transportation
14 committee.

15 (2) The house of representatives transportation committee shall
16 evaluate the transportation functions currently performed by the
17 utilities and transportation commission including but not limited to
18 those regarding the issuance of certificates of public convenience and
19 necessity for auto transportation companies.

20 (3) The committee shall oversee program accountability reviews of
21 department of transportation, department of licensing, and Washington
22 state patrol programs selected by the house of representatives
23 transportation committee.

24 (4) A legislative task force consisting of one member from each
25 caucus of the senate and one member from each caucus of the house of
26 representatives shall conduct a road jurisdiction study. The
27 legislative task force shall appoint a technical advisory panel
28 consisting of representatives of cities, counties, and the department
29 of transportation. The study shall include but not be limited to an
30 examination of the following issues:

31 (a) Whether changed conditions merit redesignation of certain local
32 roadways as state routes and the return of certain state routes to
33 local jurisdictions;

34 (b) Alternatives to current revenue distribution methodologies for
35 funding roadway and highway needs;

36 (c) Determine roadway responsibilities, authorities, and practices
37 by jurisdictional level; and

38 (d) Evaluate governance issues associated with road jurisdiction.

1 NEW SECTION. **Sec. 207. FOR THE BLUE RIBBON COMMISSION ON**
2 **TRANSPORTATION**

3 Motor Vehicle Account--State Appropriation \$ 1,800,000

4 The appropriation in this section is subject to the following
5 conditions and limitations and specified amounts are provided solely
6 for that activity:

7 (1) The \$1,800,000 motor vehicle account--state appropriation is
8 provided solely for the purpose of enabling the blue ribbon commission
9 on transportation to fulfill its mission. The funds are to be
10 administered by the senate transportation committee and the house of
11 representatives transportation committee on behalf of the blue ribbon
12 commission on transportation.

13 (2) The blue ribbon commission on transportation shall commission
14 and supervise the development of a modal trade-off model. The purpose
15 of the model is to assist, not replace decision making; it will not
16 simply produce numerical solutions. The model shall be developed in
17 cooperation with the senate transportation committee, the house of
18 representatives transportation committee, the transportation
19 commission, and the department of transportation's modal directors of
20 research, planning, and programming.

21 NEW SECTION. **Sec. 208. FOR THE MARINE EMPLOYEES COMMISSION**

22 Puget Sound Ferry Operations Account--
23 State Appropriation \$ 356,000

24 NEW SECTION. **Sec. 209. FOR THE TRANSPORTATION COMMISSION**

25 Transportation Account--State Appropriation \$ 807,000

26 NEW SECTION. **Sec. 210. FOR THE FREIGHT MOBILITY STRATEGIC**
27 **INVESTMENT BOARD**

28 Transportation Account--State Appropriation \$ 600,000

29 The appropriation in this section is subject to the following
30 conditions and limitations and specified amounts are provided solely
31 for that activity: When approving projects, the freight mobility
32 strategic investment board shall:

33 (1) Emphasize funding projects according to their order on the
34 prioritization list developed by the board;

1 (2) Not allow the program's share of total project cost to exceed
2 sixty-five percent unless the board grants a special exception;

3 (3) Set a \$50,000,000 cap on the amount it will authorize for any
4 one project; and

5 (4) Give a project a higher priority designation if project
6 partners increase their funding and the board deems the
7 reprioritization is appropriate.

8 NEW SECTION. **Sec. 211. FOR THE WASHINGTON STATE PATROL--FIELD**
9 **OPERATIONS BUREAU**

10 State Patrol Highway Account--

11 State Appropriation \$ 154,538,000

12 State Patrol Highway Account--

13 Federal Appropriation \$ 6,153,000

14 State Patrol Highway Account--

15 Private/Local Appropriation \$ 169,000

16 TOTAL APPROPRIATION \$ 160,860,000

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

20 (1) The following amounts are provided solely for administration of
21 the field operations group subprogram: \$120,372,000 of the state
22 patrol highway account--state appropriation; \$2,854,000 of the state
23 patrol highway account--federal appropriation; and \$83,000 of the state
24 patrol highway account--private/local appropriation.

25 (2) The following amounts are provided solely for the
26 administration of the commercial vehicle division subprogram:
27 \$26,367,000 of the state patrol highway account--state appropriation;
28 \$3,299,000 of the state patrol highway account--federal appropriation;
29 and \$86,000 of the state patrol highway account--private/local
30 appropriation.

31 (3) \$7,799,000 of the state patrol highway account--state
32 appropriation is provided solely for the administration of the traffic
33 investigation division subprogram.

34 (4) \$1,137,000 of the state patrol highway account--state
35 appropriation is provided solely for the license fraud task force to
36 begin on July 1, 1999. Positions funded are one sergeant/detective,
37 three Washington state patrol detectives, and one clerical support
38 person, for administrative support for the task force as a whole.

1 \$115,400 of this amount is for reimbursement to the department of
 2 revenue and \$228,315 of this amount is for reimbursement to the
 3 attorney general's office. If Senate Bill No. 5706 is not enacted in
 4 the form passed by the legislature the amount provided in this
 5 subsection shall lapse. Any funds provided in this subsection not used
 6 to implement Senate Bill No. 5706 as enacted by the legislature shall
 7 revert at the end of the 1999-01 biennium.

8 (5) \$1,435,000 of the state patrol highway account--state
 9 appropriation is provided solely to the field operations group
 10 subprogram as a one-time appropriation to begin funding phase III of
 11 the Washington state patrol's upgrade to the state-wide emergency
 12 communication system. The Washington state patrol shall provide a full
 13 analysis of the costs, benefits, and requirements for completing all
 14 phases of the upgrade to the state-wide emergency communication system
 15 to the senate transportation committee and the house of representatives
 16 transportation committee by December 1, 1999.

17 (6) The Washington state patrol is authorized to use the federal
 18 community-oriented policing program (COPS) for 18 COPS troopers to
 19 begin in July 2000. The troopers must be used on the state's highways
 20 and up to six may be utilized in the Vancouver, Washington area.

21 NEW SECTION. **Sec. 212. FOR THE WASHINGTON STATE PATROL--SUPPORT**
 22 **SERVICES BUREAU**

| | | |
|----|---------------------------------------|---------------|
| 23 | State Patrol Highway Account-- | |
| 24 | State Appropriation | \$ 67,015,000 |
| 25 | State Patrol Highway Account-- | |
| 26 | Federal Appropriation | \$ 104,000 |
| 27 | State Patrol Highway Account-- | |
| 28 | Private/Local Appropriation | \$ 743,000 |
| 29 | TOTAL APPROPRIATION | \$ 67,862,000 |

30 The appropriations in this section are subject to the following
 31 conditions and limitations and specified amounts are provided solely
 32 for that activity: \$877,000 of the state patrol highway account--state
 33 appropriation is provided solely to maintain pursuit vehicles and
 34 provide for replacement of the vehicles at 110,000 miles. The agency
 35 may purchase a total of 354 pursuit vehicles during the biennium ending
 36 June 30, 2001. The appropriation in this section reflects carry
 37 forward and new funding due to the consolidation of gasoline,

1 maintenance, parts, and pursuit vehicles into the fleet section of the
2 support services bureau.

3 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--**
4 **MANAGEMENT AND SUPPORT SERVICES**

5 Motorcycle Safety Education Account--

| | | |
|---|----|------------|
| 6 State Appropriation | \$ | 118,000 |
| 7 Wildlife Account--State Appropriation | \$ | 50,000 |
| 8 Highway Safety Account--State Appropriation | \$ | 6,578,000 |
| 9 Motor Vehicle Account--State Appropriation | \$ | 4,571,000 |
| 10 TOTAL APPROPRIATION | \$ | 11,317,000 |

11 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--**
12 **INFORMATION SYSTEMS**

13 Motorcycle Safety Education Account--

| | | |
|--|----|-----------|
| 14 State Appropriation | \$ | 102,000 |
| 15 Wildlife Account--State Appropriation | \$ | 46,000 |
| 16 Highway Safety Account--State Appropriation | \$ | 5,725,000 |
| 17 Motor Vehicle Account--State Appropriation | \$ | 3,651,000 |
| 18 TOTAL APPROPRIATION | \$ | 9,524,000 |

19 The appropriations in this section are subject to the following
20 conditions and limitations and specified amounts are provided solely
21 for that activity: \$745,000 of the highway safety fund--state
22 appropriation is a reappropriation of funds originally appropriated for
23 the document scanner project in the 1997-99 biennium.

24 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
25 **SERVICES**

26 Marine Fuel Tax Refund Account--

| | | |
|---|----|------------|
| 27 State Appropriation | \$ | 26,000 |
| 28 Wildlife Account--State Appropriation | \$ | 556,000 |
| 29 Motor Vehicle Account--State Appropriation | \$ | 56,137,000 |
| 30 DOL Services Account--State Appropriation | \$ | 2,907,000 |
| 31 TOTAL APPROPRIATION | \$ | 59,626,000 |

32 The appropriations in this section are subject to the following
33 conditions and limitations and specified amounts are provided solely
34 for that activity:

1 (1) \$81,000 of the motor vehicle account--state appropriation is
2 provided solely to implement Senate Bill No. 5000 enacted in the form
3 passed by the legislature. If Senate Bill No. 5000 is not enacted in
4 the form passed by the legislature the amount provided in this
5 subsection shall lapse.

6 (2) \$273,000 of the motor vehicle account--state appropriation is
7 provided solely to implement Senate Bill No. 5280 enacted in the form
8 passed by the legislature. If Senate Bill No. 5280 is not enacted in
9 the form passed by the legislature the amount provided in this
10 subsection shall lapse.

11 (3) \$82,000 of the motor vehicle account--state appropriation is
12 provided solely to implement Senate Bill No. 5641 enacted in the form
13 passed by the legislature. If Senate Bill No. 5641 is not enacted in
14 the form passed by the legislature the amount provided in this
15 subsection shall lapse.

16 (4) \$300,000 of the motor vehicle account--state appropriation is
17 provided solely to implement Senate Bill No. 6009 enacted in the form
18 passed by the legislature. If Senate Bill No. 6009 is not enacted in
19 the form passed by the legislature the amount provided in this
20 subsection shall lapse.

21 (5) \$15,000 of the motor vehicle account--state appropriation is
22 provided solely to implement House Bill No. 2201 enacted in the form
23 passed by the legislature.

24 (6) The department of licensing shall issue license plate emblems
25 at the discretion of the adjutant general.

26 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF LICENSING--DRIVER**
27 **SERVICES**

28 Motorcycle Safety Education Account--

| | |
|--|---------------|
| 29 State Appropriation | \$ 1,960,000 |
| 30 Highway Safety Account--State Appropriation | \$ 78,075,000 |
| 31 TOTAL APPROPRIATION | \$ 80,035,000 |

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

34 (1) \$2,880,000 of the highway safety account--state appropriation
35 is provided solely for the department to enter into a contract for the
36 implementation of an improved state driver's license and identicard.
37 The contract with the vendor providing the improved license and
38 identicard shall state that the license and the identicard shall not

1 contain: (a) The driver's social security number in either visible or
2 machine readable form; or (b) the driver's fingerprint or thumbprint.
3 Consistent with RCW 42.17.260(9) the department shall not sell or
4 otherwise make available any information that it gathers from citizens
5 of the state of Washington in administering the driver's licensing
6 program except as already authorized in Title 46 RCW.

7 (2) In September of 1999 the department of licensing shall report
8 to the senate transportation committee and the house of representatives
9 transportation committee on:

10 (a) The controls implemented by the department to ensure the
11 integrity and credibility of the written driver's license test
12 administered by the department; and

13 (b) The policies and procedures implemented by the department to
14 ensure that the driver's manuals produced and distributed by the
15 department contain correct data based on current federal, state, and
16 local statutes, ordinances, and rules.

17 (3) \$610,000 of the highway safety fund--state appropriation is
18 provided solely to implement House Bill No. 1147 enacted in the form
19 passed by the legislature. If House Bill No. 1147 is not enacted in
20 the form passed by the legislature by June 30, 1999, the amount
21 provided in this subsection shall lapse.

22 (4) \$17,000 of the highway safety fund--state appropriation is
23 provided solely to implement House Bill No. 1774 enacted in the form
24 passed by the legislature. If House Bill No. 1774 is not enacted in
25 the form passed by the legislature the amount referenced in this
26 subsection shall lapse.

27 (5) \$130,000 of the highway safety fund--state appropriation is
28 provided solely to implement House Bill No. 2259 enacted in the form
29 passed by the legislature. If House Bill No. 2259 is not enacted in
30 the form passed by the legislature the amount provided in this
31 subsection shall lapse.

32 (6) \$34,000 of the highway safety fund--state appropriation is
33 provided solely to implement Senate Bill No. 5374 enacted in the form
34 passed by the legislature. If Senate Bill No. 5374 is not enacted in
35 the form passed by the legislature the amount referenced in this
36 subsection shall lapse.

37 (7) If Senate Bill No. 6009 is enacted in the form passed by the
38 legislature \$335,000 of the highway safety fund--state appropriation
39 shall lapse.

1 (8) \$329,000 of the highway safety account--state appropriation is
2 provided solely to implement Senate Bill No. 5399 enacted as passed by
3 the legislature.

4 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
5 **HIGHWAY MANAGEMENT AND FACILITIES--PROGRAM D--OPERATING**

| | | | |
|---|--|----|------------|
| 6 | Motor Vehicle Account--State Appropriation | \$ | 44,508,000 |
| 7 | Motor Vehicle Account--Federal Appropriation | \$ | 400,000 |
| 8 | TOTAL APPROPRIATION | \$ | 44,908,000 |

9 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
10 **AVIATION--PROGRAM F**

| | | | |
|----|---|----|-----------|
| 11 | Aeronautics Account--State Appropriation | \$ | 4,010,000 |
| 12 | Aircraft Search and Rescue Safety and | | |
| 13 | Education Account--State Appropriation | \$ | 159,000 |
| 14 | Transportation Account--State Appropriation | \$ | 247,000 |
| 15 | TOTAL APPROPRIATION | \$ | 4,416,000 |

16 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
17 **IMPROVEMENTS--PROGRAM I**

| | | | |
|----|---|----|-----------------|
| 18 | Motor Vehicle Account--State Appropriation | \$ | 630,010,000 |
| 19 | Motor Vehicle Account--Federal Appropriation | \$ | 234,939,000 |
| 20 | Motor Vehicle Account--Private/Local | | |
| 21 | Appropriation | \$ | 43,344,000 |
| 22 | High Capacity Transportation Account--State | | |
| 23 | Appropriation | \$ | 110,000 |
| 24 | Special Category C Account--State Appropriation | \$ | 55,220,000 |
| 25 | Transportation Account--State Appropriation | \$ | 197,284,000 |
| 26 | Transportation Account--Federal Appropriation | \$ | 56,808,000 |
| 27 | Puyallup Tribal Settlement Account-- | | |
| 28 | State Appropriation | \$ | 8,662,000 |
| 29 | Transportation Infrastructure Account--State | | |
| 30 | Appropriation | \$ | 1,750,000 |
| 31 | Transportation Infrastructure Account-- | | |
| 32 | Private/Local Appropriation | \$ | 1,750,000 |
| 33 | TOTAL APPROPRIATION | \$ | \$1,229,877,000 |

34 The appropriations in this section are provided for the location,
35 design, right of way acquisition, or construction of state highway
36 projects designated as improvements under RCW 47.05.030. The

1 appropriations in this section are subject to the following conditions
2 and limitations and specified amounts are provided solely for that
3 activity:

4 (1) The special category C account--state appropriation of
5 \$55,220,000 includes \$40,500,000 in proceeds from the sale of bonds
6 authorized by Senate Bill No. 5060 or House Bill No. 1203 enacted in
7 the form passed by the legislature. The transportation commission may
8 authorize the use of current revenues available to the department of
9 transportation in lieu of bond proceeds for any part of the state
10 appropriation.

11 (2) The motor vehicle account--state appropriation includes
12 \$1,285,000 in proceeds from the sale of bonds authorized by RCW
13 47.10.819(1) for match on federal demonstration projects. The
14 transportation commission may authorize the use of current revenues
15 available to the department of transportation in lieu of bond proceeds
16 for any part of the state appropriation.

17 (3) The department shall report December 1st and June 1st of each
18 year to the senate transportation committee and the house of
19 representatives transportation committee and the office of financial
20 management on the timing and the scope of work being performed for the
21 regional transit authority known as sound transit. This report shall
22 provide a description of all department activities related to the
23 regional transit authority including investments in state-owned
24 infrastructure.

25 (4) The motor vehicle account--federal appropriation in this
26 section is transferrable to the transportation account to ensure
27 efficient funds management and program delivery.

28 (5) The north Sumner interchange project shall be funded entirely
29 from the motor vehicle account appropriation. The project shall no
30 longer receive a portion of its funding from the economic development
31 account.

32 (6) \$34,920,000 of the motor vehicle account--state appropriation
33 is provided solely for the state program share of freight mobility
34 projects as identified by the freight mobility strategic investment
35 board. The amount provided in this subsection can only be expended
36 upon authorization from the freight mobility strategic investment
37 board.

38 (7) The motor vehicle account--state appropriation includes
39 \$469,779,000 in proceeds from the sale of bonds authorized by RCW

1 47.10.843. The transportation commission may authorize the use of
2 current revenues available to the department of transportation in lieu
3 of bond proceeds for any part of the state appropriation.

4 (8) \$500,000 of the motor vehicle account--state appropriation is
5 provided solely for analysis and design of congestion solutions at the
6 intersections of the South Lake Union/Mercer corridor with Interstate
7 5 and SR 99. The amount provided in this subsection shall be expended
8 on the state's portion of the project. The department's authority to
9 expend the amount referenced in this subsection is contingent on the
10 city of Seattle appropriating \$500,000 or more toward design and
11 analysis for the local street portion of the project.

12 (9) \$10,000,000 of the motor vehicle account--state appropriation
13 and \$40,000,000 of the transportation account--state appropriation are
14 provided as a cash contribution for the development of the public
15 private initiatives project at Tacoma Narrows. State funds shall be
16 used initially for the acquisition of right of way and the forensic
17 studies of the existing bridge including purchase of equipment
18 necessary to conduct the studies. The balance of state funds not
19 required for acquisition of right of way and forensic studies shall be
20 placed with the designated bond trustee at the same time the privately
21 secured debt proceeds are deposited.

22 (10)(a) \$3,992,000 of the motor vehicle account--state
23 appropriation is provided for the following two highway projects on SR
24 16 except as set forth under (b) of this subsection: Union to Sixth
25 avenue/Pearl street and Sixth avenue/Pearl street to Jackson avenue.
26 These projects are part of a coordinated approach that, along with
27 construction of the Tacoma Narrows bridge project, will provide
28 congestion relief on the SR 16 corridor. The appropriations in this
29 section include funds for the construction of high occupancy vehicle
30 (HOV) lanes on SR 16 on both the eastern and western sides of the
31 Tacoma narrows bridge. The HOV construction project is part of a
32 coordinated approach that, along with construction of the Tacoma
33 Narrows bridge project, will provide congestion relief on the SR 16
34 corridor.

35 (b) If the Tacoma Narrows bridge project is delayed, the
36 transportation commission may reprioritize projects on SR 16.

37 (11) \$5,800,000 of the motor vehicle account--state appropriation
38 is provided solely for the completion of the weigh stations at Stanwood
39 and Cle Elum along with weigh in motion at those sites an weigh in

1 motion at Fort Lewis Northbound. The Washington state patrol and
2 department of transportation shall work cooperatively to complete these
3 projects.

4 (12) \$485,000 of the motor vehicle account--state appropriation is
5 a reappropriation provided solely to enable the translake committee to
6 finalize and present its recommendations. Upon presentation of the
7 recommendations, or upon the expenditure of the appropriation provided
8 by this subsection, the department of transportation shall disband the
9 committee.

10 (13) \$800,000 of the motor vehicle account--state appropriation is
11 provided solely to the Washington state department of transportation,
12 office of urban mobility, to advance the recommendations of the
13 translake Washington study committee. These funds shall be used to
14 develop a scope of work for an environmental impact statement and
15 related engineering work, including an environmental strategy, a
16 decision process, a statement of purpose and need, and a formal notice
17 of intent. None of the appropriation for the scope of work for the
18 environmental impact statement shall be available to support any
19 activities of the translake Washington study committee.

20 (14) \$500,000 of the motor vehicle fund--state appropriation is
21 provided solely for predesign of the northeast 44th street interchange
22 on I-405. The department of transportation and the city of Renton
23 shall develop a proposal that includes a funding plan for the
24 interchange that specifies the partner's share of the cost. The
25 department and the city shall report to the legislative transportation
26 committees by December 1, 1999.

27 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
28 **TRANSPORTATION ECONOMIC PARTNERSHIPS--PROGRAM K**

| | | | |
|----|---|----|------------|
| 29 | Transportation Account--State Appropriation | \$ | 1,212,000 |
| 30 | Motor Vehicle Account--State Appropriation | \$ | 10,162,000 |
| 31 | TOTAL APPROPRIATION | \$ | 11,374,000 |

32 The appropriations in this section are subject to the following
33 conditions and limitations and specified amounts are provided solely
34 for that activity: The motor vehicle fund--state appropriation
35 includes \$10,162,000 in proceeds from the sale of bonds authorized in
36 RCW 47.10.834 for all forms of cash contributions, or the payment of
37 other costs incident to the location, development, design, right of
38 way, and construction of the Tacoma narrows bridge improvements under

1 the public-private transportation initiative program authorized under
2 chapter 47.46 RCW; and for support costs of the public-private
3 transportation initiatives program.

4 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
5 **HIGHWAY MAINTENANCE--PROGRAM M**

| | | | |
|---|--|----|-------------|
| 6 | Motor Vehicle Account--State Appropriation | \$ | 251,426,000 |
| 7 | Motor Vehicle Account--Federal Appropriation | \$ | 887,000 |
| 8 | Motor Vehicle Account--Private/Local Appropriation | \$ | 3,417,000 |
| 9 | TOTAL APPROPRIATION | \$ | 255,730,000 |

10 The appropriations in this section are subject to the following
11 conditions and limitations and specified amounts are provided solely
12 for that activity:

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

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

23 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **PRESERVATION--PROGRAM P**

| | | | |
|----|--|----|-------------|
| 25 | Motor Vehicle Account--State Appropriation | \$ | 318,691,000 |
| 26 | Motor Vehicle Account--Federal Appropriation | \$ | 284,587,000 |
| 27 | Motor Vehicle Account--Private/Local Appropriation | \$ | 3,117,000 |
| 28 | Transportation Account--State Appropriation | \$ | 121,000 |
| 29 | TOTAL APPROPRIATION | \$ | 606,516,000 |

30 The appropriations in this section are subject to the following
31 conditions and limitations and specified amounts are provided solely
32 for that activity:

33 (1) The motor vehicle fund--state appropriation includes \$6,650,000
34 in proceeds from the sale of bonds authorized in RCW 47.10.761 and
35 47.10.762 for emergency purposes. However, the transportation
36 commission may authorize the use of current revenues available to the

1 department of transportation in lieu of bond proceeds for any part of
2 the state appropriation.

3 (2) The motor vehicle account--federal appropriation in this
4 section is transferrable to the transportation account to ensure
5 efficient funds management and program delivery.

6 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **TRAFFIC OPERATIONS--PROGRAM Q**

| | | | |
|----|--|----|------------|
| 8 | State Patrol Highway Account--State Appropriation | \$ | 221,000 |
| 9 | Motor Vehicle Account--State Appropriation | \$ | 37,085,000 |
| 10 | Motor Vehicle Account--Federal Appropriation | \$ | 1,662,000 |
| 11 | Motor Vehicle Account--Private/Local Appropriation | \$ | 122,000 |
| 12 | TOTAL APPROPRIATION | \$ | 39,090,000 |

13 The appropriations in this section are subject to the following
14 conditions and limitations and the specified amount is provided solely
15 for that activity:

16 (1) The motor vehicle account--state appropriation includes
17 \$4,324,000 for state matching funds for federally selected competitive
18 grant or congressional earmark projects other than commercial vehicle
19 information system and network (CVISN). These moneys shall be placed
20 into reserve status until such time as federal funds are secured and a
21 state match is required. If matching federal funds are not obtained by
22 September 30, 2000, the amount provided in this subsection shall lapse.

23 (2) The motor vehicle account--state appropriation includes
24 \$600,000 for a two-year pilot program for contracted roving service
25 patrols. The department shall provide a progress report on this pilot
26 program to the office of financial management, the senate
27 transportation committee, and the house of representatives
28 transportation committee on December 1, 2000. The pilot program will
29 be evaluated with future direction and funding to be determined by the
30 documented results and benefits of the pilot program.

31 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
32 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

| | | | |
|----|--|----|------------|
| 33 | Puget Sound Capital Construction Account-- | | |
| 34 | State Appropriation | \$ | 4,464,000 |
| 35 | Motor Vehicle Account--State Appropriation | \$ | 98,390,000 |
| 36 | Motor Vehicle Account--Federal Appropriation | \$ | 125,000 |
| 37 | Puget Sound Ferry Operations Account-- | | |

| | | | |
|---|---|----|-------------|
| 1 | State Appropriation | \$ | 6,308,000 |
| 2 | Transportation Account--State Appropriation | \$ | 1,517,000 |
| 3 | TOTAL APPROPRIATION | \$ | 110,804,000 |

4 The appropriations in this section are subject to the following
5 conditions and limitations and the specified amount is provided solely
6 for that activity: \$586,000 of the motor vehicle account--state
7 appropriation is provided solely to enable the secretary of
8 transportation to implement a leadership training program at the
9 department of transportation. The program shall include a mentoring
10 component. The department shall develop performance measures to
11 evaluate the effectiveness of the program, including but not limited to
12 a performance measure to determine the effect of the program on
13 employee retention. The department shall provide a progress report on
14 the training program to the office of financial management, the senate
15 transportation committee, and the house of representatives
16 transportation committee by December 1, 2000.

17 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

| | | | |
|----|--|----|------------|
| 19 | Motor Vehicle Account--State Appropriation | \$ | 12,109,000 |
| 20 | Motor Vehicle Account--Federal Appropriation | \$ | 17,000,000 |
| 21 | Transportation Account--State Appropriation | \$ | 1,371,000 |
| 22 | TOTAL APPROPRIATION | \$ | 30,480,000 |

23 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

25 (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT

| | | | |
|----|---|----|-----------|
| 26 | Transportation Account--State Appropriation | \$ | 2,595,000 |
| 27 | Puget Sound Ferry Operations--State Appropriation | \$ | 1,155,000 |

28 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR

| | | | |
|----|--|----|---------|
| 29 | Motor Vehicle Account--State Appropriation | \$ | 907,000 |
|----|--|----|---------|

30 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
31 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES

| | | | |
|----|--|----|-----------|
| 32 | Motor Vehicle Account--State Appropriation | \$ | 3,743,000 |
|----|--|----|-----------|

33 (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL

| | | | |
|----|--|----|-----------|
| 34 | Motor Vehicle Account--State Appropriation | \$ | 2,240,000 |
|----|--|----|-----------|

35 (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
36 ADMINISTRATION

| | | | |
|----|---|----|------------|
| 37 | Transportation Account--State Appropriation | \$ | 12,039,000 |
|----|---|----|------------|

| | | |
|----|---|--------------|
| 1 | (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND | |
| 2 | ADMINISTRATION | |
| 3 | Motor Vehicle Fund--Puget Sound Ferry Operations Account-- | |
| 4 | State Appropriation | \$ 3,462,000 |
| 5 | (7) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS | |
| 6 | ENTERPRISES | |
| 7 | Motor Vehicle Account--State Appropriation | \$ 158,000 |
| 8 | (8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL | |
| 9 | ADMINISTRATION STATE PARKING SERVICES | |
| 10 | Motor Vehicle Account--State Appropriation | \$ 90,000 |
| 11 | (9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL | |
| 12 | PROJECTS SURCHARGE | |
| 13 | Motor Vehicle Account--State Appropriation | \$ 1,100,000 |
| 14 | (10) FOR ARCHIVES AND RECORDS MANAGEMENT | |
| 15 | Motor Vehicle Account--State Appropriation | \$ 392,000 |

16 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**
17 **PUBLIC TRANSPORTATION--PROGRAM V**

| | | |
|----|---|---------------|
| 18 | High Capacity Transportation Account-- | |
| 19 | State Appropriation | \$ 3,701,000 |
| 20 | Air Pollution Control Account--State | |
| 21 | Appropriation | \$ 6,253,000 |
| 22 | Transportation Account--State Appropriation | \$ 7,187,000 |
| 23 | Transportation Account--Federal Appropriation | \$ 7,345,000 |
| 24 | Transportation Account--Private/Local | |
| 25 | Appropriation | \$ 105,000 |
| 26 | Public Transportation Systems Account-- | |
| 27 | State Appropriation | \$ 800,000 |
| 28 | TOTAL APPROPRIATION | \$ 24,391,000 |

29 The appropriations in this section are subject to the following
30 conditions and limitations and specified amounts are provided solely
31 for that activity:

32 (1) Up to \$750,000 of the transportation account--state
33 appropriation is provided solely for grants and activities relating to
34 coordinating special needs transportation among state and local
35 providers. When selecting grant recipients, the agency council on
36 coordinated transportation shall give priority to projects and programs
37 that can be accomplished in the 1999-2001 biennium. The department may
38 expend up to \$250,000 without a matching appropriation. The

1 department's authority to expend more than that amount is conditioned
2 upon the legislature authorizing a matching appropriation equal to the
3 total expenditure of the amount provided in this subsection.

4 (2) \$50,000 of the public transportation systems account--state
5 appropriation is provided solely to continue and enhance an existing
6 pilot project between a public transit provider and a school district
7 expanding public transit service to high school students in order to
8 reduce the use of single occupancy vehicles.

9 (3) The department shall assess its commute trip reduction program.
10 The assessment shall include an evaluation of tax credits or other
11 incentives to employers who reduce commute trips to their work sites by
12 encouraging employees to telecommute. Up to \$50,000 of the air
13 pollution control account--state appropriation is provided for a pilot
14 project implementing telecommuting as part of the commute trip
15 reduction program. The pilot project may include use of tax credits or
16 other financial incentives.

17 (4) In evaluating applications for rural mobility grants to public
18 transportation agencies, the department shall give added weight to
19 projects that improve connectivity among transit providers and across
20 jurisdictional boundaries.

21 (5) \$4,900,000 of the transportation account--federal appropriation
22 is provided solely for commute trip reduction programs administered by
23 the department of transportation. These funds come from the TEA-21
24 congestion mitigation air quality program. The office of financial
25 management shall place \$1,000,000 of the air pollution control
26 account--state appropriation in reserve status.

27 **NEW SECTION. Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**
28 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

| | |
|---|----------------|
| 29 Puget Sound Capital Construction Account-- | |
| 30 State Appropriation | \$ 140,135,000 |
| 31 Puget Sound Capital Construction Account-- | |
| 32 Federal Appropriation | \$ 29,575,000 |
| 33 Passenger Ferry Account--State Appropriation | \$ 789,000 |
| 34 Motor Vehicle Account--State Appropriation | \$ 116,221,000 |
| 35 TOTAL APPROPRIATION | \$ 286,720,000 |

36 The appropriations in this section are provided for improving the
37 Washington state ferry system, including, but not limited to, vessel
38 acquisition, vessel construction, major and minor vessel improvements,

1 and terminal construction and improvements. The appropriations in this
2 section are subject to the following conditions and limitations and
3 specified amounts are provided solely for that activity:

4 (1) The appropriations in this section, unless otherwise specified,
5 are provided to carry out only the projects in the Washington state
6 ferries capital program plan - version 3. The department shall
7 reconcile the 1997-99 capital expenditures within ninety days of the
8 end of the biennium and submit a final report to the senate
9 transportation committee, the house of representatives transportation
10 committee, and the office of financial management.

11 (2) The Puget Sound capital construction account--state
12 appropriation includes \$27,000,000 in proceeds from the sale of bonds
13 authorized by RCW 47.60.800 for vessel and terminal acquisition, major
14 and minor improvements, and long lead time materials acquisition for
15 the Washington state ferries. The transportation commission may
16 authorize the use of current revenues available to the Puget Sound
17 capital construction account in lieu of bond proceeds for any part of
18 the state appropriation.

19 (3) \$1,500,000 of the motor vehicle account--state appropriation is
20 provided solely for preliminary engineering activities to develop a new
21 class of auto/passenger ferries. The design specifications for the
22 vessels shall require that the vessels deliver optimal performance in
23 terms of vessel speed, safety, reliability, and minimization of
24 environmental impacts including damage on the shoreline from the wake
25 of the vessels. The vessels are intended to ensure Washington state
26 ferries compliance with applicable international and domestic vessel
27 safety standards and the Americans with disabilities act on identified
28 routes. This class of ferries should have a single adaptable design
29 able to operate efficiently and effectively on different ferry routes,
30 each of which has specific vessel capacity and handling requirements.
31 These vessels are intended to relieve existing and projected vehicular
32 traffic demand on congested routes such as, but not limited to,
33 Seattle/Bremerton, Fauntleroy/Southworth, and Port Townsend/Keystone.

34 (a) Washington state ferries shall prepare:

35 (i) A conceptual design outlining the owner's functional
36 requirements;

37 (ii) A design report that includes a budget estimate and outline of
38 specifications and plans;

39 (iii) Specific contractual requirements and specifications;

1 (iv) An evaluation of using the request for proposals process in
2 accordance with RCW 47.56.030;

3 (v) A request for interest to provide a propulsion system for this
4 vessel class; and

5 (vi) An exploration of a public private partnership between
6 Washington state ferries, shipbuilders, and their supporting
7 engineering firms for design and construction of the vessel or vessels.

8 (b) Washington state ferries shall report to the legislature by
9 December 1, 1999, on the conceptual design criteria and budget
10 estimates for preferred hull design and propulsion system/engine
11 alternatives. The report shall include recommended statutory changes
12 that the legislature would need to enact in order to proceed with
13 acquisition of this class of vessels.

14 (4) The motor vehicle account--state appropriation includes
15 \$110,729,000 in proceeds from the sale of bonds authorized by RCW
16 47.10.843. The transportation commission may authorize the use of
17 current revenues available to the department of transportation in lieu
18 of bond proceeds for any part of the state appropriation.

19 (5) The department shall structure the request for proposal for the
20 purchase of passenger-only ferries authorized under RCW 47.60.652 to
21 include the purchase of a fifth back-up ferry to support maintenance
22 schedules, emergency service needs, and provide continuity of service
23 on all passenger-only ferry routes. The purchase of a fifth passenger-
24 only ferry is subject to subsequent legislative appropriation.

25 NEW SECTION. **Sec. 229. FOR THE DEPARTMENT OF TRANSPORTATION--**
26 **MARINE--PROGRAM X**

27 Marine Operating Account--State Appropriation \$ 303,014,000

28 The appropriation in this section is subject to the following
29 conditions and limitations and specified amounts are provided solely
30 for that activity:

31 (1) The appropriation is based on the budgeted expenditure of
32 \$29,104,000 for vessel operating fuel in the 1999-2001 biennium. If
33 the actual cost of fuel is less than this budgeted amount, the excess
34 amount may not be expended. If the actual cost exceeds this amount,
35 the department shall request a supplemental appropriation.

36 (2) The appropriation provides for the compensation of ferry
37 employees. The expenditures for compensation paid to ferry employees
38 during the 1999-2001 biennium may not exceed \$205,640,000 plus a dollar

1 amount, as prescribed by the office of financial management, that is
 2 equal to any insurance benefit increase granted general government
 3 employees in excess of \$341.75 a month annualized per eligible marine
 4 employee multiplied by the number of eligible marine employees for the
 5 respective fiscal year, a dollar amount as prescribed by the office of
 6 financial management for costs associated with pension amortization
 7 charges, and a dollar amount prescribed by the office of financial
 8 management for salary increases during the 1999-2001 biennium. For the
 9 purposes of this section, the expenditures for compensation paid to
 10 ferry employees shall be limited to salaries and wages and employee
 11 benefits as defined in the office of financial management's policies,
 12 regulations, and procedures named under objects of expenditure "A" and
 13 "B" (7.2.6.2).

14 The prescribed salary and insurance benefit increase or decrease
 15 dollar amount that shall be allocated from the governor's compensation
 16 appropriations is in addition to the appropriation contained in this
 17 section and may be used to increase or decrease compensation costs,
 18 effective July 1, 1999, and thereafter, as established in the 1999-2001
 19 general fund operating budget.

20 (3) Up to \$2,770,000 of the marine operating account--state
 21 appropriation may be used for leasing and operating an appropriate
 22 passenger only ferry vessel for the purpose of supporting existing, or
 23 testing new, passenger only service while testing alternative vessel
 24 technologies.

25 NEW SECTION. **Sec. 230. FOR THE DEPARTMENT OF TRANSPORTATION--**
 26 **RAIL--PROGRAM Y**

| | | | |
|----|---|----|-------------|
| 27 | Essential Rail Assistance Account-- | | |
| 28 | State Appropriation | \$ | 85,000 |
| 29 | High Capacity Transportation Account-- | | |
| 30 | State Appropriation | \$ | 15,094,000 |
| 31 | Transportation Account--State Appropriation | \$ | 95,915,000 |
| 32 | Transportation Account--Federal Appropriation | \$ | 10,000,000 |
| 33 | Public Transportation Systems Account-- | | |
| 34 | State Appropriation | \$ | 5,000,000 |
| 35 | TOTAL APPROPRIATION | \$ | 126,094,000 |

36 The appropriations in this section are subject to the following
 37 conditions and limitations and specified amounts are provided solely
 38 for that activity:

- 1 (1) No appropriation in this section may be used to fund rail
2 passenger service south of Portland, Oregon.
- 3 (2) \$2,000,000 of the transportation account--state appropriation
4 and \$4,000,000 of the high capacity transportation account--state
5 appropriation are provided solely for the freight rail assistance
6 program to provide grants and loans for light density rail lines.
- 7 (3) \$3,000,000 of the high capacity transportation account--state
8 appropriation is provided solely for acquisition of up to six rail
9 passenger cars to add capacity to existing advanced technology train
10 sets operating in Washington state. The purchase of the train set is
11 predicated on the condition that the manufacturer of the train set has
12 the obligation of establishing or maintaining a corporate office in
13 Washington state. The manufacturer is also obligated to spend a
14 minimum of twenty-five percent of the total purchase price of the train
15 set on the assembly and manufacture of parts of the train set in
16 Washington state.
- 17 (4) \$6,298,000 of the high capacity transportation account--state
18 appropriation is provided to fund the operation of a second train set
19 providing additional roundtrip service from Seattle to Vancouver,
20 British Columbia. The department's authority to expend the
21 appropriation referenced in this subsection for service north of Blaine
22 is conditioned upon Canada, the province of British Columbia, and/or
23 private sources undertaking the capital expenditures necessary to make
24 the rail capital improvements required to facilitate improved round
25 trip rail service between Seattle and Vancouver, B.C.
- 26 (5) \$10,000,000 of the transportation account--state appropriation
27 and \$5,000,000 of the public transportation systems account--state
28 appropriation are provided solely for the King street maintenance
29 facility to be built in partnership with Amtrak. The amount referenced
30 in this subsection is conditioned on the execution of agreements
31 between the department of transportation, Amtrak, sound transit, and
32 other participating parties which will assure that the maintenance and
33 operation of the maintenance facility will not require state funding,
34 except for billings for maintenance of state owned passenger trains.
- 35 (6) To the greatest extent practicable, expenditure of funds shall
36 maximize funds from partnerships and coordinate with other agencies
37 investing in track improvements.
- 38 (7) \$5,000,000 of the transportation account--federal appropriation
39 is provided from TEA-21 surface transportation program enhancement

1 funds is provided solely for restoration of and improvements to the
2 King Street station.

3 NEW SECTION. **Sec. 231. FOR THE DEPARTMENT OF TRANSPORTATION--**
4 **LOCAL PROGRAMS--PROGRAM Z**

| | | | |
|----|--|----|-------------|
| 5 | Motor Vehicle Account--State Appropriation | \$ | 129,886,000 |
| 6 | Motor Vehicle Account--Federal Appropriation | \$ | 8,040,000 |
| 7 | Transportation Account--State Appropriation | \$ | 10,767,000 |
| 8 | Transportation Infrastructure Account--State | | |
| 9 | Appropriation | \$ | 3,250,000 |
| 10 | Transportation Infrastructure Account-- | | |
| 11 | Private/Local Appropriation | \$ | 1,750,000 |
| 12 | High Capacity Transportation Account--State | | |
| 13 | Appropriation | \$ | 150,000 |
| 14 | Highway Infrastructure Account--Federal | | |
| 15 | Appropriation | \$ | 1,500,000 |
| 16 | Highway Infrastructure Account--State | | |
| 17 | Appropriation | \$ | 234,000 |
| 18 | TOTAL APPROPRIATION | \$ | 155,577,000 |

19 The appropriations in this section are subject to the following
20 conditions and limitations and specified amounts are provided solely
21 for that activity:

22 (1) \$300,000 of the transportation account--state appropriation is
23 provided solely to establish alternatives for flood management and
24 flood hazard reduction projects in the Chehalis basin.

25 (a) The department of transportation shall convene a technical
26 committee to develop watershed-based solutions to flooding within the
27 Chehalis basin. The technical committee shall be comprised of
28 representatives of the department of transportation, department of
29 ecology, department of fish and wildlife, the department of community,
30 trade, and economic development, the military department's emergency
31 management division, and affected counties and tribes. The department
32 of transportation shall also seek the participation of the United
33 States army corps of engineers, federal emergency management
34 administration, the United States geological survey, the United States
35 fish and wildlife service, the United States environmental protection
36 agency, and other entities with critical knowledge related to the
37 structural or nonstructural flood hazard reduction projects in the
38 Chehalis basin. Funds shall be distributed by the department of

1 transportation for alternative analysis, mapping, and model testing
2 projects as recommended by the technical committee. The solutions
3 considered by the technical committee shall be consistent with fish and
4 habitat recovery efforts and avoid additional flood hazard to
5 downstream communities. The department of transportation shall present
6 a report to the senate transportation committee and the house of
7 representatives transportation committee by December 1, 1999, regarding
8 findings and progress made by funded projects.

9 (b) If the federal government makes funds available to accomplish
10 the project described in (a) of this subsection, the department of
11 transportation shall place the appropriation identified in this section
12 in reserve.

13 (2) \$85,121,000 of the motor vehicle account--state appropriation
14 is provided solely for the state program share of freight mobility
15 projects as identified by the freight mobility strategic investment
16 board. Notwithstanding RCW 79.91.100, between July 1, 1999, and June
17 30, 2001, the department of natural resources shall execute and deliver
18 an instrument granting an easement to cities, towns, and counties who
19 request an easement for roadway purposes, including the right to make
20 necessary fills, on, over, or across the beds of navigable waters if
21 those easements are necessary to facilitate the construction of
22 projects funded in whole or part by a portion of the appropriation
23 referenced in this subsection. The department of natural resources
24 shall not charge the city, town, or county for the easement except as
25 necessary to recover reasonable administrative costs. The amount
26 provided in this subsection can only be expended upon authorization
27 from the freight mobility strategic investment board.

28 (3) \$400,000 of the transportation account--state appropriation is
29 provided solely for a study by the senate transportation committee and
30 the house of representatives transportation committee in cooperation
31 with the port of Benton developing a strategic corridor feasibility and
32 master site plan for the port of Benton. If the port of Benton does
33 not provide at least \$200,000 to fund the plan development, the
34 transportation fund--state appropriation referenced in this subsection
35 shall lapse and this subsection shall be null and void.

36 (4) The motor vehicle account--state appropriation includes
37 \$105,121,000 in proceeds from the sale of bonds authorized by RCW
38 47.10.843. The transportation commission may authorize the use of

1 current revenues available to the department of transportation in lieu
2 of bond proceeds for any part of the state appropriation.

3 (5) \$10,000,000 of the transportation account--state appropriation
4 is provided solely to fund the first phase of a multiphase cooperative
5 project with the state of Oregon to dredge the Columbia river. The
6 department shall not expend the appropriation in this section unless
7 agreement on ocean disposal sites has been reached which protects the
8 state's commercial crab fishery. The amount provided in this
9 subsection shall lapse unless the state of Oregon appropriates a
10 dollar-for-dollar match to fund its share of the project.

11 (6) The motor vehicle account--state appropriation includes
12 \$1,167,000 in proceeds from the sale of bonds authorized by RCW
13 47.10.819(1). The transportation commission may authorize the use of
14 current revenues available to the department of transportation in lieu
15 of bond proceeds for any part of the state appropriation.

16 (7) \$5,000,000 of the motor vehicle account--state appropriation is
17 provided solely for a small city pavement preservation program, to be
18 administered by the department's TransAid division. The department, in
19 consultation with stakeholders, shall establish program guidelines.
20 The guidelines should include but not be limited to a provision
21 limiting program eligibility to cities with a population of 2,500 or
22 less.

23 (8) \$20,000,000 of the motor vehicle account--state appropriation
24 is provided solely for a county corridor congestion relief program, to
25 be administered by the department's TransAid division. The purpose of
26 the program is to provide funding for congested urban corridors, as
27 defined and selected by the department of transportation in
28 consultation with counties, regional transportation planning
29 organizations, and the transportation improvement board. At a minimum,
30 project selection criteria should include: Consistency with regional
31 transportation plans; measurable improvements in mobility; cost
32 effectiveness; systemic corridor mobility improvements rather than
33 isolated "spot" improvements; and optimal timing for construction.

34 (9) \$5,000,000 of the motor vehicle account--state appropriation is
35 provided solely for improving traffic and pedestrian safety near
36 schools. The TransAid division within the department of transportation
37 shall administer this program. Funds should be used for traffic and
38 pedestrian improvements near schools, including roadway channelization
39 and signalization.

1 (10) The TransAid division within the department of transportation
2 shall develop a prequalification procedure for potential bidders on
3 projects administered or approved by the transportation improvement
4 board. The board shall work with other interested parties including
5 but not limited to associations representing general contractors and
6 the office of minority and women's business enterprises. The
7 prequalification procedure's goal is to ascertain that bidders are
8 qualified by experience, financing, equipment, and organization to do
9 the work called for in the contract documents. The prequalification
10 procedure may require a bidder to (1) satisfy threshold requirements
11 established by the board prior to being furnished a proposal form on
12 any contract; or (2) complete a preaward survey of the bidder's
13 qualification prior to award.

14 (11) Up to \$100,000 of the motor vehicle account--state
15 appropriation is provided solely for audits of city and county
16 transportation funding to determine whether any city or county has
17 supplanted its local transportation funding with state funding provided
18 under sections 408 and 409 of this act. The department shall report
19 the results of this audit to the senate transportation committee, the
20 house of representatives transportation committee, and the office of
21 financial management by December 31, 2000.

22 (12) \$5,000,000 of the motor vehicle account--state appropriation
23 is provided solely for city fish passage barrier removal and habitat
24 restoration. Funds should be used for eliminating fish passage
25 barriers, including stormwater facilities, and providing for habitat
26 restoration for salmonid species that are listed as threatened or
27 endangered. The amount provided in this section may only be expended
28 upon authorization from the department of transportation's
29 environmental affairs office.

30 (End of part)

1 Motor Vehicle Account--State Appropriation \$ 26,147,000

2 The appropriation in this section is subject to the following
3 conditions and limitations and specified amounts are provided solely
4 for that activity:

5 (1) Before any funds are expended for the transportation facility
6 to be located in Tumwater, Washington, the director of general
7 administration shall conduct an evaluation of the planned facility
8 design and budget using life-cycle cost analysis, value-engineering,
9 and other techniques to maximize the long-term effectiveness and
10 efficiency of the facility or improvement as required under RCW
11 43.82.010(10). Furthermore, the director shall present the findings of
12 the evaluation to the fiscal committees of the house of representatives
13 and the senate by December 31, 1999. Up to \$100,000 of the motor
14 vehicle account--state appropriation may be expended by the department
15 of general administration to conduct an analysis of future
16 transportation-related facility office space needs in Thurston county,
17 by agency, for the next ten years. The analysis shall consult with
18 state agencies, private developers, and building owners to determine
19 the inventory of space available and planned over the next ten years in
20 government and nongovernment buildings, and the impact on current
21 office space. The analysis must be completed by January 31, 2000.

22 (2) The department of transportation is authorized to enter into a
23 financing contract using certificate of participation in the amount of
24 \$14,500,000 plus financing expenses and required reserves pursuant to
25 chapter 39.94 RCW to acquire and remodel a regional complex in the
26 department's southwest region.

27 (End of part)

PART IV

TRANSFERS AND DISTRIBUTIONS

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

Table with 2 columns: Description and Amount. Rows include Highway Bond Retirement Account Appropriation (\$184,810,000), Ferry Bond Retirement Account Appropriation (\$53,353,000), Transportation Improvement Board Bond Retirement Account--State Appropriation (\$35,158,000), Puget Sound Capital Construction Account--State Appropriation (\$270,000), Motor Vehicle Account--State Appropriation (\$6,543,000), Special Category C Account--State Appropriation (\$405,000), and TOTAL APPROPRIATION (\$280,539,000).

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

Table with 2 columns: Description and Amount. Rows include Motor Vehicle Fund--Puget Sound Capital Construction Account Appropriation (\$36,000), Motor Vehicle Account--State Appropriation (\$811,000), Special Category C Account Appropriation (\$53,000), and TOTAL APPROPRIATION (\$900,000).

NEW SECTION. Sec. 403. FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

Table with 2 columns: Description and Amount. Rows include Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution (\$492,721,000) and Transportation Fund Appropriation for motor vehicle excise tax distribution (\$491,606,000).

NEW SECTION. Sec. 404. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS-- TRANSFERS

Motor Vehicle Fund--State Patrol Highway Account:

1 For transfer to the Department of
2 Retirement Systems Expense Fund \$ 171,000

3 NEW SECTION. **Sec. 405. STATUTORY APPROPRIATIONS.** In addition to
4 the amounts appropriated in this act for revenue for distribution,
5 state contributions to the law enforcement officers' and fire fighters'
6 retirement system, and bond retirement and interest including ongoing
7 bond registration and transfer charges, transfers, interest on
8 registered warrants, and certificates of indebtedness, there is also
9 appropriated such further amounts as may be required or available for
10 these purposes under any statutory formula or under any proper bond
11 covenant made under law.

12 NEW SECTION. **Sec. 406.** The department of transportation is
13 authorized to undertake federal advance construction projects under the
14 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
15 meeting approved highway construction and preservation objectives. The
16 legislature recognizes that the use of state funds may be required to
17 temporarily fund expenditures of the federal appropriations for the
18 highway construction and preservation programs for federal advance
19 construction projects prior to conversion to federal funding.

20 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER--TRANSFERS**

21 (1) RV Account--State Appropriation:
22 For transfer to the Motor Vehicle Fund--State \$ 1,590,000
23 (2) Transportation Account--State Appropriation:
24 For transfer to the Transportation Infrastructure
25 Account--State \$ 5,000,000

26 The department of transportation shall only transfer funds provided
27 under this subsection on an as-needed basis.

28 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER--STATE REVENUES**
29 **FOR DISTRIBUTION**

30 Motor Vehicle Fund--State Appropriation
31 for distribution to the cities \$ 18,250,000
32 Motor Vehicle Fund--State Appropriation
33 for distribution to the counties \$ 10,000,000

1 The distributions in this section are subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity:

4 (1) The motor vehicle fund--state appropriation for distribution to
5 cities is provided solely to be distributed to cities with a population
6 of over two thousand five hundred in a manner consistent with RCW
7 46.68.110(4) in one distribution on March 1, 2000. The motor vehicle
8 fund--state appropriation for distribution to the counties is provided
9 solely to be distributed in a manner consistent with RCW 46.68.122 in
10 one distribution on March 1, 2000. If the voters of this state pass an
11 initiative that eliminates or reduces the motor vehicle excise tax
12 authorized under RCW 82.44.020, the appropriations in this section
13 shall lapse.

14 (2) The amounts provided in this section may not be used to
15 supplant any existing local government funding for transportation
16 projects or programs. Any local government in violation of this
17 requirement shall immediately forfeit its eligibility for future
18 distributions provided under this section.

19 NEW SECTION. **Sec. 409. FOR THE STATE TREASURER--STATE REVENUES**
20 **FOR DISTRIBUTION**

| | | |
|----|--|---------------|
| 21 | Motor Vehicle Fund--State Appropriation | |
| 22 | for distribution to the cities | \$ 19,580,000 |
| 23 | Motor Vehicle Fund--State Appropriation | |
| 24 | for distribution to the counties | \$ 10,000,000 |

25 The distributions in this section are subject to the following
26 conditions and limitations and specified amounts are provided solely
27 for that activity:

28 (1) The motor vehicle fund--state appropriation for distribution to
29 cities is provided solely to be distributed to cities with a population
30 of over two thousand five hundred in a manner consistent with RCW
31 46.68.110(4) in one distribution on March 1, 2001. The motor vehicle
32 fund--state appropriation for distribution to the counties is provided
33 solely to be distributed in a manner consistent with RCW 46.68.122 in
34 one distribution on March 1, 2001. If the voters of this state pass an
35 initiative that eliminates or reduces the motor vehicle excise tax
36 authorized under RCW 82.44.020, the appropriations in this section
37 shall lapse.

1 (2) The amounts provided in this section may not be used to
2 supplant any existing local government funding for transportation
3 projects or programs. Any local government in violation of this
4 requirement shall immediately forfeit its eligibility for future
5 distributions provided under this section.

6 NEW SECTION. **Sec. 410.** The office of the state treasurer is
7 authorized to transfer any transportation improvement account and urban
8 arterial trust account balances available in the highway bond
9 retirement account into the transportation improvement board bond
10 retirement account following a cooperative agreement by the department
11 of transportation and the transportation improvement board on the exact
12 amount of the transfer.

13 NEW SECTION. **Sec. 411.** The motor vehicle account revenues are
14 received at a relatively even flow throughout the year. Expenditures
15 may exceed the revenue during the accelerated summer and fall highway
16 construction season, creating a negative cash balance during the heavy
17 construction season. Negative cash balances also may result from the
18 use of state funds to finance federal advance construction projects
19 prior to conversion to federal funding. The governor and the
20 legislature recognize that the department of transportation may require
21 interfund loans or other short-term financing to meet temporary
22 seasonal cash requirements and additional cash requirements to fund
23 federal advance construction projects.

24 NEW SECTION. **Sec. 412.** In addition to such other appropriations
25 as are made by this act, there is appropriated to the department of
26 transportation from legally available bond proceeds in the respective
27 transportation funds and accounts such amounts as are necessary to pay
28 the expenses incurred by the state finance committee in the issuance
29 and sale of the subject bonds.

30 NEW SECTION. **Sec. 413. FOR THE DEPARTMENT OF TRANSPORTATION--**
31 **TRANSFERS.** The department of transportation shall make the following
32 transfers contingent on passage of the bills referenced in each proviso
33 as identified by bill number in the form passed by the legislature:

1 (1) If Senate Bill No. 5615 or House Bill No. 1588 is enacted in
2 the form passed by the legislature the department of transportation
3 shall transfer:

4 (a) The balances remaining at the close of the 1997-99 biennium in
5 the economic development account and the transportation capital
6 facilities account to the motor vehicle account--state; and

7 (b) The balance remaining at the close of fiscal year 2000 in the
8 marine operating account to the Puget Sound ferry operations account.

9 (2) If neither Senate Bill No. 5615 nor House Bill No. 1588 is
10 enacted in the form passed by the legislature the department of
11 transportation is authorized to transfer any balances available in the
12 highway construction stabilization account to the motor vehicle account
13 to fund the appropriations contained in this act.

14 NEW SECTION. **Sec. 414. FOR THE TRANSPORTATION IMPROVEMENT BOARD--**
15 **TRANSFERS.** The transportation improvement board shall make the
16 following transfers contingent on passage of the bills referenced in
17 each proviso as enacted in the form passed by the legislature:

18 (1) If Senate Bill No. 5360 or House Bill No. 1053 is enacted in
19 the form passed by the legislature the transportation improvement board
20 shall transfer the balances remaining at the close of the 1997-99
21 biennium in the small city account and the city hardship assistance
22 account to the urban arterial trust account.

23 (2) If Senate Bill No. 5615 or House Bill No. 1588 is enacted in
24 the form passed by the legislature the transportation improvement board
25 shall transfer:

26 (a) The balances remaining at the close of the 1997-99 biennium in
27 the small city account and the city hardship assistance account to the
28 urban arterial trust account; and

29 (b) The balance remaining at the close of the 1997-99 biennium in
30 the central Puget Sound public transportation systems account to the
31 public transportation systems account.

32 (End of part)

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PART V
1997-99 SUPPLEMENTAL APPROPRIATIONS

Transportation Agencies

Sec. 501. 1997 c 457 s 204 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION IMPROVEMENT BOARD

| | | |
|--|----|----------------------------|
| Motor Vehicle Fund--Urban Arterial Trust | | |
| Account--State Appropriation | \$ | 57,159,000 |
| Motor Vehicle Fund--Transportation Improvement | | |
| Account--State Appropriation | \$ | 122,014,000 |
| Motor Vehicle Fund--City Hardship Assistance | | |
| Account--State Appropriation | \$ | 2,649,000 |
| Motor Vehicle Fund--Small City Account-- | | |
| State Appropriation | \$ | ((7,921,000)) |
| | | <u>9,921,000</u> |
| Central Puget Sound Public Transportation | | |
| Account--State Appropriation | \$ | 27,360,000 |
| Public Transportation Systems Account-- | | |
| State Appropriation | \$ | 3,928,000 |
| TOTAL APPROPRIATION | \$ | ((221,031,000)) |
| | | <u>223,031,000</u> |

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity: The transportation improvement account--state appropriation includes \$40,000,000 in proceeds from the sale of bonds authorized in RCW 47.26.500. However, the transportation improvement board may authorize the use of current revenues available in lieu of bond proceeds.

Sec. 502. 1998 c 348 s 203 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU

| | | |
|--|----|----------------------------|
| Motor Vehicle Fund--State Patrol Highway | | |
| Account--State Appropriation | \$ | ((163,789,000)) |

| | | |
|---|---|--------------------|
| 1 | | <u>166,035,000</u> |
| 2 | Motor Vehicle Fund--State Patrol Highway | |
| 3 | Account--Federal Appropriation \$ | ((4,374,000)) |
| 4 | | <u>4,688,000</u> |
| 5 | Motor Vehicle Fund--State Patrol Highway | |
| 6 | Account--Local Appropriation \$ | 170,000 |
| 7 | Transportation Fund--State Appropriation \$ | 4,522,000 |
| 8 | TOTAL APPROPRIATION \$ | ((172,855,000)) |
| 9 | | <u>175,415,000</u> |

10 The appropriations in this section are subject to the following
11 conditions and limitations and specified amounts are provided solely
12 for that activity:

13 (1) The Washington state patrol is authorized to use the federal
14 community oriented policing program (COPS) for 54 troopers with 18 COPS
15 troopers to begin in July 1998 and 36 COPS troopers to begin in January
16 1999.

17 (2) \$4,463,000 of the transportation fund--state appropriation and
18 \$3,737,000 of the motor vehicle fund--state patrol highway account--
19 state appropriation are provided for an equalization salary adjustment
20 of three percent on July 1, 1997, and six percent on July 1, 1998, for
21 commissioned officers (entry level trooper through captain), commercial
22 vehicle enforcement officers, and communication officers of the
23 Washington state patrol. The salary adjustments are intended to bring
24 the existing salary levels into the fiftieth percentile of other
25 Washington state law enforcement compensation plans. This is in
26 addition to the salary increase contained in the omnibus appropriation
27 bill or bills. The total of the two increases, in the transportation
28 budget and omnibus appropriation bill or bills, may not exceed twelve
29 percent.

30 (3) The Washington state patrol will develop a vehicle replacement
31 plan for the next six years. The plan will include an analysis of the
32 current 100,000 miles replacement policy and agency assignment policy.
33 Projected future budget requirements will include forecasts of vehicle
34 replacement costs, vehicle equipment costs, and estimated surplus
35 vehicle values when sold at auction.

36 (4) The Washington state patrol vessel and terminal security (VATS)
37 program will be funded by the state patrol highway fund beginning July
38 1, 1997, and into future biennia.

1 (5) A personnel data base will be maintained of the 801
2 commissioned traffic law enforcement officers, with a reconciliation at
3 all times to the patrol allocation model and a vehicle assignment and
4 replacement plan.

5 (6) \$150,000 of the state patrol highway account appropriation is
6 to fund the Washington state patrol's portion of the drug recognition
7 expert training program previously funded by the traffic safety
8 commission.

9 (7) The Washington state patrol with legislative transportation
10 committee staff will perform an interim study of the Washington state
11 patrol's commercial vehicle enforcement program with a report to be
12 presented to the legislature and office of financial management in
13 January 1998 with a developed business plan and program recommendations
14 which includes, but is not limited to, weigh in motion technologies.

15 (8)(a) The Washington state patrol, in consultation with the
16 Washington traffic safety commission, shall conduct an analysis of the
17 most effective safety devices for preventing accidents while delivery
18 trucks are operating in reverse gear. The analysis shall focus on
19 trucks equipped with cube-style, walk-in cargo boxes, up to eighteen
20 feet long, that are most commonly used in the commercial delivery of
21 goods and services.

22 (b) The state patrol shall incorporate research and analysis
23 currently being conducted by the national highway traffic safety
24 administration.

25 (c) Upon completion of the analysis, the state patrol shall forward
26 its recommendations to the legislative transportation committee and
27 office of financial management.

28 (9) \$381,000 of the transportation fund--state appropriation is
29 provided for the following traditional general fund purposes: The
30 governor's air travel, the license fraud program, and the special
31 services unit. This transportation fund--state appropriation is not a
32 permanent funding source for these purposes.

33 (10) \$461,000 of the state patrol highway account appropriation is
34 provided solely for monitoring and stopping fuel tax evasion. The
35 Washington state patrol will report on December 1, 1998, to the
36 legislative transportation committee on the activities and revenue
37 collected associated with fuel tax evasion.

38 (11) \$289,000 of the state patrol highway account appropriation is
39 provided solely for vehicle license fraud investigation. A report will

1 be presented each session to the legislature on the activities and
2 revenue collected by the vehicle license fraud unit.

3 (12) \$268,000 of the motor vehicle fund--state patrol highway
4 account is provided solely to cover the employer's share of medicare
5 premiums for commissioned officers hired prior to 1986. If a
6 referendum of these officers does not receive majority support this
7 appropriation shall not be expended by the state patrol.

8 (13) \$105,000 of the motor vehicle fund--state patrol highway
9 account--state appropriation and \$314,000 of the motor vehicle fund--
10 state patrol highway account--federal appropriation are provided solely
11 for laptop personal computers, peripheral equipment, and necessary
12 software for existing community oriented policing program (COPS)
13 troopers.

14 (14) \$2,300,000 of the motor vehicle fund--state patrol highway
15 account--state appropriation is provided solely to purchase 100
16 equipped pursuit vehicles. If the transportation fund--state
17 appropriation reduction described in section 503(9) of this act does
18 not take place, the amount provided in this subsection shall lapse. If
19 the state patrol does not purchase the vehicles prior to June 30, 1999,
20 the amount provided in this subsection shall lapse.

21 **Sec. 503.** 1998 c 348 s 205 (uncodified) is amended to read as
22 follows:

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

| | | |
|----|--|-------------------|
| 24 | Motor Vehicle Fund--State Patrol Highway | |
| 25 | Account--State Appropriation | \$ 52,926,000 |
| 26 | Motor Vehicle Fund--State Patrol Highway | |
| 27 | Account--Federal Appropriation | \$ 104,000 |
| 28 | Transportation Fund--State Appropriation | \$ ((2,513,000)) |
| 29 | | <u>214,000</u> |
| 30 | TOTAL APPROPRIATION | \$ ((55,543,000)) |
| 31 | | <u>53,244,000</u> |

32 The appropriations in this section are subject to the following
33 conditions and limitations and specified amounts are provided solely
34 for that activity:

35 (1) \$1,017,000 for the state patrol highway account--state
36 appropriation is provided solely for year 2000 conversions of
37 transportation automated systems. For purposes of this subsection,
38 transportation automated systems does not include WASIS and WACIS.

1 (2) \$50,000 of the state patrol highway account--state
2 appropriation is provided solely for a feasibility study to assess the
3 effect of mobile computers on trooper productivity by type of service
4 and measurement of the productivity gains achieved through reduction in
5 administrative time and paperwork processing. The agency shall submit
6 a copy of the proposed study workplan to the office of financial
7 management, the department of information services, and the legislative
8 transportation committee no later than October 1, 1997. A final report
9 shall be submitted to the legislative transportation committee, the
10 office of financial management, and the department of information
11 services no later than January 31, 1998. This project is subject to
12 the provisions of section 502 of this act.

13 (3) \$50,000 of the state patrol highway account--state
14 appropriation is provided solely for a review of the feasibility of
15 improving the patrol's computer-aided dispatch system to permit
16 tracking of trooper availability and response time to calls for
17 service. The agency shall submit a copy of the proposed study workplan
18 to the office of financial management, the department of information
19 services, and the legislative transportation committee no later than
20 October 1, 1997. A final report shall be submitted to the legislative
21 transportation committee, the office of financial management, and the
22 department of information services no later than January 31, 1998.
23 This project is subject to the provisions of section 502 of this act.

24 (4) These appropriations maintain current level funding for the
25 Washington state patrol service center and have no budget savings
26 included for a consolidation of service centers based on the study
27 conducted by the technology management group. During the 1997 interim,
28 the costs for current level will be reviewed by the office of financial
29 management and department of information services with a formal data
30 center recommendation, that has been approved by the information
31 services board, to the legislature in January 1998. Current level
32 funding will be split between fiscal year 1998 and fiscal year 1999
33 with consideration of funding adjustments based on the review and the
34 formal policy and budget recommendations.

35 (5) \$2,513,000 of the transportation fund--state appropriation is
36 for the following traditional general fund purposes: The executive
37 protection unit, revolving fund charges, budget and fiscal services,
38 computer services, personnel, human resources, administrative services,

1 and property management. This appropriation is not a permanent funding
2 source for these purposes.

3 (6) \$22,000 of the motor vehicle fund--state patrol highway account
4 appropriation is provided solely to cover the employer's share of
5 medicare premiums for commissioned officers hired prior to 1986. If a
6 referendum of these officers does not receive majority support this
7 appropriation shall not be expended by the state patrol.

8 (7) The 1998 Washington state patrol interim working group shall
9 review the data center, electronic services division, communications
10 division, and strategic planning and shall provide recommendations on
11 increasing the effectiveness and efficiencies of the programs under
12 review and audit.

13 (8) \$1,580,000 of the state patrol highway account--state
14 appropriation is provided solely for the transition of the Washington
15 state patrol mainframe data processing functions to the Washington
16 state department of information services data center in Olympia,
17 Washington. The Washington state patrol and the department of
18 information services shall work cooperatively to ensure the transition
19 to the department of information services is completed successfully.

20 (9) The transportation fund--state appropriation is reduced by
21 \$2,299,000 to correct a double appropriation.

22 **Sec. 504.** 1998 c 348 s 207 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF LICENSING--INFORMATION SYSTEMS**

| | |
|---|-------------------|
| 25 Highway Safety Fund--Motorcycle Safety Education | |
| 26 Account--State Appropriation | \$ 94,000 |
| 27 General Fund--Wildlife Account--State | |
| 28 Appropriation | \$ 42,000 |
| 29 Highway Safety Fund--State Appropriation | \$ ((10,732,000)) |
| 30 | <u>8,218,000</u> |
| 31 Motor Vehicle Fund--State Appropriation | \$ ((5,610,000)) |
| 32 | <u>4,735,000</u> |
| 33 Transportation Fund--State Appropriation | \$ 441,000 |
| 34 TOTAL APPROPRIATION | \$ ((16,919,000)) |
| 35 | <u>13,530,000</u> |

36 The appropriations in this section are subject to the following
37 conditions and limitations and specified amounts are provided solely
38 for that activity: ((+1)) \$2,498,000 of the highway safety fund--

1 state appropriation and \$793,000 of the motor vehicle fund--state
 2 appropriation are provided for the following activities: (1) Identify
 3 business objectives and needs relating to technology improvements and
 4 integration of the drivers' licensing and vehicle title and
 5 registrations systems; (2) converting the drivers' licensing software
 6 applications to achieve Year 2000 compliance; (3) convert the drivers'
 7 field network from a uniscope to a frame-relay network; (4) develop an
 8 interface between the unisys system and the CRASH system; and (5)
 9 operate and maintain the highways-licensing building network and the
 10 drivers' field network.

11 **Sec. 505.** 1998 c 348 s 208 (uncodified) is amended to read as
 12 follows:

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

| | | |
|----|---|-------------------|
| 14 | General Fund--Marine Fuel Tax Refund Account-- | |
| 15 | State Appropriation | \$ 26,000 |
| 16 | General Fund--Wildlife Account--State | |
| 17 | Appropriation | \$ 549,000 |
| 18 | Motor Vehicle Fund--State Appropriation | \$ ((49,630,000)) |
| 19 | | <u>49,615,000</u> |
| 20 | Department of Licensing Services Account-- | |
| 21 | State Appropriation | \$ 2,944,000 |
| 22 | TOTAL APPROPRIATION | \$ ((53,149,000)) |
| 23 | | <u>53,134,000</u> |

24 The appropriations in this section are subject to the following
 25 conditions and limitations and specified amounts are provided solely
 26 for that activity:

27 (1) \$600,000 of the licensing service account--state appropriation
 28 is provided for replacement of printers for county auditors and
 29 subagents.

30 (2) The department of licensing, in cooperation with the fuel tax
 31 advisory committee, shall prepare and submit a report to the
 32 legislative transportation committee containing recommendations for
 33 special fuel and motor vehicle fuel recordkeeping and reporting
 34 requirements, including but not limited to recommendations regarding
 35 the form and manner in which records and tax reports must be maintained
 36 and made available to the department; which persons engaged in the
 37 business of selling, purchasing, distributing, storing, transporting,
 38 or delivering fuel should be required to submit periodic reports

1 regarding the disposition of such fuel; and the feasibility of
2 implementing an automated fuel tracking system. The report is due no
3 later than October 31, 1997.

4 (3) The department of licensing, in cooperation with
5 representatives of local governments and the department of revenue
6 shall analyze the collection of the local option fuel tax under RCW
7 82.80.010. Based on that analysis the department of licensing shall
8 offer recommendations regarding the appropriate government entity to
9 collect the local option fuel tax and the best method to accomplish
10 that collection. The department of licensing shall report its findings
11 and recommendations to the legislative transportation committee and the
12 office of financial management by December 1, 1998.

13 (4) The department of licensing, in conjunction with the
14 interagency commission on outdoor recreation, the department of
15 transportation, and other affected entities, shall conduct a study and
16 make recommendations regarding:

17 (a) Whether the study required by RCW 43.99.030 to determine what
18 portion of the motor vehicle fuel tax collected is tax on marine fuel
19 is an effective and efficient mechanism for determining what portion of
20 fuel tax revenues should be refunded to the marine fuel tax refund
21 account;

22 (b) Other possible methodologies for determining the appropriate
23 amount of tax revenue to refund from the motor vehicle fund to the
24 marine tax refund account; and

25 (c) Whether the tax on fuel used by illegally nonregistered boats
26 should be refunded to the marine tax refund account.

27 The department of licensing shall make a report of its findings and
28 recommendations to the legislative transportation committee and the
29 office of financial management by December 1, 1998.

30 (5) \$382,000 of the motor vehicle fund--state appropriation is
31 provided solely to implement Substitute House Bill No. 2659. If
32 Substitute House Bill No. 2659 is not enacted by June 30, 1998, this
33 amount shall lapse.

34 **Sec. 506.** 1998 c 348 s 209 (uncodified) is amended to read as
35 follows:

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

37 Highway Safety Fund--Motorcycle Safety Education

38 Account--State Appropriation \$ 1,411,000

| | | | |
|---|--|----|-------------------|
| 1 | Highway Safety Fund--State Appropriation | \$ | ((61,087,000)) |
| 2 | | | <u>59,869,000</u> |
| 3 | Transportation Fund--State Appropriation | \$ | 4,985,000 |
| 4 | TOTAL APPROPRIATION | \$ | ((64,112,000)) |
| 5 | | | <u>66,265,000</u> |

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

8 (1) \$225,000 of the highway safety account--state appropriation is
9 provided solely to implement Substitute House Bill No. 2442 or Senate
10 Bill No. 6190. If neither bill is enacted by June 30, 1998, this
11 amount shall lapse.

12 (2) \$480,000 of the highway safety account--state appropriation is
13 provided solely to implement Senate Bill No. 6165. If Senate Bill No.
14 6165 is not enacted by June 30, 1998, this amount shall lapse.

15 ((+6)) (3) \$1,000,000 of the highway safety account--state
16 appropriation is provided solely to implement 1998 legislation that
17 changes statutes relating to driving under the influence. If
18 legislation changing the DUI statutes is not enacted by June 30, 1998,
19 this amount shall lapse.

20 **Sec. 507.** 1997 c 457 s 215 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MANAGEMENT AND**
23 **FACILITIES--PROGRAM D--OPERATING**

| | | | |
|----|---|----|-------------------|
| 24 | Motor Vehicle Fund--State Appropriation | \$ | ((24,703,000)) |
| 25 | | | <u>24,436,000</u> |
| 26 | Motor Vehicle Fund--Federal Appropriation | \$ | 400,000 |
| 27 | Motor Vehicle Fund--Transportation Capital | | |
| 28 | Facilities Account--State Appropriation | \$ | ((24,338,000)) |
| 29 | | | <u>24,330,000</u> |
| 30 | TOTAL APPROPRIATION | \$ | ((49,441,000)) |
| 31 | | | <u>49,166,000</u> |

32 **Sec. 508.** 1998 c 348 s 211 (uncodified) is amended to read as
33 follows:

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

| | | | |
|----|--|----|-----------|
| 35 | Motor Vehicle Fund--Economic Development Account-- | | |
| 36 | State Appropriation | \$ | 2,434,000 |

| | | | |
|----|---|----|------------------------------|
| 1 | Motor Vehicle Fund--State Appropriation | \$ | ((163,275,000)) |
| 2 | | | <u>123,575,000</u> |
| 3 | Motor Vehicle Fund--Federal Appropriation | \$ | 155,485,000 |
| 4 | Motor Vehicle Fund--Private/Local | | |
| 5 | Appropriation | \$ | 40,000,000 |
| 6 | Special Category C Account--State Appropriation | \$ | ((73,271,000)) |
| 7 | | | <u>65,471,000</u> |
| 8 | Transportation Fund--State Appropriation | \$ | ((230,546,000)) |
| 9 | | | <u>225,546,000</u> |
| 10 | Puyallup Tribal Settlement Account--State | | |
| 11 | Appropriation | \$ | 5,000,000 |
| 12 | Puyallup Tribal Settlement Account--Private/Local | | |
| 13 | Appropriation | \$ | 200,000 |
| 14 | High Capacity Transportation Account--State | | |
| 15 | Appropriation | \$ | 1,401,000 |
| 16 | TOTAL APPROPRIATION | \$ | ((671,612,000)) |
| 17 | | | <u>619,112,000</u> |

18 The appropriations in this section are provided for the location,
19 design, right of way acquisition, or construction of state highway
20 projects designated as improvements under RCW 47.05.030. The
21 appropriations in this section are subject to the following conditions
22 and limitations and specified amounts are provided solely for that
23 activity:

24 (1) The special category C account--state appropriation of
25 ((~~\$73,271,000~~)) \$65,471,000 includes \$26,000,000 in proceeds from the
26 sale of bonds authorized by RCW 47.10.812 through 47.10.817 ((and
27 includes ~~\$12,000,000~~ in proceeds from the sale of bonds authorized by
28 ~~House Bill No. 1012~~)). The transportation commission may authorize the
29 use of current revenues available to the department of transportation
30 in lieu of bond proceeds for any part of the state appropriation. ((If
31 ~~House Bill No. 1012 is not enacted by June 30, 1998, \$7,800,000 of the~~
32 ~~special category C account--state appropriation shall lapse.~~))

33 (2) The motor vehicle fund--state appropriation includes \$2,685,000
34 in proceeds from the sale of bonds authorized by RCW 47.10.819(1) for
35 match on federal demonstration projects. The transportation commission
36 may authorize the use of current revenues available to the department
37 of transportation in lieu of bond proceeds for any part of the state
38 appropriation.

1 (3) The department shall report annually to the legislative
2 transportation committee on the status of the projects funded by the
3 special category C appropriations contained in this section. The
4 report shall be submitted by January 1 of each year.

5 (4) The motor vehicle fund--state appropriation in this section
6 includes \$600,000 solely for a rest area and information facility in
7 the Nisqually gateway area to Mt. Rainier, provided that at least forty
8 percent of the total project costs are provided from federal, local, or
9 private sources. The contributions from the nonstate sources may be in
10 the form of in-kind contributions including, but not limited to,
11 donations of property and services.

12 (5) The appropriations in this section contain \$118,247,000
13 reappropriation from the 1995-97 biennium.

14 (6) The motor vehicle fund--state appropriation in this section
15 includes \$250,000 to establish a wetland mitigation pilot project.
16 This appropriation may only be expended if the department of
17 transportation establishes a technical committee to better implement
18 the department's strategic plan. The technical committee shall
19 include, but is not limited to, cities, counties, environmental groups,
20 business groups, tribes, the Puget Sound action team, and the state
21 departments of ecology, fish and wildlife, and community, trade, and
22 economic development, and appropriate federal agencies. The committee
23 shall assist the department in implementing its wetland strategic plan,
24 including working to eliminate barriers to improved wetland and
25 watershed management. To this end, the technical committee shall: (a)
26 Work to facilitate sharing of agency environmental data, including
27 evaluation of off-site and out-of-kind mitigation options; (b) develop
28 agreed-upon guidance that will enable the preservation of wetlands that
29 are under imminent threat from development for use as an acceptable
30 mitigation option; (c) develop strategies that will facilitate the
31 implementation of mitigation banking, including developing mechanisms
32 for valuing and transferring credits; (d) provide input in the
33 development of wetland functions assessment protocols related to
34 transportation projects; (e) develop incentives for interagency
35 participation in joint mitigation projects within watersheds; and (f)
36 explore options for funding environmental mitigation strategies. The
37 department shall prepare an annual report to the legislative
38 transportation committee and legislative natural resources committees
39 on recommendations developed by the technical committee.

1 (7) The department shall report January 1st and July 1st of each
2 year, to the legislative transportation committee and the office of
3 financial management of the timing and the scope of work being
4 performed for the regional transit authority. This report shall
5 provide a description of all department activities related to the
6 regional transit authority including investments in state-owned
7 infrastructure.

8 (8) The translake study funded in this section shall include
9 recommendations to address methods for mitigating traffic noise in the
10 study area.

11 (9) Funding for the SR 509 project extending south and east from
12 south 188th street in King county is contingent on the development of
13 a proposal linking the project to other freight corridors and a funding
14 plan with participation from partners of the state that are agreed to
15 by the legislative transportation committee and the governor.

16 (10) The motor vehicle account--federal appropriation in this
17 section is transferrable to the transportation account to ensure
18 efficient funds management and program delivery.

19 (11) \$2,000,000 of the motor vehicle fund--state appropriation is
20 provided solely for transfer to the advanced environmental mitigation
21 revolving account--state.

22 ~~((14))~~ (12) \$13,000,000 of the motor vehicle fund--state
23 appropriation and \$12,000,000 of the transportation fund--state
24 appropriation are provided solely for preliminary engineering and
25 purchase of right of way for highway construction.

26 ~~((15) \$35,000,000 of the motor vehicle fund--state appropriation
27 is conditioned upon voter approval of a referendum on a state wide
28 ballot that provides funding for transportation purposes. If the
29 voters approve such a referendum, \$35,000,000 of the motor vehicle
30 fund--state appropriation is put in reserve solely to be used for the
31 purposes of preliminary engineering and purchase of right of way for
32 highway construction. These moneys may only be expended upon approval
33 of both the legislative transportation committee and the office of
34 financial management.))~~

35 (13) The department may advertise and award certain specified
36 projects prior to June 30, 1999. This authority extends to the 10
37 projects listed in the transportation executive information system
38 document titled "1999 Supplemental Budget « Spring Start Projects
39 (Rev.)" dated March 13, 1999.

1 **Sec. 509.** 1998 c 348 s 212 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION ECONOMIC**
4 **PARTNERSHIPS--PROGRAM K**

| | | |
|---|---|-----------------------------|
| 5 | Transportation Fund--State Appropriation \$ | ((1,280,000)) |
| 6 | | <u>1,255,000</u> |
| 7 | Motor Vehicle Fund--State Appropriation \$ | 16,235,000 |
| 8 | TOTAL APPROPRIATION \$ | ((17,515,000)) |
| 9 | | <u>17,490,000</u> |

10 The appropriations in this section are subject to the following
11 conditions and limitations and specified amounts are provided solely
12 for that activity:

13 (1) The motor vehicle fund--state appropriation includes
14 \$16,235,000 in proceeds from the sale of bonds authorized in RCW
15 47.10.834 for all forms of cash contributions, or the payment of other
16 costs incident to the location, development, design, right of way, and
17 construction of only the SR 16 corridor improvements and park and ride
18 projects selected under the public-private transportation initiative
19 program authorized under chapter 47.46 RCW; and support costs of the
20 public-private transportation initiatives program.

21 (2) The appropriations in this section contain \$16,235,000
22 reappropriated from the 1995-97 biennium.

23 **Sec. 510.** 1998 c 348 s 213 (uncodified) is amended to read as
24 follows:

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

| | | |
|----|--|------------------------------|
| 26 | Motor Vehicle Fund--State Appropriation \$ | ((239,200,000)) |
| 27 | | <u>237,013,000</u> |
| 28 | Motor Vehicle Fund--Federal Appropriation \$ | 465,000 |
| 29 | Motor Vehicle Fund--Private/Local Appropriation . \$ | 3,335,000 |
| 30 | TOTAL APPROPRIATION \$ | ((243,000,000)) |
| 31 | | <u>240,813,000</u> |

32 The appropriations in this section are subject to the following
33 conditions and limitations and specified amounts are provided solely
34 for that activity:

35 (1) If portions of the appropriations in this section are required
36 to fund maintenance work resulting from major disasters not covered by
37 federal emergency funds such as fire, flooding, and major slides,

1 supplemental appropriations will be requested to restore state funding
2 for ongoing maintenance activities.

3 (2) The department shall deliver the highway maintenance program
4 according to the plans for each major maintenance group to the extent
5 practical. However, snow and ice expenditures are highly variable
6 depending on actual weather conditions encountered. If extraordinary
7 winter needs result in increased winter maintenance expenditures, the
8 department shall, after prior consultation with the transportation
9 commission, the office of financial management, and the legislative
10 transportation committee adopt one or both of the following courses of
11 action: (a) Reduce planned maintenance activities in other groups to
12 offset the necessary increases for snow and ice control; or (b)
13 continue delivery as planned within other major maintenance groups and
14 request a supplemental appropriation in the following legislative
15 session to fund the additional snow and ice control expenditures.

16 (3) The department shall request an unanticipated receipt for any
17 federal moneys received for emergency snow and ice removal and shall
18 place an equal amount of the motor vehicle fund--state into unallotted
19 status. This exchange shall not affect the amount of funding available
20 for snow and ice removal.

21 (4) Funding appropriated for local storm water charges assessed
22 under RCW 90.03.525, which is allocated for, but not paid to, a local
23 storm water utility because the utility did not meet the conditions
24 provided under RCW 90.03.525, may be transferred by the department to
25 program Z of the department to be distributed as grants under the storm
26 water grant program.

27 **Sec. 511.** 1998 c 348 s 214 (uncodified) is amended to read as
28 follows:

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

| | | |
|--|----|--------------------|
| 30 Motor Vehicle Fund--State Appropriation | \$ | ((288,720,000)) |
| 31 | | <u>285,220,000</u> |
| 32 Motor Vehicle Fund--Federal Appropriation | \$ | 274,259,000 |
| 33 Motor Vehicle Fund--Private/Local Appropriation | \$ | 2,400,000 |
| 34 TOTAL APPROPRIATION | \$ | ((568,379,000)) |
| 35 | | <u>561,879,000</u> |

36 The appropriations in this section are subject to the following
37 conditions and limitations and specified amounts are provided solely
38 for that activity:

1 (1) The motor vehicle fund--state appropriation includes \$6,800,000
 2 in proceeds from the sale of bonds authorized in RCW 47.10.761 and
 3 47.10.762 for emergency purposes. However, the transportation
 4 commission may authorize the use of current revenues available to the
 5 department of transportation in lieu of bond proceeds for any part of
 6 the state appropriation.

7 (2) The appropriations in this section contain \$27,552,000
 8 reappropriated from the 1995-97 biennium.

9 (3) If the Oregon state legislature enacts a public/private
 10 partnership program and the Washington state transportation commission,
 11 in consultation with the legislative transportation committee,
 12 negotiates and enters into an agreement between Washington and Oregon
 13 to place the Lewis and Clark bridge into Oregon's public/private
 14 partnership program, up to \$3,000,000 of the motor vehicle fund--state
 15 appropriation may be used as Washington's contribution toward the
 16 design of the project pursuant to the agreement between Washington and
 17 Oregon. Any additional contributions shall be subject to Washington
 18 state legislative appropriations and approvals. The department shall
 19 provide a status report on this project to the legislative
 20 transportation committee by June 30, 1998.

21 ~~((+6))~~ (4) \$630,000 of the motor vehicle fund--state appropriation
 22 is provided for slope stabilization along state route 166 in the Ross
 23 Point vicinity. This amount is intended to fund preliminary
 24 engineering, right of way acquisition, and to begin construction.

25 **Sec. 512.** 1998 c 348 s 215 (uncodified) is amended to read as
 26 follows:

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

28 State Patrol Highway Account--State

| | | | |
|----|---|----|---------------------------|
| 29 | Appropriation | \$ | 153,000 |
| 30 | Motor Vehicle Fund--State Appropriation | \$ | ((30,412,000)) |
| 31 | | | <u>29,982,000</u> |
| 32 | Motor Vehicle Fund--Federal Appropriation | \$ | 1,000,000 |
| 33 | Motor Vehicle Fund--Private/Local | | |
| 34 | Appropriation | \$ | 275,000 |
| 35 | TOTAL APPROPRIATION | \$ | ((31,840,000)) |
| 36 | | | <u>31,410,000</u> |

1 The appropriation in this section is subject to the following
2 conditions and limitations and specified amount is provided solely for
3 that activity:

4 (1) The department, in cooperation with the Washington state patrol
5 and the tow truck industry, shall develop and submit to the legislative
6 transportation committee by October 31, 1997, a recommendation for
7 implementing new tow truck services during peak hours on the Puget
8 Sound freeway system.

9 (2) The department, in cooperation with the Washington state
10 patrol, the department of licensing, the state of Oregon, and the
11 United States department of transportation, shall install and operate
12 the commercial vehicle information systems and network (CVISN) at a
13 selected pilot site. If the state department of transportation
14 receives additional federal funding for this project that is eligible
15 to supplant state funding, the appropriation in this section shall be
16 reduced by the amount of the state funds supplanted.

17 **Sec. 513.** 1998 c 348 s 216 (uncodified) is amended to read as
18 follows:

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

| | | |
|----|---|-------------------|
| 21 | Motor Vehicle Fund--Puget Sound Capital | |
| 22 | Construction Account--State Appropriation . . . \$ | 777,000 |
| 23 | Motor Vehicle Fund--State Appropriation \$ | ((70,032,000)) |
| 24 | | <u>69,685,000</u> |
| 25 | Motor Vehicle Fund--Puget Sound Ferry Operations | |
| 26 | Account--State Appropriation \$ | 1,093,000 |
| 27 | Transportation Fund--State Appropriation \$ | 1,158,000 |
| 28 | TOTAL APPROPRIATION \$ | ((73,060,000)) |
| 29 | | <u>72,713,000</u> |

30 The appropriations in this section are subject to the following
31 conditions and limitations and specified amounts are provided solely
32 for that activity:

33 (1)(a) The motor vehicle fund--state appropriation includes
34 \$14,300,000 provided solely for programming activities and other
35 efforts needed to bring the department's information systems, and
36 devices with computers built into them, into compliance with the year
37 2000 requirements of the department of information services. The
38 department is directed to expend the moneys internally reallocated for

1 this purpose before spending from this appropriation. The department
2 is directed to provide quarterly reports on this effort to the
3 legislative transportation committee and the office of financial
4 management beginning October 1, 1997.

5 (b) Up to \$2,900,000 of the amount provided in (a) of this
6 subsection may be expended for testing and required modifications to
7 electronic devices and other equipment and specialized software that
8 are essential for department operations to ensure they are year 2000
9 compliant. Before expending any of this amount for these purposes, the
10 department shall consult with the legislative transportation committee
11 and the office of financial management.

12 (2) The legislative transportation committee shall review and
13 analyze freight mobility issues affecting eastern and southeastern
14 Washington as recommended by the freight mobility advisory committee
15 and report back to the legislature by November 1, 1997. \$500,000 of
16 the motor vehicle fund--state appropriation is provided for this review
17 and analysis. The funding conditioned in this subsection shall be from
18 revenues provided for interjurisdictional studies.

19 (3) In order to increase visibility for decision making, the
20 department shall review its budgeting and accounting methods for
21 management information systems. The review shall include, but not be
22 limited to, the cost-benefit analysis of existing processes and
23 evaluation of less complex alternatives such as direct appropriations.
24 The results of the review shall be reported to the legislative
25 transportation committee and the office of financial management by July
26 1, 1998.

27 **Sec. 514.** 1997 c 457 s 223 (uncodified) is amended to read as
28 follows:

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

| | | |
|--|----|-------------------|
| 31 Motor Vehicle Fund--State Appropriation | \$ | ((16,098,000)) |
| | | <u>15,884,000</u> |
| 33 Motor Vehicle Fund--Federal Appropriation | \$ | 10,466,000 |
| 34 Transportation Fund--State Appropriation | \$ | ((1,384,000)) |
| | | <u>1,379,000</u> |
| 36 TOTAL APPROPRIATION | \$ | ((27,948,000)) |
| | | <u>27,729,000</u> |

1 The appropriations in this section are subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity: Up to \$2,400,000 of the motor vehicle fund--state
4 appropriation is provided for regional transportation planning
5 organizations, with allocations for participating counties maintained
6 at the 1995-1997 biennium levels for those counties not having
7 metropolitan planning organizations within their boundaries.

8 **Sec. 515.** 1998 c 348 s 217 (uncodified) is amended to read as
9 follows:

10 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
11 **PROGRAM U**

12 (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT
13 (~~Motor Vehicle Fund--State Appropriation \$ 2,515,000~~)
14 Transportation Fund--State Appropriation \$ 3,715,000

15 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR
16 Motor Vehicle Fund--State Appropriation \$ 840,000

17 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
18 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES
19 Motor Vehicle Fund--State Appropriation \$ 3,391,000

20 (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL
21 Motor Vehicle Fund--State Appropriation \$ ~~((2,240,000))~~
22 2,140,000

23 (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
24 ADMINISTRATION
25 Motor Vehicle Fund--State Appropriation \$ 12,535,000

26 (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
27 ADMINISTRATION
28 Motor Vehicle Fund--Puget Sound Ferry Operations
29 Account--State Appropriation \$ 2,928,000

30 (7) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY AND WOMEN'S
31 BUSINESS ENTERPRISES
32 Motor Vehicle Fund--State Appropriation \$ 536,000

33 (8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL
34 ADMINISTRATION STATE PARKING SERVICES
35 Motor Vehicle Fund--State Appropriation \$ 90,000

36 (9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
37 PROJECTS SURCHARGE
38 Motor Vehicle Fund--State Appropriation \$ 735,000

1 (10) FOR ARCHIVES AND RECORDS MANAGEMENT
2 Motor Vehicle Fund--State Appropriation \$ 355,000

3 **Sec. 516.** 1998 c 348 s 218 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**
6 **CONSTRUCTION--PROGRAM W**

7 Motor Vehicle Fund--Puget Sound Capital
8 Construction Account--State Appropriation . . \$ ((209,886,000))
9 192,886,000

10 Motor Vehicle Fund--Puget Sound Capital
11 Construction Account--Federal
12 Appropriation \$ 30,165,000

13 Motor Vehicle Fund--Puget Sound Capital
14 Construction Account--Private/Local
15 Appropriation \$ 765,000

16 Transportation Fund--Passenger Ferry Account--
17 State Appropriation \$ 640,000

18 TOTAL APPROPRIATION \$ ((241,456,000))
19 224,456,000

20 The appropriations in this section are provided for improving the
21 Washington state ferry system, including, but not limited to, vessel
22 acquisition, vessel construction, major and minor vessel improvements,
23 and terminal construction and improvements. The appropriations in this
24 section are subject to the following conditions and limitations and
25 specified amounts are provided solely for that activity:

26 (1) The appropriations in this section are provided to carry out
27 only the projects (version ((3)) 2) adjusted by the legislature for the
28 1997-99 budget. The department shall reconcile the 1995-97 capital
29 expenditures within ninety days of the end of the biennium and submit
30 a final report to the legislative transportation committee and office
31 of financial management.

32 (2) The Puget Sound capital construction account--state
33 appropriation includes \$100,000,000 in proceeds from the sale of bonds
34 authorized by RCW 47.60.800 for vessel and terminal acquisition, major
35 and minor improvements, and long lead time materials acquisition for
36 the Washington state ferries, including construction of new jumbo ferry
37 vessels in accordance with the requirements of RCW 47.60.770 through
38 47.60.778. However, the department of transportation may use current

1 revenues available to the Puget Sound capital construction account in
2 lieu of bond proceeds for any part of the state appropriation.

3 (3) The department of transportation shall provide to the
4 legislative transportation committee and office of financial management
5 a quarterly financial report concerning the status of the capital
6 program authorized in this section.

7 (4) Washington state ferries is authorized to reimburse up to
8 \$3,000,000 from the Puget Sound capital construction account--state
9 appropriation or Puget Sound capital construction account--federal
10 appropriation to the city of Bremerton and the port of Bremerton for
11 Washington state ferries' financial participation in the development of
12 a Bremerton multimodal transportation terminal, port of Bremerton
13 passenger-only terminal expansion, and ferry vehicular connections to
14 downtown traffic circulation improvements. The reimbursement shall
15 specifically support the construction of the following components:
16 Appropriate passenger-only ferry terminal linkages to accommodate bow-
17 loading catamaran type vessels and the needed transit connections; and
18 the Washington state ferries' component of the Bremerton multimodal
19 transportation terminal as part of the downtown Bremerton redevelopment
20 project, including appropriate access to the new downtown traffic
21 circulation road network.

22 (5) The Puget Sound capital construction account--state
23 appropriation includes funding for capital improvements on vessels to
24 meet United States Coast Guard Subchapter W regulation revisions
25 impacting SOLAS (safety of life at sea) requirements for ferry
26 operations on the Anacortes to Sidney, B.C. ferry route.

27 (6) The Puget Sound capital construction account--state
28 appropriation, the Puget Sound capital construction account--federal
29 appropriation, and the passenger ferry account--state appropriation
30 include funding for the construction of one new passenger-only vessel
31 and the department's exercise of the option to build a second
32 passenger-only vessel. In accordance with chapter 166, Laws of 1998,
33 Washington state ferries shall accelerate activities to ensure the
34 acquisition of five additional passenger-only vessels and the
35 construction of related terminal facilities, including maintenance
36 facilities for the Southworth and Kingston to Seattle passenger-only
37 ferry routes.

1 (7) The Puget Sound capital construction account--state
2 appropriation includes funding for the exploration and acquisition of
3 a design for constructing a millennium class ferry vessel.

4 (8) The Puget Sound capital construction account--state
5 appropriation includes \$90,000 for the purchase of defibrillators. At
6 least one defibrillator shall be placed on each vessel in the ferry
7 fleet.

8 (9) The appropriations in this section contain \$46,962,000
9 reappropriated from the 1995-97 biennium.

10 **Sec. 517.** 1998 c 348 s 219 (uncodified) is amended to read as
11 follows:

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

13 Marine Operating Fund--State Appropriation . . . \$ ((~~270,522,000~~))
14 270,473,000

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

18 (1) The appropriation is based on the budgeted expenditure of
19 ((~~\$28,696,000~~)) \$27,076,000 for vessel operating fuel in the 1997-99
20 biennium. If the actual cost of fuel is less than this budgeted
21 amount, the excess amount may not be expended. If the actual cost
22 exceeds this amount, the department shall request a supplemental
23 appropriation.

24 (2) The appropriation provides for the compensation of ferry
25 employees. The expenditures for compensation paid to ferry employees
26 during the 1997-99 biennium may not exceed ((~~\$179,095,000~~))
27 \$180,715,000 plus a dollar amount, as prescribed by the office of
28 financial management, that is equal to any insurance benefit increase
29 granted general government employees in excess of \$313.95 a month
30 annualized per eligible marine employee multiplied by the number of
31 eligible marine employees for the respective fiscal year, a dollar
32 amount as prescribed by the office of financial management for costs
33 associated with pension amortization charges, and a dollar amount
34 prescribed by the office of financial management for salary increases
35 during the 1997-99 biennium. For the purposes of this section, the
36 expenditures for compensation paid to ferry employees shall be limited
37 to salaries and wages and employee benefits as defined in the office of

1 financial management's policies, regulations, and procedures named
2 under objects of expenditure "A" and "B" (7.2.6.2).

3 The prescribed salary and insurance benefit increase or decrease
4 dollar amount that shall be allocated from the governor's compensation
5 appropriations is in addition to the appropriation contained in this
6 section and may be used to increase or decrease compensation costs,
7 effective July 1, 1997, and thereafter, as established in the 1997-99
8 general fund operating budget.

9 (3) The department of transportation shall provide to the
10 legislative transportation committee and office of financial management
11 a quarterly financial report concerning the status of the operating
12 program authorized in this section.

13 (4) The appropriation in this section includes up to \$1,566,000 for
14 additional operating expenses required to comply with United States
15 Coast Guard Subchapter W regulation revisions for vessels operating on
16 the Anacortes to Sidney, B.C. ferry route. The department shall
17 explore methods to minimize the cost of meeting United States Coast
18 Guard requirements and shall report the results to the legislative
19 transportation committee and office of financial management by
20 September 1, 1997.

21 (5) The department shall request a reduction of the costs
22 associated with the use of the terminal leased from the Port of
23 Anacortes and costs associated with use of the Sidney, British Columbia
24 terminal.

25 (6) Agreements between Washington state ferries and concessionaires
26 for automatic teller machines on ferry terminals or vessels shall
27 provide for and include banks and credit unions that primarily serve
28 the west side of Puget Sound.

29 (7) In the event federal funding is provided for one or more
30 passenger-only ferry vessels for the purpose of transporting United
31 States naval personnel, the department of transportation is authorized
32 to acquire and construct such vessels in accordance with the authority
33 provided in RCW 47.56.030, and the department shall establish a
34 temporary advisory committee comprised of representatives of the
35 Washington state ferries, transportation commission, legislative
36 transportation committee, office of financial management, and the
37 United States Navy to analyze and make recommendations on, at a
38 minimum, vessel performance criteria, docking, vessel deployment, and
39 operating issues.

1 (8) The appropriation provides funding for House Bill No. 2165
2 (paying interest on retroactive raises for ferry workers).

3 (9) The commission is authorized to increase Washington state ferry
4 tariffs in excess of the fiscal growth factor, established under
5 chapter 43.135 RCW, in fiscal year 1998 and fiscal year 1999.

6 (10) Funding for Anacortes to Sidney advertising is contingent upon
7 partners meeting their commitment. In no event may the state share
8 exceed fifty percent of the cash contribution toward the project.

9 (11) \$1,370,000 of this appropriation is provided solely for the
10 Hiyu operation for Southworth/Vashon 5 days per week for 16 hours per
11 day. Prior to placing the Hiyu in permanent service on a route between
12 Vashon and Southworth, the Washington state ferries shall conduct a
13 study of the impact of additional service on Vashon and Southworth and
14 report back to the legislative transportation committee by May 15,
15 1998.

16 (12) \$446,000 of this appropriation is provided solely to provide
17 an additional crew member on Jumbo Mark 2 ferries as required by
18 emergency evacuation regulations adopted by the United States Coast
19 Guard. If the Coast Guard requirement can be met without the hiring of
20 additional staff, the portion of this appropriation provided to meet
21 that requirement shall not be expended.

22 **Sec. 518.** 1998 c 348 s 220 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION AND RAIL--**
25 **PROGRAM Y**

| | | |
|----|--|-------------------|
| 26 | Essential Rail Assistance Account--State | |
| 27 | Appropriation | \$ 256,000 |
| 28 | High Capacity Transportation Account--State | |
| 29 | Appropriation | \$ ((13,225,000)) |
| 30 | | <u>13,185,000</u> |
| 31 | Air Pollution Control Account--State | |
| 32 | Appropriation | \$ 6,290,000 |
| 33 | Transportation Fund--State Appropriation | \$ ((55,029,000)) |
| 34 | | <u>46,858,000</u> |
| 35 | Transportation Fund--Federal Appropriation | \$ 3,947,000 |
| 36 | Transportation Fund--Private/Local | |
| 37 | Appropriation | \$ 105,000 |
| 38 | Central Puget Sound Public Transportation | |

| | | | |
|---|--|----|-------------------|
| 1 | Account--State Appropriation | \$ | ((4,250,000)) |
| 2 | | | <u>250,000</u> |
| 3 | TOTAL APPROPRIATION | \$ | ((83,102,000)) |
| 4 | | | <u>70,891,000</u> |

5 The appropriations in this section are subject to the following
6 conditions and limitations and specified amounts are provided solely
7 for that activity:

8 (1) Up to \$46,180,000 of the transportation fund--state
9 appropriation is provided for intercity rail passenger service
10 including up to \$8,000,000 for lease purchase of two advanced
11 technology train sets with total purchase costs not to exceed
12 \$20,000,000; up to \$1,000,000 for one spare advanced technology train
13 power-car and other spare parts, subsidies for operating costs not to
14 exceed \$12,000,000, to maintain service of two state contracted round
15 trips between Seattle and Portland and one state contracted round trip
16 between Seattle and Vancouver, British Columbia, and capital projects
17 necessary to provide Seattle-Vancouver, British Columbia, train
18 operating times of under 4 hours.

19 (2) Up to \$3,000,000 of the transportation fund--state
20 appropriation is provided for the rural mobility program administered
21 by the department of transportation. Priority for grants provided from
22 this account shall be given to projects and programs that can be
23 accomplished in the 1997-99 biennium.

24 (3) Up to \$600,000 of the high capacity transportation account--
25 state appropriation is provided for rail freight coordination,
26 technical assistance, and planning.

27 (4) The department shall provide biannual reports to the
28 legislative transportation committee and office of financial management
29 regarding the department's rail freight program. The department shall
30 also notify the committee for project expenditures from all fund
31 sources prior to making those expenditures. The department shall
32 examine the ownership of grain cars and the potential for divestiture
33 of those cars and other similar assets and report those findings to the
34 committee prior to the 1998 legislative session.

35 (5) Up to \$750,000 of the transportation fund--state appropriation
36 and up to \$250,000 of the central Puget Sound public transportation
37 account--state appropriation are provided to fund activities relating
38 to coordinating special needs transportation among state and local
39 providers. These activities may include demonstration projects,

1 assessments of resources available versus needs, and identification of
2 barriers to coordinating special needs transportation. The department
3 will consult with the superintendent of public instruction, the
4 secretary of the department of social and health services, the office
5 of financial management, the fiscal committees of the house of
6 representatives and senate, special needs consumers, and specialized
7 transportation providers in meeting the goals of this subsection.

8 (6) The appropriations in this section contain \$4,599,000
9 reappropriated from the 1995-97 biennium.

10 (7) The high capacity transportation account--state appropriation
11 includes \$75,000 for the department to develop a strategy and to
12 identify how the agency would expend additional moneys to enhance the
13 commute trip reduction program. The report would include
14 recommendations for grant programs for employers and jurisdictions to
15 reduce SOV usage and to provide transit incentives to meet future
16 commute trip reduction requirements. The report is due to the
17 legislative transportation committee by January 1, 1998.

18 (8) In addition to the appropriations contained in this section,
19 the office of financial management shall release the \$2,000,000
20 transportation fund--state funds appropriated for the intercity rail
21 passenger program in the 1995-97 biennium but held in reserve pursuant
22 to section 502, chapter 165, Laws of 1996.

23 (9) Up to \$150,000 of the transportation fund--state appropriation
24 is provided for the management and control of the transportation
25 corridor known as the Milwaukee Road corridor owned by the state
26 between Ellensburg and Lind, and to take actions necessary to allow the
27 department to be in a position, with further legislative authorization,
28 to begin to negotiate a franchise with a rail carrier to establish and
29 maintain a rail line over portions of the corridor by July 1, 1999.

30 (~~(11)~~) (10) \$4,000,000 of the high capacity transportation
31 account--state appropriation for passenger rail infrastructure
32 improvement is provided solely for rail improvements to add rail
33 passenger service north of Seattle. These funds are conditioned on
34 match of at least equal amounts from both Burlington Northern Sante Fe
35 and Amtrak for rail line improvements and upon Amtrak purchasing an
36 additional train set for operation in the corridor. These funds shall
37 not be expended until authorized by the legislative transportation
38 committee and the office of financial management; and the participation

1 of international partners in service provided in the corridor shall be
2 considered in such a decision.

3 **Sec. 519.** 1998 c 348 s 221 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z**

| | | | |
|----|---|----|-------------------|
| 6 | Motor Vehicle Fund--State Appropriation | \$ | ((9,802,000)) |
| 7 | | | <u>9,862,000</u> |
| 8 | Motor Vehicle Fund--Federal Appropriation | \$ | 33,726,000 |
| 9 | High Capacity Transportation Account-- | | |
| 10 | State Appropriation | \$ | ((650,000)) |
| 11 | | | <u>450,000</u> |
| 12 | Transportation Account--State Appropriation | \$ | 1,175,000 |
| 13 | TOTAL APPROPRIATION | \$ | ((45,353,000)) |
| 14 | | | <u>45,213,000</u> |

15 The appropriations in this section are subject to the following
16 conditions and limitations and specified amounts are provided solely
17 for that activity:

18 (1) The motor vehicle fund--state appropriation includes \$1,785,000
19 in proceeds from the sale of bonds authorized by RCW 47.10.819(1). The
20 transportation commission may authorize the use of current revenues
21 available to the department of transportation in lieu of bond proceeds
22 for any part of the state appropriation.

23 (2) As a condition of receiving the full state subsidy in support
24 of the Puget Island ferry, Wahkiakum county must, by December 31, 1997,
25 increase ferry fares for passengers and vehicles by at least ten
26 percent. If the fares are not increased to meet this requirement, the
27 department, in determining the state subsidy after December 31, 1997,
28 shall reduce the operating deficit by the amount that would have been
29 generated if the ten percent fare increase had been implemented.

30 (3) The appropriations in this section contain \$1,750,000
31 reappropriated from the 1995-97 biennium.

32 (4) Up to \$500,000 of the high capacity transportation account--
33 state appropriation is provided for implementation of the
34 recommendations of the freight mobility advisory committee, and any
35 legislation enacted resulting from those recommendations.

36 (5) \$175,000 of the transportation fund--state appropriation is
37 provided solely to fund the freight mobility strategic investment

1 board. If Second Substitute House Bill No. 2180 is not enacted by June
2 30, 1998, this amount shall lapse.

3 (6) The transportation account--state appropriation includes
4 \$600,000 to establish alternatives for flood management and flood
5 hazard reduction projects in the Chehalis Basin. A technical committee
6 comprised of the department of transportation, department of ecology,
7 the United States army corps of engineers, federal emergency management
8 administration, United States geological survey, affected counties and
9 tribes, and other entities with critical knowledge related to flood
10 hazard reduction projects in the Chehalis Basin shall be formed. Funds
11 shall be distributed to counties within the Chehalis Basin by the
12 department of transportation for projects that further understanding of
13 the causes of flooding and options for flood hazard reduction.
14 Alternatives shall be consistent with fish and habitat recovery
15 efforts. Projects funded shall be coordinated with the technical
16 committee. The department of transportation shall present a report to
17 the legislative transportation committee and other appropriate
18 legislative committees regarding findings and/or progress made by
19 funded projects by December 1, 1998.

20 (~~(+8)~~) (7) \$750,000 of the motor vehicle fund--state appropriation
21 is provided solely for a median barrier upon the Spokane street
22 viaduct. Use of this funding is contingent upon a commitment of
23 funding from other partners for the remainder of the project cost.

24 (~~(+9)~~) (8) Up to \$150,000 of the high capacity transportation
25 account--state appropriation is provided for the installation of active
26 railroad crossing warning devices at the Sunnyside beach park entrance
27 in Steilacoom.

28 (~~(+10)~~) (9) \$400,000 of the transportation fund--state
29 appropriation is provided solely for a study by the legislative
30 transportation committee, in cooperation with the port of Benton,
31 developing a strategic corridor feasibility and master site plan for
32 the port of Benton. If the port of Benton does not provide at least
33 \$200,000 to fund the plan development, the transportation fund--state
34 appropriation referenced in this subsection shall lapse and this
35 subsection shall be null and void.

36 **Transportation Agencies Capital Facilities**

1 TOTAL APPROPRIATION \$ ((1,995,000))
 2 1,026,000

3 **Sec. 522.** 1998 c 348 s 404 (uncodified) is amended to read as
 4 follows:

5 **FOR THE STATE TREASURER--TRANSFERS**

6 (1) R V Account--State Appropriation:
 7 For transfer to the Motor Vehicle Fund--State . . \$ 1,176,000

8 (2) Motor Vehicle Fund--State Appropriation:
 9 For transfer to the Transportation Capital
 10 Facilities Account--State \$ 42,569,000

11 ~~(3) ((Small City Account--State Appropriation:
 12 For transfer to the Transportation Improvement
 13 Account--State \$ 7,500,000))~~

14 Motor Vehicle Fund--State Appropriation:
 15 For transfer to the Highway Infrastructure
 16 Account--State \$ 234,000

17 **Sec. 523.** 1997 c 457 s 403 (uncodified) is amended to read as
 18 follows:

19 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**

20 City Hardship Account Appropriation \$ 200,000

21 Motor Vehicle Fund Appropriation for motor
 22 vehicle fuel tax and overload penalties
 23 distribution \$ 471,937,000

24 Transportation Fund Appropriation for motor vehicle
 25 excise tax distribution \$ ((3,744,000))
 26 118,747,000

27 TOTAL APPROPRIATION \$ ((475,881,000))
 28 590,884,000

29 **Miscellaneous**

30 NEW SECTION. **Sec. 524.** A new section is added to 1997 c 457
 31 (uncodified) to read as follows:

32 **INFORMATION SYSTEMS PROJECTS.** Agencies shall comply with the
 33 following requirements regarding information systems projects when
 34 specifically directed to do so by this act.

1 (1) Agency planning and decisions concerning information technology
2 shall be made in the context of its information technology portfolio.
3 "Information technology portfolio" means a strategic management
4 approach in which the relationships between agency missions and
5 information technology investments can be seen and understood, such
6 that: Technology efforts are linked to agency objectives and business
7 plans; the impact of new investments on existing infrastructure and
8 business functions are assessed and understood before implementation;
9 and agency activities are consistent with the development of an
10 integrated, nonduplicative state-wide infrastructure.

11 (2) Agencies shall use their information technology portfolios in
12 making decisions on matters related to the following:

13 (a) System refurbishment, acquisitions, and development efforts;

14 (b) Setting goals and objectives for using information technology
15 in meeting legislatively-mandated missions and business needs;

16 (c) Assessment of overall information processing performance,
17 resources, and capabilities;

18 (d) Ensuring appropriate transfer of technological expertise for
19 the operation of any new systems developed using external resources;
20 and

21 (e) Progress toward enabling electronic access to public
22 information.

23 (3) The agency shall produce a feasibility study for information
24 technology projects at the direction of the information services board
25 and in accordance with published department of information services
26 policies and guidelines. At a minimum, such studies shall include a
27 statement of: (a) The purpose or impetus for change; (b) the business
28 value to the agency, including an examination and evaluation of
29 benefits, advantages, and cost; (c) a comprehensive risk assessment
30 based on the proposed project's impact on both citizens and state
31 operations, its visibility, and the consequences of doing nothing; (d)
32 the impact on agency and state-wide information infrastructure; and (e)
33 the impact of the proposed enhancements to an agency's information
34 technology capabilities on meeting service delivery demands.

35 (4) The agency shall produce a comprehensive management plan for
36 each project. The plan or plans shall address all factors critical to
37 successful completion of each project. The plan(s) shall include, but
38 is not limited to, the following elements: A description of the
39 problem or opportunity that the information technology project is

1 intended to address; a statement of project objectives and assumptions;
2 a definition and schedule of phases, tasks, and activities to be
3 accomplished; and the estimated cost of each phase. The planning for
4 the phased approach shall be such that the business case justification
5 for a project needs to demonstrate how the project recovers cost or
6 adds measurable value or positive cost benefit to the agency's business
7 functions within each development cycle.

8 (5) The agency shall produce quality assurance plans for
9 information technology projects. Consistent with the direction of the
10 information services board and the published policies and guidelines of
11 the department of information services, the quality assurance plan
12 shall address all factors critical to successful completion of the
13 project and successful integration with the agency and state
14 information technology infrastructure. At a minimum, quality assurance
15 plans shall provide time and budget benchmarks against which project
16 progress can be measured, a specification of quality assurance
17 responsibilities, and a statement of reporting requirements. The
18 quality assurance plans shall set out the functionality requirements
19 for each phase of a project.

20 (6) A copy of each feasibility study, project management plan, and
21 quality assurance plan shall be provided to the department of
22 information services, the office of financial management, and
23 legislative fiscal committees. The plans and studies shall demonstrate
24 a sound business case that justifies the investment of taxpayer funds
25 on any new project, an assessment of the impact of the proposed system
26 on the existing information technology infrastructure, the disciplined
27 use of preventative measures to mitigate risk, and the leveraging of
28 private-sector expertise as needed. Authority to expend any funds for
29 individual information systems projects is conditioned on the approval
30 of the relevant feasibility study, project management plan, and quality
31 assurance plan by the department of information services and the office
32 of financial management.

33 (7) Quality assurance status reports shall be submitted to the
34 department of information services, the office of financial management,
35 and legislative fiscal committees at intervals specified in the
36 project's quality assurance plan.

37 NEW SECTION. **Sec. 525.** The following acts or parts of acts are
38 each repealed:

- 1 (1) 1997 c 457 s 502;
- 2 (2) 1997 c 457 s 514; and
- 3 (3) 1997 c 457 s 515.

4 (End of part)

1 in cooperation with the office of financial management, the senate
2 transportation committee, and the house of representatives
3 transportation committee will continue the implementation of
4 performance based budgeting. The performance based budgeting process
5 will provide a measurable link between agency objectives, service
6 levels, and budget. The agencies shall:

7 (a) Continue to develop, enhance, validate, and test indicators of
8 performance, stated in achieving the agencies' goals; and

9 (b) Refine performance based budgeting and investment levels in the
10 following programs:

11 (i) Department of transportation: Maintenance program M,
12 preservation program P, traffic operations program Q, and marine
13 program X;

14 (ii) Department of licensing: Driver's services and vehicle
15 services;

16 (iii) Washington state patrol: Field operations bureau; and

17 (iv) Washington traffic safety commission; and

18 (c) Submit and implement a plan to provide program managers with
19 the training and technical assistance necessary to extend the practices
20 of performance measurement and performance based budgeting throughout
21 agency programs.

22 (2) The transportation agencies shall submit a strategic plan and
23 activity summary with their agency request budgets and tie the plan's
24 strategies together with the 2001-2003 budget requests. The strategic
25 plan must include a six-year outlook and define and clarify the agency
26 mission and vision, provide the basis for budget development, and
27 outline and prioritize the agency's goals and strategies. The agencies
28 will continue to improve agency infrastructures to capture and report
29 performance data for use by agency management, the office of financial
30 management, the senate transportation committee, and the house of
31 representatives transportation committee in the decision making
32 process.

33 (3)(a) The agencies shall input monthly their financial information
34 and quarterly program performance measurements into the transportation
35 executive information system and will utilize the transportation
36 executive information system investment system in the development of
37 their agency policy request budgets.

38 (b) The department of licensing and the Washington state patrol
39 shall submit budgets to the legislature at the subprogram level.

1 NEW SECTION. **Sec. 604. PROGRAM ACCOUNTABILITY REVIEWS.** The

2 senate transportation committee, the house of representatives
3 transportation committee, the office of financial management, and the
4 transportation agencies shall establish the means of conducting program
5 accountability reviews of all transportation programs. The reviews
6 shall include:

7 (1) Review and analysis of existing programs to determine any
8 program changes required to meet established criteria along with the
9 list of programs to be reviewed as determined by the program
10 accountability review steering committee made up of the senate
11 transportation committee, the house of representatives transportation
12 committee, the office of financial management, and agency personnel.
13 Each review will have a plan with timelines, deliverables, and
14 milestones to ensure it is completed on time with anticipated
15 deliverables. Each review will have a review accountability report
16 presented to the senate transportation committee and the house of
17 representatives transportation committee with recommendations and
18 implementation schedule agreed to by the reviewers and the agency
19 program being reviewed.

20 (2) A concentration on:

21 (a) Appropriateness of service objectives used to determine service
22 levels;

23 (b) Effectiveness of current management systems;

24 (c) Development or improvement of existing outcome, output,
25 efficiency, and effectiveness performance measures;

26 (d) The effectiveness of communication and decision making within
27 the program;

28 (e) Staffing levels and organizational structure, including changes
29 to roles and responsibilities;

30 (f) The existence and effectiveness of oversight and control
31 measures within the program;

32 (g) The process of distributing funds and staff among activities;

33 (h) Methods for making trade off decisions within and between
34 programs and activities;

35 (i) Development of tools that assist policymakers and managers in
36 using performance measures and investment tradeoff methods;

37 (j) Development of long-term investment strategies; and

38 (k) Other program items that would be beneficial to include in the
39 program accountability review.

1 (3) The recommendations will be considered in future biennium
2 transportation budgets in determining whether to enhance, streamline,
3 retain, reduce, or eliminate programs based on value and benefits
4 provided to the state.

5 NEW SECTION. **Sec. 605.** (1) Forty percent of the funds available
6 for surface transportation flexible funds available under Sections
7 105(c)(2) and 133(d)(3)(A)(ii) of Title 23, United States Code are made
8 available for the Washington state department of transportation.

9 (2) Twenty-two percent of the funds available for surface
10 transportation flexible funds available under Sections 105(c)(2) and
11 133(d)(3)(A)(ii) of Title 23, United States Code are made available for
12 rural economic development projects in rural counties with population
13 densities of less than one hundred persons per square mile pro rata
14 based on population and community empowerment zones as defined in RCW
15 43.63A.700. These funds shall be used for the transportation component
16 of identified, emerging, nonspeculative economic development projects
17 that create new employment or revitalize existing business. As
18 required under federal law, these funds shall be administered by the
19 Washington state department of transportation. The community economic
20 revitalization board within the department of community, trade, and
21 economic development shall work with local project proponents and the
22 Washington state department of transportation to identify economic
23 development projects with essential transportation components. The
24 board shall make recommendations regarding funding for a project's
25 transportation component to the Washington state transportation
26 commission. Beginning in the fiscal year 2000, any economic
27 development funds that are not obligated from the prior federal fiscal
28 year by June first of each year shall be available for economic
29 development projects state-wide in accordance with the same
30 administration and selection process established in this subsection for
31 rural economic development projects.

32 (3) Thirty-eight percent of the funds available for surface
33 transportation flexible funds available under Sections 105(c)(2) and
34 133(d)(3)(A)(ii) of Title 23, United States Code are made available for
35 the state-wide competitive program for regionally significant projects.
36 The transportation improvement board shall be responsible for selecting
37 projects under this program. For federal fiscal years 2000 and 2001,
38 to be eligible, projects shall: (a) Meet the criteria established by

1 the transportation improvement board for selecting regionally
2 significant projects; (b) be included in a metropolitan planning
3 organization's transportation improvement plan; (c) meet the goal of
4 targeting funds for coordinated projects within corridors that are
5 regionally significant; and (d) support the functioning of corridors
6 for their full length rather than in individual spot improvements.

7 NEW SECTION. **Sec. 606.** (1) Notwithstanding RCW 79.91.100, between
8 July 1, 1999, and June 30, 2001, the department of natural resources
9 shall grant easements to cities, towns, and counties for roadway
10 purposes, including the right to make necessary fills, on, over, or
11 across the beds of navigable waters if those easements are necessary to
12 facilitate the construction of projects funded in this act.

13 (a) For purposes of this section, a project is funded in this act
14 if it is specifically identified for full or partial funding in this
15 act or is referenced for funding in whole or in part in the budget
16 notes or projects lists produced as supporting documentation for this
17 act

18 (b) The department of natural resources shall not charge the city,
19 town, or county for the easement except as necessary to recover
20 reasonable administrative costs.

21 (2) If a city, town, or county requests an easement under this
22 section, the department of natural resources shall execute and deliver
23 an instrument granting the easement to the requesting city, town, or
24 county.

25 **Sec. 607.** RCW 43.19.1906 and 1995 c 269 s 1404 are each amended to
26 read as follows:

27 Insofar as practicable, all purchases and sales shall be based on
28 competitive bids, and a formal sealed bid procedure shall be used as
29 standard procedure for all purchases and contracts for purchases and
30 sales executed by the state purchasing and material control director
31 and under the powers granted by RCW 43.19.190 through 43.19.1939. This
32 requirement also applies to purchases and contracts for purchases and
33 sales executed by agencies, including educational institutions, under
34 delegated authority granted in accordance with provisions of RCW
35 43.19.190 or under RCW 28B.10.029. However, formal sealed bidding is
36 not necessary for:

1 (1) Emergency purchases made pursuant to RCW 43.19.200 if the
2 sealed bidding procedure would prevent or hinder the emergency from
3 being met appropriately;

4 (2) Purchases not exceeding thirty-five thousand dollars, or
5 subsequent limits as calculated by the office of financial management:
6 PROVIDED, That the state director of general administration shall
7 establish procedures to assure that purchases made by or on behalf of
8 the various state agencies shall not be made so as to avoid the thirty-
9 five thousand dollar bid limitation, or subsequent bid limitations as
10 calculated by the office of financial management: PROVIDED FURTHER,
11 That the state purchasing and material control director is authorized
12 to reduce the formal sealed bid limits of thirty-five thousand dollars,
13 or subsequent limits as calculated by the office of financial
14 management, to a lower dollar amount for purchases by individual state
15 agencies if considered necessary to maintain full disclosure of
16 competitive procurement or otherwise to achieve overall state
17 efficiency and economy in purchasing and material control. Quotations
18 from four hundred dollars to thirty-five thousand dollars, or
19 subsequent limits as calculated by the office of financial management,
20 shall be secured from at least three vendors to assure establishment of
21 a competitive price and may be obtained by telephone or written
22 quotations, or both. The agency shall invite at least one quotation
23 each from a certified minority and a certified women-owned vendor who
24 shall otherwise qualify to perform such work. Immediately after the
25 award is made, the bid quotations obtained shall be recorded and open
26 to public inspection and shall be available by telephone inquiry. A
27 record of competition for all such purchases from four hundred dollars
28 to thirty-five thousand dollars, or subsequent limits as calculated by
29 the office of financial management, shall be documented for audit
30 purposes. Purchases up to four hundred dollars may be made without
31 competitive bids based on buyer experience and knowledge of the market
32 in achieving maximum quality at minimum cost: PROVIDED, That this four
33 hundred dollar direct buy limit without competitive bids may be
34 increased incrementally as required to a maximum of eight hundred
35 dollars, if warranted by increases in purchasing costs due to
36 inflationary trends;

37 (3) Purchases which are clearly and legitimately limited to a
38 single source of supply and purchases involving special facilities,

1 services, or market conditions, in which instances the purchase price
2 may be best established by direct negotiation;

3 (4) Purchases of insurance and bonds by the risk management office
4 under RCW 43.19.1935;

5 (5) Purchases and contracts for vocational rehabilitation clients
6 of the department of social and health services: PROVIDED, That this
7 exemption is effective only when the state purchasing and material
8 control director, after consultation with the director of the division
9 of vocational rehabilitation and appropriate department of social and
10 health services procurement personnel, declares that such purchases may
11 be best executed through direct negotiation with one or more suppliers
12 in order to expeditiously meet the special needs of the state's
13 vocational rehabilitation clients;

14 (6) Purchases by universities for hospital operation or biomedical
15 teaching or research purposes and by the state purchasing and material
16 control director, as the agent for state hospitals as defined in RCW
17 72.23.010, and for health care programs provided in state correctional
18 institutions as defined in RCW 72.65.010(3) and veterans' institutions
19 as defined in RCW 72.36.010 and 72.36.070, made by participating in
20 contracts for materials, supplies, and equipment entered into by
21 nonprofit cooperative hospital group purchasing organizations;

22 (7) Purchases by institutions of higher education not exceeding
23 thirty-five thousand dollars: PROVIDED, That for purchases between two
24 thousand five hundred dollars and thirty-five thousand dollars
25 quotations shall be secured from at least three vendors to assure
26 establishment of a competitive price and may be obtained by telephone
27 or written quotations, or both. For purchases between two thousand
28 five hundred dollars and thirty-five thousand dollars, each institution
29 of higher education shall invite at least one quotation each from a
30 certified minority and a certified women-owned vendor who shall
31 otherwise qualify to perform such work. A record of competition for
32 all such purchases made from two thousand five hundred to thirty-five
33 thousand dollars shall be documented for audit purposes; and

34 (8) Negotiation of a contract by the department of transportation,
35 valid until June 30, 2001, with registered tow truck operators to
36 provide roving service patrols in one or more Washington state patrol
37 tow zones whereby those registered tow truck operators wishing to
38 participate would cooperatively, with the department of transportation,

1 develop a demonstration project upon terms and conditions negotiated by
2 the parties.

3 Beginning on July 1, 1995, and on July 1 of each succeeding odd-
4 numbered year, the dollar limits specified in this section shall be
5 adjusted as follows: The office of financial management shall
6 calculate such limits by adjusting the previous biennium's limits by
7 the appropriate federal inflationary index reflecting the rate of
8 inflation for the previous biennium. Such amounts shall be rounded to
9 the nearest one hundred dollars.

10 **Sec. 608.** RCW 88.16.090 and 1995 c 175 s 1 are each amended to
11 read as follows:

12 (1) A person may pilot any vessel subject to the provisions of this
13 chapter on waters covered by this chapter only if appointed and
14 licensed to pilot such vessels on said waters under and pursuant to the
15 provisions of this chapter.

16 (2) A person is eligible to be appointed a pilot if the person is
17 a citizen of the United States, over the age of twenty-five years and
18 under the age of seventy years, a resident of the state of Washington
19 at the time of appointment and only if the pilot applicant holds as a
20 minimum, a United States government license as a master of ocean or
21 near coastal steam or motor vessels of not more than one thousand six
22 hundred gross tons or as a master of inland steam or motor vessels of
23 not more than one thousand six hundred gross tons, such license to have
24 been held by the applicant for a period of at least two years prior to
25 taking the Washington state pilotage examination and a first class
26 United States endorsement without restrictions on that license to pilot
27 in the pilotage districts for which the pilot applicant desires to be
28 licensed, and if the pilot applicant meets such other qualifications as
29 may be required by the board. A person applying for a license under
30 this section shall not have been convicted of an offense involving
31 drugs or the personal consumption of alcohol in the twelve months prior
32 to the date of application. This restriction does not apply to license
33 renewals under this section.

34 (3) Pilots shall be licensed hereunder for a term of five years
35 from and after the date of the issuance of their respective state
36 licenses. Such licenses shall thereafter be renewed as of course,
37 unless the board shall withhold same for good cause. Each pilot shall
38 pay to the state treasurer an annual license fee as follows: For the

1 period beginning July 1, 1995, through June 30, (~~1999~~) 2001, the fee
2 shall be two thousand five hundred dollars; and for the period
3 beginning July 1, (~~1999~~) 2001, the fee shall be three thousand
4 dollars. The fees shall be deposited in the state treasury to the
5 credit of the pilotage account. The board may assess partially active
6 or inactive pilots a reduced fee.

7 (4) Pilot applicants shall be required to pass a written and oral
8 examination administered and graded by the board which shall test such
9 applicants on this chapter, the rules of the board, local harbor
10 ordinances, and such other matters as may be required to compliment the
11 United States examinations and qualifications. The board shall hold
12 examinations at such times as will, in the judgment of the board,
13 ensure the maintenance of an efficient and competent pilotage service.
14 An examination shall be scheduled for the Puget Sound pilotage district
15 if there are three or fewer successful candidates from the previous
16 examination who are waiting to become pilots in that district.

17 (5) The board shall develop an examination and grading sheet for
18 each pilotage district, for the testing and grading of pilot
19 applicants. The examinations shall be administered to pilot applicants
20 and shall be updated as required to reflect changes in law, rules,
21 policies, or procedures. The board may appoint a special independent
22 examination committee or may contract with a firm knowledgeable and
23 experienced in the development of professional tests for development of
24 said examinations. Active licensed state pilots may be consulted for
25 the general development of examinations but shall have no knowledge of
26 the specific questions. The pilot members of the board may participate
27 in the grading of examinations. If the board does appoint a special
28 examination development committee it is authorized to pay the members
29 of said committee the same compensation and travel expenses as received
30 by members of the board. When grading examinations the board shall
31 carefully follow the grading sheet prepared for that examination. The
32 board shall develop a "sample examination" which would tend to indicate
33 to an applicant the general types of questions on pilot examinations,
34 but such sample questions shall not appear on any actual examinations.
35 Any person who willfully gives advance knowledge of information
36 contained on a pilot examination is guilty of a gross misdemeanor.

37 (6) All pilots and applicants are subject to an annual physical
38 examination by a physician chosen by the board. The physician shall
39 examine the applicant's heart, blood pressure, circulatory system,

1 lungs and respiratory system, eyesight, hearing, and such other items
2 as may be prescribed by the board. After consultation with a physician
3 and the United States coast guard, the board shall establish minimum
4 health standards to ensure that pilots licensed by the state are able
5 to perform their duties. Within ninety days of the date of each annual
6 physical examination, and after review of the physician's report, the
7 board shall make a determination of whether the pilot or candidate is
8 fully able to carry out the duties of a pilot under this chapter. The
9 board may in its discretion check with the appropriate authority for
10 any convictions of offenses involving drugs or the personal consumption
11 of alcohol in the prior twelve months.

12 (7) The board shall prescribe, pursuant to chapter 34.05 RCW, a
13 number of familiarization trips, between a minimum number of twenty-
14 five and a maximum of one hundred, which pilot applicants must make in
15 the pilotage district for which they desire to be licensed.
16 Familiarization trips any particular applicant must make are to be
17 based upon the applicant's vessel handling experience.

18 (8) The board may require vessel simulator training for a pilot
19 applicant and shall require vessel simulator training for a pilot
20 subject to RCW 88.16.105. The board shall also require vessel
21 simulator training in the first year of active duty for a new pilot and
22 at least once every five years for all active pilots.

23 (9) The board shall prescribe, pursuant to chapter 34.05 RCW, such
24 reporting requirements and review procedures as may be necessary to
25 assure the accuracy and validity of license and service claims, and
26 records of familiarization trips of pilot candidates. Willful
27 misrepresentation of such required information by a pilot candidate
28 shall result in disqualification of the candidate.

29 (10) The board shall adopt rules to establish time periods and
30 procedures for additional training trips and retesting as necessary for
31 pilots who at the time of their licensing are unable to become active
32 pilots.

33 NEW SECTION. **Sec. 609.** The following bills, as enacted in the
34 form passed by the legislature, are necessary to implement portions of
35 this act: House Bill Nos. 1053, 1147, 1304, 1466, 1588, 2201, 2245,
36 and 2259 and Senate Bill Nos. 5060, 5283, 5360, 5605, 5615, 5955, 6030,
37 and 6068.

1 **Sec. 610.** RCW 47.26.425 and 1999 c 94 s 21 and 1999 c . . . (SHB
2 1053) s 6 are each reenacted to read as follows:

3 Any funds required to repay the first authorization of two hundred
4 million dollars of bonds authorized by RCW 47.26.420, as amended by
5 section 18, chapter 317, Laws of 1977 ex. sess. or the interest thereon
6 when due, shall be taken from that portion of the motor vehicle fund
7 which results from the imposition of excise taxes on motor vehicle and
8 special fuels and which is distributed to the urban arterial trust
9 account in the motor vehicle fund pursuant to RCW 46.68.090(1)(g), and
10 shall never constitute a charge against any allocations of any other
11 such funds in the motor vehicle fund to the state, counties, cities,
12 and towns unless and until the amount of the motor vehicle fund arising
13 from the excise tax on motor vehicle and special fuels and distributed
14 to the urban arterial trust account proves insufficient to meet the
15 requirements for bond retirement or interest on any such bonds.

16 **Sec. 611.** RCW 47.26.4252 and 1999 c 94 s 22 and 1999 c . . . (SHB
17 1053) s 7 are each reenacted to read as follows:

18 Any funds required to repay the authorization of series II bonds
19 authorized by RCW 47.26.420, as reenacted by section 3, chapter 5, Laws
20 of 1979, or the interest thereon when due, shall first be taken from
21 that portion of the motor vehicle fund which results from the
22 imposition of excise taxes on motor vehicle and special fuels imposed
23 by chapters 82.36 and 82.38 RCW and which is distributed to the urban
24 arterial trust account in the motor vehicle fund pursuant to RCW
25 46.68.090(1)(g), subject, however, to the prior lien of the first
26 authorization of bonds authorized by RCW 47.26.420, as reenacted by
27 section 3, chapter 5, Laws of 1979. If the moneys distributed to the
28 urban arterial trust account shall ever be insufficient to repay the
29 first authorization bonds together with interest thereon, and the
30 series II bonds or the interest thereon when due, the amount required
31 to make such payments on such bonds or interest thereon shall next be
32 taken from that portion of the motor vehicle fund which results from
33 the imposition of excise taxes on motor vehicle and special fuels and
34 which is distributed to the state, counties, cities, and towns pursuant
35 to RCW 46.68.090. Any payments on such bonds or interest thereon taken
36 from motor vehicle or special fuel tax revenues which are distributable
37 to the state, counties, cities, and towns, shall be repaid from the
38 first moneys distributed to the urban arterial trust account not

1 required for redemption of the first authorization bonds or series II
2 and series III bonds or interest on those bond issues.

3 **Sec. 612.** RCW 47.26.4254 and 1999 c 94 s 23 and 1999 c . . . (SHB
4 1053) s 8 are each reenacted and amended to read as follows:

5 (1) Any funds required to repay series III bonds authorized by RCW
6 47.26.420, or the interest thereon, when due shall first be taken from
7 that portion of the motor vehicle fund that results from the imposition
8 of excise taxes on motor vehicle and special fuels imposed by chapters
9 82.36 and 82.38 RCW and that is distributed to the urban arterial trust
10 account in the motor vehicle fund pursuant to RCW 46.68.090(1)((+j))
11 (g), subject, however, to the prior lien of the first authorization of
12 bonds authorized by RCW 47.26.420. If the moneys so distributed to the
13 urban arterial trust account, after first being applied to
14 administrative expenses of the transportation improvement board and to
15 the requirements of bond retirement and payment of interest on first
16 authorization bonds and series II bonds as provided in RCW 47.26.425
17 and 47.26.4252, are insufficient to meet the requirements for bond
18 retirement or interest on any series III bonds, the amount required to
19 make such payments on series III bonds or interest thereon shall next
20 be taken from that portion of the motor vehicle fund that results from
21 the imposition of excise taxes on motor vehicle and special fuels and
22 that is distributed to the state, counties, cities, and towns pursuant
23 to RCW 46.68.090, subject, however, to subsection (2) of this section.

24 (2) To the extent that moneys so distributed to the urban arterial
25 trust account are insufficient to meet the requirements for bond
26 retirement or interest on any series III bonds, sixty percent of the
27 amount required to make such payments when due shall first be taken
28 from that portion of the motor vehicle fund that results from the
29 imposition of excise taxes on motor vehicle and special fuels and that
30 is distributed to the state. The remaining forty percent shall first
31 be taken from that portion of the motor vehicle fund that results from
32 the imposition of excise taxes on motor vehicle and special fuels and
33 that is distributed to the cities and towns pursuant to RCW
34 46.68.090(1)(i) and to the counties pursuant to RCW 46.68.090(1)(j).
35 Of the counties', cities', and towns' share of any additional amounts
36 required in each fiscal year, the percentage thereof to be taken from
37 the counties' distributive share and from the cities' and towns'
38 distributive share shall correspond to the percentage of funds

1 authorized for specific county projects and for specific city and town
2 projects, respectively, from the proceeds of series III bonds, for the
3 period through the first eleven months of the prior fiscal year as
4 determined by the chairman of the transportation improvement board and
5 reported to the state finance committee and the state treasurer not
6 later than the first working day of June.

7 (3) Any payments on such bonds or interest thereon taken from motor
8 vehicle or special fuel tax revenues that are distributable to the
9 state, counties, cities, and towns shall be repaid from the first
10 moneys distributed to the urban arterial trust account not required for
11 redemption of the first authorization bonds, series II bonds, or series
12 III bonds or interest on these bonds.

13 **Sec. 613.** RCW 47.26.505 and 1999 c 94 s 24 and 1999 c . . . (SHB
14 1053) s 9 are each reenacted and amended to read as follows:

15 Any funds required to repay such bonds, or the interest thereon
16 when due, shall be taken from that portion of the motor vehicle fund
17 which results from the imposition of excise taxes on motor vehicle and
18 special fuels and which is distributed to the transportation
19 improvement account in the motor vehicle fund under RCW
20 46.68.090(1)(h), and shall never constitute a charge against any
21 allocations of any other such funds in the motor vehicle fund to the
22 state, counties, cities, and towns unless and until the amount of the
23 motor vehicle fund arising from the excise tax on motor vehicle and
24 special fuels and distributed to the transportation improvement account
25 proves insufficient to meet the requirements for bond retirement or
26 interest on any such bonds.

27 **Sec. 614.** RCW 43.43.300 and 1965 c 8 s 43.43.300 are each amended
28 to read as follows:

29 Beginning on July 1, 1963, every Washington state patrol employee
30 who is a member of the retirement fund shall contribute seven percent
31 of his or her monthly salary(~~(, which)~~). For the biennium beginning
32 July 1, 1999, and ending June 30, 2001, the employee contribution rate
33 for every member of a retirement system created under this chapter and:
34 (1) Covering employees whose activities constitute a highway purpose
35 under the eighteenth amendment (Article II, section 40) of the state
36 Constitution; where (2) the majority of both the employer and employee
37 contributions are funded from moneys appropriated from the state patrol

1 highway account of the motor vehicle fund; shall be set so that the
2 contribution rates required to fund the costs of the retirement system
3 shall be equal for members and employers; except that in no event shall
4 the member contribution rate exceed seven percent. If the pension
5 funding council determines that contribution rates must exceed seven
6 percent in order to fund the costs of the retirement system, any cost
7 over seven percent shall be borne by the employer. The member
8 contribution rate determined under this section shall be deducted from
9 the compensation of each member on each and every payroll.

10 In the event a member severs his or her connection with the
11 Washington state patrol or is dismissed, the amount paid by the state
12 of Washington shall remain in the retirement fund.

13 NEW SECTION. Sec. 615. The joint committee on pension policy
14 shall study the method for setting employer and employee contribution
15 rates for the Washington state patrol retirement system. The study
16 shall include options for implementing a method or methods that allow
17 both the employer and members to share the benefits from investment
18 gains that exceed the long-term investment return assumptions adopted
19 by the pension funding council.

20 NEW SECTION. Sec. 616. The following acts or parts of acts are
21 each repealed:

22 (1) RCW 46.68.095 (Distribution of additional state-wide taxes) and
23 1999 c 94 s 7, 1994 c 179 s 4, & 1990 c 42 s 103; and

24 (2) RCW 46.68.100 (Allocation of net tax amount in motor vehicle
25 fund) and 1999 c 94 s 8, 1994 c 179 s 5, 1991 c 310 s 2, 1986 c 66 s 1,
26 1984 c 7 s 73, 1977 ex.s. c 317 s 9, 1977 c 51 s 1, 1975-'76 2nd ex.s.
27 c 57 s 1, 1973 1st ex.s. c 124 s 1, 1972 ex.s. c 24 s 2, 1970 ex.s. c
28 85 s 4, 1967 ex.s. c 145 s 79, 1967 ex.s. c 83 s 8, 1961 ex.s. c 7 s 6,
29 & 1961 c 12 s 46.68.100.

30 NEW SECTION. Sec. 617. If any provision of this act or its
31 application to any person or circumstance is held invalid, the
32 remainder of the act or the application of the provision to other
33 persons or circumstances is not affected.

34 NEW SECTION. Sec. 618. This act is necessary for the immediate
35 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect
2 immediately.

3 (End of part)

| 1 | INDEX | PAGE # |
|----|---|-----------------------------------|
| 2 | BLUE RIBBON COMMISSION ON TRANSPORTATION | 9 |
| 3 | BOARD OF PILOTAGE COMMISSIONERS | 6 |
| 4 | COUNTY ROAD ADMINISTRATION BOARD | 6 |
| 5 | DEPARTMENT OF AGRICULTURE | 2 |
| 6 | DEPARTMENT OF LICENSINGMANAGEMENT AND SUPPORT SERVICES | 12, 13, 44-46 |
| 7 | DEPARTMENT OF RETIREMENT SYSTEMSTRANSFERS | 34 |
| 8 | DEPARTMENT OF TRANSPORTATIONHIGHWAY MANAGEMENT AND | |
| 9 | FACILITIES--PROGRAM D--OPERATING | 15, 18-23, 25, 26, 28, |
| 10 | | 32, 37, 47, 51-57, 59, 61, 64, 66 |
| 11 | FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD | 9 |
| 12 | HOUSE OF REPRESENTATIVES | 8 |
| 13 | INFORMATION SYSTEMS PROJECTS | 67 |
| 14 | LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM | 3 |
| 15 | MARINE EMPLOYEES COMMISSION | 9 |
| 16 | PERFORMANCE BASED BUDGETING | 71 |
| 17 | PROGRAM AUTHORIZATION REVIEWS | 73 |
| 18 | SENATE | 7 |
| 19 | STATE PARKS AND RECREATION COMMISSION | 4 |
| 20 | STATE TREASURERBOND RETIREMENT AND INTEREST | 34-36, 66, 67 |
| 21 | STATUTORY APPROPRIATIONS | 35 |
| 22 | TRANSPORTATION COMMISSION | 9 |
| 23 | TRANSPORTATION IMPROVEMENT BOARD | 6, 38, 39 |
| 24 | UTILITIES AND TRANSPORTATION COMMISSION | 3 |
| 25 | WASHINGTON STATE PARKS AND RECREATIONCAPITAL PROJECTS | 4 |
| 26 | WASHINGTON STATE PATROLFIELD OPERATIONS BUREAU | 10, 11, 32, 39, 42 |
| 27 | WASHINGTON TRAFFIC SAFETY COMMISSION | 6 |
| 28 | " | |

29 **SHB 1125** - H AMD
30 By Representatives K. Schmidt and Fisher

31
32 On page 1, line 1 of the title, after "appropriations;" strike the
33 remainder of the title and insert "amending RCW 43.19.1906, 88.16.090,
34 and 43.43.300; amending 1997 c 457 ss 110, 204, 215, 223, 303, and 403
35 (uncodified); amending 1998 c 348 ss 203, 205, 207, 208, 209, 211, 212,

1 213, 214, 215, 216, 217, 218, 219, 220, 221, 402, and 404 (uncodified);
2 reenacting and amending RCW 47.26.4254 and 47.26.505; reenacting RCW
3 47.26.425 and 47.26.4252; adding a new section to 1997 c 457
4 (uncodified); creating new sections; repealing RCW 46.68.095 and
5 46.68.100; repealing 1997 c 457 s 502 (uncodified); repealing 1997 c
6 457 s 514 (uncodified); repealing 1997 c 457 s 515 (uncodified); making
7 appropriations; and declaring an emergency."

--- END ---