

HOUSE BILL 1137

State of Washington 54th Legislature 1995 Regular Session

By Representatives K. Schmidt, R. Fisher and Horn; by request of Office of Financial Management

Read first time 01/16/95. Referred to Committee on Transportation.

1 AN ACT Relating to transportation appropriations; amending 1994 c
2 303 ss 18, 27, 31, 32, and 33 (uncodified); amending 1993 sp.s. c 23 s
3 34 (uncodified); and declaring an emergency.

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

5 **Sec. 1.** 1994 c 303 s 18 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--MAJOR NONINTERSTATE HIGHWAY**
8 **CONSTRUCTION--PROGRAM C**

9	Motor Vehicle Fund--State Appropriation	\$	((75,200,000))
10			<u>73,600,000</u>
11	Motor Vehicle Fund--Federal Appropriation	\$	66,948,000
12	Motor Vehicle Fund--Local Appropriation	\$	16,000,000
13	Transportation Fund--State Appropriation	\$	((13,564,000))
14			<u>10,264,000</u>
15	Special Category C--State Appropriation	\$	147,833,000
16	General Fund--State Appropriation	\$	70,000,000
17	Puyallup Tribal Settlement Account--		
18	State Appropriation	\$	44,024,000
19	Puyallup Tribal Settlement Account--		

1	Private Local Appropriation	\$	6,000,000
2	TOTAL APPROPRIATION	\$	((439,569,000))
3			<u>434,669,000</u>

4 The appropriations in this section are provided for the location,
5 design, right of way acquisition, and construction of state highway
6 projects designated as category "C" under RCW 47.05.030. The
7 appropriations in this section are subject to the following conditions
8 and limitations:

9 (1) The motor vehicle fund--state appropriation includes
10 \$32,800,000 in proceeds from the sale of bonds authorized by RCW
11 47.10.790 and 47.10.801. However, the transportation commission may
12 authorize the use of current revenues available to the department of
13 transportation in lieu of bond proceeds for any part of the state
14 appropriation.

15 (2) The motor vehicle fund--state appropriation includes proceeds
16 of up to \$8,400,000 from the sale of bonds authorized by House Bill No.
17 2593 (highway improvement funding) or substantially similar
18 legislation. If House Bill No. 2593 (highway improvement funding) or
19 substantially similar legislation is not enacted by June 30, 1994, the
20 amount provided in this subsection shall lapse.

21 (3) Up to \$44,000,000 of the motor vehicle fund--federal
22 appropriation in this section is provided for construction of
23 demonstration projects specified in the federal intermodal surface
24 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The
25 motor vehicle fund--state appropriation includes \$11,000,000 or so much
26 as may be required for the federal match requirements, which shall be
27 from the bond sales proceeds as authorized by RCW 47.10.819 through
28 47.10.824. However, 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. No
31 bond proceeds shall be used to pay for a federal demonstration study
32 project.

33 (4) The special category C fund--state appropriation of
34 \$147,833,000 includes \$89,000,000 in proceeds from the sale of bonds
35 authorized by RCW 47.10.812 through 47.10.817 for the 1st Avenue South
36 Bridge in Seattle, North-South Corridor/Division Street improvements in
37 Spokane, and selected sections of State Route 18. However, the
38 transportation commission may authorize the use of current revenues

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

3 (5) Up to \$143,712,000 of the motor vehicle fund--state, motor
4 vehicle fund--federal, motor vehicle fund--local, transportation fund--
5 state, and general fund--state appropriations contained in this section
6 are cumulatively provided from all funds, solely for construction
7 projects already under construction as assumed in section 23(4),
8 chapter 23, Laws of 1993 sp. sess. To the extent that the department
9 projects that the general fund--state appropriation in this section
10 will not be fully expended for the purposes of this section, the
11 department may expend the general fund--state moneys appropriated in
12 this section for the projects authorized in: As a first priority,
13 section 20 of this act; as a second priority, section 21 of this act;
14 and as a third priority, section 22 of this act. The general fund--
15 state expenditure under this section and sections 20, 21, and 22 of
16 this act, cumulatively, shall not exceed \$93,925,000.

17 (6) \$21,000,000 of the motor vehicle fund--state appropriation is
18 provided solely for additional HOV lane projects on noninterstate state
19 highways. Quarterly, beginning July 1, 1993, the department shall
20 provide to the legislative transportation committee a list of the
21 construction contracts awarded under this subsection and the amount of
22 each contract award.

23 (7) Up to \$2,000,000 of the motor vehicle fund--state appropriation
24 and \$1,000,000 of the motor vehicle fund--local appropriation contained
25 in this section is provided solely for the construction of rest areas
26 provided local and/or private contributions of at least forty percent
27 of total project costs are made. Local and/or private contributions
28 may be in the form of in-kind contributions including but not limited
29 to donations of property and services.

30 **Sec. 2.** 1994 c 303 s 27 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MANAGEMENT AND**
33 **FACILITIES--PROGRAM D**

34 Motor Vehicle Fund--State Appropriation \$	((29,589,000))
35	<u>28,889,000</u>
36 Motor Vehicle Fund--Federal Appropriation \$	400,000
37 Motor Vehicle Fund--Transportation Capital Facilities	
38 Account--State Appropriation \$	42,230,000

1 TOTAL APPROPRIATION \$ ((72,219,000))
2 71,519,000

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

5 (1) Up to \$750,000 of the motor vehicle fund--transportation
6 capital facilities account--state appropriation is provided to
7 implement the Americans with Disabilities Act (P.L. 101-336 42 U.S.C.
8 Sec. 12101 et seq.).

9 (2) The transportation commission shall evaluate the current
10 organizational structure of the department of transportation with
11 regard to: (a) The number and allocation of full-time employees
12 required to support the department's environmental efforts; (b) the
13 qualifications of such full-time employees; (c) the amount of authority
14 each environmental position carries; (d) the chain of command governing
15 such environmental positions; (e) the effectiveness of the organization
16 with regard to proactively negotiating environmental policies with
17 state, federal, and local units of government; (f) the ability of the
18 department to assimilate, incorporate, and disseminate environmental
19 information between and among the department's various divisions,
20 branches, sections, and districts; and (g) the ability of the
21 department to plan, budget, and account for such environmental costs.
22 The transportation commission shall develop a plan to maximize the
23 effectiveness of the environmental activities within the department and
24 shall provide specific recommendations regarding any organizational
25 changes that may be warranted.

26 (3) Up to \$50,000 of the motor vehicle fund--state appropriation is
27 provided solely for the computer aided engineering support team for the
28 purpose of design visualization.

29 **Sec. 3.** 1994 c 303 s 31 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE AND**
32 **OPERATIONS--PROGRAM M**

33 Motor Vehicle Fund--State Appropriation \$ ((238,156,000))
34 241,156,000
35 Motor Vehicle Fund--Local Appropriation \$ 4,690,000
36 TOTAL APPROPRIATION \$ ((242,846,000))
37 245,846,000

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

3 (1) Up to \$300,000 of the motor vehicle fund--state appropriation
4 is provided to develop and implement a roadside vegetation management
5 plan to comply with the Puget Sound water quality authority management
6 plan. Emphasis shall be placed on nonchemical vegetation control.

7 (2) Up to \$910,000 of the motor vehicle fund--state appropriation
8 is provided for additional maintenance to prevent mechanical and
9 electrical problems on floating bridges, maintenance on the Lacey V.
10 Murrow floating bridge, and compliance with department of labor and
11 industries maintenance regulations.

12 (3) Up to \$600,000 of the motor vehicle fund--state appropriation
13 is provided for testing and disposal of hazardous materials and for
14 interjurisdictional and/or interagency development of eight treatment
15 facilities.

16 (4) Up to \$2,411,000 of the motor vehicle fund--state appropriation
17 is provided to expedite and enhance traffic signal improvements.

18 (5) Up to \$2,700,000 of the motor vehicle fund--state appropriation
19 is provided solely for work force safety equipment.

20 (6) It is the intent of the legislature that the legislative
21 transportation committee study the impact upon the department of
22 transportation of the utilities accommodation policy, requiring the
23 removal of power poles, guy lines, and junction boxes adjacent to state
24 highways. The committee shall report its findings to the legislature
25 no later than November 15, 1995. No additional moneys are appropriated
26 in this section for the purpose of doing additional utility clear zone
27 work.

28 **Sec. 4.** 1994 c 303 s 32 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
31 **SUPPORT--PROGRAM S**

32 Motor Vehicle Fund--Puget Sound Capital Construction	
33 Account--State Appropriation	\$ 1,109,000
34 Motor Vehicle Fund--State Appropriation	\$ ((51,668,000))
35	<u>51,618,000</u>
36 Motor Vehicle Fund--Puget Sound Ferry Operations	
37 Account--State Appropriation	\$ 1,105,000
38 Transportation Fund--State Appropriation	\$ ((1,723,000))

1 5,023,000
 2 TOTAL APPROPRIATION \$ ((55,605,000))
 3 58,855,000

4 Up to \$826,000 of the transportation fund--state appropriation is
 5 provided for the implementation of chapter 47.46 RCW.

6 **Sec. 5.** 1994 c 303 s 33 (uncodified) is amended to read as
 7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSIT RESEARCH AND INTERMODAL**
 9 **PLANNING--PROGRAM T**

10 Motor Vehicle Fund--State Appropriation \$ ((15,631,000))
 11 15,581,000
 12 Motor Vehicle Fund--Federal Appropriation \$ 16,314,000
 13 High Capacity Transportation Account--
 14 State Appropriation \$ 18,300,000
 15 Transportation Fund--State Appropriation \$ 44,788,000
 16 Transportation Fund--Federal Appropriation \$ 5,852,000
 17 Transportation Fund--Local Appropriation \$ 100,000
 18 Central Puget Sound Public Transportation Account--
 19 State Appropriation \$ 18,563,000
 20 Public Transportation Systems Account--State
 21 Appropriation \$ 5,500,000
 22 TOTAL APPROPRIATION \$ ((125,048,000))
 23 124,998,000

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

26 (1) Up to \$33,200,000 of the transportation fund--state
 27 appropriation is provided for administrative costs, operating subsidies
 28 for contracted AMTRAK 403(b) service, and for capital projects to
 29 improve train speeds and service.

30 (2) Up to \$7,000,000 of the transportation fund--state
 31 appropriation is provided for state participation in the planning and
 32 construction of passenger rail depots and other passenger intermodal
 33 facilities.

34 (3) The central Puget Sound public transportation account--state
 35 appropriation and the public transportation systems account--state
 36 appropriation shall be distributed to local transit agencies based on
 37 the allocation process defined in chapter 393, Laws of 1993.

1 (4) Of the \$3,400,000 motor vehicle fund--state appropriation
2 provided for regional transportation planning organizations, funds not
3 allocated to such organizations may be used for a discretionary grant
4 program for special regional planning projects, to be administered by
5 the department of transportation.

6 (5) Up to \$250,000 of the motor vehicle fund--state appropriation
7 contained in this section is provided solely for the Puget Sound
8 transportation investment program. The program shall pay special
9 attention to the Edmonds/Kingston run and development of an intermodal
10 terminal at Point Edwards. Work on the program shall be completed and
11 reported to the legislative transportation committee no later than June
12 30, 1995.

13 (6) Up to \$1,500,000 of the transportation fund--state
14 appropriation contained in this section is provided solely for the
15 rural mobility program.

16 (7) Up to \$800,000 of the high capacity transportation account--
17 state appropriation contained in this section, which does not require
18 local match and is not subject to the allocation process specified in
19 RCW 81.104.090, and up to \$700,000 of the transportation fund--state
20 appropriation contained in this section is provided for the central
21 Puget Sound regional transit authority for matching funds for grants
22 from subsection (bbb) and subsection (ccc) of section 3035 of United
23 States P.L. 102-240 and for other costs required by RCW 81.104.140.

24 **Sec. 6.** 1993 sp.s. c 23 s 34 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
27 **PROGRAM U**

28	Motor Vehicle Fund--State Appropriation	\$	((30,124,000))
29			<u>29,524,000</u>
30	Motor Vehicle Fund--Puget Sound Ferry Operations		
31	Account--State Appropriation	\$	2,000,000
32	TOTAL APPROPRIATION	\$	((32,124,000))
33			<u>31,524,000</u>

34 NEW SECTION. **Sec. 7.** If any provision of this act or its
35 application to any person or circumstance is held invalid, the

1 remainder of the act or the application of the provision to other
2 persons or circumstances is not affected.

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

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