

CERTIFICATION OF ENROLLMENT

ENGROSSED SUBSTITUTE HOUSE BILL 1125

56th Legislature
1999 1 Special Session

Passed by the House May 19, 1999
Yea 96 Nays 0

CERTIFICATE

We, Dean R. Foster and Timothy A. Martin, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1125** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

Chief Clerk

President of the Senate

Approved

FILED

Governor of the State of Washington

Secretary of State
State of Washington

ENGROSSED SUBSTITUTE HOUSE BILL 1125

Passed Legislature - 1999 1st Special Session

AS AMENDED BY THE SENATE

Passed Legislature - 1999 1st Special Session

State of Washington 56th Legislature 1999 1st Special Session

By House Committee on Transportation (originally sponsored by Representatives Fisher, K. Schmidt, Radcliff, O'Brien, Fortunato, Eickmeyer, Hankins, Cooper, Murray, Wood and Mitchell; by request of Governor Locke)

Read first time 04/02/1999.

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 43.19.1906, 88.16.090, 43.43.300, and 44.40.010; amending
3 1997 c 457 ss 110, 204, 215, 223, 303, and 403 (uncodified); amending
4 1998 c 348 ss 203, 205, 207, 208, 209, 211, 212, 213, 214, 215, 216,
5 217, 218, 219, 220, 221, 402, and 404 (uncodified); reenacting and
6 amending RCW 47.26.4254 and 47.26.505; reenacting RCW 47.26.425 and
7 47.26.4252; adding a new section to chapter 44.40 RCW; adding a new
8 section to 1997 c 457 (uncodified); creating new sections; repealing
9 RCW 46.68.095 and 46.68.100; repealing 1997 c 457 s 502 (uncodified);
10 repealing 1997 c 457 s 514 (uncodified); repealing 1997 c 457 s 515
11 (uncodified); making appropriations; and declaring an emergency.

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

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

1 including the payment of any final judgments arising out of such
2 activities, for the period ending June 30, 2001.

3 (2) Legislation with fiscal impacts enacted in the 1997 or 1998
4 legislative session not assumed in this act are not funded in the 1997-
5 99 transportation budget.

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

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

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

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

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

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

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

20 (f) "Performance-based budgeting" means a budget that bases
21 resource needs on quantified outcomes and results expected from use of
22 the total appropriation. "Performance-based budgeting" does not mean
23 incremental budgeting that focuses on justifying changes from the
24 historic budget or to line-item input-driven budgets.

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

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

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

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

37 (ii) Attached in full onto another bill as an amendment and the
38 entire bill, including the amendment, was passed by the legislature and

enacted either with no provisions vetoed by the governor or with only ministerial or de minimus changes resulting from a partial veto.

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

PART I

GENERAL GOVERNMENT AGENCIES--OPERATING

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

19 The appropriation in this section is subject to the following
20 conditions and limitations and specified amounts are provided solely
21 for that activity: The entire appropriation is provided solely for
22 costs associated with the motor fuel quality program.

23 NEW SECTION. Sec. 102. FOR THE LEGISLATIVE EVALUATION AND
24 ACCOUNTABILITY PROGRAM

25 Motor Vehicle Account--State Appropriation 900,000

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

29 (1) \$103,000 of the appropriation is provided solely for the local
30 government finance reporting system project. This amount shall lapse
31 unless \$207,000 is appropriated for this project from the state general
32 fund; and

33 (2) \$202,000 of the appropriation is provided solely for the
34 transportation infrastructure needs data base project. This amount

1 shall lapse unless \$405,000 is appropriated for this project in the
2 omnibus operations appropriations act.

3 (3) \$325,000 of the appropriation is provided solely for
4 contracting with the office of the state auditor for the collection of
5 local government fiscal data associated with the local government
6 finance reporting system. In implementing the reporting system, the
7 legislative evaluation and accountability program shall work with the
8 local government finance study technical advisory committee. The
9 committee shall include, but not be limited to, one member from the
10 senate and one member from the house of representatives. An alternate
11 legislator shall also be picked for each designated legislator to serve
12 in the event that the designated legislator is unable to fulfill his or
13 her duties on the committee. This amount shall lapse unless the
14 legislature appropriates \$325,000 for the same purpose by June 30,
15 1999, in the omnibus appropriations act.

NEW SECTION. Sec. 103. FOR THE UTILITIES AND TRANSPORTATION

17 COMMISSION

18 Grade Crossing Protective Account--

19 State Appropriation 111,000

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

23 (1) The utilities and transportation commission shall develop a
24 competitive rail grade crossing safety grant program which will fully
25 fund selected safety projects to the extent allowable under chapter
26 81.53 RCW.

27 (2) Beginning on the effective date of this act through May 1,
28 2000, the utilities and transportation commission may not grant any new
29 certificates under chapter 81.68 RCW in any areas where a public
30 transportation system has been formed.

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

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

1 NEW SECTION. Sec. 104. FOR THE STATE PARKS AND RECREATION
2 COMMISSION

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

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

GENERAL GOVERNMENT AGENCIES--CAPITAL

10 NEW SECTION. Sec. 105. FOR WASHINGTON STATE PARKS AND
11 RECREATION--CAPITAL PROJECTS

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

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) \$900,000 is a reappropriation provided to complete the Cama
17 Beach project and the Damon point project funded in section 110,
18 chapter 457, Laws of 1997. The projects shall be completed by June 30,
19 2001. Upon completion of these projects any surplus funding may be
20 used for the projects listed in subsection (2) of this section.

21 (2) \$1,790,000 is a one-time appropriation provided solely for the
22 following projects, apportioned as follows:

23 (a) Ike Kinswa State Park, \$100,000 to commission a hydrology and
24 geology study for the park road drainage system and a traffic study of
25 the intersection of the park entrance roads with SR 122;

26 (b) Mt. Spokane State Park, \$1,300,000;

27 (c) Beacon Rock State Park, \$300,000; and

28 (d) Cama Beach State Park, \$90,000.

29 These projects shall be completed by June 30, 2001. Project status
30 reports shall be submitted to the senate transportation committee and
31 the house of representatives transportation committee in January 2000
32 and January 2001.

33 (End of part)

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

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: \$25,000 of the highway safety account--state is
12 provided as a one-time appropriation to implement the Cooper Jones act,
13 chapter 165, Laws of 1998.

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

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

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

17 Rural Arterial Trust Account--State Appropriation . . \$ 72,510,000

18 Motor Vehicle Account--State Appropriation \$ 9,546,000

19 Motor Vehicle Account--Private/Local

21 County Arterial Preservation Account--

23 TOTAL APPROPRIATION \$ 111,044,000

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: \$8,000,000 of the motor vehicle account--state
27 appropriation is provided solely for projects on the freight and goods
28 systems on county roads.

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

30 Urban Arterial Trust Account--State Appropriation . . \$ 104,508,000

31 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 \$ 2,586,000

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 LEGISLATIVE TRANSPORTATION**
8 **COMMITTEE**

9 Motor Vehicle Account--State Appropriation \$ 4,283,000

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

13 (1) \$2,467,000 of the motor vehicle account--state appropriation is
14 provided for the operation of the house of representatives
15 transportation committee. The appropriation includes \$500,000 for
16 personal service contracts and other activities as deemed necessary by
17 the house of representatives transportation committee.

18 (2) The transportation committees of the legislature shall evaluate
19 the transportation functions currently performed by the utilities and
20 transportation commission including but not limited to those regarding
21 the issuance of certificates of public convenience and necessity for
22 auto transportation companies.

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

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

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

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

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

1 (4) The transportation committees of the legislature shall oversee
2 program accountability reviews of department of transportation,
3 department of licensing, and Washington state patrol programs selected
4 by the senate transportation committee.

5 NEW SECTION. **Sec. 207. FOR THE BLUE RIBBON COMMISSION ON**
6 **TRANSPORTATION**

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

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

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

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

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

26 Puget Sound Ferry Operations Account--

27 State Appropriation \$ 356,000

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

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

30 NEW SECTION. **Sec. 210. FOR THE FREIGHT MOBILITY STRATEGIC**
31 **INVESTMENT BOARD**

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

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

1 for that activity: When approving projects, the freight mobility
2 strategic investment board shall:

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

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

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

9 (4) Give a project a higher priority designation if project
10 partners increase their funding and the board deems the
11 reprioritization is appropriate.

12 NEW SECTION. Sec. 211. FOR THE WASHINGTON STATE PATROL--FIELD
13 OPERATIONS BUREAU

14 State Patrol Highway Account--

15 State Appropriation \$ 154,538,000

16 State Patrol Highway Account--

18 State Patrol Highway Account--

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

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

29 (2) The following amounts are provided solely for the
30 administration of the commercial vehicle division subprogram:
31 \$26,367,000 of the state patrol highway account--state appropriation;
32 \$3,299,000 of the state patrol highway account--federal appropriation;
33 and \$86,000 of the state patrol highway account--private/local
34 appropriation.

35 (3) \$7,799,000 of the state patrol highway account--state
36 appropriation is provided solely for the administration of the traffic
37 investigation division subprogram.

1 (4) \$1,137,000 of the state patrol highway account--state
2 appropriation is provided solely for the license fraud task force to
3 begin on July 1, 1999. Positions funded are one sergeant/detective,
4 three Washington state patrol detectives, and one clerical support
5 person, for administrative support for the task force as a whole.
6 \$115,400 of this amount is for reimbursement to the department of
7 revenue and \$228,315 of this amount is for reimbursement to the
8 attorney general's office. If Senate Bill No. 5706 is not enacted in
9 the form passed by the legislature the amount provided in this
10 subsection shall lapse. Any funds provided in this subsection not used
11 to implement Senate Bill No. 5706 as enacted by the legislature shall
12 revert at the end of the 1999-01 biennium.

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

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

NEW SECTION. Sec. 212. FOR THE WASHINGTON STATE PATROL--SUPPORT
VICES BUREAU

28 State Patrol Highway Account--

35 The appropriations in this section are subject to the following
36 conditions and limitations and specified amounts are provided solely
37 for that activity: \$877,000 of the state patrol highway account--state
38 appropriation is provided solely to maintain pursuit vehicles and

1 provide for replacement of the vehicles at 110,000 miles. The agency
2 may purchase a total of 354 pursuit vehicles during the biennium ending
3 June 30, 2001. The appropriation in this section reflects carry
4 forward and new funding due to the consolidation of gasoline,
5 maintenance, parts, and pursuit vehicles into the fleet section of the
6 support services bureau.

7 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--**

8 **MANAGEMENT AND SUPPORT SERVICES**

9 Motorcycle Safety Education Account--

10 State Appropriation	\$	118,000
11 Wildlife Account--State Appropriation	\$	50,000
12 Highway Safety Account--State Appropriation	\$	6,578,000
13 Motor Vehicle Account--State Appropriation	\$	4,571,000
14 TOTAL APPROPRIATION	\$	11,317,000

15 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--**

16 **INFORMATION SYSTEMS**

17 Motorcycle Safety Education Account--

18 State Appropriation	\$	102,000
19 Wildlife Account--State Appropriation	\$	46,000
20 Highway Safety Account--State Appropriation	\$	5,725,000
21 Motor Vehicle Account--State Appropriation	\$	3,651,000
22 TOTAL APPROPRIATION	\$	9,524,000

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

28 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF LICENSING--VEHICLE
29 SERVICES**

30 Marine Fuel Tax Refund Account--

31 State Appropriation	\$	26,000
32 Wildlife Account--State Appropriation	\$	556,000
33 Motor Vehicle Account--State Appropriation	\$	56,137,000
34 DOL Services Account--State Appropriation	\$	2,907,000
35 TOTAL APPROPRIATION	\$	59,626,000

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

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

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

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

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

24 (5) \$15,000 of the motor vehicle account--state appropriation is
25 provided solely to implement House Bill No. 2201 enacted in the form
26 passed by the legislature.

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

NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF LICENSING--DRIVER
VICES

31 Motorcycle Safety Education Account--

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

37 (1) \$2,880,000 of the highway safety account--state appropriation
38 is provided solely for the department to enter into a contract for the

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

10 (2) In September of 1999 the department of licensing shall report
11 to the senate transportation committee and the house of representatives
12 transportation committee on:

13 (a) The controls implemented by the department to ensure the
14 integrity and credibility of the written driver's license test
15 administered by the department; and

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

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

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

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

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

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

4 (8) \$329,000 of the highway safety account--state appropriation is
5 provided solely to implement Senate Bill No. 5399 enacted as passed by
6 the legislature.

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

9 Motor Vehicle Account--State Appropriation	\$ 44,508,000
10 Motor Vehicle Account--Federal Appropriation	\$ 400,000
11 TOTAL APPROPRIATION	\$ 44,908,000

12 **NEW SECTION.** **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
13 **AVIATION--PROGRAM F**

14 Aeronautics Account--State Appropriation	\$ 4,010,000
15 Aircraft Search and Rescue Safety and	
16 Education Account--State Appropriation	\$ 159,000
17 Transportation Account--State Appropriation	\$ 247,000
18 TOTAL APPROPRIATION	\$ 4,416,000

19 **NEW SECTION.** **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
20 **IMPROVEMENTS--PROGRAM I**

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

1 The appropriations in this section are provided for the location,
2 design, right of way acquisition, or construction of state highway
3 projects designated as improvements under RCW 47.05.030. The
4 appropriations in this section are subject to the following conditions
5 and limitations and specified amounts are provided solely for that
6 activity:

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

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

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

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

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

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

1 upon authorization from the freight mobility strategic investment
2 board.

3 (7) The motor vehicle account--state appropriation includes
4 \$469,779,000 in proceeds from the sale of bonds authorized by RCW
5 47.10.843. The transportation commission may authorize the use of
6 current revenues available to the department of transportation in lieu
7 of bond proceeds for any part of the state appropriation.

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

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

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

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

3 (11) \$5,800,000 of the motor vehicle account--state appropriation
4 is provided solely for the completion of the weigh stations at Stanwood
5 and Cle Elum along with weigh in motion at those sites an weigh in
6 motion at Fort Lewis Northbound. The Washington state patrol and
7 department of transportation shall work cooperatively to complete these
8 projects.

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

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

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

32 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
33 **TRANSPORTATION ECONOMIC PARTNERSHIPS--PROGRAM K**
34 Transportation Account--State Appropriation \$ 1,212,000
35 Motor Vehicle Account--State Appropriation \$ 10,162,000
36 TOTAL APPROPRIATION \$ 11,374,000

37 The appropriations in this section are subject to the following
38 conditions and limitations and specified amounts are provided solely

1 for that activity: The motor vehicle fund--state appropriation
2 includes \$10,162,000 in proceeds from the sale of bonds authorized in
3 RCW 47.10.834 for all forms of cash contributions, or the payment of
4 other costs incident to the location, development, design, right of
5 way, and construction of the Tacoma narrows bridge improvements under
6 the public-private transportation initiative program authorized under
7 chapter 47.46 RCW; and for support costs of the public-private
8 transportation initiatives program.

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

11 Motor Vehicle Account--State Appropriation	\$ 251,426,000
12 Motor Vehicle Account--Federal Appropriation	\$ 887,000
13 Motor Vehicle Account--Private/Local Appropriation . .	\$ 3,417,000
14 TOTAL APPROPRIATION	\$ 255,730,000

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

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

28 **NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
29 **PRESERVATION--PROGRAM P**

30 Motor Vehicle Account--State Appropriation	\$ 318,691,000
31 Motor Vehicle Account--Federal Appropriation	\$ 284,587,000
32 Motor Vehicle Account--Private/Local Appropriation . .	\$ 3,117,000
33 Transportation Account--State Appropriation	\$ 121,000
34 TOTAL APPROPRIATION	\$ 606,516,000

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:

4 (1) The motor vehicle fund--state appropriation includes \$6,650,000
5 in proceeds from the sale of bonds authorized in RCW 47.10.761 and
6 47.10.762 for emergency purposes. However, the transportation
7 commission may authorize the use of current revenues available to the
8 department of transportation in lieu of bond proceeds for any part of
9 the state appropriation.

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

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

15 State Patrol Highway Account--State Appropriation . . .	\$ 221,000
16 Motor Vehicle Account--State Appropriation	\$ 37,085,000
17 Motor Vehicle Account--Federal Appropriation	\$ 1,662,000
18 Motor Vehicle Account--Private/Local Appropriation .	\$ 122,000
19 TOTAL APPROPRIATION	\$ 39,090,000

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

23 (1) The motor vehicle account--state appropriation includes
24 \$4,324,000 for state matching funds for federally selected competitive
25 grant or congressional earmark projects other than commercial vehicle
26 information system and network (CVISN). These moneys shall be placed
27 into reserve status until such time as federal funds are secured and a
28 state match is required. If matching federal funds are not obtained by
29 September 30, 2000, the amount provided in this subsection shall lapse.

30 (2) The motor vehicle account--state appropriation includes
31 \$600,000 for a two-year pilot program for contracted roving service
32 patrols. The department shall provide a progress report on this pilot
33 program to the office of financial management, the senate
34 transportation committee, and the house of representatives
35 transportation committee on December 1, 2000. The pilot program will
36 be evaluated with future direction and funding to be determined by the
37 documented results and benefits of the pilot program.

1 NEW SECTION. Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--
2 TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S
3 Puget Sound Capital Construction Account--
4 State Appropriation \$ 4,464,000
5 Motor Vehicle Account--State Appropriation \$ 98,390,000
6 Motor Vehicle Account--Federal Appropriation \$ 125,000
7 Puget Sound Ferry Operations Account--
8 State Appropriation \$ 6,308,000
9 Transportation Account--State Appropriation \$ 1,517,000
10 TOTAL APPROPRIATION \$ 110,804,000

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

24 NEW SECTION. Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--
25 TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T
26 Motor Vehicle Account--State Appropriation \$ 12,109,000
27 Motor Vehicle Account--Federal Appropriation \$ 17,000,000
28 Transportation Account--State Appropriation \$ 1,371,000
29 TOTAL APPROPRIATION \$ 30,480,000

30 NEW SECTION. Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--
31 CHARGES FROM OTHER AGENCIES--PROGRAM U
32 (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT
33 Transportation Account--State Appropriation \$ 2,595,000
34 Puget Sound Ferry Operations--State Appropriation \$ 1,155,000
35 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR
36 Motor Vehicle Account--State Appropriation \$ 907,000

1	(3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
2	FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES
3	Motor Vehicle Account--State Appropriation \$ 3,743,000
4	(4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL
5	Motor Vehicle Account--State Appropriation \$ 2,240,000
6	(5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
7	ADMINISTRATION
8	Transportation Account--State Appropriation \$ 12,039,000
9	(6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
10	ADMINISTRATION
11	Motor Vehicle Fund--Puget Sound Ferry Operations Account--
12	State Appropriation \$ 3,462,000
13	(7) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS
14	ENTERPRISES
15	Motor Vehicle Account--State Appropriation \$ 158,000
16	(8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL
17	ADMINISTRATION STATE PARKING SERVICES
18	Motor Vehicle Account--State Appropriation \$ 90,000
19	(9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
20	PROJECTS SURCHARGE
21	Motor Vehicle Account--State Appropriation \$ 1,100,000
22	(10) FOR ARCHIVES AND RECORDS MANAGEMENT
23	Motor Vehicle Account--State Appropriation \$ 392,000
24	<u>NEW SECTION.</u> Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--
25	PUBLIC TRANSPORTATION--PROGRAM V
26	High Capacity Transportation Account--
27	State Appropriation \$ 3,701,000
28	Air Pollution Control Account--State
29	Appropriation . \$ 6,253,000
30	Transportation Account--State Appropriation \$ 7,187,000
31	Transportation Account--Federal Appropriation \$ 7,345,000
32	Transportation Account--Private/Local
33	Appropriation . \$ 105,000
34	Public Transportation Systems Account--
35	State Appropriation . \$ 800,000
36	TOTAL APPROPRIATION . \$ 24,391,000

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:

4 (1) Up to \$750,000 of the transportation account--state
5 appropriation is provided solely for grants and activities relating to
6 coordinating special needs transportation among state and local
7 providers. When selecting grant recipients, the agency council on
8 coordinated transportation shall give priority to projects and programs
9 that can be accomplished in the 1999-2001 biennium. The department may
10 expend up to \$250,000 without a matching appropriation. The
11 department's authority to expend more than that amount is conditioned
12 upon the legislature authorizing a matching appropriation equal to the
13 total expenditure of the amount provided in this subsection.

14 (2) \$50,000 of the public transportation systems account--state
15 appropriation is provided solely to continue and enhance an existing
16 pilot project between a public transit provider and a school district
17 expanding public transit service to high school students in order to
18 reduce the use of single occupancy vehicles.

19 (3) The department shall assess its commute trip reduction program.
20 The assessment shall include an evaluation of tax credits or other
21 incentives to employers who reduce commute trips to their work sites by
22 encouraging employees to telecommute. Up to \$50,000 of the air
23 pollution control account--state appropriation is provided for a pilot
24 project implementing telecommuting as part of the commute trip
25 reduction program. The pilot project may include use of tax credits or
26 other financial incentives.

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

31 (5) \$4,900,000 of the transportation account--federal appropriation
32 is provided solely for commute trip reduction programs administered by
33 the department of transportation. These funds come from the TEA-21
34 congestion mitigation air quality program. The office of financial
35 management shall place \$1,000,000 of the air pollution control
36 account--state appropriation in reserve status.

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

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

14 (1) The appropriations in this section, unless otherwise specified,
15 are provided to carry out only the projects in the Washington state
16 ferries capital program plan - version 3. The department shall
17 reconcile the 1997-99 capital expenditures within ninety days of the
18 end of the biennium and submit a final report to the senate
19 transportation committee, the house of representatives transportation
20 committee, and the office of financial management.

21 (2) The Puget Sound capital construction account--state
22 appropriation includes \$27,000,000 in proceeds from the sale of bonds
23 authorized by RCW 47.60.800 for vessel and terminal acquisition, major
24 and minor improvements, and long lead time materials acquisition for
25 the Washington state ferries. The transportation commission may
26 authorize the use of current revenues available to the Puget Sound
27 capital construction account in lieu of bond proceeds for any part of
28 the state appropriation.

29 (3) \$1,500,000 of the motor vehicle account--state appropriation is
30 provided solely for preliminary engineering activities to develop a new
31 class of auto/passenger ferries. The design specifications for the
32 vessels shall require that the vessels deliver optimal performance in
33 terms of vessel speed, safety, reliability, and minimization of
34 environmental impacts including damage on the shoreline from the wake
35 of the vessels. The vessels are intended to ensure Washington state
36 ferries compliance with applicable international and domestic vessel
37 safety standards and the Americans with disabilities act on identified
38 routes. This class of ferries should have a single adaptable design
39 able to operate efficiently and effectively on different ferry routes,

1 each of which has specific vessel capacity and handling requirements.
2 These vessels are intended to relieve existing and projected vehicular
3 traffic demand on congested routes such as, but not limited to,
4 Seattle/Bremerton, Fauntleroy/Southworth, and Port Townsend/Keystone.

5 (a) Washington state ferries shall prepare:

6 (i) A conceptual design outlining the owner's functional
7 requirements;

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

10 (iii) Specific contractual requirements and specifications;

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

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

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

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

24 (4) The motor vehicle account--state appropriation includes
25 \$110,729,000 in proceeds from the sale of bonds authorized by RCW
26 47.10.843. The transportation commission may authorize the use of
27 current revenues available to the department of transportation in lieu
28 of bond proceeds for any part of the state appropriation.

29 (5) The department shall structure the request for proposal for the
30 purchase of passenger-only ferries authorized under RCW 47.60.652 to
31 include the purchase of a fifth back-up ferry to support maintenance
32 schedules, emergency service needs, and provide continuity of service
33 on all passenger-only ferry routes. The purchase of a fifth passenger-
34 only ferry is subject to subsequent legislative appropriation.

35 **NEW SECTION.** **Sec. 229. FOR THE DEPARTMENT OF TRANSPORTATION--**
36 **MARINE--PROGRAM X**

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

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

4 (1) The appropriation is based on the budgeted expenditure of
5 \$29,104,000 for vessel operating fuel in the 1999-2001 biennium. If
6 the actual cost of fuel is less than this budgeted amount, the excess
7 amount may not be expended. If the actual cost exceeds this amount,
8 the department shall request a supplemental appropriation.

9 (2) The appropriation provides for the compensation of ferry
10 employees. The expenditures for compensation paid to ferry employees
11 during the 1999-2001 biennium may not exceed \$205,640,000 plus a dollar
12 amount, as prescribed by the office of financial management, that is
13 equal to any insurance benefit increase granted general government
14 employees in excess of \$341.75 a month annualized per eligible marine
15 employee multiplied by the number of eligible marine employees for the
16 respective fiscal year, a dollar amount as prescribed by the office of
17 financial management for costs associated with pension amortization
18 charges, and a dollar amount prescribed by the office of financial
19 management for salary increases during the 1999-2001 biennium. For the
20 purposes of this section, the expenditures for compensation paid to
21 ferry employees shall be limited to salaries and wages and employee
22 benefits as defined in the office of financial management's policies,
23 regulations, and procedures named under objects of expenditure "A" and
24 "B" (7.2.6.2).

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

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

36 NEW SECTION. **Sec. 230. FOR THE DEPARTMENT OF TRANSPORTATION--**
37 **RAIL--PROGRAM Y**
38 Essential Rail Assistance Account--

1	State Appropriation	\$	85,000
2	High Capacity Transportation Account--		
3	State Appropriation	\$	15,094,000
4	Transportation Account--State Appropriation	\$	95,915,000
5	Transportation Account--Federal Appropriation	\$	10,000,000
6	Public Transportation Systems Account--		
7	State Appropriation	\$	5,000,000
8	TOTAL APPROPRIATION	\$	126,094,000

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

12 (1) No appropriation in this section may be used to fund rail
13 passenger service south of Portland, Oregon.

14 (2) \$2,000,000 of the transportation account--state appropriation
15 and \$4,000,000 of the high capacity transportation account--state
16 appropriation are provided solely for the freight rail assistance
17 program to provide grants and loans for light density rail lines.

18 (3) \$3,000,000 of the high capacity transportation account--state
19 appropriation is provided solely for acquisition of up to six rail
20 passenger cars to add capacity to existing advanced technology train
21 sets operating in Washington state.

22 (4) \$6,298,000 of the high capacity transportation account--state
23 appropriation is provided to fund the operation of a second train set
24 providing additional roundtrip service from Seattle to Vancouver,
25 British Columbia. The department's authority to expend the
26 appropriation referenced in this subsection for service north of Blaine
27 is conditioned upon Canada, the province of British Columbia, and/or
28 private sources undertaking the capital expenditures necessary to make
29 the rail capital improvements required to facilitate improved round
30 trip rail service between Seattle and Vancouver, B.C.

31 (5) \$10,000,000 of the transportation account--state appropriation
32 and \$5,000,000 of the public transportation systems account--state
33 appropriation are provided solely for the King street maintenance
34 facility to be built in partnership with Amtrak. The amount referenced
35 in this subsection is conditioned on the execution of agreements
36 between the department of transportation, Amtrak, sound transit, and
37 other participating parties which will assure that the maintenance and
38 operation of the maintenance facility will not require state funding,
39 except for billings for maintenance of state owned passenger trains.

1 (6) To the greatest extent practicable, expenditure of funds shall
2 maximize funds from partnerships and coordinate with other agencies
3 investing in track improvements.

4 (7) \$5,000,000 of the transportation account--federal appropriation
5 is provided from TEA-21 surface transportation program enhancement
6 funds is provided solely for restoration of and improvements to the
7 King Street station.

8 **NEW SECTION.** **Sec. 231. FOR THE DEPARTMENT OF TRANSPORTATION--**

9 **LOCAL PROGRAMS--PROGRAM Z**

10	Motor Vehicle Account--State Appropriation	\$ 129,886,000
11	Motor Vehicle Account--Federal Appropriation	\$ 8,040,000
12	Transportation Account--State Appropriation	\$ 10,767,000
13	Transportation Infrastructure Account--State Appropriation .	\$ 3,250,000
15	Transportation Infrastructure Account-- Private/Local Appropriation	\$ 1,750,000
17	High Capacity Transportation Account--State Appropriation .	\$ 150,000
19	Highway Infrastructure Account--Federal Appropriation .	\$ 1,500,000
21	Highway Infrastructure Account--State Appropriation .	\$ 234,000
23	TOTAL APPROPRIATION	\$ 155,577,000

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

30 (a) The department of transportation shall convene a technical
31 committee to develop watershed-based solutions to flooding within the
32 Chehalis basin. The technical committee shall be comprised of
33 representatives of the department of transportation, department of
34 ecology, department of fish and wildlife, the department of community,
35 trade, and economic development, the military department's emergency
36 management division, and affected counties and tribes. The department
37 of transportation shall also seek the participation of the United
38 States army corps of engineers, federal emergency management

1 administration, the United States geological survey, the United States
2 fish and wildlife service, the United States environmental protection
3 agency, and other entities with critical knowledge related to the
4 structural or nonstructural flood hazard reduction projects in the
5 Chehalis basin. Funds shall be distributed by the department of
6 transportation for alternative analysis, mapping, and model testing
7 projects as recommended by the technical committee. The solutions
8 considered by the technical committee shall be consistent with fish and
9 habitat recovery efforts and avoid additional flood hazard to
10 downstream communities. The department of transportation shall present
11 a report to the senate transportation committee and the house of
12 representatives transportation committee by December 1, 1999, regarding
13 findings and progress made by funded projects.

14 (b) If the federal government makes funds available to accomplish
15 the project described in (a) of this subsection, the department of
16 transportation shall place the appropriation identified in this section
17 in reserve.

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

33 (3) \$400,000 of the transportation account--state appropriation is
34 provided solely for a study by the senate transportation committee and
35 the house of representatives transportation committee in cooperation
36 with the port of Benton developing a strategic corridor feasibility and
37 master site plan for the port of Benton. If the port of Benton does
38 not provide at least \$200,000 to fund the plan development, the

1 transportation fund--state appropriation referenced in this subsection
2 shall lapse and this subsection shall be null and void.

3 (4) The motor vehicle account--state appropriation includes
4 \$105,121,000 in proceeds from the sale of bonds authorized by RCW
5 47.10.843. The transportation commission may authorize the use of
6 current revenues available to the department of transportation in lieu
7 of bond proceeds for any part of the state appropriation.

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

16 (6) The motor vehicle account--state appropriation includes
17 \$1,167,000 in proceeds from the sale of bonds authorized by RCW
18 47.10.819(1). The transportation commission may authorize the use of
19 current revenues available to the department of transportation in lieu
20 of bond proceeds for any part of the state appropriation.

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

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

1 (9) \$5,000,000 of the motor vehicle account--state appropriation is
2 provided solely for improving traffic and pedestrian safety near
3 schools. The TransAid division within the department of transportation
4 shall administer this program. Funds should be used for traffic and
5 pedestrian improvements near schools, including roadway channelization
6 and signalization.

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

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

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

PART III

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

4 Appropriation:

5 State Patrol Highway Account--State Appropriation \$ 2,328,000

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

9 (1) \$508,000 of the state patrol highway account--state
10 appropriation funds minor works which include communication tower
11 maintenance, Spokane district headquarters HVAC, Morton HVAC
12 replacement, emergency repairs, and Anacortes scale repairs.

13 (2) \$500,000 of the state patrol highway account--state
14 appropriation is provided for the Naselle detachment office.

15 (3) \$615,000 of the state patrol highway account--state
16 appropriation is provided for repaving the academy drive course.

17 (4) \$275,000 of the state patrol highway account--state
18 appropriation is provided for the squawk mountain communication tower.

19 (5) \$380,000 of the state patrol highway account--state
20 appropriation is provided for the replacement of two traffic control
21 aircraft.

22 (6) \$50,000 of the state patrol highway account--state
23 appropriation is provided for the Ridgefield expansion design and the
24 academy hookup fee for waste treatment.

25 NEW SECTION. **Sec. 302.** The Washington state patrol is authorized
26 to continue with the exchange of the Olympia, Washington Martin Way
27 property for a light industrial land complex to be used to consolidate
28 existing separately located state activities and functions. The agency
29 will work with the office of financial management, department of
30 general administration, the senate transportation committee, and the
31 house of representatives transportation committee in the exchange and
32 approval processes.

33 NEW SECTION. Sec. 303. FOR THE DEPARTMENT OF TRANSPORTATION--
34 PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL

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.

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

7	Highway Bond Retirement Account Appropriation	\$	184,810,000
8	Ferry Bond Retirement Account Appropriation	\$	53,353,000
9	Transportation Improvement Board Bond Retirement		
10	Account--State Appropriation	\$	35,158,000
11	Puget Sound Capital Construction Account--State		
12	Appropriation	\$	270,000
13	Motor Vehicle Account--State Appropriation	\$	6,543,000
14	Special Category C Account--State Appropriation . . .	\$	405,000
15	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

19	Motor Vehicle Fund--Puget Sound Capital Construction	
20	Account Appropriation	\$ 36,000
21	Motor Vehicle Account--State Appropriation	\$ 811,000
22	Special Category C Account Appropriation	\$ 53,000
23	TOTAL APPROPRIATION	\$ 900,000

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

26 Motor Vehicle Fund Appropriation for
27 motor vehicle fuel tax and overload
28 penalties distribution \$ 492,721,000
29 Transportation Fund Appropriation for
30 motor vehicle excise tax distribution \$ 491,606,000

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

33 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.

PART V

Transportation Agencies

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

6 FOR THE TRANSPORTATION IMPROVEMENT BOARD

7	Motor Vehicle Fund--Urban Arterial Trust	
8	Account--State Appropriation	\$ 57,159,000
9	Motor Vehicle Fund--Transportation Improvement	
10	Account--State Appropriation	\$ 122,014,000
11	Motor Vehicle Fund--City Hardship Assistance	
12	Account--State Appropriation	\$ 2,649,000
13	Motor Vehicle Fund--Small City Account--	
14	State Appropriation	\$ ((7,921,000))
15		<u>9,921,000</u>
16	Central Puget Sound Public Transportation	
17	Account--State Appropriation	\$ 27,360,000
18	Public Transportation Systems Account--	
19	State Appropriation	\$ 3,928,000
20	TOTAL APPROPRIATION	\$ ((221,031,000))
21		<u>223,031,000</u>

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

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

31 FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU

32 Motor Vehicle Fund--State Patrol Highway

33 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))
29 214,000

30 TOTAL APPROPRIATION \$ ((55,543,000))
31 53,244,000

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:

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 8,218,000

31 Motor Vehicle Fund--State Appropriation . . . \$ ((5,610,000))

32 4,735,000

33 Transportation Fund--State Appropriation . . . \$ 441,000

34 TOTAL APPROPRIATION \$ ((16,919,000))

35 13,530,000

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)) \$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--

20 Department of Licensing Services Account--

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))
	<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))
	<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.

(2) The appropriations in this section contain \$27,552,000
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

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--PROGRAMS**

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

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity: Up to \$2,400,000 of the motor vehicle fund--state appropriation is provided for regional transportation planning organizations, with allocations for participating counties maintained at the 1995-1997 biennium levels for those counties not having 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,
Washington state ferries shall accelerate activities to ensure the
acquisition of five additional passenger-only vessels and the
construction of related terminal facilities, including maintenance
facilities for the Southworth and Kingston to Seattle passenger-only
ferry routes.

(7) The Puget Sound capital construction account--state appropriation includes funding for the exploration and acquisition of 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.

(9) The appropriations in this section contain \$46,962,000
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

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.

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

28 High Capacity Transportation Account--State

31 Air Pollution Control Account--State

33 Transportation Fund--State Appropriation \$ ((55,029,000))
34 46,858,000

35 Transportation Fund--Federal Appropriation . . . § 3,947,000

36 Transportation Fund--Private/Local

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.

1 **Sec.** 520. 1997 c 457 s 303 (uncodified) is amended to read as
2 follows:

3 FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF
4 TRANSPORTATION-ONLY PROJECTS)--CAPITAL

5 Motor Vehicle Fund--Transportation Capital

6 Facilities Account--State Appropriation . . . \$ ((21,696,000))
7 21,261,000

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

11 (1) The department of transportation shall provide to the
12 legislative transportation committee prior notice and the latest
13 project information at least two weeks in advance of the bid process
14 for transportation capital facilities projects going to bid in the
15 1997-99 biennium.

16 (2) Construction of the Mount Rainier storage facility shall not
17 commence until the department has secured an operational lease that
18 would allow the placement of the facility on United States forest
19 service lands near the entrance to the Mather memorial parkway.

20 (3) The appropriation in this section contains \$7,719,000
21 reappropriated from the 1995-97 biennium.

Transfers and Distributions

23 **Sec. 521.** 1998 c 348 s 402 (uncodified) is amended to read as
24 follows:

25 FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND
26 REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL
27 AGENT CHARGES

28 Motor Vehicle Fund--Puget Sound Capital

29 Construction Account Appropriation \$ 500,000

30 Motor Vehicle Fund Appropriation

31 Transportation Improvement Account

32 Appropriation 200,000

33 Special Category C Account Appropriation \$

34 Transportation Capital Facilities Account

35 Appropriation §

36 Urban Arterial Account Appropriation 5,000

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

Motor Vehicle Fund--State Appropriation:

15 For transfer to the Highway Infrastructure

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 45 ((3,744,000))

26 118,747,000

27 TOTAL APPROPRIATION \$ ((475,881,000))

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

PART VI

2 **PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS**

3 NEW SECTION. **Sec. 601.** As a management tool to reduce costs and
4 make more effective use of resources, while improving employee
5 productivity and morale, agencies may offer voluntary separation and/or
6 downshifting incentives and options according to procedures and
7 guidelines established by the department of personnel and the
8 department of retirement systems, in consultation with the office of
9 financial management. The options may include, but are not limited to,
10 financial incentives for: Voluntary resignation and retirement,
11 voluntary leave-without-pay, voluntary workweek or work hour reduction,
12 voluntary downward movement, and temporary separation for development
13 purposes.

14 Agency plans and offers shall be reviewed and monitored jointly by
15 the department of personnel, office of financial management, and the
16 department of retirement systems. The senate transportation committee
17 and the house of representatives transportation committee shall also
18 review and monitor the plans of agencies that receive funds
19 appropriated under this act.

20 NEW SECTION. **Sec. 602.** It is the intent of the legislature that
21 agencies may implement a voluntary retirement incentive program that is
22 cost neutral or results in cost savings provided that such program is
23 approved by the director of financial management. Agencies
24 participating in this authorization are required to submit a report by
25 June 30, 2001, to the legislature and the office of financial
26 management on the outcome of their approved retirement incentive
27 program. The report should include information on the details of the
28 program including resulting service delivery changes, agency
29 efficiencies, the cost of the retirement incentive per participant, the
30 total cost to the state and the projected or actual net dollar and
31 staff savings over the 1999-2001 biennium.

32 NEW SECTION. **Sec. 603. PERFORMANCE BASED BUDGETING.** (1) The
33 department of licensing, the department of transportation, the
34 Washington state patrol, and the Washington traffic safety commission,

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 Twenty-two percent of the funds available for surface transportation
10 flexible funds available under Sections 105(c)(2) and 133(d)(3)(A)(ii)
11 of Title 23, United States Code are made available for rural economic
12 development projects in rural counties with population densities of
13 less than one hundred persons per square mile pro rata based on
14 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 (2) 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 **Sec. 606.** RCW 43.19.1906 and 1995 c 269 s 1404 are each amended to
8 read as follows:

9 Insofar as practicable, all purchases and sales shall be based on
10 competitive bids, and a formal sealed bid procedure shall be used as
11 standard procedure for all purchases and contracts for purchases and
12 sales executed by the state purchasing and material control director
13 and under the powers granted by RCW 43.19.190 through 43.19.1939. This
14 requirement also applies to purchases and contracts for purchases and
15 sales executed by agencies, including educational institutions, under
16 delegated authority granted in accordance with provisions of RCW
17 43.19.190 or under RCW 28B.10.029. However, formal sealed bidding is
18 not necessary for:

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

22 (2) Purchases not exceeding thirty-five thousand dollars, or
23 subsequent limits as calculated by the office of financial management:
24 PROVIDED, That the state director of general administration shall
25 establish procedures to assure that purchases made by or on behalf of
26 the various state agencies shall not be made so as to avoid the thirty-
27 five thousand dollar bid limitation, or subsequent bid limitations as
28 calculated by the office of financial management: PROVIDED FURTHER,
29 That the state purchasing and material control director is authorized
30 to reduce the formal sealed bid limits of thirty-five thousand dollars,
31 or subsequent limits as calculated by the office of financial
32 management, to a lower dollar amount for purchases by individual state
33 agencies if considered necessary to maintain full disclosure of
34 competitive procurement or otherwise to achieve overall state
35 efficiency and economy in purchasing and material control. Quotations
36 from four hundred dollars to thirty-five thousand dollars, or
37 subsequent limits as calculated by the office of financial management,
38 shall be secured from at least three vendors to assure establishment of

1 a competitive price and may be obtained by telephone or written
2 quotations, or both. The agency shall invite at least one quotation
3 each from a certified minority and a certified women-owned vendor who
4 shall otherwise qualify to perform such work. Immediately after the
5 award is made, the bid quotations obtained shall be recorded and open
6 to public inspection and shall be available by telephone inquiry. A
7 record of competition for all such purchases from four hundred dollars
8 to thirty-five thousand dollars, or subsequent limits as calculated by
9 the office of financial management, shall be documented for audit
10 purposes. Purchases up to four hundred dollars may be made without
11 competitive bids based on buyer experience and knowledge of the market
12 in achieving maximum quality at minimum cost: PROVIDED, That this four
13 hundred dollar direct buy limit without competitive bids may be
14 increased incrementally as required to a maximum of eight hundred
15 dollars, if warranted by increases in purchasing costs due to
16 inflationary trends;

17 (3) Purchases which are clearly and legitimately limited to a
18 single source of supply and purchases involving special facilities,
19 services, or market conditions, in which instances the purchase price
20 may be best established by direct negotiation;

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

23 (5) Purchases and contracts for vocational rehabilitation clients
24 of the department of social and health services: PROVIDED, That this
25 exemption is effective only when the state purchasing and material
26 control director, after consultation with the director of the division
27 of vocational rehabilitation and appropriate department of social and
28 health services procurement personnel, declares that such purchases may
29 be best executed through direct negotiation with one or more suppliers
30 in order to expeditiously meet the special needs of the state's
31 vocational rehabilitation clients;

32 (6) Purchases by universities for hospital operation or biomedical
33 teaching or research purposes and by the state purchasing and material
34 control director, as the agent for state hospitals as defined in RCW
35 72.23.010, and for health care programs provided in state correctional
36 institutions as defined in RCW 72.65.010(3) and veterans' institutions
37 as defined in RCW 72.36.010 and 72.36.070, made by participating in
38 contracts for materials, supplies, and equipment entered into by
39 nonprofit cooperative hospital group purchasing organizations;

1 (7) Purchases by institutions of higher education not exceeding
2 thirty-five thousand dollars: PROVIDED, That for purchases between two
3 thousand five hundred dollars and thirty-five thousand dollars
4 quotations shall be secured from at least three vendors to assure
5 establishment of a competitive price and may be obtained by telephone
6 or written quotations, or both. For purchases between two thousand
7 five hundred dollars and thirty-five thousand dollars, each institution
8 of higher education shall invite at least one quotation each from a
9 certified minority and a certified women-owned vendor who shall
10 otherwise qualify to perform such work. A record of competition for
11 all such purchases made from two thousand five hundred to thirty-five
12 thousand dollars shall be documented for audit purposes; and

13 (8) Negotiation of a contract by the department of transportation,
14 valid until June 30, 2001, with registered tow truck operators to
15 provide roving service patrols in one or more Washington state patrol
16 tow zones whereby those registered tow truck operators wishing to
17 participate would cooperatively, with the department of transportation,
18 develop a demonstration project upon terms and conditions negotiated by
19 the parties.

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

27 **Sec. 607.** RCW 88.16.090 and 1995 c 175 s 1 are each amended to
28 read as follows:

29 (1) A person may pilot any vessel subject to the provisions of this
30 chapter on waters covered by this chapter only if appointed and
31 licensed to pilot such vessels on said waters under and pursuant to the
32 provisions of this chapter.

33 (2) A person is eligible to be appointed a pilot if the person is
34 a citizen of the United States, over the age of twenty-five years and
35 under the age of seventy years, a resident of the state of Washington
36 at the time of appointment and only if the pilot applicant holds as a
37 minimum, a United States government license as a master of ocean or
38 near coastal steam or motor vessels of not more than one thousand six

1 hundred gross tons or as a master of inland steam or motor vessels of
2 not more than one thousand six hundred gross tons, such license to have
3 been held by the applicant for a period of at least two years prior to
4 taking the Washington state pilotage examination and a first class
5 United States endorsement without restrictions on that license to pilot
6 in the pilotage districts for which the pilot applicant desires to be
7 licensed, and if the pilot applicant meets such other qualifications as
8 may be required by the board. A person applying for a license under
9 this section shall not have been convicted of an offense involving
10 drugs or the personal consumption of alcohol in the twelve months prior
11 to the date of application. This restriction does not apply to license
12 renewals under this section.

13 (3) Pilots shall be licensed hereunder for a term of five years
14 from and after the date of the issuance of their respective state
15 licenses. Such licenses shall thereafter be renewed as of course,
16 unless the board shall withhold same for good cause. Each pilot shall
17 pay to the state treasurer an annual license fee as follows: For the
18 period beginning July 1, 1995, through June 30, ((1999)) 2001, the fee
19 shall be two thousand five hundred dollars; and for the period
20 beginning July 1, ((1999)) 2001, the fee shall be three thousand
21 dollars. The fees shall be deposited in the state treasury to the
22 credit of the pilotage account. The board may assess partially active
23 or inactive pilots a reduced fee.

24 (4) Pilot applicants shall be required to pass a written and oral
25 examination administered and graded by the board which shall test such
26 applicants on this chapter, the rules of the board, local harbor
27 ordinances, and such other matters as may be required to compliment the
28 United States examinations and qualifications. The board shall hold
29 examinations at such times as will, in the judgment of the board,
30 ensure the maintenance of an efficient and competent pilotage service.
31 An examination shall be scheduled for the Puget Sound pilotage district
32 if there are three or fewer successful candidates from the previous
33 examination who are waiting to become pilots in that district.

34 (5) The board shall develop an examination and grading sheet for
35 each pilotage district, for the testing and grading of pilot
36 applicants. The examinations shall be administered to pilot applicants
37 and shall be updated as required to reflect changes in law, rules,
38 policies, or procedures. The board may appoint a special independent
39 examination committee or may contract with a firm knowledgeable and

1 experienced in the development of professional tests for development of
2 said examinations. Active licensed state pilots may be consulted for
3 the general development of examinations but shall have no knowledge of
4 the specific questions. The pilot members of the board may participate
5 in the grading of examinations. If the board does appoint a special
6 examination development committee it is authorized to pay the members
7 of said committee the same compensation and travel expenses as received
8 by members of the board. When grading examinations the board shall
9 carefully follow the grading sheet prepared for that examination. The
10 board shall develop a "sample examination" which would tend to indicate
11 to an applicant the general types of questions on pilot examinations,
12 but such sample questions shall not appear on any actual examinations.
13 Any person who willfully gives advance knowledge of information
14 contained on a pilot examination is guilty of a gross misdemeanor.

15 (6) All pilots and applicants are subject to an annual physical
16 examination by a physician chosen by the board. The physician shall
17 examine the applicant's heart, blood pressure, circulatory system,
18 lungs and respiratory system, eyesight, hearing, and such other items
19 as may be prescribed by the board. After consultation with a physician
20 and the United States coast guard, the board shall establish minimum
21 health standards to ensure that pilots licensed by the state are able
22 to perform their duties. Within ninety days of the date of each annual
23 physical examination, and after review of the physician's report, the
24 board shall make a determination of whether the pilot or candidate is
25 fully able to carry out the duties of a pilot under this chapter. The
26 board may in its discretion check with the appropriate authority for
27 any convictions of offenses involving drugs or the personal consumption
28 of alcohol in the prior twelve months.

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

35 (8) The board may require vessel simulator training for a pilot
36 applicant and shall require vessel simulator training for a pilot
37 subject to RCW 88.16.105. The board shall also require vessel
38 simulator training in the first year of active duty for a new pilot and
39 at least once every five years for all active pilots.

1 (9) The board shall prescribe, pursuant to chapter 34.05 RCW, such
2 reporting requirements and review procedures as may be necessary to
3 assure the accuracy and validity of license and service claims, and
4 records of familiarization trips of pilot candidates. Willful
5 misrepresentation of such required information by a pilot candidate
6 shall result in disqualification of the candidate.

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

11 NEW SECTION. **Sec. 608.** The following bills, as enacted in the
12 form passed by the legislature, are necessary to implement portions of
13 this act: House Bill Nos. 1053, 1147, 1304, 1466, 1588, 2201, 2245,
14 and 2259 and Senate Bill Nos. 5060, 5283, 5360, 5605, 5615, 5955, 6030,
15 and 6068.

16 **Sec. 609.** RCW 47.26.425 and 1999 c 94 s 21 and 1999 c . . . (SHB
17 1053) s 6 are each reenacted to read as follows:

18 Any funds required to repay the first authorization of two hundred
19 million dollars of bonds authorized by RCW 47.26.420, as amended by
20 section 18, chapter 317, Laws of 1977 ex. sess. or the interest thereon
21 when due, shall be taken from that portion of the motor vehicle fund
22 which results from the imposition of excise taxes on motor vehicle and
23 special fuels and which is distributed to the urban arterial trust
24 account in the motor vehicle fund pursuant to RCW 46.68.090(1)(g), and
25 shall never constitute a charge against any allocations of any other
26 such funds in the motor vehicle fund to the state, counties, cities,
27 and towns unless and until the amount of the motor vehicle fund arising
28 from the excise tax on motor vehicle and special fuels and distributed
29 to the urban arterial trust account proves insufficient to meet the
30 requirements for bond retirement or interest on any such bonds.

31 **Sec. 610.** RCW 47.26.4252 and 1999 c 94 s 22 and 1999 c . . . (SHB
32 1053) s 7 are each reenacted to read as follows:

33 Any funds required to repay the authorization of series II bonds
34 authorized by RCW 47.26.420, as reenacted by section 3, chapter 5, Laws
35 of 1979, or the interest thereon when due, shall first be taken from
36 that portion of the motor vehicle fund which results from the

1 imposition of excise taxes on motor vehicle and special fuels imposed
2 by chapters 82.36 and 82.38 RCW and which is distributed to the urban
3 arterial trust account in the motor vehicle fund pursuant to RCW
4 46.68.090(1)(g), subject, however, to the prior lien of the first
5 authorization of bonds authorized by RCW 47.26.420, as reenacted by
6 section 3, chapter 5, Laws of 1979. If the moneys distributed to the
7 urban arterial trust account shall ever be insufficient to repay the
8 first authorization bonds together with interest thereon, and the
9 series II bonds or the interest thereon when due, the amount required
10 to make such payments on such bonds or interest thereon shall next be
11 taken from that portion of the motor vehicle fund which results from
12 the imposition of excise taxes on motor vehicle and special fuels and
13 which is distributed to the state, counties, cities, and towns pursuant
14 to RCW 46.68.090. Any payments on such bonds or interest thereon taken
15 from motor vehicle or special fuel tax revenues which are distributable
16 to the state, counties, cities, and towns, shall be repaid from the
17 first moneys distributed to the urban arterial trust account not
18 required for redemption of the first authorization bonds or series II
19 and series III bonds or interest on those bond issues.

20 **Sec. 611.** RCW 47.26.4254 and 1999 c 94 s 23 and 1999 c . . . (SHB
21 1053) s 8 are each reenacted and amended to read as follows:

22 (1) Any funds required to repay series III bonds authorized by RCW
23 47.26.420, or the interest thereon, when due shall first be taken from
24 that portion of the motor vehicle fund that results from the imposition
25 of excise taxes on motor vehicle and special fuels imposed by chapters
26 82.36 and 82.38 RCW and that is distributed to the urban arterial trust
27 account in the motor vehicle fund pursuant to RCW 46.68.090(1)((+j))
28 (g), subject, however, to the prior lien of the first authorization of
29 bonds authorized by RCW 47.26.420. If the moneys so distributed to the
30 urban arterial trust account, after first being applied to
31 administrative expenses of the transportation improvement board and to
32 the requirements of bond retirement and payment of interest on first
33 authorization bonds and series II bonds as provided in RCW 47.26.425
34 and 47.26.4252, are insufficient to meet the requirements for bond
35 retirement or interest on any series III bonds, the amount required to
36 make such payments on series III bonds or interest thereon shall next
37 be taken from that portion of the motor vehicle fund that results from
38 the imposition of excise taxes on motor vehicle and special fuels and

1 that is distributed to the state, counties, cities, and towns pursuant
2 to RCW 46.68.090, subject, however, to subsection (2) of this section.

3 (2) To the extent that moneys so distributed to the urban arterial
4 trust account are insufficient to meet the requirements for bond
5 retirement or interest on any series III bonds, sixty percent of the
6 amount required to make such payments when due shall first be taken
7 from that portion of the motor vehicle fund that results from the
8 imposition of excise taxes on motor vehicle and special fuels and that
9 is distributed to the state. The remaining forty percent shall first
10 be taken from that portion of the motor vehicle fund that results from
11 the imposition of excise taxes on motor vehicle and special fuels and
12 that is distributed to the cities and towns pursuant to RCW
13 46.68.090(1)(i) and to the counties pursuant to RCW 46.68.090(1)(j).
14 Of the counties', cities', and towns' share of any additional amounts
15 required in each fiscal year, the percentage thereof to be taken from
16 the counties' distributive share and from the cities' and towns'
17 distributive share shall correspond to the percentage of funds
18 authorized for specific county projects and for specific city and town
19 projects, respectively, from the proceeds of series III bonds, for the
20 period through the first eleven months of the prior fiscal year as
21 determined by the chairman of the transportation improvement board and
22 reported to the state finance committee and the state treasurer not
23 later than the first working day of June.

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

30 **Sec. 612.** RCW 47.26.505 and 1999 c 94 s 24 and 1999 c . . . (SHB
31 1053) s 9 are each reenacted and amended to read as follows:

32 Any funds required to repay such bonds, or the interest thereon
33 when due, shall be taken from that portion of the motor vehicle fund
34 which results from the imposition of excise taxes on motor vehicle and
35 special fuels and which is distributed to the transportation
36 improvement account in the motor vehicle fund under RCW
37 46.68.090(1)(h), and shall never constitute a charge against any
38 allocations of any other such funds in the motor vehicle fund to the

1 state, counties, cities, and towns unless and until the amount of the
2 motor vehicle fund arising from the excise tax on motor vehicle and
3 special fuels and distributed to the transportation improvement account
4 proves insufficient to meet the requirements for bond retirement or
5 interest on any such bonds.

6 **Sec. 613.** RCW 43.43.300 and 1965 c 8 s 43.43.300 are each amended
7 to read as follows:

8 Beginning on July 1, 1963, every Washington state patrol employee
9 who is a member of the retirement fund shall contribute seven percent
10 of his or her monthly salary((, which)). For the biennium beginning
11 July 1, 1999, and ending June 30, 2001, the employee contribution rate
12 for every member of a retirement system created under this chapter and:
13 (1) Covering employees whose activities constitute a highway purpose
14 under the eighteenth amendment (Article II, section 40) of the state
15 Constitution; where (2) the majority of both the employer and employee
16 contributions are funded from moneys appropriated from the state patrol
17 highway account of the motor vehicle fund; shall be set so that the
18 contribution rates required to fund the costs of the retirement system
19 shall be equal for members and employers; except that in no event shall
20 the member contribution rate exceed seven percent. If the pension
21 funding council determines that contribution rates must exceed seven
22 percent in order to fund the costs of the retirement system, any cost
23 over seven percent shall be borne by the employer. The member
24 contribution rate determined under this section shall be deducted from
25 the compensation of each member on each and every payroll.

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

29 NEW SECTION. **Sec. 614.** The joint committee on pension policy
30 shall study the method for setting employer and employee contribution
31 rates for the Washington state patrol retirement system. The study
32 shall include options for implementing a method or methods that allow
33 both the employer and members to share the benefits form investment
34 gains that exceed the long-term investment return assumptions adopted
35 by the pension funding council.

1 **NEW SECTION.** **Sec. 615.** The legislature finds and declares that it
2 is essential for the economic, social, and environmental well-being of
3 the state and the maintenance of a high quality of life that the people
4 of the state have an efficient and effective transportation system.
5 The legislature, public officials, and citizens need to know the extent
6 to which state agencies, programs, and activities that impact the
7 state's transportation system are achieving the purposes for which they
8 were created.

9 The legislature recognizes that if it is to adequately fulfill its
10 responsibility to provide for a balanced, efficient state-wide
11 transportation system, it is essential to establish a joint legislative
12 transportation committee that will provide an opportunity for members
13 of the house of representatives and the senate to examine, develop, and
14 oversee critical transportation policy and fiscal issues and make
15 recommendations on such issues to the house of representatives and
16 senate standing committees on transportation.

17 **Sec. 616.** RCW 44.40.010 and 1980 c 87 s 39 are each amended to
18 read as follows:

19 The joint fact-finding committee on highways, streets, and bridges
20 originally created by chapter 111, Laws of 1947, recreated and renamed
21 the joint committee on highways by chapter 3, Laws of 1963
22 extraordinary session, is hereby recreated and renamed the legislative
23 transportation committee. The renaming of said committee shall not
24 affect any powers invested in it or its duties imposed upon it by any
25 other statute. All appropriations made to the committee under its
26 former name shall continue to be available to said committee as
27 renamed, the legislative transportation committee. The committee shall
28 consist of ((eleven)) twelve senators to be appointed by the president
29 of the senate and twelve members of the house of representatives to be
30 appointed by the speaker thereof. Not more than six members from each
31 house may be from the same political party. A list of appointees shall
32 be submitted before the close of each regular legislative session
33 during an odd-numbered year or any successive special session convened
34 by the governor or the legislature prior to the close of such regular
35 session or successive special session(s) for confirmation of senate
36 members, by the senate, and house members, by the house. Vacancies
37 occurring shall be filled by the appointing authority. All vacancies

1 must be filled from the same political party and from the same house as
2 the member whose seat was vacated.

3 On the effective date of this act, the president of the senate
4 shall appoint an additional senate member as provided by the 1999
5 amendment of this section. With the appointment of the additional
6 member, the terms of officers elected before the effective date of this
7 act are terminated, and the committee shall hold a new election of
8 officers.

9 The committee shall adopt rules and procedures for its orderly
10 operation.

11 **NEW SECTION.** **Sec. 617.** A new section is added to chapter 44.40
12 RCW to read as follows:

13 The members of the legislative transportation committee shall form
14 an executive committee consisting of two members from each of the four
15 major political caucuses, which will include the chair and vice-chair
16 of the legislative transportation committee. There will be four
17 alternates to the executive committee, one from each of the four major
18 political caucuses. Each alternate may represent a member from the
19 same political caucus from which they were chosen when that member is
20 absent, and have voting privileges during that absence.

21 The executive committee is responsible for performing all general
22 administrative and personnel duties assigned to it in the rules and
23 procedures adopted by the committee, determining the number of
24 legislative transportation committee staff, and other duties delegated
25 to it by the committee. Except when those responsibilities are assumed
26 by the legislative transportation committee, the executive committee is
27 responsible for adopting interim work plans and meeting schedules,
28 approving all contracts signed on behalf of the committee, and setting
29 policies for legislative transportation committee staff utilization.

30 **NEW SECTION.** **Sec. 618.** The following acts or parts of acts are
31 each repealed:

32 (1) RCW 46.68.095 (Distribution of additional state-wide taxes) and
33 1999 c 94 s 7, 1994 c 179 s 4, & 1990 c 42 s 103; and

34 (2) RCW 46.68.100 (Allocation of net tax amount in motor vehicle
35 fund) and 1999 c 94 s 8, 1994 c 179 s 5, 1991 c 310 s 2, 1986 c 66 s 1,
36 1984 c 7 s 73, 1977 ex.s. c 317 s 9, 1977 c 51 s 1, 1975-'76 2nd ex.s.
37 c 57 s 1, 1973 1st ex.s. c 124 s 1, 1972 ex.s. c 24 s 2, 1970 ex.s. c

1 85 s 4, 1967 ex.s. c 145 s 79, 1967 ex.s. c 83 s 8, 1961 ex.s. c 7 s 6,
2 & 1961 c 12 s 46.68.100.

NEW SECTION. **Sec. 619.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

7 NEW SECTION. **SEC. 620.** This act is necessary for the immediate
8 preservation of the public peace, health, or safety, or support of the
9 state government and its existing public institutions, and takes effect
10 immediately.

11 (End of part)

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