

ESHB 2322 - S AMD
By Senator

ADOPTED AND ENGROSSED 3/3/20

1 Strike everything after the enacting clause and insert the
2 following:

3 "2019-2021 FISCAL BIENNIUM

4 GENERAL GOVERNMENT AGENCIES—OPERATING

5 Sec. 101. 2019 c 416 s 103 (uncodified) is amended to read as
6 follows:

7 FOR THE OFFICE OF FINANCIAL MANAGEMENT

8	Motor Vehicle Account—State Appropriation	((\$1,403,000))
9		<u>\$1,419,000</u>
10	Multimodal Transportation Account—State Appropriation. . . .	\$300,000
11	Puget Sound Ferry Operations Account—State Appropriation ((\$116,000))	
12		<u>\$121,000</u>
13	TOTAL APPROPRIATION.	((\$1,819,000))
14		<u>\$1,840,000</u>

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

17 (1) \$300,000 of the multimodal transportation account—state
18 appropriation is provided solely for the office of financial
19 management, in direct coordination with the office of state
20 treasurer, to evaluate, coordinate, and assist in efforts by state
21 agencies in developing cost recovery mechanisms for credit card and
22 other financial transaction fees currently paid from state funds.
23 This may include disbursing interagency reimbursements for the
24 implementation costs incurred by the affected agencies. As part of
25 the first phase of this effort, the office of financial management,
26 with the assistance of relevant agencies, must develop implementation
27 plans and take all necessary steps to ensure that the actual cost-
28 recovery mechanisms will be in place by January 1, 2020, for the
29 vehicles and drivers programs of the department of licensing. By
30 November 1, 2019, the office of financial management must provide a

1 report to the joint transportation committee on the phase 1
2 implementation plan and options to expand similar cost recovery
3 mechanisms to other state agencies and programs, including the
4 ferries division.

5 (2) Within existing resources, the office of financial management
6 shall issue a request for information for an account-based system
7 capable of processing state tolling, state ferry ticketing and
8 reservations, and state parks discover pass transactions.

9 **Sec. 102.** 2019 c 416 s 105 (uncodified) is amended to read as
10 follows:

11 **FOR THE DEPARTMENT OF AGRICULTURE**

12 Motor Vehicle Account—State Appropriation	((\$1,357,000))
13	<u>\$1,358,000</u>

14 **Sec. 103.** 2019 c 416 s 108 (uncodified) is amended to read as
15 follows:

16 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

17 Pilotage Account—State Appropriation	((\$5,228,000))
18	<u>\$6,037,000</u>

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

21 (1) \$3,125,000 of the pilotage account—state appropriation is
22 provided solely for self-insurance liability premium expenditures;
23 however, this appropriation is contingent upon the board:

24 (a) Annually depositing the first one hundred fifty thousand
25 dollars collected through Puget Sound pilotage district pilotage
26 tariffs into the pilotage account; and

27 (b) Assessing a self-insurance premium surcharge of sixteen
28 dollars per pilotage assignment on vessels requiring pilotage in the
29 Puget Sound pilotage district.

30 (2) The board of pilotage commissioners shall file the annual
31 report to the governor and chairs of the transportation committees
32 required under RCW 88.16.035(1)(f) by September 1, 2019, and annually
33 thereafter. The report must include the continuation of policies and
34 procedures necessary to increase the diversity of pilots, trainees,
35 and applicants, including a diversity action plan. The diversity
36 action plan must articulate a comprehensive vision of the board's
37 diversity goals and the steps it will take to reach those goals.

1 (c) Any city administering a pilot program overseen by the
2 traffic safety commission shall use the following guidelines to
3 administer the program:

4 (i) Automated vehicle noise enforcement camera may record
5 photographs or audio of the vehicle and vehicle license plate only
6 while a violation is occurring. The picture must not reveal the face
7 of the driver or of passengers in the vehicle;

8 (ii) The law enforcement agency of the city or county government
9 shall (~~plainly mark the locations~~) install two signs facing
10 opposite directions within two hundred feet, or otherwise consistent
11 with the uniform manual on traffic control devices, where the
12 automated vehicle noise enforcement camera is used (~~by placing signs~~
13 ~~on street locations that clearly indicate to a driver that he or she~~
14 ~~is entering a zone where traffic laws violations are being detected~~
15 ~~by automated vehicle noise enforcement cameras that record both audio~~
16 ~~and video~~) that state "Street Racing Noise Pilot Program in
17 Progress";

18 (iii) Cities testing the use of automated vehicle noise
19 enforcement cameras must (~~provide periodic notice by mail to its~~
20 ~~residents~~) post information on the city web site and notify local
21 media outlets indicating the zones in which the automated vehicle
22 noise enforcement cameras will be used;

23 (iv) A city may only issue a warning notice with no penalty for a
24 violation detected by automated vehicle noise enforcement cameras in
25 a Stay Out of Areas of Racing zone. Warning notices must be mailed to
26 the registered owner of a vehicle within fourteen days of the
27 detected violation;

28 (v) A violation detected through the use of automated vehicle
29 noise enforcement cameras is not part of the registered owner's
30 driving record under RCW 46.52.101 and 46.52.120;

31 (vi) Notwithstanding any other provision of law, all photographs,
32 videos, microphotographs, audio recordings, or electronic images
33 prepared under this section are for the exclusive use of law
34 enforcement in the discharge of duties under this section and are not
35 open to the public and may not be used in a court in a pending action
36 or proceeding. No photograph, microphotograph, audio recording, or
37 electronic image may be used for any purpose other than the issuance
38 of warnings for violations under this section or retained longer than
39 necessary to issue a warning notice as required under this subsection
40 (2); and

1 (vii) By June 30, 2021, the participating cities shall provide a
2 report to the commission and appropriate committees of the
3 legislature regarding the use, public acceptance, outcomes, warnings
4 issued, data retention and use, and other relevant issues regarding
5 automated vehicle noise enforcement cameras demonstrated by the pilot
6 projects.

7 (3) The Washington traffic safety commission may oversee a
8 demonstration project in one county, coordinating with a public
9 transportation benefit area (PTBA) and the department of
10 transportation, to test the feasibility and accuracy of the use of
11 automated enforcement technology for high occupancy vehicle (HOV)
12 lane passenger compliance. All costs associated with the
13 demonstration project must be borne by the participating public
14 transportation benefit area. Any photograph, microphotograph, or
15 electronic images of a driver or passengers are for the exclusive use
16 of the PTBA in the determination of whether a HOV passenger violation
17 has occurred to test the feasibility accuracy of automated
18 enforcement under this subsection and are not open to the public and
19 may not be used in a court in a pending action or proceeding. All
20 photographs, microphotographs, and electronic images must be
21 destroyed after determining a passenger count and no later than the
22 completion of the demonstration project. No warnings or notices of
23 infraction may be issued under the demonstration project.

24 For purposes of the demonstration project, an automated
25 enforcement technology device may record an image of a driver and
26 passenger of a motor vehicle. The county and PTBA must erect signs
27 marking the locations where the automated enforcement for HOV
28 passenger requirements is occurring.

29 The PTBA, in consultation with the Washington traffic safety
30 commission, must provide a report to the transportation committees of
31 the legislature with the number of violations detected during the
32 demonstration project, whether the technology used was accurate and
33 any recommendations for future use of automated enforcement
34 technology for HOV lane enforcement by June 30, 2021.

35 **Sec. 202.** 2019 c 416 s 202 (uncodified) is amended to read as
36 follows:

37 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

38 Rural Arterial Trust Account—State Appropriation . . . ((~~\$1,137,000~~))
39 \$1,127,000

1 Motor Vehicle Account—State Appropriation (~~(\$2,803,000)~~)
2 \$2,780,000
3 County Arterial Preservation Account—State
4 Appropriation (~~(\$1,677,000)~~)
5 \$1,662,000
6 TOTAL APPROPRIATION. (~~(\$5,617,000)~~)
7 \$5,569,000

8 **Sec. 203.** 2019 c 416 s 203 (uncodified) is amended to read as
9 follows:

10 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

11 Transportation Improvement Account—State
12 Appropriation (~~(\$4,526,000)~~)
13 \$3,825,000

14 **Sec. 204.** 2019 c 416 s 204 (uncodified) is amended to read as
15 follows:

16 **FOR THE JOINT TRANSPORTATION COMMITTEE**

17 Motor Vehicle Account—State Appropriation (~~(\$1,938,000)~~)
18 \$1,936,000
19 Multimodal Transportation Account—State Appropriation. . . (~~(\$750,000)~~)
20 \$682,000
21 Highway Safety Account—State Appropriation. \$275,000
22 TOTAL APPROPRIATION. (~~(\$2,963,000)~~)
23 \$2,893,000

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

- 26 (1) \$400,000 of the motor vehicle account—state appropriation and
27 \$50,000 of the multimodal transportation account—state appropriation
28 is for the joint transportation committee to conduct a comprehensive
29 assessment of statewide transportation needs and priorities, and
30 existing and potential transportation funding mechanisms to address
31 those needs and priorities. The assessment must include: (a)
32 Recommendations on the critical state and local transportation
33 projects, programs, and services needed to achieve an efficient,
34 effective, statewide transportation system over the next ten years;
35 (b) a comprehensive menu of funding options for the legislature to
36 consider to address the identified transportation system investments;
37 (~~and~~) (c) recommendations on whether a revision to the statewide

1 transportation policy goals in RCW 47.04.280 is warranted in light of
2 the recommendations and options identified in (a) and (b) of this
3 subsection; and (d) an analysis of the economic impacts of a range of
4 future transportation investments. The assessment must be submitted
5 to the transportation committees of the legislature by June 30, 2020.
6 Starting July 1, 2020, and concluding by December 31, 2020, a
7 committee-appointed commission or panel shall review the assessment
8 and make final recommendations to the legislature for consideration
9 during the 2021 legislative session on a realistic, achievable plan
10 for funding transportation programs, projects, and services over the
11 next ten years including a timeline for legislative action on funding
12 the identified transportation system needs shortfall.

13 (2) (a) (~~(\$450,000)~~) \$382,000 of the multimodal transportation
14 account—state appropriation is for the joint transportation committee
15 to conduct an analysis of the electrification of public fleets in
16 Washington state. The study must include the following:

17 (i) An inventory of existing public fleets for the state of
18 Washington, counties, a sampling of cities, and public transit
19 agencies. The inventory must differentiate among battery and fuel
20 cell electric vehicles, hybrid vehicles, gasoline powered vehicles,
21 and any other functional categories. Three cities from each of the
22 following population ranges must be selected for the analysis:

23 (A) Population up to and including twenty-five thousand;

24 (B) Population greater than twenty-five thousand and up to and
25 including fifty thousand;

26 (C) Population greater than fifty thousand and up to and
27 including one hundred thousand;

28 (D) Population greater than one hundred thousand;

29 (ii) A review of currently available battery and fuel cell
30 electric vehicle alternatives to the vehicle types most commonly used
31 by the state, counties, cities, and public transit agencies. The
32 review must include:

33 (A) The average vehicle cost differential among the commercially
34 available fuel options;

35 (B) A cost benefit analysis of the conversion of different
36 vehicle classes; and

37 (C) Recommendations for the types of vehicles that should be
38 excluded from consideration due to insufficient alternatives,
39 unreliable technology, or excessive cost;

1 (iii) The projected costs of achieving substantial conversion to
2 battery and/or fuel cell electric fleets by 2025, 2030, and 2035 for
3 the state, counties, cities, and public transit agencies. This cost
4 estimate must include:

5 (A) Vehicle acquisition costs, charging and refueling
6 infrastructure costs, and other associated costs;

7 (B) Financial constraints of each type of entity to transition to
8 an electric vehicle fleet; and

9 (C) Any other identified barriers to transitioning to a battery
10 and/or fuel cell electric vehicle fleet;

11 (iv) Identification and analysis of financing mechanisms that
12 could be used to finance the transition of publicly owned vehicles to
13 battery and fuel cell electric vehicles. These mechanisms include,
14 but are not limited to: Energy or carbon savings performance
15 contracting, utility grants and rebates, revolving loan funds, state
16 grant programs, private third-party financing, fleet management
17 services, leasing, vehicle use optimization, and vehicle to grid
18 technology; and

19 (v) The predicted number and location profile of electric vehicle
20 fueling stations needed statewide to provide fueling for the fleets
21 of the state, counties, cities, and public transit agencies.

22 (b) In developing and implementing the study, the joint
23 transportation committee must solicit input from representatives of
24 the department of enterprise services, the department of
25 transportation, the department of licensing, the department of
26 commerce, the Washington state association of counties, the
27 association of Washington cities, the Washington state transit
28 association, transit agencies, and others as deemed appropriate.

29 (c) The joint transportation committee must issue a report of its
30 findings and recommendations to the transportation committees of the
31 legislature by September 30, 2020.

32 (3) (a) \$250,000 of the multimodal transportation account—state
33 appropriation is for the joint transportation committee to conduct a
34 study of the feasibility of an east-west intercity passenger rail
35 system. The study must include the following elements:

36 (i) Projections of potential ridership;

37 (ii) Review of relevant planning studies;

38 (iii) Establishment of an advisory group and associated meetings;

39 (iv) Development of a Stampede Pass corridor alignment to
40 maximize ridership, revenue, and rationale, considering service to

1 population centers: Auburn, Cle Elum, Yakima, Tri-Cities, Ellensburg,
2 Toppenish, and Spokane;

3 (v) Assessment of current infrastructure conditions, including
4 station stop locations;

5 (vi) Identification of equipment needs; and
6 (vii) Identification of operator options.

7 (b) A report of the study findings and recommendations is due to
8 the transportation committees of the legislature by June 30, 2020.

9 (4) (a) \$275,000 of the highway safety fund—state appropriation is
10 for a study of vehicle subagents in Washington state. The study must
11 consider and include recommendations, as necessary, on the following:

12 (i) The relevant statutes, rules, and/or regulations authorizing
13 vehicle subagents and any changes made to the relevant statutes,
14 rules, and/or regulations;

15 (ii) The current process of selecting and authorizing a vehicle
16 subagent, including the change of ownership process and the
17 identification of any barriers to entry into the vehicle subagent
18 market;

19 (iii) The annual business expenditures borne by each of the
20 vehicle subagent businesses since fiscal year 2010 and identification
21 of any materials, including office equipment and supplies, provided
22 by the department of licensing to each vehicle subagent since fiscal
23 year 2010. To accomplish this task, each vehicle subagent must
24 provide expenditure data to the joint transportation committee for
25 the purposes of this study;

26 (iv) The oversight provided by the county auditors and/or the
27 department of licensing over the vehicle subagent businesses;

28 (v) The history of service fees, how increases to the service fee
29 rate are made, and how the requested fee increase is determined;

30 (vi) The online vehicle registration renewal process and any
31 potential improvements to the online process;

32 (vii) The department of licensing's ability to provide more
33 vehicle licensing services directly, particularly taking into account
34 the increase in online vehicle renewal transactions;

35 (viii) The potential expansion of services that can be performed
36 by vehicle subagents; and

37 (ix) The process by which the geographic locations of vehicle
38 subagents are determined.

1 (b) In conducting the study, the joint transportation committee
2 must consult with the department of licensing, a representative of
3 county auditors, and a representative of vehicle subagents.

4 (c) The joint transportation committee may collect any data from
5 the department of licensing, county auditors, and vehicle subagents
6 that is necessary to conduct the study.

7 (d) The joint transportation committee must issue a report of
8 its findings and recommendations to the transportation committees of
9 the legislature by September 30, 2020.

10 **Sec. 205.** 2019 c 416 s 205 (uncodified) is amended to read as
11 follows:

12 **FOR THE TRANSPORTATION COMMISSION**

13	Motor Vehicle Account—State Appropriation	((\$2,893,000))
14		<u>\$2,171,000</u>
15	((Multimodal Transportation Account—State Appropriation	\$112,000))
16	Interstate 405 <u>and state Route Number 167 Express Toll Lanes</u>	
17	((Operations))	
18	Account—State Appropriation.	((\$250,000))
19		<u>\$410,000</u>
20	<u>State Route Number 520 Corridor Account—State</u>	
21	<u>Appropriation.</u>	<u>\$271,000</u>
22	<u>Tacoma Narrows Toll Bridge Account—State</u>	
23	<u>Appropriation.</u>	<u>\$158,000</u>
24	<u>Alaskan Way Viaduct Replacement Project</u>	
25	<u>Account—State Appropriation.</u>	<u>\$136,000</u>
26	TOTAL APPROPRIATION.	((\$3,255,000))
27		<u>\$3,146,000</u>

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

30 (1)(a) The commission shall reconvene the road usage charge
31 steering committee, with the same membership described in chapter
32 297, Laws of 2018, and shall report at least once every three months
33 to the steering committee with updates on report development for the
34 completed road usage charge pilot project until the final report is
35 submitted. The final report on the road usage charge pilot project is
36 due to the transportation committees of the legislature by January 1,
37 2020, and should include recommendations for necessary next steps to
38 consider impacts to communities of color, low-income households,

1 vulnerable populations, and displaced communities. Any legislative
2 vacancies on the steering committee must be appointed by the speaker
3 of the house of representatives for a house of representatives member
4 vacancy, and by the president of the senate for a senate member
5 vacancy.

6 (b) The commission shall coordinate with the department of
7 transportation to jointly seek federal funds available through the
8 federal surface transportation system funding alternatives grant
9 program, applying toll credits for meeting match requirements. One or
10 more grant applications may be developed that, at a minimum, propose
11 to:

12 (i) (A) Update the recommended road usage charge operational
13 concepts and business case presented to the road usage charge
14 steering committee to reflect a range of scenarios regarding fleet
15 electrification and use of shared vehicles. The operational concepts
16 must include technological or system features necessary to ensure
17 collection of the road usage charge from electric vehicles and fleets
18 of shared and/or autonomous vehicles, if applicable. The business
19 case must assess a range of gross revenue impacts to a road usage
20 charge and fuel taxes resulting from changes to total vehicle miles
21 traveled under scenarios with varying degrees of shared, autonomous,
22 and/or electric vehicle adoption rates;

23 (B) Develop a detailed plan for phasing in the implementation of
24 road usage charges for vehicles operated in Washington, incorporating
25 any updates to road usage charge policy recommendations made in (a)
26 and (b) (i) (A) of this subsection and including consideration of
27 methods for reducing the cost of collections for a road usage charge
28 system in Washington state; and

29 (C) Examine the allocation of current gas tax revenues and
30 possible frameworks for the allocation of road usage charge revenues
31 that could be used to evaluate policy choices once road usage charge
32 revenues comprise a significant share of state revenues for
33 transportation purposes.

34 (ii) A year-end report on the status of any federally-funded
35 project for which federal funding is secured must be provided to the
36 governor's office and the transportation committees of the
37 legislature by January 1, 2020.

38 (c) If additional federal funding becomes available after January
39 1, 2020, the transportation commission, jointly with the department
40 of licensing, must develop an implementation plan for imposing a per

1 mile fee on electric, hybrid, and state fleet vehicles that builds
2 off the ongoing work of the transportation commission in evaluating a
3 road usage charge. The plan must include, but is not limited to:

4 (i) Different mileage reporting options;

5 (ii) Recommended fee methods and rates for achieving cost
6 efficiency, fairness, minimal administrative cost, payment
7 compliance, consumer choice, and preserving individual privacy;

8 (iii) Options for variable rates based on the factors listed in
9 (c)(ii) of this subsection and vehicle classifications of vehicles,
10 ensuring vehicles are paying for their proportional impact on road
11 preservation and maintenance costs, climate emission impacts, fuel
12 efficiency, or other policy levers that the legislature may want to
13 consider;

14 (iv) Alternatives in the payment method to allow for monthly or
15 quarterly payment rather than payment on an annual basis;

16 (v) Any recommended statutory changes, including suggested
17 offsets or rebates to the per mile fee to recognize other taxes and
18 fees paid by electric and hybrid vehicle owners;

19 (vi) Specific recommendations to better align the system with
20 other vehicle-related charges and potentially establish the framework
21 for broader implementation of a per mile funding system, including
22 analysis of the preferred method for addressing eighteenth amendment
23 restriction considerations and options to incorporate existing gas
24 tax distributions and allocations into a per mile funding system at
25 the time these revenues comprise a significant share of state
26 revenues for transportation purposes; and

27 (vii) A recommended implementation and governance structure, and
28 transition plan with the department as the designated lead agency to
29 operate and administer the per mile funding system.

30 (2) (a) \$250,000 of the Interstate 405 and state route number 167
31 express toll lanes ((operations)) account—state appropriation is
32 provided solely for the transportation commission to conduct a study,
33 applicable to the Interstate 405 express toll lanes, of discounted
34 tolls and other similar programs for low-income drivers that are
35 provided by other states, countries, or other entities and how such a
36 program could be implemented in the state of Washington. The
37 transportation commission may contract with a consultant to conduct
38 all or a portion of this study.

1 (b) In conducting this study, the transportation commission shall
2 consult with both the department of transportation and the department
3 of social and health services.

4 (c) The transportation commission shall, at a minimum, consider
5 the following issues when conducting the study of discounted tolls
6 and other similar programs for low-income drivers:

7 (i) The benefits, requirements, and any potential detriments to
8 the users of a program;

9 (ii) The most cost-effective way to implement a program given
10 existing financial commitments, shared cost requirements across
11 facilities, and technical requirements to execute and maintain a
12 program;

13 (iii) The implications of a program for tolling policies,
14 revenues, costs, operations, and enforcement; and

15 (iv) Any implications to tolled facilities based on the type of
16 tolling implemented on a particular facility.

17 (d) The transportation commission shall provide a report
18 detailing the findings of this study and recommendations for
19 implementing a discounted toll or other appropriate program in the
20 state of Washington to the transportation committees of the
21 legislature by June 30, 2021.

22 (3) \$160,000 of the Interstate 405 and state route number 167
23 express toll lanes account—state appropriation, \$271,000 of the state
24 route number 520 corridor account—state appropriation, \$158,000 of
25 the Tacoma Narrows toll bridge account—state appropriation, and
26 \$136,000 of the Alaskan Way viaduct replacement project account—state
27 appropriation are provided solely for the transportation commission's
28 proportional share of time spent supporting tolling operations for
29 the respective tolling facilities.

30 (4) Beginning July 1, 2020, the commission shall convene a ferry
31 capital construction oversight committee. The committee shall meet at
32 least two times every year to review the Washington state ferries
33 capital construction plan and make recommendations to control costs
34 and ensure that ferry capital investments meet projected future
35 needs. The commission shall support the committee within existing
36 resources. Members of the committee must include at least four
37 citizen representatives from communities served by Washington state
38 ferries.

1 (5) The legislature requests that the commission commence
2 proceedings to name state route number 165 as The Glacier Highway to
3 commemorate the significance of glaciers to the state of Washington.

4 **Sec. 206.** 2019 c 416 s 206 (uncodified) is amended to read as
5 follows:

6 **FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD**

7 Freight Mobility Investment Account—State

8 Appropriation	((\$813,000))
	<u>\$772,000</u>

10 **Sec. 207.** 2019 c 416 s 207 (uncodified) is amended to read as
11 follows:

12 **FOR THE WASHINGTON STATE PATROL**

13 State Patrol Highway Account—State Appropriation . . . ((~~\$508,503,000~~))

	<u>\$498,832,000</u>
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15 State Patrol Highway Account—Federal Appropriation . . . ((~~\$16,069,000~~))

	<u>\$16,078,000</u>
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17 State Patrol Highway Account—Private/Local

18 Appropriation	\$4,257,000
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19 Highway Safety Account—State Appropriation

	\$1,188,000
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20 Ignition Interlock Device Revolving Account—State

21 Appropriation	\$7,010,000
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22 Multimodal Transportation Account—State

23 Appropriation	((\$286,000))
	<u>\$4,286,000</u>

25 Interstate 405 and State Route Number 167 Express

26 <u>Toll Lanes Account—State Appropriation.</u>	<u>\$1,182,000</u>
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27 State Route Number 520 Corridor Account—State

28 <u>Appropriation.</u>	<u>\$1,988,000</u>
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29 Tacoma Narrows Toll Bridge Account—State Appropriation. . .

	<u>\$1,158,000</u>
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30 Alaskan Way Viaduct Replacement Project

31 <u>Account—State Appropriation.</u>	<u>\$996,000</u>
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32 TOTAL APPROPRIATION.	((\$537,313,000))
	<u>\$536,975,000</u>

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

- 36 (1) Washington state patrol officers engaged in off-duty
37 uniformed employment providing traffic control services to the

1 department of transportation or other state agencies may use state
2 patrol vehicles for the purpose of that employment, subject to
3 guidelines adopted by the chief of the Washington state patrol. The
4 Washington state patrol must be reimbursed for the use of the vehicle
5 at the prevailing state employee rate for mileage and hours of usage,
6 subject to guidelines developed by the chief of the Washington state
7 patrol.

8 (2) \$510,000 of the ignition interlock device revolving account—
9 state appropriation is provided solely for the ignition interlock
10 program at the Washington state patrol to provide funding for two
11 staff to work and provide support for the program in working with
12 manufacturers, service centers, technicians, and participants in the
13 program.

14 (3) \$1,424,000 of the state patrol highway account—state
15 appropriation is provided solely to enter into an agreement for
16 upgraded land mobile software, hardware, and equipment.

17 (4) \$2,582,000 of the state patrol highway account—state
18 appropriation is provided solely for the replacement of radios and
19 other related equipment.

20 (5) \$343,000 of the state patrol highway account—state
21 appropriation is provided solely for aerial criminal investigation
22 tools, including software licensing and maintenance, and annual
23 certification.

24 (6) \$514,000 of the state patrol highway account—state
25 appropriation is provided solely for additional staff to address the
26 increase in the number of toxicology cases from impaired driving and
27 death investigations.

28 (7) \$580,000 of the state patrol highway account—state
29 appropriation is provided solely for the operation of and
30 administrative support to the license investigation unit to enforce
31 vehicle registration laws in southwestern Washington. The Washington
32 state patrol, in consultation with the department of revenue, shall
33 maintain a running estimate of the additional vehicle registration
34 fees, sales and use taxes, and local vehicle fees remitted to the
35 state pursuant to activity conducted by the license investigation
36 unit. Beginning October 1, 2019, and quarterly thereafter, the
37 Washington state patrol shall submit a report detailing the
38 additional revenue amounts generated since July 1, 2017, to the
39 director of the office of financial management and the transportation

1 committees of the legislature. At the end of the calendar quarter in
2 which it is estimated that more than \$625,000 in state sales and use
3 taxes have been remitted to the state since July 1, 2017, the
4 Washington state patrol shall notify the state treasurer and the
5 state treasurer shall transfer funds pursuant to section 406 (~~of~~
6 ~~this act~~), chapter 416, Laws of 2019.

7 (8) \$18,000 of the state patrol highway account—state
8 appropriation is provided solely for the license investigation unit
9 to procure an additional license plate reader and related costs.

10 (9) The Washington state patrol and the office of financial
11 management must be consulted by the department of transportation
12 during the design phase of any improvement or preservation project
13 that could impact Washington state patrol weigh station operations.
14 During the design phase of any such project, the department of
15 transportation must estimate the cost of designing around the
16 affected weigh station's current operations, as well as the cost of
17 moving the affected weigh station.

18 (10) \$4,210,000 of the state patrol highway account—state
19 appropriation is provided solely for a third arming and a third
20 trooper basic training class. The cadet class is expected to graduate
21 in June 2021.

22 (11) \$65,000 of the state patrol highway account—state
23 appropriation is provided solely for the implementation of chapter
24 440 (~~(Engrossed Second Substitute Senate Bill No. 5497)~~), Laws of
25 2019 (immigrants in the workplace). If chapter 440 (~~(Engrossed~~
26 ~~Second Substitute Senate Bill No. 5497)~~), Laws of 2019 is not
27 enacted by June 30, 2019, the amount provided in this subsection
28 lapses.

29 (12)(a) The Washington state patrol must report quarterly to the
30 house and senate transportation committees on the status of
31 recruitment and retention activities as follows:

32 (i) A summary of recruitment and retention strategies;

33 (ii) The number of transportation funded staff vacancies by major
34 category;

35 (iii) The number of applicants for each of the positions by these
36 categories;

37 (iv) The composition of workforce; and

38 (v) Other relevant outcome measures with comparative information
39 with recent comparable months in prior years.

1 (b) By January 1, 2020, the Washington state patrol must submit
2 to the transportation committees of the legislature and the governor
3 a workforce diversity plan. The plan must identify ongoing, and both
4 short-term and long-term, specific comprehensive outreach and
5 recruitment strategies to increase populations underrepresented
6 within both commissioned and noncommissioned employee groups.

7 (13) \$1,182,000 of the Interstate 405 and state route number 167
8 express toll lanes account—state appropriation, \$1,988,000 of the
9 state route number 520 corridor account—state appropriation,
10 \$1,158,000 of the Tacoma Narrows toll bridge account—state
11 appropriation, and \$996,000 of the Alaskan Way viaduct replacement
12 project account—state appropriation are provided solely for the
13 Washington state patrol's proportional share of time spent supporting
14 tolling operations and enforcement for the respective tolling
15 facilities.

16 (14) \$100,000 of the state patrol highway account—state
17 appropriation is provided solely for the implementation of Senate
18 Bill No. 6218, Laws of 2020 (Washington state patrol retirement
19 definition of salary), which reflects an increase in the Washington
20 state patrol retirement system pension contribution rate of 0.15
21 percent for changes to the definition of salary. If Senate Bill No.
22 6218, Laws of 2020 is not enacted by June 30, 2020, the amount
23 provided in this subsection lapses.

24 (15) \$4,000,000 of the multimodal transportation account—state
25 appropriation is provided solely as restitutive expenditure authority
26 for the state patrol and may be spent only if a court of final
27 jurisdiction holds that chapter 1 (Initiative Measure No. 976), Laws
28 of 2020 is unconstitutional in its entirety.

29 (16) The Washington state patrol is directed to terminate its
30 "Agreement for Utility Connection and Reimbursement of Water
31 Extension Expenses" with the city of Shelton, belatedly recorded on
32 June 12, 2017, subject to the city of Shelton's consent to terminate
33 the agreement. The legislature finds that the water connection
34 extension constructed by the Washington state patrol from the city of
35 Shelton's water facilities to the Washington state patrol academy was
36 necessary to meet the water supply needs of the academy. The
37 legislature also finds that the water connection provides an ongoing
38 water supply that is necessary to the operation of the training
39 facility, that the state is making use of the water connection for

1 these public activities, and that any future incidental use of the
 2 municipal infrastructure put in place to support these activities
 3 will not impede the Washington state patrol's ongoing use of the
 4 water connection extension. Therefore, the legislature determines
 5 that under the public policy of this state, reimbursement by any
 6 other entity is not required, notwithstanding any prior condition
 7 regarding contributions of other entities that Washington state
 8 patrol was required to satisfy prior to expenditure of the funds for
 9 construction of the extension, and that the Washington state patrol
 10 shall terminate the agreement.

11 **Sec. 208.** 2019 c 416 s 208 (uncodified) is amended to read as
 12 follows:

13 **FOR THE DEPARTMENT OF LICENSING**

14	Marine Fuel Tax Refund Account—State Appropriation	\$34,000
15	Motorcycle Safety Education Account—State	
16	Appropriation	((\$5,044,000))
17		<u>\$5,048,000</u>
18	State Wildlife Account—State Appropriation	((\$536,000))
19		<u>\$561,000</u>
20	Highway Safety Account—State Appropriation	((\$243,189,000))
21		<u>\$241,859,000</u>
22	Highway Safety Account—Federal Appropriation	\$1,294,000
23	Motor Vehicle Account—State Appropriation	((\$77,219,000))
24		<u>\$72,812,000</u>
25	<u>Motor Vehicle Account—Federal Appropriation.</u>	<u>\$186,000</u>
26	Motor Vehicle Account—Private/Local Appropriation	((\$2,858,000))
27		<u>\$10,008,000</u>
28	Ignition Interlock Device Revolving Account—State	
29	Appropriation	((\$6,143,000))
30		<u>\$5,777,000</u>
31	Department of Licensing Services Account—State	
32	Appropriation	((\$8,012,000))
33		<u>\$7,654,000</u>
34	License Plate Technology Account—State	
35	Appropriation	\$4,250,000
36	Abandoned Recreational Vehicle Account—State	
37	Appropriation.	\$2,925,000
38	Limousine Carriers Account—State Appropriation.	\$113,000

1	<u>Electric Vehicle Account—State Appropriation.</u>	<u>\$264,000</u>
2	DOL Technology Improvement & Data Management	
3	Account—State Appropriation.	\$2,250,000
4	Agency Financial Transaction Account—State	
5	Appropriation.	\$11,903,000
6	TOTAL APPROPRIATION.	((\$365,770,000))
7		<u>\$366,939,000</u>

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

10 (1) \$139,000 of the motorcycle safety education account—state
11 appropriation is provided solely for the implementation of chapter 65
12 (~~((Substitute House Bill No. 1116))~~), Laws of 2019 (motorcycle
13 safety). If chapter 65 (~~((Substitute House Bill No. 1116))~~), Laws of
14 2019 is not enacted by June 30, 2019, the amount provided in this
15 subsection lapses.

16 (2) \$404,000 of the highway safety account—state appropriation is
17 provided solely for a new driver testing system at the department.
18 Pursuant to RCW 43.135.055 and 46.82.310, the department is
19 authorized to increase driver training school license application and
20 renewal fees in fiscal years 2020 and 2021, as necessary to fully
21 support the cost of activities related to administration of the
22 driver training school program, including the cost of the new driver
23 testing system described in this subsection.

24 (3) \$25,000 of the motorcycle safety education account—state
25 appropriation, \$4,000 of the state wildlife account—state
26 appropriation, \$1,708,000 of the highway safety account—state
27 appropriation, \$576,000 of the motor vehicle account—state
28 appropriation, \$22,000 of the ignition interlock device revolving
29 account—state appropriation, and \$28,000 of the department of
30 licensing services account—state appropriation are provided solely
31 for the department to fund the appropriate staff(~~((, other than data~~
32 ~~stewards,))~~) and necessary equipment and software for data management,
33 data analytics, and data compliance activities. The department must,
34 in consultation with the office of the chief information officer,
35 construct a framework with goals for providing better data
36 stewardship and a plan to achieve those goals. The department must
37 provide the framework and plan to the transportation committees of
38 the legislature by December 31, 2019, and an update by May 1, 2020.
39 Appropriations provided for the data stewardship and privacy project

1 described in this subsection are subject to the conditions,
2 limitations, and review provided in section 701 of this act.

3 (4) Appropriations provided for the cloud continuity of
4 operations project in this section are subject to the conditions,
5 limitations, and review provided in section 701 of this act.

6 ~~((+6))~~ (5) \$24,028,000 of the highway safety account—state
7 appropriation is provided solely for costs necessary to accommodate
8 increased demand for enhanced drivers' licenses and enhanced
9 identicards. The department shall report on a quarterly basis on the
10 use of these funds, associated workload, and information with
11 comparative information with recent comparable months in prior years.
12 The report must include detailed statewide and by licensing service
13 office information on staffing levels, average monthly wait times,
14 the number of enhanced drivers' licenses and enhanced identicards
15 issued/renewed, and the number of primary drivers' licenses and
16 identicards issued/renewed. Within the amounts provided in this
17 subsection, the department shall implement efficiency measures to
18 reduce the time for licensing transactions and wait times including,
19 but not limited to, the installation of additional cameras at
20 licensing service offices that reduce bottlenecks and align with the
21 "keep your customer" initiative.

22 ~~((+8))~~ (6) \$507,000 of the motor vehicle account—state
23 appropriation is provided solely for the implementation of
24 chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019
25 (vehicle service fees) or chapter 417 ~~((Engrossed House Bill No.
26 1789))~~, Laws of 2019 (vehicle service fees). If neither
27 chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019 or
28 chapter 417 ~~((Engrossed House Bill No. 1789))~~, Laws of 2019 are
29 enacted by June 30, 2019, the amount provided in this subsection
30 lapses.

31 ~~((+10))~~ (7) \$25,000 of the motor vehicle account—state
32 appropriation is provided solely for the implementation of chapter
33 177 ~~((Engrossed House Bill No. 1996))~~, Laws of 2019 (San Juan
34 Islands license plate). If chapter 177 ~~((Engrossed House Bill No.
35 1996))~~, Laws of 2019 is not enacted by June 30, 2019, the amount
36 provided in this subsection lapses.

37 ~~((+11))~~ (8) \$24,000 of the motor vehicle account—state
38 appropriation is provided solely for the implementation of chapter
39 384 ~~((House Bill No. 2062))~~, Laws of 2019 (Seattle Storm license

1 plate). If chapter 384 (~~((House Bill No. 2062))~~), Laws of 2019 is not
2 enacted by June 30, 2019, the amount provided in this subsection
3 lapses.

4 ~~((13))~~ (9) \$65,000 of the highway safety account—state
5 appropriation is provided solely for the implementation of chapter
6 440 (~~((Engrossed Second Substitute Senate Bill No. 5497))~~), Laws of
7 2019 (immigrants in the workplace). If chapter 440 (~~((Engrossed
8 Second Substitute Senate Bill No. 5497))~~), Laws of 2019 is not
9 enacted by June 30, 2019, the amount provided in this subsection
10 lapses.

11 ~~((14))~~ (10) The appropriations in this section assume
12 implementation of additional cost recovery mechanisms to recoup at
13 least \$11,903,000 in credit card and other financial transaction
14 costs as part of charges imposed for driver and vehicle fee
15 transactions beginning January 1, 2020. At the direction of the
16 office of financial management, the department must develop a method
17 of tracking the additional amount of credit card and other financial
18 cost-recovery revenues. In consultation with the office of financial
19 management, the department must notify the state treasurer of these
20 amounts and the state treasurer must deposit these revenues in the
21 agency financial transaction account created in section 717 (~~((of this
22 act))~~), chapter 416, Laws of 2019 on a quarterly basis.

23 ~~((18))~~ (11) \$1,281,000 of the department of licensing service
24 account—state appropriation is provided solely for savings from the
25 implementation of chapter 417 (~~((Engrossed House Bill No. 1789))~~),
26 Laws of 2019 (vehicle service fees). If chapter 417 (~~((Engrossed
27 House Bill No. 1789))~~), Laws of 2019 is enacted by June 30, 2019, the
28 amount provided in this subsection lapses.

29 ~~((19))~~ (12) \$2,650,000 of the abandoned recreational vehicle
30 disposal account—state appropriation is provided solely for providing
31 reimbursements in accordance with the department's abandoned
32 recreational vehicle disposal reimbursement program. It is the intent
33 of the legislature that the department prioritize this funding for
34 allowable and approved reimbursements and not to build a reserve of
35 funds within the account.

36 ~~((20))~~ (13) \$20,000 of the motor vehicle account—state
37 appropriation is provided solely for the implementation of chapter
38 210 (~~((Substitute House Bill No. 1197))~~), Laws of 2019 (Gold Star
39 license plate). If chapter 210 (~~((Substitute House Bill No. 1197))~~),

1 Laws of 2019 is not enacted by June 30, 2019, the amount provided in
2 this subsection lapses.

3 ~~((21))~~ (14) \$31,000 of the motor vehicle account—state
4 appropriation is provided solely for the implementation of chapter
5 262 ~~((Substitute House Bill No. 1436))~~, Laws of 2019 (snow bikes).
6 If chapter 262 ~~((Substitute House Bill No. 1436))~~, Laws of 2019 is
7 not enacted by June 30, 2019, the amount provided in this subsection
8 lapses.

9 ~~((22))~~ (15) \$24,000 of the motor vehicle account—state
10 appropriation is provided solely for the implementation of chapter
11 139 ~~((House Bill No. 2058))~~, Laws of 2019 (Purple Heart license
12 plate). If chapter 139 ~~((House Bill No. 2058))~~, Laws of 2019 is not
13 enacted by June 30, 2019, the amount provided in this subsection
14 lapses.

15 ~~((23))~~ (16) \$24,000 of the motor vehicle account—state
16 appropriation is provided solely for the implementation of chapter
17 278 ~~((Engrossed House Bill No. 2067))~~, Laws of 2019 (vehicle and
18 vessel owner information). If chapter 278 ~~((Engrossed House Bill No.
19 2067))~~, Laws of 2019 is not enacted by June 30, 2019, the amount
20 provided in this subsection lapses.

21 ~~((25))~~ (17) \$600,000 of the highway safety account—state
22 appropriation is provided solely for the department to provide an
23 interagency transfer to the department of social and health services,
24 children's administration division for the purpose of providing
25 driver's license support to a larger population of foster youth than
26 is already served within existing resources. Support services include
27 reimbursement of driver's license issuance costs, fees for driver
28 training education, and motor vehicle liability insurance costs.

29 ~~((26))~~ (18) The department must place personal and company data
30 elements in separate data fields to allow the department to select
31 discrete data elements when providing information or data to persons
32 or entities outside the department. Pursuant to the restrictions in
33 federal and state law, a person's photo, social security number, or
34 medical information must not be made available through public
35 disclosure or data being provided under RCW 46.12.630 or 46.12.635.

36 ~~((30))~~ (19) \$91,000 of the highway safety account—state
37 appropriation is provided solely for the department's costs related
38 to the one Washington project.

1 ~~((31))~~ (20) \$974,000 of the highway safety account—state
2 appropriation is provided solely for communication and outreach
3 activities necessary to inform the public of federally acceptable
4 identification options including, but not limited to, enhanced
5 drivers' licenses and enhanced identicards. The department shall
6 continue the outreach plan that includes informational material that
7 can be effectively communicated to all communities and populations in
8 Washington. To accomplish this work, the department shall contract
9 with an external vendor with demonstrated experience and expertise in
10 outreach and marketing to underrepresented communities in a
11 culturally-responsive fashion.

12 (21) Due to the passage of chapter 1 (Initiative Measure No.
13 976), Laws of 2020, the department, working with the office of
14 financial management, shall provide a monthly report on the number of
15 registrations involved and differences between actual collections and
16 collections if the initiative was not subject to a temporary
17 injunction as of December 5, 2019.

18 (22) \$35,000 of the motor vehicle account—state appropriation and
19 \$50,000 of the state wildlife account—state appropriation are
20 provided solely for the implementation of Engrossed Substitute Senate
21 Bill No. 6156, Laws of 2020 (collector vehicle license plates). If
22 Engrossed Substitute Senate Bill No. 6156, Laws of 2020 is not
23 enacted by June 30, 2020, the amounts provided in this subsection
24 lapse.

25 (23) \$19,000 of the motor vehicle account—state appropriation is
26 provided solely for the implementation of Engrossed Senate Bill No.
27 6032, Laws of 2020 (apples special license plate). If Engrossed
28 Senate Bill No. 6032, Laws of 2020 is not enacted by June 30, 2020,
29 the amount provided in this subsection lapses.

30 (24) \$14,000 of the motor vehicle account—state appropriation is
31 provided solely for the implementation of Senate Bill No. 6115, Laws
32 of 2020 (off road vehicle registrations). If Senate Bill No. 6115,
33 Laws of 2020 is not enacted by June 30, 2020, the amount provided in
34 this subsection lapses.

35 (25) \$105,000 of the motor vehicle account—state appropriation is
36 provided solely for the implementation of Senate Bill No. 6251, Laws
37 of 2020 (tribal vehicles compact). If Senate Bill No. 6251, Laws of
38 2020 is not enacted by June 30, 2020, the amount provided in this
39 subsection lapses.

1 (26) \$107,000 of the highway safety account—state appropriation
2 is provided solely for the implementation of Second Substitute Senate
3 Bill No. 5544, Laws of 2020 (veteran commercial driver's license
4 waivers). If Second Substitute Senate Bill No. 5544, Laws of 2020 is
5 not enacted by June 30, 2020, the amount provided in this subsection
6 lapses.

7 (27) \$57,000 of the state wildlife account—state appropriation is
8 provided solely for the implementation of Substitute Senate Bill No.
9 6072, Laws of 2020 (state wildlife account). If Substitute Senate
10 Bill No. 6072, Laws of 2020 is not enacted by June 30, 2020, the
11 amount provided in this subsection lapses.

12 (28) The appropriations in this section assume full cost recovery
13 for the administration and collection of a motor vehicle excise tax
14 on behalf of any regional transit authority pursuant to section 706
15 of this act.

16 (29) \$1,624,000 of the motor vehicle account—state appropriation
17 is provided solely for the department to implement a pilot program
18 allowing the registered owner, or the registered owner's authorized
19 representative, of a vehicle that is subject to a motor vehicle
20 excise tax to enter into either a quarterly or monthly payment plan
21 with the department for the amount of motor vehicle excise tax due.
22 To defray the cost of administering the pilot, the department may
23 charge a fee of not more than one percent of each vehicle
24 registration transaction when paid with a quarterly or monthly
25 payment plan and this fee must be deposited in the motor vehicle fund
26 created in RCW 46.68.070. It is the intent of the legislature that
27 under the pilot, payments made after the application for a renewal
28 vehicle registration are not subject to additional fees under RCW
29 46.17.040(1)(b), 46.17.005, 46.17.025, or 46.17.015.

30 **Sec. 209.** 2019 c 416 s 209 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE**
33 **—PROGRAM B**

34 (~~High Occupancy Toll Lanes Operations Account—State~~
35 ~~Appropriation \$3,774,000~~
36 ~~Motor Vehicle Account—State Appropriation \$513,000~~))
37 State Route Number 520 Corridor Account—State
38 Appropriation ((\$43,773,000))

1		<u>\$59,056,000</u>
2	State Route Number 520 Civil Penalties Account—State	
3	Appropriation	\$4,145,000
4	Tacoma Narrows Toll Bridge Account—State	
5	Appropriation	((\$27,807,000))
6		<u>\$33,805,000</u>
7	Alaskan Way Viaduct Replacement Project Account—State	
8	Appropriation.	((\$20,061,000))
9		<u>\$21,616,000</u>
10	Interstate 405 <u>and State Route Number 167 Express</u>	
11	Toll Lanes ((Operations)) Account—State	
12	Appropriation.	((\$18,329,000))
13		<u>\$27,456,000</u>
14	TOTAL APPROPRIATION.	((\$118,402,000))
15		<u>\$146,078,000</u>

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

18 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state
19 appropriation and ((\$11,034,000)) \$11,925,000 of the state route
20 number 520 corridor account—state appropriation are provided solely
21 for the purposes of addressing unforeseen operations and maintenance
22 costs on the Tacoma Narrows bridge and the state route number 520
23 bridge, respectively. The office of financial management shall place
24 the amounts provided in this subsection, which represent a portion of
25 the required minimum fund balance under the policy of the state
26 treasurer, in unallotted status. The office may release the funds
27 only when it determines that all other funds designated for
28 operations and maintenance purposes have been exhausted.

29 (2) As long as the facility is tolled, the department must
30 provide quarterly reports to the transportation committees of the
31 legislature on the Interstate 405 express toll lane project
32 performance measures listed in RCW 47.56.880(4). These reports must
33 include:

34 (a) Information on the travel times and travel time reliability
35 (at a minimum, average and 90th percentile travel times) maintained
36 during peak and nonpeak periods in the express toll lanes and general
37 purpose lanes for both the entire corridor and commonly made trips in
38 the corridor including, but not limited to, northbound from Bellevue
39 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at

1 state route number 522, Bellevue to Bothell (both NE 8th to state
2 route number 522 and NE 8th to state route number 527), and a trip
3 internal to the corridor (such as NE 85th to NE 160th) and similar
4 southbound trips;

5 (b) A month-to-month comparison of travel times and travel time
6 reliability for the entire corridor and commonly made trips in the
7 corridor as specified in (a) of this subsection since implementation
8 of the express toll lanes and, to the extent available, a comparison
9 to the travel times and travel time reliability prior to
10 implementation of the express toll lanes;

11 (c) Total express toll lane and total general purpose lane
12 traffic volumes, as well as per lane traffic volumes for each type of
13 lane (i) compared to total express toll lane and total general
14 purpose lane traffic volumes, as well as per lane traffic volumes for
15 each type of lane, on this segment of Interstate 405 prior to
16 implementation of the express toll lanes and (ii) compared to total
17 express toll lane and total general purpose lane traffic volumes, as
18 well as per lane traffic volumes for each type of lane, from month to
19 month since implementation of the express toll lanes; and

20 (d) Underlying congestion measurements, that is, speeds, that are
21 being used to generate the summary graphs provided, to be made
22 available in a digital file format.

23 (3) (a) (~~(\$71,000)~~) \$2,114,000 of the (~~(high occupancy)~~)
24 Interstate 405 and state route number 167 express toll lanes
25 (~~(operations)~~) account—state appropriation, (~~(\$1,238,000)~~) \$4,920,000
26 of the state route number 520 corridor account—state appropriation,
27 (~~(\$532,000)~~) \$2,116,000 of the Tacoma Narrows toll bridge account—
28 state appropriation, (~~(\$460,000 of the Interstate 405 express toll~~
29 ~~lanes operations account state appropriation,)~~) and (~~(\$699,000)~~)
30 \$2,776,000 of the Alaskan Way viaduct replacement project account—
31 state appropriation are provided solely for the department to finish
32 implementing a new tolling customer service toll collection system,
33 and are subject to the conditions, limitations, and review provided
34 in section 701 of this act.

35 (b) The department shall continue to work with the office of
36 financial management, office of the chief information officer, and
37 the transportation committees of the legislature on the project
38 management plan that includes a provision for independent
39 verification and validation of contract deliverables from the

1 successful bidder and a provision for quality assurance that includes
2 reporting independently to the office of the chief information
3 officer on an ongoing basis during system implementation.

4 (4) The department shall make detailed quarterly reports to the
5 transportation committees of the legislature and the public on the
6 department's web site on the following:

7 (a) The use of consultants in the tolling program, including the
8 name of the contractor, the scope of work, the type of contract,
9 timelines, deliverables, any new task orders, and any extensions to
10 existing consultant contracts;

11 (b) The nonvendor costs of administering toll operations,
12 including the costs of staffing the division, consultants, and other
13 personal service contracts required for technical oversight and
14 management assistance, insurance, payments related to credit card
15 processing, transponder purchases and inventory management, facility
16 operations and maintenance, and other miscellaneous nonvendor costs;

17 (c) The vendor-related costs of operating tolled facilities,
18 including the costs of the customer service center, cash collections
19 on the Tacoma Narrows bridge, electronic payment processing, and toll
20 collection equipment maintenance, renewal, and replacement;

21 (d) The toll adjudication process, including a summary table for
22 each toll facility that includes:

23 (i) The number of notices of civil penalty issued;

24 (ii) The number of recipients who pay before the notice becomes a
25 penalty;

26 (iii) The number of recipients who request a hearing and the
27 number who do not respond;

28 (iv) Workload costs related to hearings;

29 (v) The cost and effectiveness of debt collection activities; and

30 (vi) Revenues generated from notices of civil penalty; and

31 (e) A summary of toll revenue by facility on all operating toll
32 facilities and (~~high-occupancy~~) express toll lane systems, and an
33 itemized depiction of the use of that revenue.

34 (5) (~~(\$17,517,000)~~) \$24,734,000 of the Interstate 405 and state
35 route number 167 express toll lanes (~~operations~~) account—state
36 appropriation is provided solely for operational costs related to the
37 express toll lane facility.

38 (6) In calendar year 2021, toll equipment on the Tacoma Narrows
39 Bridge will have reached the end of its operational life. During the
40 2019-2021 fiscal biennium, the department plans to issue a request

1 for proposals as the first stage of a competitive procurement process
2 that will replace the toll equipment and select a new tolling
3 operator for the Tacoma Narrows Bridge. The request for proposals and
4 subsequent competitive procurement must incorporate elements that
5 prioritize the overall goal of lowering costs per transaction for the
6 facility, such as incentives for innovative approaches which result
7 in lower transactional costs, requests for efficiencies on the part
8 of the bidder that lower operational costs, and incorporation of
9 technologies such as self-serve credit card machines or other point-
10 of-payment technologies that lower costs or improve operational
11 efficiencies.

12 (7) (~~(\$19,362,000)~~) \$18,840,000 of the Alaskan Way viaduct
13 replacement project account—state appropriation is provided solely
14 for the new state route number 99 tunnel toll facility's expected
15 share of collecting toll revenues, operating customer services, and
16 maintaining toll collection systems. The legislature expects to see
17 appropriate reductions to the other toll facility accounts once
18 tolling on the new state route number 99 tunnel toll facility
19 commences and any previously incurred costs for start-up of the new
20 facility are charged back to the Alaskan Way viaduct replacement
21 project account. The office of financial management shall closely
22 monitor the application of the cost allocation model and ensure that
23 the new state route number 99 tunnel toll facility is adequately
24 sharing costs and the other toll facility accounts are not being
25 overspent or subsidizing the new state route number 99 tunnel toll
26 facility.

27 (8) (~~(\$256,000)~~) \$608,000 of the (~~(high occupancy toll lanes~~
28 ~~operations account state appropriation and \$352,000 of the))
29 Interstate 405 and state route number 167 express toll lanes
30 (~~(operations)~~) account—state appropriation are provided solely for
31 increased levels of service from the Washington state patrol for
32 enforcement of toll lane violations on the state route number 167
33 high occupancy toll lanes and the Interstate 405 express toll lanes.
34 The department shall compile monthly data on the number of Washington
35 state patrol enforcement hours on each facility and the percentage of
36 time during peak hours that speeds are at or above forty-five miles
37 per hour on each facility. The department shall provide this data in
38 a report to the transportation committees of the legislature on at
39 least a calendar quarterly basis.~~

1 (9) The department shall develop an ongoing cost allocation
 2 method to assign appropriate costs to each of the toll funds for
 3 services provided by each Washington state department of
 4 transportation program and all relevant transportation agencies,
 5 including the Washington state patrol and the transportation
 6 commission. This method should update the toll cost allocation method
 7 used in the 2020 supplemental transportation appropriations act. By
 8 December 1, 2020, a report with the recommended method and any
 9 changes shall be submitted to the transportation committees of the
 10 legislature and the office of financial management.

11 (10) The legislature intends to allow owners of vehicles subject
 12 to a motor vehicle excise tax to pay renewal vehicle registration
 13 fees with a "Good to Go!" account beginning no later than 2024.
 14 Within existing resources, the department and the department of
 15 licensing must jointly report to the governor and chairs of the
 16 transportation committees of the legislature by June 30, 2021, with a
 17 detailed recommended approach to allow payment of renewal vehicle
 18 registration fees with a "Good to Go!" account for owners of vehicles
 19 subject to a motor vehicle excise tax.

20 **Sec. 210.** 2019 c 416 s 210 (uncodified) is amended to read as
 21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM**
 23 **C**

24	Transportation Partnership Account—State Appropriation . . .	\$1,460,000
25	Motor Vehicle Account—State Appropriation	((\$94,993,000))
26		<u>\$95,810,000</u>
27	Puget Sound Ferry Operations Account—State	
28	Appropriation	\$263,000
29	Multimodal Transportation Account—State	
30	Appropriation	\$2,878,000
31	Transportation 2003 Account (Nickel Account)—State	
32	Appropriation	\$1,460,000
33	TOTAL APPROPRIATION.	((\$101,054,000))
34		<u>\$101,871,000</u>

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

37 (1) \$8,114,000 of the motor vehicle account—state appropriation
 38 is provided solely for the development of the labor system

1 replacement project and is subject to the conditions, limitations,
2 and review provided in section 701 of this act. It is the intent of
3 the legislature that if any portion of the labor system replacement
4 project is leveraged in the future for the time, leave, and labor
5 distribution of any other agencies, the motor vehicle account will be
6 reimbursed proportionally for the development of the system since
7 amounts expended from the motor vehicle account must be used
8 exclusively for highway purposes in conformance with Article II,
9 section 40 of the state Constitution. This must be accomplished
10 through a loan arrangement with the current interest rate under the
11 terms set by the office of the state treasurer at the time the system
12 is deployed to additional agencies. If the motor vehicle account is
13 not reimbursed for future use of the system, it is further the intent
14 of the legislature that reductions will be made to central service
15 agency charges accordingly. The department shall provide a report to
16 the transportation committees of the legislature by December 31,
17 2019, detailing the project timeline as of July 1, 2019, an updated
18 project timeline if necessary, expenditures made to date for the
19 purposes of this project, and expenditures projected through the
20 remainder of the project timeline.

21 (2) (~~(\$198,000)~~) \$1,375,000 of the motor vehicle account—state
22 appropriation is provided solely for the department's cost related to
23 the one Washington project.

24 (3) \$21,500,000 of the motor vehicle account—state appropriation
25 is provided solely for the activities of the information technology
26 program in developing and maintaining information systems that
27 support the operations and program delivery of the department,
28 ensuring compliance with section 701 of this act, and the
29 requirements of the office of the chief information officer under RCW
30 43.88.092 to evaluate and prioritize any new financial and capital
31 systems replacement or modernization project and any other
32 information technology project. During the 2019-2021 biennium, the
33 department (~~(is prohibited from using)~~) may use the distributed
34 direct program support or (~~(any)~~) other cost allocation method to
35 fund (~~(any)~~) a new (~~(financial and)~~) capital systems replacement or
36 modernization project (~~(without having the project evaluated and~~
37 ~~prioritized by the office of the chief information officer and~~
38 ~~submitting)~~). The department shall submit a decision package for
39 implementation of a new capital systems replacement project to the

1 governor and the transportation committees of the legislature as part
2 of the normal budget process for the 2021-2023 biennium.

3 **Sec. 211.** 2019 c 416 s 211 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITY MAINTENANCE,**
6 **OPERATIONS, AND CONSTRUCTION—PROGRAM D—OPERATING**

7 Motor Vehicle Account—State Appropriation	((\$33,149,000))
	<u>\$34,512,000</u>
9 State Route Number 520 Corridor Account—State	
10 Appropriation	\$34,000
11 TOTAL APPROPRIATION.	((\$33,183,000))
12	<u>\$34,546,000</u>

13 **Sec. 212.** 2019 c 416 s 212 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION—AVIATION—PROGRAM F**

16 Aeronautics Account—State Appropriation	((\$7,635,000))
17	<u>\$7,542,000</u>
18 Aeronautics Account—Federal Appropriation	((\$2,542,000))
19	<u>\$3,043,000</u>
20 Aeronautics Account—Private/Local Appropriation	\$60,000
21 TOTAL APPROPRIATION.	((\$10,237,000))
22	<u>\$10,645,000</u>

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

25 (1) ((~~\$2,751,000~~)) \$2,862,000 of the aeronautics account—state
26 appropriation is provided solely for the airport aid grant program,
27 which provides competitive grants to public use airports for
28 pavement, safety, maintenance, planning, and security.

29 (2) ((~~\$468,000~~)) \$268,000 of the aeronautics account—state
30 appropriation is provided solely for one FTE dedicated to planning
31 aviation emergency services and addressing emerging aeronautics
32 requirements ((~~and for the implementation of chapter . . . (House~~
33 ~~Bill No. 1397), Laws of 2019 (electric aircraft work group), which~~
34 ~~extends the electric aircraft work group past its current expiration~~
35 ~~and allows WSDOT to employ a consultant to assist with the work~~
36 ~~group. If chapter . . . (House Bill No. 1397), Laws of 2019 is not~~

1 ~~enacted by June 30, 2019, \$200,000 of the amount in this subsection~~
2 ~~lapses)).~~

3 (3) \$200,000 of the aeronautics account—state appropriation is
4 provided solely for the department to convene an electric aircraft
5 work group to study the state of the electrically powered aircraft
6 industry and assess infrastructure needs related to the deployment of
7 electric or hybrid-electric aircraft for commercial air travel in
8 Washington state.

9 (a) The chair of the work group may be a consultant specializing
10 in aeronautics. The work group must include, but is not limited to,
11 representation from the electric aircraft industry, the aircraft
12 manufacturing industry, electric utility districts, the battery
13 industry, the department of commerce, the department of
14 transportation aviation division, the airline pilots association, a
15 primary airport representing an airport association, and the airline
16 industry.

17 (b) The study must include, but is not limited to:

18 (i) Infrastructure requirements necessary to facilitate electric
19 aircraft operations at airports;

20 (ii) Potential economic and public benefits including, but not
21 limited to, the direct and indirect impact on the number of
22 manufacturing and service jobs and the wages from those jobs in
23 Washington state;

24 (iii) Potential incentives for industry in the manufacturing and
25 operation of electric aircraft for regional air travel;

26 (iv) Educational and workforce requirements for manufacturing and
27 maintaining electric aircraft;

28 (v) Demand and forecast for electric aircraft use to include
29 expected timeline of the aircraft entering the market given federal
30 aviation administration certification requirements;

31 (vi) Identification of up to six airports in Washington state
32 that may benefit from a pilot program once an electrically propelled
33 aircraft for commercial use becomes available; and

34 (vii) Recommendations to further the advancement of the
35 electrification of aircraft for regional commercial use within
36 Washington state, including specific, measureable goals for the years
37 2030, 2040, and 2050 that reflect progressive and substantial
38 increases in the utilization of electric and hybrid-electric
39 commercial aircraft.

1 (c) The work group must submit a report and accompanying
2 recommendations to the transportation committees of the legislature
3 by November 15, 2020.

4 (~~((d) If chapter . . . (House Bill No. 1397), Laws of 2019 is
5 enacted by June 30, 2019, the amount provided in this subsection (3)
6 lapses.))~~)

7 (4) \$150,000 of the aeronautics account—state appropriation is
8 provided solely for the implementation of chapter 396 (~~((Substitute
9 Senate Bill No. 5370))~~), Laws of 2019 (aviation coordinating
10 commission). (~~((If chapter 396 (Substitute Senate Bill No. 5370), Laws
11 of 2019 is not enacted by June 30, 2019, the amount provided in this
12 subsection lapses.))~~)

13 **Sec. 213.** 2019 c 416 s 213 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND**
16 **SUPPORT—PROGRAM H**

17 Motor Vehicle Account—State Appropriation	(((\$59,801,000)))
	<u>\$59,093,000</u>
18 Motor Vehicle Account—Federal Appropriation	\$500,000
19 Multimodal Transportation Account—State Appropriation . . .	\$258,000
20 TOTAL APPROPRIATION.	(((\$60,559,000)))
21	<u>\$59,851,000</u>
22	

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

25 (1) The legislature recognizes that the trail known as the Rocky
26 Reach Trail, and its extensions, serve to separate motor vehicle
27 traffic from pedestrians and bicyclists, increasing motor vehicle
28 safety on state route number 2 and the coincident section of state
29 route number 97. Consistent with chapter 47.30 RCW and pursuant to
30 RCW 47.12.080, the legislature declares that transferring portions of
31 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and
32 associated buffer areas to the Washington state parks and recreation
33 commission is consistent with the public interest. The legislature
34 directs the department to transfer the property to the Washington
35 state parks and recreation commission.

36 (a) The department must be paid fair market value for any
37 portions of the transferred real property that is later abandoned,
38 vacated, or ceases to be publicly maintained for trail purposes.

1 (b) Prior to completing the transfer in this subsection (1), the
2 department must ensure that provisions are made to accommodate
3 private and public utilities and any facilities that predate the
4 department's acquisition of the property, at no cost to those
5 entities. Prior to completing the transfer, the department shall also
6 ensure that provisions, by fair market assessment, are made to
7 accommodate other private and public utilities and any facilities
8 that have been legally allowed by permit or other instrument.

9 (c) The department may sell any adjoining property that is not
10 necessary to support the Rocky Reach Trail and adjacent buffer areas
11 only after the transfer of trail-related property to the Washington
12 state parks and recreation commission is complete. Adjoining property
13 owners must be given the first opportunity to acquire such property
14 that abuts their property, and applicable boundary line or other
15 adjustments must be made to the legal descriptions for recording
16 purposes.

17 (2) With respect to Parcel 12 of the real property conveyed by
18 the state of Washington to the city of Mercer Island under that
19 certain quitclaim deed, dated April 19, 2000, recorded in King county
20 under recording no. 20000425001234, the requirement in the deed that
21 the property be used for road/street purposes only will be deemed
22 satisfied by the department of transportation so long as commuter
23 parking, as part of the vertical development of the property, is one
24 of the significant uses of the property.

25 (3) \$1,600,000 of the motor vehicle account—state appropriation
26 is provided solely for real estate services activities. Consistent
27 with RCW 47.12.120 and during the 2019-2021 fiscal biennium, when
28 initiating, extending, or renewing any rent or lease agreements with
29 a regional transit authority, consideration of value must be
30 equivalent to one hundred percent of economic or market rent.

31 (4) (a) \$100,000 of the motor vehicle account—state appropriation
32 is provided solely for the department to:

33 (i) Determine the real property owned by the state of Washington
34 and under the jurisdiction of the department in King county that is
35 surplus property located in an area encompassing south of Dearborn
36 Street in Seattle, south of Newcastle, west of SR 515, and north of
37 South 216th to SR 515; and

38 (ii) Use any remaining funds after (a) (i) of this subsection is
39 completed to identify additional real property across the state owned

1 by the state of Washington and under the jurisdiction of the
2 department that is surplus property.

3 (b) The department shall provide a report to the transportation
4 committees of the legislature describing the properties it has
5 identified as surplus property under (a) of this subsection by
6 October 1, 2020.

7 **Sec. 214.** 2019 c 416 s 214 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—**
10 **PROGRAM K**

11	Motor Vehicle Account—State Appropriation	\$670,000
12	(Electric Vehicle Account—State Appropriation.)	(\$2,000,000)
13	Multimodal Transportation Account—State Appropriation. ((\$1,634,000))	
14		<u>\$434,000</u>
15	TOTAL APPROPRIATION.	((\$4,304,000))
16		<u>\$1,104,000</u>

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

19 (1) The economic partnerships program must continue to explore
20 retail partnerships at state-owned park and ride facilities, as
21 authorized in RCW 47.04.295.

22 (2) \$350,000 of the multimodal transportation account—state
23 appropriation is provided solely for the department to execute a
24 transit oriented development pilot project at Kingsgate park and ride
25 in Kirkland intended to be completed by December 31, 2023. The
26 purpose of the pilot project is to demonstrate how appropriate
27 department properties may be used to provide multiple public benefits
28 such as affordable and market rate housing, commercial development,
29 and institutional facilities in addition to transportation purposes.
30 To accomplish the pilot project, the department is authorized to
31 exercise all legal and administrative powers authorized in statute
32 that may include, but is not limited to, the transfer, lease, or sale
33 of some or all of the property to another governmental agency, public
34 development authority, or nonprofit developer approved by the
35 department and partner agencies. The department may also partner with
36 sound transit, King county, the city of Kirkland, and any other
37 federal, regional, or local jurisdiction on any policy changes
38 necessary from those jurisdictions to facilitate the pilot project.

1 By December 1, 2019, the department must report to the legislature on
2 any legislative actions necessary to facilitate the pilot project and
3 future transit oriented development projects.

4 (3) (~~(\$2,000,000 of the electric vehicle account state~~
5 ~~appropriation is provided solely)) It is the intent of the
6 legislature that funding for the clean alternative fuel vehicle
7 charging and refueling infrastructure program in chapter 287
8 (~~(Engrossed Second Substitute House Bill No. 2042)~~), Laws of 2019
9 (advancing green transportation adoption) will be provided in the
10 2021-2023 fiscal biennium and the department must be ready to issue a
11 call for projects at the beginning of the 2021-2023 fiscal biennium.
12 (~~(If chapter 287 (Engrossed Second Substitute House Bill No. 2042),~~
13 ~~Laws of 2019 is not enacted by June 30, 2019, the amount provided in~~
14 ~~this subsection lapses.)~~)~~

15 (4) (~~(\$1,200,000 of the multimodal transportation account state~~
16 ~~appropriation is provided solely)) It is the intent of the
17 legislature that funding will be provided in the 2021-2023 fiscal
18 biennium for the pilot program established under chapter 287
19 (~~(Engrossed Second Substitute House Bill No. 2042)~~), Laws of 2019
20 (advancing green transportation adoption) to provide clean
21 alternative fuel vehicle use opportunities to underserved communities
22 and low to moderate income members of the workforce not readily
23 served by transit or located in transportation corridors with
24 emissions that exceed federal or state emissions standards. (~~(If~~
25 ~~chapter 287 (Engrossed Second Substitute House Bill No. 2042), Laws~~
26 ~~of 2019 is not enacted by June 30, 2019, the amount provided in this~~
27 ~~subsection lapses)) The department must be ready to issue a call for
28 projects at the beginning of the 2021-2023 fiscal biennium.~~~~

29 (5) \$84,000 of the multimodal transportation account—state
30 appropriation is provided solely for an interagency transfer to the
31 department of commerce for the purpose of conducting a study as
32 described in chapter 287 (~~(Engrossed Second Substitute House Bill~~
33 ~~No. 2042)~~), Laws of 2019 (advancing green transportation adoption)
34 to identify opportunities to reduce barriers to electric vehicle
35 adoption by lower income residents of the state through the use of
36 vehicle and infrastructure financing assistance. If chapter 287
37 (~~(Engrossed Second Substitute House Bill No. 2042)~~), Laws of 2019
38 is not enacted by June 30, 2019, the amount provided in this
39 subsection lapses.

1 (6) Building on the information and experience gained from the
 2 transit oriented development project at the Kingsgate park and ride,
 3 the department must identify a pilot park and ride with future
 4 public-private partnership development potential in Pierce county and
 5 report back to the transportation committees of the legislature by
 6 June 30, 2021, with a proposal for moving forward in the 2021-2023
 7 biennium with a pilot project.

8 **Sec. 215.** 2019 c 416 s 215 (uncodified) is amended to read as
 9 follows:

10 **FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE—PROGRAM M**

11 Motor Vehicle Account—State Appropriation	((\$495,228,000))
	<u>\$486,417,000</u>
13 Motor Vehicle Account—Federal Appropriation	\$7,000,000
14 State Route Number 520 Corridor Account—State	
15 Appropriation	\$4,447,000
16 Tacoma Narrows Toll Bridge Account—State	
17 Appropriation	\$1,549,000
18 Alaskan Way Viaduct Replacement Project	
19 Account—State Appropriation	((\$9,533,000))
20	<u>\$9,535,000</u>
21 Interstate 405 <u>and State Route Number 167 Express</u>	
22 Toll Lanes ((Operations)) Account—State	
23 Appropriation.	((\$1,370,000))
24	<u>\$4,528,000</u>
25 TOTAL APPROPRIATION.	((\$519,127,000))
26	<u>\$513,476,000</u>

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

29 (1) (a) \$6,170,000 of the motor vehicle account—state
 30 appropriation is provided solely for utility fees assessed by local
 31 governments as authorized under RCW 90.03.525 for the mitigation of
 32 stormwater runoff from state highways. Plan and reporting
 33 requirements as required in chapter 435 (~~(Senate Bill No. 5505)~~),
 34 Laws of 2019 (Local Stormwater Charges) shall be consistent with the
 35 January 2012 findings of the Joint Transportation Committee Report
 36 for Effective Cost Recovery Structure for WSDOT, Jurisdictions, and
 37 Efficiencies in Stormwater Management.

1 (b) Pursuant to RCW 90.03.525(3), the department and the
2 utilities imposing charges to the department shall negotiate with the
3 goal of agreeing to rates such that the total charges to the
4 department for the 2019-2021 fiscal biennium do not exceed the amount
5 provided in this subsection. The department shall report to the
6 transportation committees of the legislature on the amount of funds
7 requested, the funds granted, and the strategies used to keep costs
8 down, by January 17, 2021. If chapter 435 (~~((Senate Bill No. 5505))~~),
9 Laws of 2019 (local stormwater charges) is enacted by June 30, 2019,
10 this subsection (1)(b) does not take effect.

11 (2) \$4,447,000 of the state route number 520 corridor account—
12 state appropriation is provided solely to maintain the state route
13 number 520 floating bridge. These funds must be used in accordance
14 with RCW 47.56.830(3).

15 (3) \$1,549,000 of the Tacoma Narrows toll bridge account—state
16 appropriation is provided solely to maintain the new Tacoma Narrows
17 bridge. These funds must be used in accordance with RCW 47.56.830(3).

18 (4) (~~(\$1,370,000)~~) \$2,050,000 of the Interstate 405 and state
19 route number 167 express toll lanes (~~(operations)~~) account—state
20 appropriation is provided solely to maintain the Interstate 405 and
21 state route number 167 express toll lanes between Lynnwood and
22 Bellevue, and Renton and the southernmost point of the express toll
23 lanes. These funds must be used in accordance with RCW 47.56.830(3).

24 (5) \$2,478,000 of the Interstate 405 and state route number 167
25 express toll lanes account—state appropriation is provided solely for
26 maintenance for the 2019-2021 biennium only on the Interstate 405
27 roadway between Renton and Bellevue.

28 (6) (~~(\$5,000,000)~~) (a) \$3,000,000 of the motor vehicle account—
29 state appropriation is provided solely for a contingency pool for
30 snow and ice removal. The department must notify the office of
31 financial management and the transportation committees of the
32 legislature when they have spent the base budget for snow and ice
33 removal and will begin using the contingency pool funding.

34 (b) \$2,000,000 of the motor vehicle account—state appropriation
35 is provided solely as restitutive expenditure authority for the
36 contingency pool for snow and ice removal, and may be spent only if a
37 court of final jurisdiction holds that chapter 1 (Initiative Measure
38 No. 976), Laws of 2020 is unconstitutional in its entirety.

1 (~~(+6)~~) (7) \$1,025,000 of the motor vehicle account—state
 2 appropriation is provided solely for the department to implement
 3 safety improvements and debris clean up on department-owned rights-
 4 of-way in the city of Seattle at levels above that being implemented
 5 as of January 1, 2019. The department must contract out or hire a
 6 crew dedicated solely to collecting and disposing of garbage,
 7 clearing debris or hazardous material, and implementing safety
 8 improvements where hazards exist to the traveling public, department
 9 employees, or people encamped upon department-owned rights-of-way.
 10 The department may request assistance from the Washington state
 11 patrol as necessary in order for both agencies to provide enhanced
 12 safety-related activities regarding the emergency hazards along state
 13 highway rights-of-way in the Seattle area.

14 (~~(+7)~~) (8) \$1,015,000 of the motor vehicle account—state
 15 appropriation is provided solely for a partnership program between
 16 the department and the city of Tacoma. The program shall address the
 17 safety and public health problems created by homeless encampments on
 18 the department's property along state highways within the city
 19 limits. \$570,000 is for dedicated department maintenance staff and
 20 associated clean-up costs. The department and the city of Tacoma
 21 shall enter into a reimbursable agreement to cover up to \$445,000 of
 22 the city's expenses for clean-up crews and landfill costs.

23 (~~(+8)~~) (9) The department must commence a pilot program for the
 24 2019-2021 fiscal biennium at the four highest demand safety rest
 25 areas to create and maintain an online calendar for volunteer groups
 26 to check availability of weekends for the free coffee program. The
 27 calendar must be updated at least weekly and show dates and times
 28 that are, or are not, available to participate in the free coffee
 29 program. The department must submit a report to the legislature on
 30 the ongoing pilot by December 1, 2020, outlining the costs and
 31 benefits of the online calendar pilot, and including surveys from the
 32 volunteer groups and agency staff to determine its effectiveness.

33 **Sec. 216.** 2019 c 416 s 216 (uncodified) is amended to read as
 34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**
 36 **OPERATING**

37 Motor Vehicle Account—State Appropriation (~~(\$70,681,000)~~)
 38 \$76,112,000

1	Motor Vehicle Account—Federal Appropriation	\$2,050,000
2	Motor Vehicle Account—Private/Local Appropriation	\$250,000
3	<u>State Route Number 520 Corridor Account—State</u>	
4	<u>Appropriation.</u>	<u>\$53,000</u>
5	<u>Tacoma Narrows Toll Bridge Account—State Appropriation. . . .</u>	<u>\$31,000</u>
6	<u>Alaskan Way Viaduct Replacement Project Account—</u>	
7	<u>State Appropriation.</u>	<u>\$26,000</u>
8	<u>Interstate 405 and State Route Number 167 Express</u>	
9	<u>Toll Lanes Account—State Appropriation.</u>	<u>\$32,000</u>
10	TOTAL APPROPRIATION.	((\$72,981,000))
11		<u>\$78,554,000</u>

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

14 (1) \$6,000,000 of the motor vehicle account—state appropriation
15 is provided solely for low-cost enhancements. The department shall
16 give priority to low-cost enhancement projects that improve safety or
17 provide congestion relief. By December 15th of each odd-numbered
18 year, the department shall provide a report to the legislature
19 listing all low-cost enhancement projects completed in the prior
20 fiscal biennium.

21 (2) (a) During the 2019-2021 fiscal biennium, the department shall
22 continue a pilot program that expands private transportation
23 providers' access to high occupancy vehicle lanes. Under the pilot
24 program, when the department reserves a portion of a highway based on
25 the number of passengers in a vehicle, the following vehicles must be
26 authorized to use the reserved portion of the highway if the vehicle
27 has the capacity to carry eight or more passengers, regardless of the
28 number of passengers in the vehicle: (i) Auto transportation company
29 vehicles regulated under chapter 81.68 RCW; (ii) passenger charter
30 carrier vehicles regulated under chapter 81.70 RCW, except marked or
31 unmarked stretch limousines and stretch sport utility vehicles as
32 defined under department of licensing rules; (iii) private nonprofit
33 transportation provider vehicles regulated under chapter 81.66 RCW;
34 and (iv) private employer transportation service vehicles. For
35 purposes of this subsection, "private employer transportation
36 service" means regularly scheduled, fixed-route transportation
37 service that is offered by an employer for the benefit of its
38 employees. Nothing in this subsection is intended to authorize the
39 conversion of public infrastructure to private, for-profit purposes

1 or to otherwise create an entitlement or other claim by private users
2 to public infrastructure.

3 (b) The department shall expand the high occupancy vehicle lane
4 access pilot program to vehicles that deliver or collect blood,
5 tissue, or blood components for a blood-collecting or distributing
6 establishment regulated under chapter 70.335 RCW. Under the pilot
7 program, when the department reserves a portion of a highway based on
8 the number of passengers in a vehicle, blood-collecting or
9 distributing establishment vehicles that are clearly and identifiably
10 marked as such on all sides of the vehicle are considered emergency
11 vehicles and must be authorized to use the reserved portion of the
12 highway.

13 (c) The department shall expand the high occupancy vehicle lane
14 access pilot program to organ transport vehicles transporting a time
15 urgent organ for an organ procurement organization as defined in RCW
16 68.64.010. Under the pilot program, when the department reserves a
17 portion of a highway based on the number of passengers in a vehicle,
18 organ transport vehicles that are clearly and identifiably marked as
19 such on all sides of the vehicle are considered emergency vehicles
20 and must be authorized to use the reserved portion of the highway.

21 (d) The department shall expand the high occupancy vehicle lane
22 access pilot program to private, for hire vehicles regulated under
23 chapter 81.72 RCW that have been specially manufactured, designed, or
24 modified for the transportation of a person who has a mobility
25 disability and uses a wheelchair or other assistive device. Under the
26 pilot program, when the department reserves a portion of a highway
27 based on the number of passengers in a vehicle, wheelchair-accessible
28 taxicabs that are clearly and identifiably marked as such on all
29 sides of the vehicle are considered public transportation vehicles
30 and must be authorized to use the reserved portion of the highway.

31 ~~((d))~~ (e) Nothing in this subsection (2) is intended to exempt
32 these vehicles from paying tolls when they do not meet the occupancy
33 requirements established by the department for ~~((high occupancy))~~
34 express toll lanes.

35 (3) When regional transit authority construction activities are
36 visible from a state highway, the department shall allow the regional
37 transit authority to place safe and appropriate signage informing the
38 public of the purpose of the construction activity.

39 (4) The department must make signage for low-height bridges a
40 high priority.

1 (5) \$32,000 of the Interstate 405 and state route number 167
 2 express toll lanes account—state appropriation, \$53,000 of the state
 3 route number 520 corridor account—state appropriation, \$31,000 of the
 4 Tacoma Narrows toll bridge account—state appropriation, and \$26,000
 5 of the Alaskan Way viaduct replacement project account—state
 6 appropriation are provided solely for the traffic operations
 7 program's proportional share of time spent supporting tolling
 8 operations for the respective tolling facilities.

9 **Sec. 217.** 2019 c 416 s 217 (uncodified) is amended to read as
 10 follows:

11 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND**
 12 **SUPPORT—PROGRAM S**

13	Motor Vehicle Account—State Appropriation	(\$38,782,000)
14		<u>\$37,487,000</u>
15	Motor Vehicle Account—Federal Appropriation	\$1,380,000
16	Motor Vehicle Account—Private/Local Appropriation	\$500,000
17	Multimodal Transportation Account—State	
18	Appropriation	\$1,129,000
19	<u>State Route Number 520 Corridor Account—State</u>	
20	<u>Appropriation.</u>	<u>\$199,000</u>
21	<u>Tacoma Narrows Toll Bridge Account—State Appropriation. . .</u>	<u>\$116,000</u>
22	<u>Alaskan Way Viaduct Replacement Project Account—</u>	
23	<u>State Appropriation.</u>	<u>\$100,000</u>
24	<u>Interstate 405 and State Route Number 167 Express</u>	
25	<u>Toll Lanes Account—State Appropriation.</u>	<u>\$119,000</u>
26	TOTAL APPROPRIATION.	(\$41,791,000)
27		<u>\$41,030,000</u>

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

30 (1) \$2,000,000 of the motor vehicle account—state appropriation
 31 is provided solely for a grant program that makes awards for the
 32 following: (a) Support for nonprofit agencies, churches, and other
 33 entities to help provide outreach to populations underrepresented in
 34 the current apprenticeship programs; (b) preapprenticeship training;
 35 and (c) child care, transportation, and other supports that are
 36 needed to help women, veterans, and minorities enter and succeed in
 37 apprenticeship. The department must report on grants that have been
 38 awarded and the amount of funds disbursed by December 1st each year.

1 If moneys are provided in the omnibus operating appropriations act
2 for a career connected learning grant program, defined in
3 chapter . . . (Substitute House Bill No. 1336), Laws of 2019, or
4 otherwise, the amount provided in this subsection lapses.

5 (2) \$150,000 of the motor vehicle account—state appropriation is
6 provided solely for a user-centered and mobile-compatible web site
7 redesign using estimated web site ad revenues.

8 (3) From the revenues generated by the five dollar per studded
9 tire fee under RCW 46.37.427, \$250,000 of the motor vehicle account—
10 state appropriation is provided solely for the department, in
11 consultation with the appropriate local jurisdictions and relevant
12 stakeholder groups, to establish a pilot media-based public
13 information campaign regarding the damage of studded tire use on
14 state and local roadways in Whatcom county, and to continue the
15 existing pilot information campaign in Spokane county. The reason for
16 the geographic selection of Spokane and Whatcom counties is based on
17 the high utilization of studded tires in these jurisdictions. The
18 public information campaigns must primarily focus on making the
19 consumer aware of the safety implications for other drivers, road
20 deterioration, financial impact for taxpayers, and, secondarily, the
21 alternatives to studded tires. The Whatcom county pilot media-based
22 public information campaign must begin by September 1, 2020. By
23 January 14, 2021, the department must provide the transportation
24 committees of the legislature an update on the Spokane and Whatcom
25 county pilot media-based public information campaigns.

26 (4) (~~(\$138,000 of the motor vehicle account—state appropriation~~
27 ~~is provided solely for the implementation of chapter . . . (Second~~
28 ~~Substitute Senate Bill No. 5489), Laws of 2019 (concerning~~
29 ~~environmental health disparities). If chapter . . . (Second~~
30 ~~Substitute Senate Bill No. 5489), Laws of 2019 is not enacted by June~~
31 ~~30, 2019, the amount provided in this subsection lapses)) \$119,000 of
32 the Interstate 405 and state route number 167 express toll lanes
33 account—state appropriation, \$199,000 of the state route number 520
34 corridor account—state appropriation, \$116,000 of the Tacoma Narrows
35 toll bridge account—state appropriation, and \$100,000 of the Alaskan
36 Way viaduct replacement project account—state appropriation are
37 provided solely for the transportation management and support
38 program's proportional share of time spent supporting tolling
39 operations for the respective tolling facilities.~~

1 **Sec. 218.** 2019 c 416 s 218 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA,**
4 **AND RESEARCH—PROGRAM T**

5 ((~~High Occupancy~~)) Interstate 405 and State Route
6 Number 167 Express Toll Lanes ((~~Operations~~))
7 Account—State Appropriation. (~~(\$3,000,000)~~)
8 \$3,123,000
9 Motor Vehicle Account—State Appropriation (~~(\$29,403,000)~~)
10 \$25,638,000
11 Motor Vehicle Account—Federal Appropriation (~~(\$29,485,000)~~)
12 \$35,385,000
13 Motor Vehicle Account—Private/Local Appropriation. (~~(\$800,000)~~)
14 \$1,200,000
15 Multimodal Transportation Account—State Appropriation \$710,000
16 Multimodal Transportation Account—Federal
17 Appropriation \$2,809,000
18 Multimodal Transportation Account—Private/Local
19 Appropriation \$100,000
20 State Route Number 520 Corridor Account—State
21 Appropriation. \$207,000
22 Tacoma Narrows Toll Bridge Account—State Appropriation. . . . \$121,000
23 Alaskan Way Viaduct Replacement Project Account—
24 State Appropriation. \$104,000
25 TOTAL APPROPRIATION. (~~(\$66,307,000)~~)
26 \$69,397,000

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

29 (1) \$130,000 of the motor vehicle account—state appropriation is
30 provided solely for completion of a corridor study to identify
31 potential improvements between exit 116 and exit 99 of Interstate 5.
32 The study should further develop mid- and long-term strategies from
33 the corridor sketch, and identify potential US 101/I-5 interchange
34 improvements, a strategic plan for the Nisqually River bridges,
35 regional congestion relief options, and ecosystem benefits to the
36 Nisqually River estuary for salmon productivity and flood control.

37 (2) The study on state route number 518 referenced in section
38 218(5), chapter 297, Laws of 2018 must be submitted to the
39 transportation committees of the legislature by November 30, 2019.

1 (3) \$100,000 of the motor vehicle account—state appropriation is
2 provided solely to complete the Tacoma mall direct access feasibility
3 study.

4 (4) \$4,600,000 of the motor vehicle account—federal appropriation
5 is provided solely to complete the road usage charge pilot project
6 overseen by the transportation commission using the remaining unspent
7 amount of the federal grant award. The purpose of the road usage
8 charge pilot project is to explore the viability of a road usage
9 charge as a possible replacement for the gas tax.

10 (5) \$3,000,000 of the (~~high occupancy~~) Interstate 405 and state
11 route number 167 express toll lanes (~~operations~~) account—state
12 appropriation is provided solely for updating the state route number
13 167 master plan. If neither chapter 421 (~~Engrossed Substitute~~
14 ~~Senate Bill No. 5825~~)), Laws of 2019 (addressing tolling) nor
15 chapter . . . (House Bill No. 2132), Laws of 2019 (addressing
16 tolling) is enacted by June 30, 2019, the amount provided in this
17 subsection lapses.

18 (6) \$123,000 of the Interstate 405 and state route number 167
19 express toll lanes account—state appropriation, \$207,000 of the state
20 route number 520 corridor account—state appropriation, \$121,000 of
21 the Tacoma Narrows toll bridge account—state appropriation, and
22 \$104,000 of the Alaskan Way viaduct replacement project account—state
23 appropriation are provided solely for the transportation planning,
24 data, and research program's proportional share of time spent
25 supporting tolling operations for the respective tolling facilities.

26 (7) (a) By December 31, 2020, the department shall provide to the
27 governor and the transportation committees of the legislature a
28 report with a sample performance-based evaluation applied to an
29 existing highway capacity project and an existing multimodal
30 transportation project funded in the 2015 Connecting Washington
31 package. The sample performance-based evaluation must consider: (i)
32 The transportation policy goals listed in RCW 47.04.280; and (ii) the
33 themes of health, accessibility, environmental justice, equity, and
34 climate change, and how those themes should be defined in a
35 transportation context.

36 (b) The department must incorporate feedback from interested
37 stakeholders, including traditionally underserved and historically
38 disadvantaged populations, and the report shall include the project
39 evaluation procedures used for the performance-based evaluation. This

1 report will help provide a better path to determining that the most
2 beneficial projects are selected and funded in future transportation
3 budgets.

4 (8) Within existing resources, the department shall conduct a
5 study of options to establish road connections between state route
6 number 704 in Spanaway and Interstate 5. The department shall examine
7 potential benefits to traffic congestion, emergency management, and
8 other benefits or issues of a new road connection. A report of the
9 study must be provided to the transportation committees of the
10 legislature by June 30, 2021.

11 **Sec. 219.** 2019 c 416 s 219 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—**
14 **PROGRAM U**

15	Motor Vehicle Account—State Appropriation	((\$71,996,000))
16		<u>\$78,427,000</u>
17	Multimodal Transportation Account—State	
18	Appropriation	((\$2,491,000))
19		<u>\$2,690,000</u>
20	<u>Interstate 405 and State Route Number 167 Express</u>	
21	<u>Toll Lanes Account—State Appropriation.</u>	<u>\$122,000</u>
22	<u>State Route Number 520 Corridor Account—State</u>	
23	<u>Appropriation.</u>	<u>\$205,000</u>
24	<u>Tacoma Narrows Toll Bridge Account—State</u>	
25	<u>Appropriation.</u>	<u>\$120,000</u>
26	<u>Alaskan Way Viaduct Replacement Project Account—State</u>	
27	<u>Appropriation.</u>	<u>\$102,000</u>
28	TOTAL APPROPRIATION.	((\$74,487,000))
29		<u>\$81,666,000</u>

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

32 (1) (~~Prior to~~) After entering into any negotiated settlement of
33 a claim against the state for the department that exceeds five
34 million dollars, the department, in conjunction with the attorney
35 general and the department of enterprise services, shall notify the
36 director of the office of financial management and the transportation
37 committees of the legislature.

1 (2) Beginning October 1, 2019, and quarterly thereafter, the
2 department, in conjunction with the attorney general and the
3 department of enterprise services, shall provide a report with
4 judgments and settlements dealing with the Washington state ferry
5 system to the director of the office of financial management and the
6 transportation committees of the legislature. The report must include
7 information on: (a) The number of claims and settlements by type; (b)
8 the average claim and settlement by type; (c) defense costs
9 associated with those claims and settlements; and (d) information on
10 the impacts of moving legal costs associated with the Washington
11 state ferry system into the statewide self-insurance pool.

12 (3) Beginning October 1, 2019, and quarterly thereafter, the
13 department, in conjunction with the attorney general and the
14 department of enterprise services, shall provide a report with
15 judgments and settlements dealing with the nonferry operations of the
16 department to the director of the office of financial management and
17 the transportation committees of the legislature. The report must
18 include information on: (a) The number of claims and settlements by
19 type; (b) the average claim and settlement by type; and (c) defense
20 costs associated with those claims and settlements.

21 (4) \$122,000 of the Interstate 405 and state route number 167
22 express toll lanes account—state appropriation, \$205,000 of the state
23 route number 520 corridor account—state appropriation, \$120,000 of
24 the Tacoma Narrows toll bridge account—state appropriation, and
25 \$102,000 of the Alaskan Way viaduct replacement project account—state
26 appropriation are provided solely for the charges from other
27 agencies' program's proportional share of supporting tolling
28 operations for the respective tolling facilities.

29 **Sec. 220.** 2019 c 416 s 220 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION—PROGRAM V**

32 State Vehicle Parking Account—State Appropriation	\$784,000
33 Regional Mobility Grant Program Account—State	
34 Appropriation	(\$96,630,000)
35	<u>\$90,798,000</u>
36 Rural Mobility Grant Program Account—State	
37 Appropriation	\$32,223,000
38 Multimodal Transportation Account—State	

1	Appropriation	((\$128,554,000))
2		<u>\$146,151,000</u>
3	Multimodal Transportation Account—Federal	
4	Appropriation	\$3,574,000
5	Multimodal Transportation Account—Local	
6	Appropriation	\$100,000
7	TOTAL APPROPRIATION.	((\$261,865,000))
8		<u>\$273,630,000</u>

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

11 (1) ((~~\$62,679,000~~)) \$62,698,000 of the multimodal transportation
12 account—state appropriation is provided solely for a grant program
13 for special needs transportation provided by transit agencies and
14 nonprofit providers of transportation. ((If chapter 287 (Engrossed
15 Second Substitute House Bill No. 2042), Laws of 2019 (advancing green
16 transportation adoption) is not enacted by June 30, 2019, \$10,000,000
17 of the amount in this subsection lapses.)) Of this amount:

18 (a) ((~~\$14,278,000~~)) \$14,297,000 of the multimodal transportation
19 account—state appropriation is provided solely for grants to
20 nonprofit providers of special needs transportation. Grants for
21 nonprofit providers must be based on need, including the availability
22 of other providers of service in the area, efforts to coordinate
23 trips among providers and riders, and the cost effectiveness of trips
24 provided. ((If chapter 287 (Engrossed Second Substitute House Bill
25 No. 2042), Laws of 2019 (advancing green transportation adoption) is
26 not enacted by June 30, 2019, \$2,278,000 of the amount in this
27 subsection lapses.))

28 (b) \$48,401,000 of the multimodal transportation account—state
29 appropriation is provided solely for grants to transit agencies to
30 transport persons with special transportation needs. To receive a
31 grant, the transit agency must, to the greatest extent practicable,
32 have a maintenance of effort for special needs transportation that is
33 no less than the previous year's maintenance of effort for special
34 needs transportation. Grants for transit agencies must be prorated
35 based on the amount expended for demand response service and route
36 deviated service in calendar year 2017 as reported in the "Summary of
37 Public Transportation - 2017" published by the department of
38 transportation. No transit agency may receive more than thirty
39 percent of these distributions. ((If chapter 287 (Engrossed Second

1 ~~Substitute House Bill No. 2042), Laws of 2019 (advancing green~~
2 ~~transportation adoption) is not enacted by June 30, 2019, \$7,722,000~~
3 ~~of the amount in this subsection lapses.))~~

4 (2) \$32,223,000 of the rural mobility grant program account—state
5 appropriation is provided solely for grants to aid small cities in
6 rural areas as prescribed in RCW 47.66.100.

7 (3) (a) (~~(\$10,290,000)~~) \$10,539,000 of the multimodal
8 transportation account—state appropriation is provided solely for a
9 vanpool grant program for: (i) Public transit agencies to add
10 vanpools or replace vans; and (ii) incentives for employers to
11 increase employee vanpool use. The grant program for public transit
12 agencies will cover capital costs only; operating costs for public
13 transit agencies are not eligible for funding under this grant
14 program. Additional employees may not be hired from the funds
15 provided in this section for the vanpool grant program, and
16 supplanting of transit funds currently funding vanpools is not
17 allowed. The department shall encourage grant applicants and
18 recipients to leverage funds other than state funds.

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

21 (4) (~~(\$18,951,000)~~) \$27,483,000 of the regional mobility grant
22 program account—state appropriation is reappropriated and provided
23 solely for the regional mobility grant projects identified in LEAP
24 Transportation Document ((~~2019-2~~)) 2020-2 ALL PROJECTS as developed
25 ((~~April 27, 2019~~)) February 25, 2020, Program - Public Transportation
26 Program (V).

27 (5) (a) (~~(\$77,679,000)~~) \$63,315,000 of the regional mobility grant
28 program account—state appropriation is provided solely for the
29 regional mobility grant projects identified in LEAP Transportation
30 Document ((~~2019-2~~)) 2020-2 ALL PROJECTS as developed ((~~April 27,~~
31 ~~2019~~)) February 25, 2020, Program - Public Transportation Program
32 (V). The department shall review all projects receiving grant awards
33 under this program at least semiannually to determine whether the
34 projects are making satisfactory progress. Any project that has been
35 awarded funds, but does not report activity on the project within one
36 year of the grant award, must be reviewed by the department to
37 determine whether the grant should be terminated. The department
38 shall promptly close out grants when projects have been completed,
39 and any remaining funds must be used only to fund projects identified

1 in the LEAP transportation document referenced in this subsection.
2 The department shall provide annual status reports on December 15,
3 2019, and December 15, 2020, to the office of financial management
4 and the transportation committees of the legislature regarding the
5 projects receiving the grants. It is the intent of the legislature to
6 appropriate funds through the regional mobility grant program only
7 for projects that will be completed on schedule. A grantee may not
8 receive more than twenty-five percent of the amount appropriated in
9 this subsection. Additionally, when allocating funding for the
10 2021-2023 biennium, no more than thirty percent of the total grant
11 program may directly benefit or support one grantee. The department
12 shall not approve any increases or changes to the scope of a project
13 for the purpose of a grantee expending remaining funds on an awarded
14 grant.

15 (b) In order to be eligible to receive a grant under (a) of this
16 subsection during the 2019-2021 fiscal biennium, a transit agency
17 must establish a process for private transportation providers to
18 apply for the use of park and ride facilities. For purposes of this
19 subsection, (i) "private transportation provider" means: An auto
20 transportation company regulated under chapter 81.68 RCW; a passenger
21 charter carrier regulated under chapter 81.70 RCW, except marked or
22 unmarked stretch limousines and stretch sport utility vehicles as
23 defined under department of licensing rules; a private nonprofit
24 transportation provider regulated under chapter 81.66 RCW; or a
25 private employer transportation service provider; and (ii) "private
26 employer transportation service" means regularly scheduled, fixed-
27 route transportation service that is offered by an employer for the
28 benefit of its employees.

29 (6) Funds provided for the commute trip reduction (CTR) program
30 may also be used for the growth and transportation efficiency center
31 program.

32 (7) \$7,670,000 of the multimodal transportation account—state
33 appropriation and \$784,000 of the state vehicle parking account—state
34 appropriation are provided solely for CTR grants and activities. Of
35 this amount:

36 (a) \$1,000,000 of the multimodal transportation account—state
37 appropriation is provided solely for the department to continue a
38 pilot transit pass incentive program. Businesses and nonprofit
39 organizations located in a county adjacent to Puget Sound with a

1 population of more than seven hundred thousand that have never
2 offered transit subsidies to employees are eligible to apply to the
3 program for a fifty percent rebate on the cost of employee transit
4 subsidies provided through the regional ORCA fare collection system.
5 No single business or nonprofit organization may receive more than
6 ten thousand dollars from the program.

7 (i) Businesses and nonprofit organizations may apply and be
8 awarded funds prior to purchasing a transit subsidy, but the
9 department may not provide reimbursement until proof of purchase or a
10 contract has been provided to the department.

11 (ii) The department shall update the transportation committees of
12 the legislature on the impact of the program by January 31, 2020, and
13 may adopt rules to administer the program.

14 (b) \$30,000 of the state vehicle parking account—state
15 appropriation is provided solely for the STAR pass program for state
16 employees residing in Mason and Grays Harbor Counties. Use of the
17 pass is for public transportation between Mason County and Thurston
18 County, and Grays Harbor and Thurston County. The pass may also be
19 used within Grays Harbor County. The STAR pass commute trip reduction
20 program is open to any state employee who expresses intent to commute
21 to his or her assigned state worksite using a public transit system
22 currently participating in the STAR pass program.

23 (c) \$1,000,000 of the multimodal transportation account—state
24 appropriation is provided solely for a first mile/last mile
25 connections grant program. Eligible grant recipients include cities,
26 businesses, nonprofits, and transportation network companies with
27 first mile/last mile solution proposals. Transit agencies are not
28 eligible. The commute trip reduction board shall develop grant
29 parameters, evaluation criteria, and evaluate grant proposals. The
30 commute trip reduction board shall provide the transportation
31 committees of the legislature a report on the effectiveness of this
32 grant program and best practices for continuing the program.

33 (8) Except as provided otherwise in this subsection,
34 (~~(\$28,048,000)~~) \$32,377,000 of the multimodal transportation account—
35 state appropriation is provided solely for connecting Washington
36 transit projects identified in LEAP Transportation Document
37 (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed (~~(April 27, 2019)~~)
38 February 25, 2020. It is the intent of the legislature that entities
39 identified to receive funding in the LEAP document referenced in this

1 subsection receive the amounts specified in the time frame specified
2 in that LEAP document. If an entity has already completed a project
3 in the LEAP document referenced in this subsection before the time
4 frame identified, the entity may substitute another transit project
5 or projects that cost a similar or lesser amount.

6 (9) \$2,000,000 of the multimodal transportation account—state
7 appropriation is provided solely for transit coordination grants.

8 (10) The department shall not require more than a ten percent
9 match from nonprofit transportation providers for state grants.

10 (11)(a) For projects funded as part of the 2015 connecting
11 Washington transportation package listed on the LEAP transportation
12 document identified in subsection (4) of this section, if the
13 department expects to have substantial reappropriations for the
14 2021-2023 fiscal biennium, the department may, on a pilot basis,
15 apply funding from a project with an appropriation that cannot be
16 used for the current fiscal biennium to advance one or more of the
17 following projects:

18 (i) King County Metro - RapidRide Expansion, Burien-Delridge
19 (G2000031);

20 (ii) King County Metro - Route 40 Northgate to Downtown
21 (G2000032);

22 (iii) Mason Transit Park & Ride Development (G2000042); or

23 (iv) Pierce Transit - SR 7 Express Service (~~(G2000046)~~)
24 (G2000045).

25 (b) At least ten business days before advancing a project
26 pursuant to this subsection, the department must notify the office of
27 financial management and the transportation committees of the
28 legislature. The advancement of a project may not hinder the delivery
29 of the projects for which the reappropriations are necessary for the
30 2021-2023 fiscal biennium.

31 (c) To the extent practicable, the department shall use the
32 flexibility and authority granted in this section to minimize the
33 amount of reappropriations needed each biennium.

34 (12) \$750,000 of the multimodal transportation account—state
35 appropriation is provided solely for Intercity Transit for the Dash
36 shuttle program.

37 (13)(a) \$485,000 of the multimodal transportation account—state
38 appropriation is provided solely for King county for:

1 (i) An expanded pilot program to provide certain students in the
2 Highline, Tukwila, and Lake Washington school districts with an ORCA
3 card during these school districts' summer vacations. In order to be
4 eligible for an ORCA card under this program, a student must also be
5 in high school, be eligible for free and reduced-price lunches, and
6 have a job or other responsibility during the summer; and

7 (ii) Providing administrative support to other interested school
8 districts in King county to prepare for implementing similar programs
9 for their students.

10 (b) King county must provide a report to the department and the
11 transportation committees of the legislature by December 15, 2021,
12 regarding:

13 (i) The annual student usage of the pilot program;

14 (ii) Available ridership data;

15 (iii) A cost estimate, including a detailed description of the
16 various expenses leading to the cost estimate, and any other factors
17 relevant to expanding the program to other King county school
18 districts;

19 (iv) A cost estimate, including a detailed description of the
20 various expenses leading to the cost estimate, and any other factors
21 relevant to expanding the program to student populations other than
22 high school or eligible for free and reduced-price lunches;

23 (v) Opportunities for subsidized ORCA cards or local grant or
24 matching funds; and

25 (vi) Any additional information that would help determine if the
26 pilot program should be extended or expanded.

27 (14) (~~(\$12,000,000 of the multimodal transportation account—state~~
28 ~~appropriation is provided solely)) It is the intent of the
29 legislature that funding for the green transportation capital grant
30 program established in chapter 287 (~~(Engrossed Second Substitute~~
31 ~~House Bill No. 2042)), Laws of 2019 (advancing green transportation~~
32 adoption) will be provided in the 2021-2023 biennium and that
33 projects submitted by the department for the 2020 legislative session
34 will retain their place on the prioritized list, ahead of any newly
35 submitted projects. ((If chapter 287 (Engrossed Second Substitute
36 ~~House Bill No. 2042), Laws of 2019 is not enacted by June 30, 2019,~~
37 ~~the amount provided in this subsection lapses.))~~~~

38 (15) \$555,000 of the multimodal transportation account—state
39 appropriation is provided solely for an interagency transfer to the
40 Washington State University extension energy program to establish and

1 administer a technical assistance and education program for public
 2 agencies on the use of alternative fuel vehicles. If chapter 287
 3 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of 2019
 4 (advancing green transportation adoption) is not enacted by June 30,
 5 2019, \$375,000 of the amount provided in this subsection lapses.

6 (16) As a short-term solution, appropriation authority for the
 7 public transportation program in this section is reduced to reflect
 8 anticipated underruns in this program, based on historical
 9 reappropriation levels. It is the intent of the legislature that no
 10 public transportation grants or projects be delayed as a result of
 11 revenue reductions, except that funding for the green transportation
 12 capital program created by chapter 287, Laws of 2019 be delayed until
 13 2021-2023.

14 (17) \$25,000,000 of the multimodal transportation account—state
 15 appropriation is provided solely as restitutive expenditure authority
 16 for the public transportation program's capital project grants as
 17 listed by amount on the LEAP list referenced in subsections (4), (5),
 18 and (8) of this section, and may be spent only if a court of final
 19 jurisdiction holds that chapter 1 (Initiative Measure No. 976), Laws
 20 of 2020 is unconstitutional in its entirety.

21 **Sec. 221.** 2019 c 416 s 221 (uncodified) is amended to read as
 22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X**

24	Motor Vehicle Account—State Appropriation.	\$250,000
25	Puget Sound Ferry Operations Account—State	
26	Appropriation	((\$540,746,000))
27		<u>\$547,056,000</u>
28	Puget Sound Ferry Operations Account—Federal	
29	Appropriation	\$7,932,000
30	Puget Sound Ferry Operations Account—Private/Local	
31	Appropriation	\$121,000
32	TOTAL APPROPRIATION.	((\$549,049,000))
33		<u>\$555,359,000</u>

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

36 (1) The office of financial management budget instructions
 37 require agencies to recast enacted budgets into activities. The
 38 Washington state ferries shall include a greater level of detail in

1 its 2019-2021 supplemental and 2021-2023 omnibus transportation
2 appropriations act requests, as determined jointly by the office of
3 financial management, the Washington state ferries, and the
4 transportation committees of the legislature. This level of detail
5 must include the administrative functions in the operating as well as
6 capital programs.

7 (2) For the 2019-2021 fiscal biennium, the department may enter
8 into a distributor controlled fuel hedging program and other methods
9 of hedging approved by the fuel hedging committee, which must include
10 a representative of the department of enterprise services.

11 (3) (~~(\$76,261,000)~~) \$73,161,000 of the Puget Sound ferry
12 operations account—state appropriation is provided solely for auto
13 ferry vessel operating fuel in the 2019-2021 fiscal biennium, which
14 reflect cost savings from a reduced biodiesel fuel requirement and,
15 therefore, is contingent upon the enactment of section 703 (~~(of this~~
16 ~~act)~~), chapter 416, Laws of 2019. The amount provided in this
17 subsection represents the fuel budget for the purposes of calculating
18 any ferry fare fuel surcharge. The department shall review future use
19 of alternative fuels and dual fuel configurations, including
20 hydrogen.

21 (4) \$650,000 of the Puget sound ferry operations account—state
22 appropriation is provided solely for increased staffing at Washington
23 ferry terminals to meet increased workload and customer expectations.
24 Within the amount provided in this subsection, the department shall
25 contract with uniformed officers for additional traffic control
26 assistance at the Kingston ferry terminal during peak ferry travel
27 times, with a particular focus on Sundays and holiday weekends.
28 Traffic control methods should include, but not be limited to,
29 holding traffic on the shoulder at Lindvog Road until space opens for
30 cars at the tollbooths and dock, and management of traffic on Highway
31 104 in order to ensure Kingston residents and business owners have
32 access to businesses, roads, and driveways.

33 (5) \$254,000 of the Puget Sound ferry operations account—state
34 appropriation is provided solely for a dedicated inventory logistics
35 manager on a one-time basis.

36 (6) \$500,000 of the Puget Sound ferry operations account—state
37 appropriation is provided solely for operating costs related to
38 moving vessels for emergency capital repairs. Funds may only be spent
39 after approval by the office of financial management.

1 (7) By January 1, 2020, the ferries division must submit a
2 workforce plan for reducing overtime due to shortages of staff
3 available to fill vacant crew positions. The plan must include
4 numbers of crew positions being filled by staff working overtime,
5 strategies for filling these positions with straight time employees,
6 progress toward implementing those strategies, and a forecast for
7 when overtime expenditures will return to historical averages.

8 (8) \$160,000 of the Puget Sound ferry operations account—state
9 appropriation is provided solely for a ferry fleet baseline noise
10 study, conducted by a consultant, for the purpose of establishing
11 plans and data-driven goals to reduce ferry noise when Southern
12 resident orca whales are present. In addition, the study must
13 establish prioritized strategies to address vessels serving routes
14 with the greatest exposure to orca whale movements.

15 (9) ~~((a))~~ \$250,000 of the motor vehicle account—state
16 appropriation is provided solely for the department ~~(, in~~
17 ~~consultation with the Washington state transportation center, to~~
18 ~~develop a plan for service on the triangle route with a goal of~~
19 ~~providing maximum sailings moving the most passengers to all stops in~~
20 ~~the least travel time, including waits between sailings, within~~
21 ~~budget and resource constraints))~~ to contract with uniformed officers
22 for additional traffic control assistance at the Fauntleroy ferry
23 terminal.

24 ~~((b) The Washington state transportation center must use new~~
25 ~~traffic management models and scheduling tools to examine proposed~~
26 ~~improvements for the triangle route. The department shall report to~~
27 ~~the standing transportation committees of the legislature by January~~
28 ~~15, 2021. The report must include:~~

29 ~~(i) Implementation and status of data collection, modeling,~~
30 ~~scheduling, capital investments, and procedural improvements to allow~~
31 ~~Washington state ferries to schedule more sailings to and from all~~
32 ~~stops on the triangle route with minimum time between sailings;~~

33 ~~(ii) Recommendations for emergency boat allocations, regular~~
34 ~~schedule policies, and emergency schedule policies based on all~~
35 ~~customers alternative travel options to ensure that any dock with no~~
36 ~~road access is prioritized in scheduling and scheduled service is~~
37 ~~provided based on population size, demographics, and local medical~~
38 ~~services;~~

1 ~~(iii) Triangle route pilot economic analysis of Washington state~~
2 ~~ferries fare revenue and fuel cost impact of offering additional,~~
3 ~~better spaced sailings;~~

4 ~~(iv) Results of an economic analysis of the return on investment~~
5 ~~of potentially acquiring and using traffic control infrastructure,~~
6 ~~technology, walk on loading bridges, and Good-to-Go and ORCA~~
7 ~~replacement of current fare sales, validation, collections,~~
8 ~~accounting, and all associated labor and benefits costs that can be~~
9 ~~saved via those capital investments; and~~

10 ~~(v) Recommendation on policies, procedures, or agency~~
11 ~~interpretations of statute that may be adopted to mitigate any delays~~
12 ~~or disruptions to scheduled sailings.~~

13 ~~(c) If at least \$50,000,000 is not made available, by means of~~
14 ~~transfer, deposit, appropriation, or other similar conveyance, to the~~
15 ~~motor vehicle account for stormwater-related activities through the~~
16 ~~enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),~~
17 ~~Laws of 2019 (model toxics control program reform) by June 30, 2019,~~
18 ~~the amount provided in this subsection (9) lapses.)~~

19 (10) \$15,139,000 of the Puget Sound ferry operations account—
20 state appropriation is provided solely for training. Of the amount
21 provided in this subsection:

22 (a) \$2,500,000 is for training for new employees.

23 (b) \$160,000 is for electronic chart display and information
24 system training.

25 (c) \$379,000 is for marine evacuation slide training.

26 **Sec. 222.** 2019 c 416 s 222 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING**

29 Multimodal Transportation Account—State

30 Appropriation ((\$75,576,000))
31 \$70,243,000

32 Multimodal Transportation Account—Private/Local

33 Appropriation \$717,000

34 Multimodal Transportation Account—Federal

35 Appropriation \$500,000

36 TOTAL APPROPRIATION. ((\$76,793,000))
37 \$71,460,000

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

3 (1) (a) (i) \$224,000 of the multimodal transportation account—state
4 appropriation and \$671,000 of the multimodal transportation account—
5 private/local appropriation are provided solely for continued
6 analysis of the ultra high-speed ground transportation corridor in a
7 new study, with participation from Washington, Oregon, and British
8 Columbia. No funds may be expended until the department is in receipt
9 of \$671,000 in private/local funding provided solely for this
10 purpose.

11 (ii) The ultra high-speed ground transportation corridor advisory
12 group must include legislative membership.

13 (iii) "Ultra high-speed" means a maximum testing speed of at
14 least two hundred fifty miles per hour.

15 (b) The study must consist of the following:

16 (i) Development of proposed corridor governance, general powers,
17 operating structure, legal instruments, and contracting requirements,
18 in the context of the roles of relevant jurisdictions, including
19 federal, state, provincial, and local governments;

20 ~~((An assessment of current laws in state and provincial~~
21 ~~jurisdictions and identification of any proposed changes to laws,~~
22 ~~regulations, and/or agreements that are needed to proceed with~~
23 ~~development))~~ Development of a long-term funding and financing
24 strategy for project initiation, development, construction, and
25 program administration of the high-speed corridor, building on the
26 funding and financing chapter of the 2019 business case analysis and
27 aligned with the recommendations of (b) (i) of this subsection; and

28 (iii) Development of ~~((general recommendations for the~~
29 ~~authorization needed to advance the development of the corridor))~~
30 recommendations for a department-led ultra-high speed corridor
31 engagement plan for policy leadership from elected officials.

32 (c) This study must build on the results of the 2018 Washington
33 state ultra high-speed ground transportation business case analysis
34 and the 2019 Washington state ultra high-speed ground transportation
35 study findings report. The department shall consult with the
36 transportation committees of the legislature regarding all issues
37 related to proposed corridor governance.

38 ~~((e))~~ (d) The development work referenced in (b) of this
39 subsection is intended to identify and make recommendations related

1 to specific entities, including interjurisdictional entities,
2 policies, and processes required for the purposes of furthering
3 preliminary analysis efforts for the ultra high-speed ground
4 transportation corridor. This development work is not intended to
5 authorize one or more entities to assume decision making authority
6 for the design, construction, or operation of an ultra high-speed
7 rail corridor.

8 ~~((d))~~ (e) By January 1, 2021, the department shall provide to
9 the governor and the transportation committees of the legislature an
10 interim update on the study required under this subsection (1). By
11 ~~((December))~~ June 1, ((2020)) 2021, the department shall provide to
12 the governor and the transportation committees of the legislature a
13 report of the study's findings regarding the three elements noted in
14 this subsection. As applicable, the report should also be sent to the
15 executive and legislative branches of government in the state of
16 Oregon and appropriate government bodies in the province of British
17 Columbia.

18 (2) The department is directed to continue to pursue efforts to
19 reduce costs, increase ridership, and review Amtrak Cascades fares
20 and fare schedules. Within thirty days of each annual cost/revenue
21 reconciliation under the Amtrak service contract, the department
22 shall report annual credits to the office of financial management and
23 the legislative transportation committees. Annual credits from Amtrak
24 to the department including, but not limited to, credits due to
25 higher ridership, reduced level of service, and fare or fare schedule
26 adjustments, must be used to offset corresponding amounts of the
27 multimodal transportation account—state appropriation, which must be
28 placed in reserve.

29 **Sec. 223.** 2019 c 416 s 223 (uncodified) is amended to read as
30 follows:

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

33 Motor Vehicle Account—State Appropriation	(((\$12,190,000))
34	<u>\$12,183,000</u>
35 Motor Vehicle Account—Federal Appropriation	\$2,567,000
36 Multiuse Roadway Safety Account—State Appropriation	\$132,000
37 Multimodal Transportation Account—State	
38 Appropriation	\$350,000

1 TOTAL APPROPRIATION. ((~~\$15,239,000~~))
2 \$15,232,000

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

5 (1) \$350,000 of the multimodal transportation account—state
6 appropriation is provided solely for a study by the Puget Sound
7 regional council of new passenger ferry service to better connect
8 communities throughout the twelve county Puget Sound region. The
9 study must assess potential new routes, identify future terminal
10 locations, and provide recommendations to accelerate the
11 electrification of the ferry fleet. The study must identify future
12 passenger only demand throughout Western Washington, analyze
13 potential routes and terminal locations on Puget Sound, Lake
14 Washington, and Lake Union with an emphasis on preserving waterfront
15 opportunities in public ownership and opportunities for partnership.
16 The study must determine whether and when the passenger ferry service
17 achieves a net reduction in carbon emissions including an analysis of
18 the emissions of modes that passengers would otherwise have used. The
19 study must estimate capital and operating costs for routes and
20 terminals. The study must include early and continuous outreach with
21 all interested stakeholders and a report to the legislature and all
22 interested parties by January 31, 2021.

23 (2) \$1,142,000 of the motor vehicle account—state appropriation
24 is provided solely for the department, from amounts set aside out of
25 statewide fuel taxes distributed to counties according to RCW
26 46.68.120(3), to contract with the Washington state association of
27 counties to:

28 (a) In coordination with stakeholders, identify county-owned fish
29 passage barriers, with priority given to barriers that share the same
30 stream system as state-owned fish passage barriers. The study must
31 identify, map, and provide a preliminary assessment of county-owned
32 barriers that need correction, and provide, where possible,
33 preliminary costs estimates for each barrier correction. The study
34 must provide recommendations on:

35 (i) How to prioritize county-owned barriers within the same
36 stream system of state-owned barriers in the current six-year
37 construction plan to maximize state investment; and

38 (ii) How future state six-year construction plans should
39 incorporate county-owned barriers;

1 (b) Update the local agency guidelines manual, including
2 exploring alternatives within the local agency guidelines manual on
3 county priorities;

4 (c) Study the current state of county transportation funding,
5 identify emerging issues, and identify potential future alternative
6 transportation fuel funding sources to meet current and future needs.

7 **TRANSPORTATION AGENCIES—CAPITAL**

8 **Sec. 301.** 2019 c 416 s 301 (uncodified) is amended to read as
9 follows:

10 **FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD**

11	Freight Mobility Investment Account—State	
12	Appropriation	((\$18,094,000))
13		<u>\$16,215,000</u>
14	<u>Highway Safety Account—State Appropriation.</u>	\$81,000
15	<u>Motor Vehicle Account—State Appropriation.</u>	\$5,000,000
16	Freight Mobility Multimodal Account—State	
17	Appropriation	((\$21,220,000))
18		<u>\$16,599,000</u>
19	Motor Vehicle Account—Federal Appropriation	((\$2,250,000))
20		<u>\$1,899,000</u>
21	Freight Mobility Multimodal Account—Private/Local	
22	Appropriation	((\$1,320,000))
23		<u>\$1,250,000</u>
24	<u>Multimodal Transportation Account—State Appropriation. . .</u>	\$5,000,000
25	TOTAL APPROPRIATION.	((\$42,884,000))
26		<u>\$46,044,000</u>

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

29 (1) Except as otherwise provided in this section, the entire
30 appropriations in this section are provided solely for the projects
31 by amount, as listed in the LEAP Transportation Document (~~2019-3 as~~
32 ~~developed April 27, 2019,~~) 2020-3 as developed February 25, 2020,
33 Senate Chair FMSIB Project List.

34 (2) (~~Until directed by the legislature, the board may not~~
35 ~~initiate a new call for projects. By January 1, 2020, the board must~~
36 ~~report to the legislature on alternative proposals to revise its~~
37 ~~project award and obligation process, which result in lower~~

1 ~~reappropriations-.)~~ It is the intent of the legislature that no
2 capital projects be delayed as a result of revenue reductions, but
3 that as a short-term solution appropriation authority for the freight
4 mobility strategic investment board's capital grant programs is
5 reduced to reflect anticipated underruns in this program, based on
6 historical reappropriation levels.

7 (3) \$5,000,000 of the motor vehicle account—state appropriation
8 and \$5,000,000 of the multimodal transportation account—state
9 appropriation are provided solely as restitutive expenditure
10 authority for the freight mobility strategic investment board's
11 capital grant programs, and may be spent only if a court of final
12 jurisdiction holds that chapter 1 (Initiative Measure No. 976), Laws
13 of 2020 is unconstitutional in its entirety.

14 **Sec. 302.** 2019 c 416 s 303 (uncodified) is amended to read as
15 follows:

16 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Rural Arterial Trust Account—State Appropriation	((\$65,996,000))
	<u>\$59,773,000</u>
Motor Vehicle Account—State Appropriation	((\$1,456,000))
	<u>\$4,456,000</u>
County Arterial Preservation Account—State	
Appropriation	\$39,590,000
TOTAL APPROPRIATION.	((\$107,042,000))
	<u>\$103,819,000</u>

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

27 (1) It is the intent of the legislature that no capital projects
28 be delayed as a result of revenue reductions, but that as a short-
29 term solution appropriation authority for the county road
30 administration board's capital grant programs is reduced to reflect
31 anticipated underruns in this program, based on historical
32 reappropriation levels.

33 (2) \$3,000,000 of the motor vehicle account—state appropriation
34 is provided solely as restitutive expenditure authority for the
35 county road administration board's capital grant programs, and may be
36 spent only if a court of final jurisdiction holds that chapter 1
37 (Initiative Measure No. 976), Laws of 2020 is unconstitutional in its
38 entirety.

1 **Sec. 303.** 2019 c 416 s 304 (uncodified) is amended to read as
2 follows:

3 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

4	Small City Pavement and Sidewalk Account—State	
5	Appropriation	\$5,890,000
6	<u>Motor Vehicle Account—State Appropriation</u>	<u>\$5,000,000</u>
7	Transportation Improvement Account—State	
8	Appropriation	((\$228,510,000))
9		<u>\$220,627,000</u>
10	Complete Streets Grant Program Account—State	
11	Appropriation	((\$14,670,000))
12		<u>\$10,200,000</u>
13	TOTAL APPROPRIATION.	((\$249,070,000))
14		<u>\$241,717,000</u>

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

17 (1) \$9,315,000 of the transportation improvement account—state
18 appropriation is provided solely for the Relight Washington Program.

19 (2) It is the intent of the legislature that no capital projects
20 be delayed as a result of revenue reductions, but that as a short-
21 term solution appropriation authority for the transportation
22 improvement board's capital grant programs is reduced to reflect
23 anticipated underruns in this program, based on historical
24 reappropriation levels.

25 (3) \$5,000,000 of the motor vehicle account—state appropriation
26 is provided solely as restitutive expenditure authority for the
27 transportation improvement board's capital grant programs, and may be
28 spent only if a court of final jurisdiction holds that chapter 1
29 (Initiative Measure No. 976), Laws of 2020 is unconstitutional in its
30 entirety.

31 **Sec. 304.** 2019 c 416 s 305 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—**

34 **(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL**

35	Motor Vehicle Account—State Appropriation	((\$50,990,000))
36		<u>\$51,187,000</u>
37	Connecting Washington Account—State Appropriation	((\$42,497,000))
38		<u>\$51,523,000</u>

1 TOTAL APPROPRIATION. ((\$93,487,000))
2 \$102,710,000

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

5 (1) (~~(\$42,497,000)~~) \$51,523,000 of the connecting Washington
6 account—state appropriation is provided solely for a new Olympic
7 region maintenance and administration facility to be located on the
8 department-owned site at the intersection of Marvin Road and 32nd
9 Avenue in Lacey, Washington.

10 (2) (a) (~~(\$43,100,000)~~) \$43,297,000 of the motor vehicle account—
11 state appropriation is provided solely for the department facility
12 located at 15700 Dayton Ave N in Shoreline. This appropriation is
13 contingent upon the department of ecology signing a not less than
14 twenty-year agreement to pay a share of any financing contract issued
15 pursuant to chapter 39.94 RCW.

16 (b) Payments from the department of ecology as described in this
17 subsection shall be deposited into the motor vehicle account.

18 (c) Total project costs are not to exceed \$46,500,000.

19 (3) \$1,565,000 from the motor vehicle account—state appropriation
20 is provided solely for furniture for the renovated Northwest Region
21 Headquarters at Dayton Avenue. The department must efficiently
22 furnish the renovated building. (~~(The amount provided in this~~
23 ~~subsection is the maximum the department may spend on furniture for~~
24 ~~this facility.)~~)

25 **Sec. 305.** 2019 c 416 s 306 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I**

28 (~~(High Occupancy Toll Lanes Operations~~
29 ~~Account—State Appropriation. \$7,000,000))~~)
30 Transportation Partnership Account—State
31 Appropriation (~~(\$325,275,000)~~)
32 \$408,660,000
33 Motor Vehicle Account—State Appropriation (~~(\$92,504,000)~~)
34 \$141,611,000
35 Motor Vehicle Account—Federal Appropriation (~~(\$154,337,000)~~)
36 \$167,313,000
37 Motor Vehicle Account—Private/Local Appropriation (~~(\$26,839,000)~~)
38 \$70,404,000

1	Connecting Washington Account—State	
2	Appropriation	((\$2,137,381,000))
3		<u>\$2,413,452,000</u>
4	Special Category C Account—State Appropriation	((\$81,000,000))
5		<u>\$72,134,000</u>
6	Multimodal Transportation Account—State	
7	Appropriation	((\$5,408,000))
8		<u>\$4,853,000</u>
9	Alaskan Way Viaduct Replacement Project Account—State	
10	Appropriation	\$77,956,000
11	Transportation 2003 Account (Nickel Account)—State	
12	Appropriation	((\$21,819,000))
13		<u>\$10,429,000</u>
14	Interstate 405 <u>and State Route Number 167</u> Express	
15	Toll Lanes ((Operations)) Account—State	
16	Appropriation	((\$48,036,000))
17		<u>\$90,027,000</u>
18	TOTAL APPROPRIATION.	((\$2,977,555,000))
19		<u>\$3,456,839,000</u>

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

22 (1) Except as provided otherwise in this section, the entire
23 connecting Washington account—state appropriation and the entire
24 transportation partnership account—state appropriation are provided
25 solely for the projects and activities as listed by fund, project,
26 and amount in LEAP Transportation Document ((~~2019-1~~)) 2020-1 as
27 developed ((~~April 27, 2019~~)) February 25, 2020, Program - Highway
28 Improvements Program (I). However, limited transfers of specific
29 line-item project appropriations may occur between projects for those
30 amounts listed subject to the conditions and limitations in section
31 601 of this act.

32 (2) Except as provided otherwise in this section, the entire
33 motor vehicle account—state appropriation and motor vehicle account—
34 federal appropriation are provided solely for the projects and
35 activities listed in LEAP Transportation Document ((~~2019-2~~)) 2020-2
36 ALL PROJECTS as developed ((~~April 27, 2019~~)) February 25, 2020,
37 Program - Highway Improvements Program (I). Any federal funds gained
38 through efficiencies, adjustments to the federal funds forecast,
39 additional congressional action not related to a specific project or

1 purpose, or the federal funds redistribution process must then be
2 applied to highway and bridge preservation activities or fish passage
3 barrier corrections (0BI4001).

4 (3) Within the motor vehicle account—state appropriation and
5 motor vehicle account—federal appropriation, the department may
6 transfer funds between programs I and P, except for funds that are
7 otherwise restricted in this act. Ten days prior to any transfer, the
8 department must submit its request to the office of financial
9 management and the transportation committees of the legislature and
10 consider any concerns raised. The department shall submit a report on
11 fiscal year funds transferred in the prior fiscal year using this
12 subsection as part of the department's annual budget submittal.

13 (4) The connecting Washington account—state appropriation
14 includes up to (~~(\$1,519,899,000)~~) \$1,809,342,000 in proceeds from the
15 sale of bonds authorized in RCW 47.10.889.

16 (5) The special category C account—state appropriation includes
17 up to (~~(\$75,274,000)~~) \$60,534,000 in proceeds from the sale of bonds
18 authorized in RCW (~~(47.10.861)~~) 47.10.812.

19 (6) The transportation partnership account—state appropriation
20 includes up to (~~(\$150,232,000)~~) \$178,407,000 in proceeds from the
21 sale of bonds authorized in RCW (~~(47.10.812)~~) 47.10.873.

22 (7) The Alaskan Way viaduct replacement project account—state
23 appropriation includes up to \$77,956,000 in proceeds from the sale of
24 bonds authorized in RCW 47.10.873.

25 (~~(8) (The multimodal transportation account—state appropriation~~
26 ~~includes up to \$5,408,000 in proceeds from the sale of bonds~~
27 ~~authorized in RCW 47.10.867.~~

28 (~~9) \$90,464,000~~) \$165,798,000 of the transportation partnership
29 account—state appropriation, (~~(\$7,006,000)~~) \$19,790,000 of the motor
30 vehicle account—private/local appropriation, (~~(\$3,383,000)~~)
31 \$3,384,000 of the transportation 2003 account (nickel account)—state
32 appropriation, \$77,956,000 of the Alaskan Way viaduct replacement
33 project account—state appropriation, and \$1,838,000 of the multimodal
34 transportation account—state appropriation are provided solely for
35 the SR 99/Alaskan Way Viaduct Replacement project (809936Z). It is
36 the intent of the legislature that the \$25,000,000 increase in
37 funding provided in the 2021-2023 fiscal biennium be covered by any
38 legal damages paid to the state as a result of a lawsuit related to
39 contractual provisions for construction and delivery of the Alaskan

1 Way viaduct replacement project. The legislature intends that the
2 \$25,000,000 of the transportation partnership account—state funds be
3 repaid when those damages are recovered.

4 ~~((10))~~ (9) \$3,000,000 of the multimodal transportation account—
5 state appropriation is provided solely for transit mitigation for the
6 SR 99/Viaduct Project - Construction Mitigation project (809940B).

7 ~~((11)—\$164,000,000))~~ (10) \$168,655,000 of the connecting
8 Washington account—state appropriation ~~((is))~~, \$1,052,000 of the
9 special category C account—state appropriation, and \$738,000 of the
10 motor vehicle account—private/local appropriation are provided solely
11 for the US 395 North Spokane Corridor project (M00800R).

12 ~~((12)(a) \$22,195,000 of the transportation partnership account—~~
13 ~~state appropriation, \$12,805,000 of the transportation 2003 account~~
14 ~~(nickel account) state appropriation, and \$48,000,000))~~ (11)
15 \$82,991,000 of the Interstate 405 and state route number 167 express
16 toll lanes ~~((operations))~~ account—state appropriation ~~((are))~~ is
17 provided solely for the I-405/SR 522 to I-5 Capacity Improvements
18 project (L2000234) for activities related to adding capacity on
19 Interstate 405 between state route number 522 and Interstate 5, with
20 the goals of increasing vehicle throughput and aligning project
21 completion with the implementation of bus rapid transit in the
22 vicinity of the project. ~~((The transportation partnership account—~~
23 ~~state appropriation and transportation 2003 account (nickel account)—~~
24 ~~state appropriation are a transfer or a reappropriation of a transfer~~
25 ~~from the I-405/Kirkland Vicinity Stage 2 - Widening project (8BI1002)~~
26 ~~due to savings and will fund right-of-way and construction for an~~
27 ~~additional phase of this I-405 project.~~

28 ~~(b) If sufficient bonding authority to complete this project is~~
29 ~~not provided within chapter 421 (Engrossed Substitute Senate Bill No.~~
30 ~~5825), Laws of 2019 (addressing tolling) or chapter 421 (House Bill~~
31 ~~No. 2132), Laws of 2019 (addressing tolling), or within a bond~~
32 ~~authorization act referencing chapter . . . (Engrossed Substitute~~
33 ~~Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No.~~
34 ~~2132), Laws of 2019, by June 30, 2019, \$21,000,000 of the Interstate~~
35 ~~405 express toll lanes operations account state appropriation~~
36 ~~provided in this subsection lapses, and it is the intent of the~~
37 ~~legislature to reduce the Interstate 405 express toll lanes~~
38 ~~operations account state appropriation in the 2021-2023 biennium to~~

1 ~~\$5,000,000, and in the 2023-2025 biennium to \$0 on the list~~
2 ~~referenced in subsection (2) of this section.)~~

3 ((~~(13)~~)) (12) (a) (~~(\$395,822,000)~~) \$422,099,000 of the connecting
4 Washington account—state appropriation(~~(, \$60,000 of the motor~~
5 ~~vehicle account—state appropriation,)~~) and (~~(\$342,000)~~) \$456,000 of
6 the motor vehicle account—private/local appropriation are provided
7 solely for the SR 520 Seattle Corridor Improvements - West End
8 project (M00400R).

9 (b) Recognizing that the department of transportation requires
10 full possession of parcel number 1-23190 to complete the Montlake
11 Phase of the West End project, the department is directed to:

12 (i) Work with the operator of the Montlake boulevard market
13 located on parcel number 1-23190 to negotiate a lease allowing
14 continued operations up to January 1, 2020. After that time, the
15 department shall identify an area in the vicinity of the Montlake
16 property for a temporary market or other food service to be provided
17 during the period of project construction. Should the current
18 operator elect not to participate in providing that temporary
19 service, the department shall then develop an outreach plan with the
20 city to solicit community input on the food services provided, and
21 then advertise the opportunity to other potential vendors. Further,
22 the department shall work with the city of Seattle and existing
23 permit processes to facilitate vendor access to and use of the area
24 in the vicinity of the Montlake property.

25 (ii) Upon completion of the Montlake Phase of the West End
26 project (current anticipated contract completion of 2023), WSDOT
27 shall sell that portion of the property not used for permanent
28 transportation improvements and initiate a process to convey that
29 surplus property to a subsequent owner.

30 (c) \$60,000 of the motor vehicle account—state appropriation is
31 provided solely for grants to nonprofit organizations located in a
32 city with a population exceeding six hundred thousand persons and
33 that empower artists through equitable access to vital expertise,
34 opportunities, and business services. Funds may be used only for the
35 purpose of preserving, commemorating, and sharing the history of the
36 city of Seattle's freeway protests and making the history of activism
37 around the promotion of more integrated transportation and land use
38 planning accessible to current and future generations through the
39 preservation of Bent 2 of the R. H. Thompson freeway ramp.

1 (~~(14)~~) (13) It is the intent of the legislature that for the
2 I-5 JBLM Corridor Improvements project (M00100R), the department
3 shall actively pursue \$50,000,000 in federal funds to pay for this
4 project to supplant state funds in the future. \$50,000,000 in
5 connecting Washington account funding must be held in unallotted
6 status during the 2021-2023 fiscal biennium. These funds may only be
7 used after the department has provided notice to the office of
8 financial management that it has exhausted all efforts to secure
9 federal funds from the federal highway administration and the
10 department of defense.

11 (~~(15) — \$265,100,000~~) (14) \$310,469,000 of the connecting
12 Washington account—state appropriation is provided solely for the SR
13 167/SR 509 Puget Sound Gateway project (M00600R).

14 (a) Any savings on the project must stay on the Puget Sound
15 Gateway corridor until the project is complete.

16 (b) Proceeds from the sale of any surplus real property acquired
17 for the purpose of building the SR 167/SR 509 Puget Sound Gateway
18 (M00600R) project must be deposited into the motor vehicle account
19 for the purpose of constructing the project.

20 (c) In making budget allocations to the Puget Sound Gateway
21 project, the department shall implement the project's construction as
22 a single corridor investment. The department shall develop a
23 coordinated corridor construction and implementation plan for state
24 route number 167 and state route number 509 in collaboration with
25 affected stakeholders. Specific funding allocations must be based on
26 where and when specific project segments are ready for construction
27 to move forward and investments can be best optimized for timely
28 project completion. Emphasis must be placed on avoiding gaps in fund
29 expenditures for either project.

30 (d) It is the legislature's intent that the department shall
31 construct a full single-point urban interchange at the junction of
32 state route number 161 (Meridian avenue) and state route number 167
33 and a full single-point urban interchange at the junction of state
34 route number 509 and 188th Street. If the department receives
35 additional funds from an outside source for this project after the
36 base project is fully funded, the funds must first be applied toward
37 the completion of these two full single-point urban interchanges.

38 (e) In designing the state route number 509/state route number
39 516 interchange component of the SR 167/SR 509 Puget Sound Gateway

1 project (M00600R), the department shall make every effort to utilize
2 the preferred "4B" design.

3 (f) The department shall explore the development of a multiuse
4 trail for bicyclists, pedestrians, skateboarders, and similar users
5 along the SR 167 right-of-way acquired for the project to connect a
6 network of new and existing trails from Mount Rainier to Point
7 Defiance Park.

8 (g) If sufficient bonding authority to complete this project is
9 not provided within chapter 421 (~~((Engrossed Substitute Senate Bill
10 No. 5825))~~), Laws of 2019 (addressing tolling) or chapter . . .
11 (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a
12 bond authorization act referencing chapter 421 (~~((Engrossed
13 Substitute Senate Bill No. 5825))~~), Laws of 2019 or chapter . . .
14 (House Bill No. 2132), Laws of 2019, by June 30, 2019, it is the
15 intent of the legislature to return the Puget Sound Gateway project
16 (M00600R) to its previously identified construction schedule by
17 moving \$128,900,000 in connecting Washington account—state
18 appropriation back to the 2027-2029 biennium from the 2023-2025
19 biennium on the list referenced in subsection (2) of this section. If
20 sufficient bonding authority is provided, it is the intent of the
21 legislature to advance the project to allow for earlier completion
22 and inflationary savings.

23 (~~((16))~~) (15) It is the intent of the legislature that, for the
24 I-5/North Lewis County Interchange project (L2000204), the department
25 develop and design the project with the objective of significantly
26 improving access to the industrially zoned properties in north Lewis
27 county. The design must consider the county's process of
28 investigating alternatives to improve such access from Interstate 5
29 that began in March 2015.

30 (~~((18) — \$950,000))~~) (16) \$1,029,000 of the transportation
31 partnership account—state appropriation is provided solely for the
32 U.S. 2 Trestle IJR project (L1000158).

33 (~~((19))~~) (17) The department shall itemize all future requests
34 for the construction of buildings on a project list and submit them
35 through the transportation executive information system as part of
36 the department's annual budget submittal. It is the intent of the
37 legislature that new facility construction must be transparent and
38 not appropriated within larger highway construction projects.

1 (~~(20)~~) (18) Any advisory group that the department convenes
2 during the 2019-2021 fiscal biennium must consider the interests of
3 the entire state of Washington.

4 (~~(21)~~) (19) The legislature finds that there are sixteen
5 companies involved in wood preserving in the state that employ four
6 hundred workers and have an annual payroll of fifteen million
7 dollars. Before the department's switch to steel guardrails, ninety
8 percent of the twenty-five hundred mile guardrail system was
9 constructed of preserved wood and one hundred ten thousand wood
10 guardrail posts were produced annually for state use. Moreover, the
11 policy of using steel posts requires the state to use imported steel.
12 Given these findings, where practicable, and until June 30, 2021, the
13 department shall include the design option to use wood guardrail
14 posts, in addition to steel posts, in new guardrail installations.
15 The selection of posts must be consistent with the agency design
16 manual policy that existed before December 2009.

17 (~~(22)~~) (20) (a) For projects funded as part of the 2015
18 connecting Washington transportation package listed on the LEAP
19 transportation document identified in subsection (1) of this section,
20 if the department expects to have substantial reappropriations for
21 the 2021-2023 fiscal biennium, the department may, on a pilot basis,
22 apply funding from a project in this section with an appropriation
23 that cannot be used for the current fiscal biennium to advance one or
24 more of the following projects:

25 (i) I-82 Yakima - Union Gap Economic Development Improvements
26 (T21100R);

27 (ii) I-5 Federal Way - Triangle Vicinity Improvements (T20400R);
28 or

29 (iii) SR 522/Paradise Lk Rd Interchange & Widening on SR 522
30 (Design/Engineering) (NPARADI).

31 (b) At least ten business days before advancing a project
32 pursuant to this subsection, the department must notify the office of
33 financial management and the transportation committees of the
34 legislature. The advancement of a project may not hinder the delivery
35 of the projects for which the reappropriations are necessary for the
36 2021-2023 fiscal biennium.

37 (c) For connecting Washington projects that have already begun
38 and are eligible for the authority granted in section 601 of this
39 act, the department shall prioritize advancing the following projects
40 if expected reappropriations become available:

- 1 (i) SR 14/I-205 to SE 164th Ave - Auxiliary Lanes (L2000102);
2 (ii) SR 305 Construction - Safety Improvements (N30500R);
3 (iii) SR 14/Bingen Underpass (L2220062);
4 (iv) I-405/NE 132nd Interchange - Totem Lake (L1000110);
5 (v) US Hwy 2 Safety (N00200R);
6 (vi) US-12/Walla Walla Corridor Improvements (T20900R);
7 (vii) I-5 JBLM Corridor Improvements (M00100R);
8 (viii) I-5/Slater Road Interchange - Improvements (L1000099);
9 (ix) SR 510/Yelm Loop Phase 2 (T32700R); or
10 (x) SR 520/124th St Interchange (Design and Right of Way)
11 (L1000098).

12 (d) To the extent practicable, the department shall use the
13 flexibility and authority granted in this section and in section 601
14 of this act to minimize the amount of reappropriations needed each
15 biennium.

16 (~~((23))~~) (21) The legislature continues to prioritize the
17 replacement of the state's aging infrastructure and recognizes the
18 importance of reusing and recycling construction aggregate and
19 recycled concrete materials in our transportation system. To
20 accomplish Washington state's sustainability goals in transportation
21 and in accordance with RCW 70.95.805, the legislature reaffirms its
22 determination that recycled concrete aggregate and other
23 transportation building materials are natural resource construction
24 materials that are too valuable to be wasted and landfilled, and are
25 a commodity as defined in WAC 173-350-100.

26 Further, the legislature determines construction aggregate and
27 recycled concrete materials substantially meet widely recognized
28 international, national, and local standards and specifications
29 referenced in American society for testing and materials, American
30 concrete institute, Washington state department of transportation,
31 Seattle department of transportation, American public works
32 association, federal aviation administration, and federal highway
33 administration specifications, and are described as necessary and
34 desirable products for recycling and reuse by state and federal
35 agencies.

36 As these recyclable materials have well established markets, are
37 substantially a primary or secondary product of necessary
38 construction processes and production, and are managed as an item of
39 commercial value, construction aggregate and recycled concrete
40 materials are exempt from chapter 173-350 WAC.

1 (~~(24)~~) (22) (a) \$17,500,000 of the motor vehicle account—state
2 appropriation is provided solely for staffing of a project office to
3 replace the Interstate 5 bridge across the Columbia river (G2000088).
4 If at least a \$9,000,000 transfer is not authorized in section
5 406(29) (~~(of this act)~~), chapter 416, Laws of 2019, then \$9,000,000
6 of the motor vehicle account—state appropriation lapses.

7 (b) Of the amount provided in this subsection, \$7,780,000 of the
8 motor vehicle account—state appropriation must be placed in
9 unallotted status by the office of financial management until the
10 department develops a detailed plan for the work of this project
11 office in consultation with the chairs and ranking members of the
12 transportation committees of the legislature. The director of the
13 office of financial management shall consult with the chairs and
14 ranking members of the transportation committees of the legislature
15 prior to making a decision to allot these funds.

16 (c) The work of this project office includes, but is not limited
17 to, the reevaluation of the purpose and need identified for the
18 project previously known as the Columbia river crossing, the
19 reevaluation of permits and development of a finance plan, the
20 reengagement of key stakeholders and the public, and the reevaluation
21 of scope, schedule, and budget for a reinvigorated bistate effort for
22 replacement of the Interstate 5 Columbia river bridge. When
23 reevaluating the finance plan for the project, the department shall
24 assume that some costs of the new facility may be covered by tolls.
25 The project office must also study the possible different governance
26 structures for a bridge authority that would provide for the joint
27 administration of the bridges over the Columbia river between Oregon
28 and Washington. As part of this study, the project office must
29 examine the feasibility and necessity of an interstate compact in
30 conjunction with the national center for interstate compacts.

31 (d) Within the amount provided in this subsection, the department
32 must implement chapter 137 (~~(Engrossed Substitute House Bill No.~~
33 ~~1994)~~), Laws of 2019 (projects of statewide significance).

34 (e) The department shall have as a goal to:

35 (i) Reengage project stakeholders and reevaluate the purpose and
36 need and environmental permits by July 1, 2020;

37 (ii) Develop a finance plan by December 1, 2020; and

38 (iii) Have made significant progress toward beginning the
39 supplemental environmental impact statement process by June 30, 2021.

1 The department shall aim to provide a progress report on these
2 activities to the governor and the transportation committees of the
3 legislature by December 1, 2019, and a final report to the governor
4 and the transportation committees of the legislature by December 1,
5 2020.

6 ~~((25))~~ (23) \$17,500,000 of the motor vehicle account—state
7 appropriation is provided solely to begin the pre-design phase on the
8 I-5/Columbia River Bridge project (G2000088); however, if at least
9 \$50,000,000 is not made available, by means of transfer, deposit,
10 appropriation, or other similar conveyance, to the motor vehicle
11 account for stormwater-related activities through the enactment of
12 chapter 422 (~~((Engrossed Substitute Senate Bill No. 5993))~~), Laws of
13 2019 (model toxics control program reform) by June 30, 2019, the
14 amount provided in this subsection lapses.

15 ~~((26))~~ (24) (a) ~~((36,500,000))~~ \$191,360,000 of the connecting
16 Washington account—state appropriation, ~~((44,961,000))~~ \$47,655,000
17 of the motor vehicle account—federal appropriation, \$11,179,000 of
18 the motor vehicle account—private/local appropriation, \$6,100,000 of
19 the motor vehicle account—state appropriation, and ~~((18,539,000))~~
20 \$18,706,000 of the transportation partnership account—state
21 appropriation are provided solely for the Fish Passage Barrier
22 project (OBI4001) with the intent of fully complying with the court
23 injunction by 2030.

24 (b) Of the amounts provided in this subsection, \$320,000 of the
25 connecting Washington account—state appropriation is provided solely
26 to remove the fish passage barrier on state route number 6 that
27 interfaces with Boistfort Valley water utilities near milepost 46.6.

28 (c) The department shall coordinate with the Brian Abbott fish
29 passage barrier removal board to use a watershed approach to maximize
30 habitat gain by replacing both state and local culverts. The
31 department shall deliver high habitat value fish passage barrier
32 corrections that it has identified, guided by the following factors:
33 Opportunity to bundle projects, ability to leverage investments by
34 others, presence of other barriers, project readiness, other
35 transportation projects in the area, and transportation impacts.

36 (d) The department must keep track of, for each barrier removed:
37 (i) The location; (ii) the amount of fish habitat gain; and (iii) the
38 amount spent to comply with the injunction.

1 (e) It is the intent of the legislature that for the amount
2 listed for the 2021-2023 biennium for the Fish Barriers project
3 (G2000091) on the LEAP list referenced in subsection (1) of this
4 section, that accrued practical design savings deposited in the
5 transportation future funding program account be used to help fund
6 the cost of fully complying with the court injunction by 2030.

7 ~~((27))~~ ~~(\$14,750,000))~~ (25) \$16,649,000 of the connecting
8 Washington account—state appropriation, \$373,000 of the motor vehicle
9 account—state appropriation, and \$6,000,000 of the motor vehicle
10 account—private/local appropriation are provided solely for the I-90/
11 Barker to Harvard - Improve Interchanges & Local Roads project
12 (L2000122). The connecting Washington account appropriation for the
13 improvements that fall within the city of Liberty Lake may only be
14 expended if the city of Liberty Lake agrees to cover any project
15 costs within the city of Liberty Lake above the \$20,900,000 of state
16 appropriation provided for the total project in LEAP Transportation
17 Document ~~((2019-1))~~ 2020-1 as developed ~~((April 27, 2019))~~ February
18 25, 2020, Program - Highway Improvements (I).

19 ~~((28))~~ (26)(a) (\$7,060,000) \$6,799,000 of the motor vehicle
20 account—federal appropriation, ~~(\$72,000))~~ \$31,000 of the motor
21 vehicle account—state appropriation, ~~(\$3,580,000))~~ \$3,812,000 of the
22 transportation partnership account—state appropriation, and
23 \$7,000,000 of the ~~((high occupancy))~~ Interstate 405 and state route
24 number 167 express toll lanes ~~((operations))~~ account—state
25 appropriation are provided solely for the SR 167/SR 410 to SR 18 -
26 Congestion Management project (316706C).

27 (b) If sufficient bonding authority to complete this project is
28 not provided within chapter 421 ~~((Engrossed Substitute Senate Bill~~
29 ~~No. 5825))~~, Laws of 2019 (addressing tolling) or chapter . . .
30 (House Bill No. 2132), Laws of 2019 (addressing tolling), or within a
31 bond authorization act referencing chapter 421 ~~((Engrossed~~
32 ~~Substitute Senate Bill No. 5825))~~, Laws of 2019 or chapter . . .
33 (House Bill No. 2132), Laws of 2019, by June 30, 2019, it is the
34 intent of the legislature to remove the \$100,000,000 in toll funding
35 from this project on the list referenced in subsection (2) of this
36 section.

37 ~~((29))~~ (27) For the I-405/North 8th Street Direct Access Ramp
38 in Renton project (L1000280), if sufficient bonding authority to
39 begin this project is not provided within chapter 421 ~~((Engrossed~~

1 ~~Substitute Senate Bill No. 5825~~)), Laws of 2019 (addressing tolling)
2 or chapter . . . (House Bill No. 2132), Laws of 2019 (addressing
3 tolling), or within a bond authorization act referencing chapter 421
4 (~~Engrossed Substitute Senate Bill No. 5825~~)), Laws of 2019 or
5 chapter . . . (House Bill No. 2132), Laws of 2019, by June 30, 2019,
6 it is the intent of the legislature to remove the project from the
7 list referenced in subsection (2) of this section.

8 (~~(30) \$7,900,000~~) (28) \$7,985,000 of the Special Category C
9 account—state appropriation and \$1,000,000 of the motor vehicle
10 account—private/local appropriation are provided solely for the SR 18
11 Widening - Issaquah/Hobart Rd to Raging River project (L1000199) for
12 improving and widening state route number 18 to four lanes from
13 Issaquah-Hobart Road to Raging River.

14 (~~(31)~~) (29) \$2,250,000 of the motor vehicle account—state
15 appropriation is provided solely for the I-5 Corridor from Mounts
16 Road to Tumwater project (L1000231) for completing a National and
17 State Environmental Policy Act (NEPA/SEPA) analysis to identify mid-
18 and long-term environmental impacts associated with future
19 improvements along the I-5 corridor from Tumwater to DuPont.

20 (~~(32) \$1,290,000~~) (30) \$622,000 of the motor vehicle account—
21 state appropriation is provided solely for the US 101/East Sequim
22 Corridor Improvements project (L2000343); however, if at least
23 \$50,000,000 is not made available, by means of transfer, deposit,
24 appropriation, or other similar conveyance, to the motor vehicle
25 account for stormwater-related activities through the enactment of
26 chapter 422 (~~Engrossed Substitute Senate Bill No. 5993~~)), Laws of
27 2019 (model toxics control program reform) by June 30, 2019, the
28 amount provided in this subsection lapses.

29 (~~(33) \$12,800,000~~) (31) \$12,916,000 of the motor vehicle
30 account—state appropriation is provided solely for the SR 522/
31 Paradise Lk Rd Interchange & Widening on SR 522 (Design/Engineering)
32 project (NPARADI); however, if at least \$50,000,000 is not made
33 available, by means of transfer, deposit, appropriation, or other
34 similar conveyance, to the motor vehicle account for stormwater-
35 related activities through the enactment of chapter 422 (~~Engrossed~~
36 ~~Substitute Senate Bill No. 5993~~)), Laws of 2019 (model toxics
37 control program reform) by June 30, 2019, the amount provided in this
38 subsection lapses.

1 ~~((34))~~ (32) \$1,000,000 of the motor vehicle account—state
2 appropriation is provided solely for the US 101/Morse Creek Safety
3 Barrier project (L1000247); however, if at least \$50,000,000 is not
4 made available, by means of transfer, deposit, appropriation, or
5 other similar conveyance, to the motor vehicle account for
6 stormwater-related activities through the enactment of chapter 422
7 (~~((Engrossed Substitute Senate Bill No. 5993))~~), Laws of 2019 (model
8 toxics control program reform) by June 30, 2019, the amount provided
9 in this subsection lapses.

10 ~~((35))~~ (33) \$1,000,000 of the motor vehicle account—state
11 appropriation is provided solely for the SR 162/410 Interchange
12 Design and Right of Way project (L1000276); however, if at least
13 \$50,000,000 is not made available, by means of transfer, deposit,
14 appropriation, or other similar conveyance, to the motor vehicle
15 account for stormwater-related activities through the enactment of
16 chapter 422 (~~((Engrossed Substitute Senate Bill No. 5993))~~), Laws of
17 2019 (model toxics control program reform) by June 30, 2019, the
18 amount provided in this subsection lapses.

19 ~~((36) \$1,000,000)~~ (34) \$679,000 of the motor vehicle account—
20 state appropriation is provided solely for the I-5/Rush Road
21 Interchange Improvements project (L1000223); however, if at least
22 \$50,000,000 is not made available, by means of transfer, deposit,
23 appropriation, or other similar conveyance, to the motor vehicle
24 account for stormwater-related activities through the enactment of
25 chapter 422 (~~((Engrossed Substitute Senate Bill No. 5993))~~), Laws of
26 2019 (model toxics control program reform) by June 30, 2019, the
27 amount provided in this subsection lapses.

28 (35) It is the intent of the legislature that no capital projects
29 be delayed as a result of revenue reductions, but that as a short-
30 term solution appropriation authority for this program is reduced to
31 reflect anticipated underruns in this program, based on historical
32 reappropriation levels.

33 (36) \$45,000,000 of the motor vehicle account—state appropriation
34 is provided solely as restitutive expenditure authority for projects
35 as listed by amount on the LEAP list referenced in subsection (2) of
36 this section, and may be spent only if a court of final jurisdiction
37 holds that chapter 1 (Initiative Measure No. 976), Laws of 2020 is
38 unconstitutional in its entirety.

1 developed (~~April 27, 2019~~) February 25, 2020, Program - Highway
2 Preservation Program (P). However, limited transfers of specific
3 line-item project appropriations may occur between projects for those
4 amounts listed subject to the conditions and limitations in section
5 601 of this act.

6 (2) Except as provided otherwise in this section, the entire
7 motor vehicle account—state appropriation and motor vehicle account—
8 federal appropriation are provided solely for the projects and
9 activities listed in LEAP Transportation Document (~~2019-2~~) 2020-2
10 ALL PROJECTS as developed (~~April 27, 2019~~) February 25, 2020,
11 Program - Highway Preservation Program (P). Any federal funds gained
12 through efficiencies, adjustments to the federal funds forecast,
13 additional congressional action not related to a specific project or
14 purpose, or the federal funds redistribution process must then be
15 applied to highway and bridge preservation activities or fish passage
16 barrier corrections (0BI4001).

17 (3) Within the motor vehicle account—state appropriation and
18 motor vehicle account—federal appropriation, the department may
19 transfer funds between programs I and P, except for funds that are
20 otherwise restricted in this act. Ten days prior to any transfer, the
21 department must submit its request to the office of financial
22 management and the transportation committees of the legislature and
23 consider any concerns raised. The department shall submit a report on
24 fiscal year funds transferred in the prior fiscal year using this
25 subsection as part of the department's annual budget submittal.

26 (4) (~~(\$25,036,000)~~) \$26,683,000 of the connecting Washington
27 account—state appropriation is provided solely for the land mobile
28 radio upgrade (G2000055) and is subject to the conditions,
29 limitations, and review provided in section 701 of this act. The land
30 mobile radio project is subject to technical oversight by the office
31 of the chief information officer. The department, in collaboration
32 with the office of the chief information officer, shall identify
33 where existing or proposed mobile radio technology investments should
34 be consolidated, identify when existing or proposed mobile radio
35 technology investments can be reused or leveraged to meet multiagency
36 needs, increase mobile radio interoperability between agencies, and
37 identify how redundant investments can be reduced over time. The
38 department shall also provide quarterly reports to the technology
39 services board on project progress.

1 (5) (~~(\$2,500,000)~~) \$4,000,000 of the motor vehicle account—state
2 appropriation is provided solely for extraordinary costs incurred
3 from litigation awards, settlements, or dispute mitigation activities
4 not eligible for funding from the self-insurance fund. The amount
5 provided in this subsection must be held in unallotted status until
6 the department submits a request to the office of financial
7 management that includes documentation detailing litigation-related
8 expenses. The office of financial management may release the funds
9 only when it determines that all other funds designated for
10 litigation awards, settlements, and dispute mitigation activities
11 have been exhausted. No funds provided in this subsection may be
12 expended on any legal fees related to the SR 99/Alaskan Way viaduct
13 replacement project (809936Z).

14 (6) The appropriation in this section includes funding for
15 starting planning, engineering, and construction of the Elwha River
16 bridge replacement. To the greatest extent practicable, the
17 department shall maintain public access on the existing route.

18 (7) (~~(\$22,729,000)~~) \$21,289,000 of the motor vehicle account—
19 federal appropriation and (~~(\$553,000)~~) \$840,000 of the motor vehicle
20 account—state appropriation are provided solely for the preservation
21 of structurally deficient bridges or bridges that are at risk of
22 becoming structurally deficient (L1000068). These funds must be used
23 widely around the state of Washington. When practicable, the
24 department shall pursue design-build contracts for these bridge
25 projects to expedite delivery. The department shall provide a report
26 that identifies the progress of each project funded in this
27 subsection as part of its annual agency budget request.

28 (8) The department must consult with the Washington state patrol
29 and the office of financial management during the design phase of any
30 improvement or preservation project that could impact Washington
31 state patrol weigh station operations. During the design phase of any
32 such project, the department must estimate the cost of designing
33 around the affected weigh station's current operations, as well as
34 the cost of moving the affected weigh station.

35 (9) During the course of any planned resurfacing or other
36 preservation activity on state route number 26 between Colfax and
37 Othello in the 2019-2021 fiscal biennium, the department must add
38 dug-in reflectors.

1 (10)(a) For projects funded as part of the 2015 connecting
2 Washington transportation package listed on the LEAP transportation
3 document identified in subsection (1) of this section, if the
4 department expects to have substantial reappropriations for the
5 2021-2023 fiscal biennium, the department may, on a pilot basis,
6 apply funding from a project in this section with an appropriation
7 that cannot be used for the current fiscal biennium to advance the SR
8 4/Abernathy Creek Br - Replace Bridge project (400411A).

9 (b) At least ten business days before advancing the project
10 pursuant to this subsection, the department must notify the office of
11 financial management and the transportation committees of the
12 legislature. The advancement of the project may not hinder the
13 delivery of the projects for which the reappropriations are necessary
14 for the 2021-2023 fiscal biennium.

15 (c) To the extent practicable, the department shall use the
16 flexibility and authority granted in this section and in section 601
17 of this act to minimize the amount of reappropriations needed each
18 biennium.

19 (11) Within the connecting Washington account—state
20 appropriation, the department may transfer funds from Highway System
21 Preservation (L1100071) to other preservation projects listed in the
22 LEAP transportation document identified in subsection (1) of this
23 section, if it is determined necessary for completion of these high
24 priority preservation projects. The department's next budget
25 submittal after using this subsection must appropriately reflect the
26 transfer.

27 **Sec. 307.** 2019 c 416 s 308 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**
30 **CAPITAL**

31	Motor Vehicle Account—State Appropriation	((\$7,311,000))
32		<u>\$8,433,000</u>
33	Motor Vehicle Account—Federal Appropriation	((\$5,331,000))
34		<u>\$6,137,000</u>
35	Motor Vehicle Account—Private/Local Appropriation . . .	((\$500,000))
36		<u>\$579,000</u>
37	<u>Interstate 405 and State Route Number 167 Express</u>	
38	<u>Toll Lanes Account—State Appropriation.</u>	<u>\$100,000</u>

1 TOTAL APPROPRIATION. ((\$13,142,000))
2 \$15,249,000

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

5 (1) \$700,000 of the motor vehicle account—state appropriation is
6 provided solely for the SR 99 Aurora Bridge ITS project (L2000338);
7 however, if at least \$50,000,000 is not made available, by means of
8 transfer, deposit, appropriation, or other similar conveyance, to the
9 motor vehicle account for stormwater-related activities through the
10 enactment of chapter 422 (~~(Engrossed Substitute Senate Bill No.~~
11 ~~5993))~~, Laws of 2019 (model toxics control program reform) by June
12 30, 2019, the amount provided in this subsection lapses.

13 (2) It is the intent of the legislature that no capital projects
14 be delayed as a result of revenue reductions, but that as a short-
15 term solution appropriation authority for this program is reduced to
16 reflect anticipated underruns in this program, based on historical
17 reappropriation levels.

18 (3) \$700,000 of the motor vehicle account—state appropriation is
19 provided solely as restitutive expenditure authority for projects as
20 listed by amount in LEAP Transportation Document 2020-2 ALL PROJECTS
21 as developed February 25, 2020, Program - Traffic Operations (Q), and
22 may be spent only if a court of final jurisdiction holds that chapter
23 1 (Initiative Measure No. 976), Laws of 2020 is unconstitutional in
24 its entirety.

25 **Sec. 308.** 2019 c 416 s 309 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES**
28 **CONSTRUCTION—PROGRAM W**

29 Puget Sound Capital Construction Account—State
30 Appropriation ((\$111,076,000))
31 \$114,953,000

32 Puget Sound Capital Construction Account—Federal
33 Appropriation ((\$141,750,000))
34 \$198,688,000

35 Puget Sound Capital Construction Account—Private/Local
36 Appropriation ((\$350,000))
37 \$4,779,000

38 Transportation Partnership Account—State

1	Appropriation	((\$4,936,000))
2		<u>\$6,582,000</u>
3	Connecting Washington Account—State Appropriation	((\$92,766,000))
4		<u>\$96,617,000</u>
5	Capital Vessel Replacement Account—State	
6	Appropriation.	((\$99,000,000))
7		<u>\$96,030,000</u>
8	<u>Motor Vehicle Account—State Appropriation.</u>	<u>\$5,000,000</u>
9	<u>Transportation 2003 Account (Nickel Account)—State</u>	
10	<u>Appropriation.</u>	<u>\$986,000</u>
11	TOTAL APPROPRIATION.	((\$449,878,000))
12		<u>\$523,635,000</u>

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

15 (1) Except as provided otherwise in this section, the entire
16 appropriations in this section are provided solely for the projects
17 and activities as listed in LEAP Transportation Document ((~~2019-2~~))
18 2020-2 ALL PROJECTS as developed ((~~April 27, 2019~~)) February 25,
19 2020, Program - Washington State Ferries Capital Program (W).

20 (2) ((~~\$1,461,000~~)) \$2,857,000 of the Puget Sound capital
21 construction account—state appropriation, ((~~\$59,650,000~~)) \$17,832,000
22 of the Puget Sound capital construction account—federal
23 appropriation, and \$63,789,000 of the connecting Washington account—
24 state appropriation, are provided solely for the Mukilteo ferry
25 terminal (952515P). To the extent practicable, the department shall
26 avoid the closure of, or disruption to, any existing public access
27 walkways in the vicinity of the terminal project during construction.

28 (3) ((~~\$73,089,000~~)) \$102,641,000 of the Puget Sound capital
29 construction account—federal appropriation((~~,—\$33,089,000~~)) and
30 \$34,998,000 of the connecting Washington account—state
31 appropriation((~~,— and \$8,778,000 of the Puget Sound capital~~
32 ~~construction account—state appropriation~~)) are provided solely for
33 the Seattle Terminal Replacement project (900010L).

34 (4) ((~~\$5,000,000~~)) \$5,357,000 of the Puget Sound capital
35 construction account—state appropriation is provided solely for
36 emergency capital repair costs (999910K). Funds may only be spent
37 after approval by the office of financial management.

38 (5) \$2,300,000 of the Puget Sound capital construction account—
39 state appropriation is provided solely for the ORCA acceptance

1 project (L2000300). The ferry system shall work with Washington
2 technology solutions and the tolling division on the development of a
3 new, interoperable ticketing system.

4 (6) \$495,000 of the Puget Sound capital construction account—
5 state appropriation is provided solely for an electric ferry planning
6 team (G2000087) to develop ten-year and twenty-year implementation
7 plans to efficiently deploy hybrid-electric vessels, including a
8 cost-benefit analysis of construction and operation of hybrid-
9 electric vessels with and without charging infrastructure. The plan
10 includes, but is not limited to, vessel technology and feasibility,
11 vessel and terminal deployment schedules, project financing, and
12 workforce requirements. The plan shall be submitted to the office of
13 financial management and the transportation committees of the
14 legislature by June 30, 2020.

15 (7) \$35,000,000 of the Puget Sound capital construction account—
16 state appropriation and (~~(\$6,500,000)~~) \$8,000,000 of the Puget Sound
17 capital construction account—federal appropriation are provided
18 solely for the conversion of up to two Jumbo Mark II vessels to
19 electric hybrid propulsion (G2000084). The department shall seek
20 additional funds for the purposes of this subsection. The department
21 may spend from the Puget Sound capital construction account—state
22 appropriation in this section only as much as the department receives
23 in Volkswagen settlement funds for the purposes of this subsection.

24 (8) \$400,000 of the Puget Sound capital construction account—
25 state appropriation is provided solely for a request for proposals
26 for a new maintenance management system (project L2000301) and is
27 subject to the conditions, limitations, and review provided in
28 section 701 of this act.

29 (9) (~~(\$99,000,000)~~) \$96,030,000 of the capital vessel replacement
30 account—state appropriation is provided solely for the acquisition of
31 a 144-car hybrid-electric vessel. The vendor must present to the
32 joint transportation committee and the office of financial
33 management, by September 15, 2019, a list of options that will result
34 in significant cost savings changes in terms of construction or the
35 long-term maintenance and operations of the vessel. The vendor must
36 allow for exercising the options without a penalty. It is the intent
37 of the legislature to provide an additional \$88,000,000 in funding in
38 the 2021-23 biennium. (~~(Unless (a) chapter 431 (Engrossed Substitute~~
39 ~~House Bill No. 2161), Laws of 2019 (capital surcharge) or~~

1 ~~chapter (Substitute Senate Bill No. 5992), Laws of 2019~~
2 ~~(capital surcharge) is enacted by June 30, 2019, and (b) chapter 417~~
3 ~~(Engrossed House Bill No. 1789), Laws of 2019 (service fees) or~~
4 ~~chapter (Substitute Senate Bill No. 5419), Laws of 2019~~
5 ~~(service fees) is enacted by June 30, 2019, the amount provided in~~
6 ~~this subsection lapses.)~~ The reduction provided in this subsection
7 is an assumed underrun pursuant to subsection (11) of this section.
8 The commencement of construction of new vessels for the ferry system
9 is important not only for safety reasons, but also to keep skilled
10 marine construction jobs in the Puget Sound region and to sustain the
11 capacity of the region to meet the ongoing construction and
12 preservation needs of the ferry system fleet of vessels. The
13 legislature has determined that the current vessel procurement
14 process must move forward with all due speed, balancing the interests
15 of both the taxpayers and shipyards. To accomplish construction of
16 vessels in accordance with RCW 47.60.810, the prevailing shipbuilder,
17 for vessels initially funded after July 1, 2020, is encouraged to
18 follow the historical practice of subcontracting the construction of
19 ferry superstructures to a separate nonaffiliated contractor located
20 within the Puget Sound region, that is qualified in accordance with
21 RCW 47.60.690. When subcontracting, the prevailing shipbuilder shall
22 negotiate a fair value contract with the superstructure subcontractor
23 or subcontractors. The negotiation of the scope of work for the
24 superstructure subcontract shall include, at a minimum, the scope of
25 work of superstructure construction historically performed by
26 subcontractors on ferry superstructures. All negotiations must be
27 completed within forty-five days of the department's approval of the
28 final technical proposal. The prevailing shipbuilder must submit to
29 the department evidence of good faith efforts, as judged by the
30 department, to meet the superstructure subcontracting requirement set
31 forth herein before proceeding with construction of the vessel.

32 (10) The capital vessel replacement account—state appropriation
33 includes up to (~~(\$99,000,000)~~) \$96,030,000 in proceeds from the sale
34 of bonds authorized in RCW 47.10.873.

35 (11) It is the intent of the legislature that no capital projects
36 be delayed as a result of revenue reductions, but that as a short-
37 term solution appropriation authority for this program is reduced to
38 reflect anticipated underruns in this program, based on historical
39 reappropriation levels.

1 interest as is necessary to recoup the department's costs to
2 administer the loans. The department shall report annually to the
3 transportation committees of the legislature and the office of
4 financial management on all FRIB loans issued.

5 (3) (~~(\$8,112,000)~~) \$7,968,000 of the multimodal transportation
6 account—state appropriation (~~(, \$51,000 of the transportation~~
7 ~~infrastructure account—state appropriation, and \$135,000 of the~~
8 ~~essential rail assistance account—state appropriation are))~~ is
9 provided solely for new statewide emergent freight rail assistance
10 projects identified in the LEAP transportation document referenced in
11 subsection (1) of this section.

12 (4) \$367,000 of the transportation infrastructure account—state
13 appropriation and \$1,100,000 of the multimodal transportation account
14 —state appropriation are provided solely to reimburse Highline Grain,
15 LLC for approved work completed on Palouse River and Coulee City
16 (PCC) railroad track in Spokane county between the BNSF Railway
17 Interchange at Cheney and Geiger Junction and must be administered in
18 a manner consistent with freight rail assistance program projects.
19 The value of the public benefit of this project is expected to meet
20 or exceed the cost of this project in: Shipper savings on
21 transportation costs; jobs saved in rail-dependent industries; and/or
22 reduced future costs to repair wear and tear on state and local
23 highways due to fewer annual truck trips (reduced vehicle miles
24 traveled). The amounts provided in this subsection are not a
25 commitment for future legislatures, but it is the legislature's
26 intent that future legislatures will work to approve biennial
27 appropriations until the full \$7,337,000 cost of this project is
28 reimbursed.

29 (5) (a) (~~(\$365,000)~~) \$716,000 of the essential rail assistance
30 account—state appropriation (~~(is)~~) and \$82,000 of the multimodal
31 transportation account—state appropriation are provided solely for
32 the purpose of the rehabilitation and maintenance of the Palouse
33 river and Coulee City railroad line (F01111B).

34 (b) Expenditures from the essential rail assistance account—state
35 in this subsection may not exceed the combined total of:

36 (i) Revenues and transfers deposited into the essential rail
37 assistance account from leases and sale of property relating to the
38 Palouse river and Coulee City railroad;

1 (ii) Revenues from trackage rights agreement fees paid by
2 shippers; and

3 (iii) Revenues and transfers transferred from the miscellaneous
4 program account to the essential rail assistance account, pursuant to
5 RCW 47.76.360, for the purpose of sustaining the grain train program
6 by maintaining the Palouse river and Coulee City railroad.

7 (6) The department shall issue a call for projects for the
8 freight rail assistance program, and shall evaluate the applications
9 in a manner consistent with past practices as specified in section
10 309, chapter 367, Laws of 2011. By November 15, 2020, the department
11 shall submit a prioritized list of recommended projects to the office
12 of financial management and the transportation committees of the
13 legislature.

14 (7) \$10,000,000 of the multimodal transportation account—state
15 appropriation is provided solely as expenditure authority for any
16 insurance proceeds received by the state for Passenger Rail Equipment
17 Replacement (project 700010C.) The department must use this
18 expenditure authority only to purchase (~~new train sets~~) replacement
19 equipment that (~~have~~) has been competitively procured and for
20 service recovery needs and corrective actions related to the December
21 2017 derailment.

22 (8) (~~(\$600,000)~~) \$898,000 of the multimodal transportation
23 account—federal appropriation and (~~(\$6,000)~~) \$8,000 of the multimodal
24 transportation account—state appropriation are provided solely for
25 the Ridgefield Rail Overpass (project 725910A). Total costs for this
26 project may not exceed \$909,000 across fiscal biennia.

27 (9)(a) For projects funded as part of the 2015 connecting
28 Washington transportation package listed on the LEAP transportation
29 document identified in subsection (1) of this section, if the
30 department expects to have substantial reappropriations for the
31 2021-2023 fiscal biennium, the department may, on a pilot basis,
32 apply funding from a project in this section with an appropriation
33 that cannot be used for the current fiscal biennium to advance the
34 South Kelso Railroad Crossing project (L1000147).

35 (b) At least ten business days before advancing the project
36 pursuant to this subsection, the department must notify the office of
37 financial management and the transportation committees of the
38 legislature. The advancement of the project may not hinder the

1 delivery of the projects for which the reappropriations are necessary
2 for the 2021-2023 fiscal biennium.

3 (c) To the extent practicable, the department shall use the
4 flexibility and authority granted in this section to minimize the
5 amount of reappropriations needed each biennium.

6 (10) The multimodal transportation account—state appropriation
7 includes up to (~~(\$19,592,000)~~) \$25,000,000 in proceeds from the sale
8 of bonds authorized in RCW 47.10.867.

9 (11) The department must report to the joint transportation
10 committee on the progress made on freight rail investment bank
11 projects and freight rail assistance projects funded during this
12 biennium by January 1, 2020.

13 (12) \$1,500,000 of the multimodal transportation account—state
14 appropriation is provided solely for the Chelatchie Prairie railroad
15 roadbed rehabilitation project (L1000233).

16 (13) \$250,000 of the multimodal transportation account—state
17 appropriation is provided solely for the Port of Moses Lake Northern
18 Columbia Basin railroad feasibility study (L1000235).

19 (14) \$500,000 of the multimodal transportation account—state
20 appropriation is provided solely for the Spokane airport transload
21 facility project (L1000242).

22 (15) \$1,000,000 of the motor vehicle account—state appropriation
23 is provided solely for the grade separation at Bell road project
24 (L1000239) (~~(; however, if at least \$50,000,000 is not made available,~~
25 ~~by means of transfer, deposit, appropriation, or other similar~~
26 ~~conveyance, to the motor vehicle account for stormwater-related~~
27 ~~activities through the enactment of chapter 422 (Engrossed Substitute~~
28 ~~Senate Bill No. 5993), Laws of 2019 (model toxics control program~~
29 ~~reform) by June 30, 2019, the amount provided in this subsection~~
30 ~~lapses)).~~

31 (16) \$750,000 of the motor vehicle account—state appropriation
32 (~~(is)~~) and \$399,000 of the multimodal transportation account—state
33 appropriation are provided solely for the rail crossing improvements
34 at 6th Ave. and South 19th St. project (L2000289) (~~(; however, if at~~
35 ~~least \$50,000,000 is not made available, by means of transfer,~~
36 ~~deposit, appropriation, or other similar conveyance, to the motor~~
37 ~~vehicle account for stormwater-related activities through the~~
38 ~~enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),~~

1 ~~Laws of 2019 (model toxics control program reform) by June 30, 2019,~~
2 ~~the amount provided in this subsection lapses).~~

3 (17) It is the intent of the legislature that no capital projects
4 be delayed as a result of revenue reductions, but that as a short-
5 term solution appropriation authority for this program is reduced to
6 reflect anticipated underruns in this program, based on historical
7 reappropriation levels.

8 (18) \$5,000,000 of the multimodal transportation account—state
9 appropriation is provided solely as restitutive expenditure authority
10 for projects as listed by amount in LEAP Transportation Document
11 2020-2 ALL PROJECTS as developed February 25, 2020, Program - Rail
12 Program (Y), and may be spent only if a court of final jurisdiction
13 holds that chapter 1 (Initiative Measure No. 976), Laws of 2020 is
14 unconstitutional in its entirety.

15 **Sec. 310.** 2019 c 416 s 311 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**
18 **CAPITAL**

19 Highway Infrastructure Account—State Appropriation . . .	((\$793,000))
	<u>\$1,276,000</u>
21 Highway Infrastructure Account—Federal Appropriation . .	((\$981,000))
22	<u>\$1,337,000</u>
23 Transportation Partnership Account—State	
24 Appropriation	((\$750,000))
25	<u>\$1,380,000</u>
26 Highway Safety Account—State Appropriation	((\$800,000))
27	<u>\$1,314,000</u>
28 Motor Vehicle Account—State Appropriation	((\$30,878,000))
29	<u>\$38,707,000</u>
30 Motor Vehicle Account—Federal Appropriation	((\$33,813,000))
31	<u>\$67,690,000</u>
32 Motor Vehicle Account—Private/Local Appropriation . .	((\$21,500,000))
33	<u>\$29,000,000</u>
34 Connecting Washington Account—State Appropriation .	((\$172,454,000))
35	<u>\$155,550,000</u>
36 Multimodal Transportation Account—State	
37 Appropriation	((\$72,269,000))
38	<u>\$87,469,000</u>

1 TOTAL APPROPRIATION. (~~(\$334,238,000)~~)
2 \$383,723,000

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

5 (1) Except as provided otherwise in this section, the entire
6 appropriations in this section are provided solely for the projects
7 and activities as listed by project and amount in LEAP Transportation
8 Document (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed (~~(April-27,~~
9 ~~2019)~~) February 25, 2020, Program - Local Programs Program (Z).

10 (2) The amounts identified in the LEAP transportation document
11 referenced under subsection (1) of this section for pedestrian
12 safety/safe routes to school are as follows:

13 (a) \$18,380,000 of the multimodal transportation account—state
14 appropriation is provided solely for newly selected pedestrian and
15 bicycle safety program projects. (~~(\$5,940,000)~~) \$18,577,000 of the
16 multimodal transportation account—state appropriation and
17 (~~(\$750,000)~~) \$1,380,000 of the transportation partnership account—
18 state appropriation are reappropriated for pedestrian and bicycle
19 safety program projects selected in the previous biennia (L2000188).

20 (b) \$11,400,000 of the motor vehicle account—federal
21 appropriation and \$7,750,000 of the multimodal transportation account
22 —state appropriation are provided solely for newly selected safe
23 routes to school projects. (~~(\$6,690,000)~~) \$11,354,000 of the motor
24 vehicle account—federal appropriation, (~~(\$2,320,000)~~) \$4,640,000 of
25 the multimodal transportation account—state appropriation, and
26 (~~(\$800,000)~~) \$1,314,000 of the highway safety account—state
27 appropriation are reappropriated for safe routes to school projects
28 selected in the previous biennia (L2000189). The department may
29 consider the special situations facing high-need areas, as defined by
30 schools or project areas in which the percentage of the children
31 eligible to receive free and reduced-price meals under the national
32 school lunch program is equal to, or greater than, the state average
33 as determined by the department, when evaluating project proposals
34 against established funding criteria while ensuring continued
35 compliance with federal eligibility requirements.

36 (3) The department shall submit a report to the transportation
37 committees of the legislature by December 1, 2019, and December 1,
38 2020, on the status of projects funded as part of the pedestrian
39 safety/safe routes to school grant program. The report must include,

1 but is not limited to, a list of projects selected and a brief
2 description of each project's status.

3 (4) (~~(\$28,319,000)~~) \$37,537,000 of the multimodal transportation
4 account—state appropriation is provided solely for bicycle and
5 pedestrian projects listed in the LEAP transportation document
6 referenced in subsection (1) of this section.

7 (5) (~~(\$19,160,000)~~) \$23,926,000 of the connecting Washington
8 account—state appropriation is provided solely for the Covington
9 Connector (L2000104). The amounts described in the LEAP
10 transportation document referenced in subsection (1) of this section
11 are not a commitment by future legislatures, but it is the
12 legislature's intent that future legislatures will work to approve
13 appropriations in the 2019-2021 fiscal biennium to reimburse the city
14 of Covington for approved work completed on the project up to the
15 full \$24,000,000 cost of this project.

16 (6) (a) For projects funded as part of the 2015 connecting
17 Washington transportation package listed on the LEAP transportation
18 document identified in subsection (1) of this section, if the
19 department expects to have substantial reappropriations for the
20 2021-2023 fiscal biennium, the department may, on a pilot basis,
21 apply funding from a project in this section with an appropriation
22 that cannot be used for the current fiscal biennium to advance one or
23 more of the following projects:

24 (i) East-West Corridor Overpass and Bridge (L2000067);

25 (ii) 41st Street Rucker Avenue Freight Corridor Phase 2
26 (L2000134);

27 (iii) Mottman Rd Pedestrian & Street Improvements (L1000089);

28 (iv) I-5/Port of Tacoma Road Interchange (L1000087);

29 (v) Complete SR 522 Improvements-Kenmore (T10600R);

30 (vi) SR 99 Revitalization in Edmonds (NEDMOND); or

31 (vii) SR 523 145th Street (L1000148);

32 (b) At least ten business days before advancing a project
33 pursuant to this subsection, the department must notify the office of
34 financial management and the transportation committees of the
35 legislature. The advancement of a project may not hinder the delivery
36 of the projects for which the reappropriations are necessary for the
37 2021-2023 fiscal biennium.

38 (c) To the extent practicable, the department shall use the
39 flexibility and authority granted in this section to minimize the
40 amount of reappropriations needed each biennium.

1 (7) It is the expectation of the legislature that the department
2 will be administering a local railroad crossing safety grant program
3 for \$7,000,000 in federal funds during the 2019-2021 fiscal biennium.

4 (8) (a) (~~(\$15,213,000)~~) \$41,483,000 of the motor vehicle account—
5 federal appropriation is provided solely for national highway freight
6 network projects identified on the project list submitted in
7 accordance with section 218(4)(b), chapter 14, Laws of 2016 on
8 October 31, 2016.

9 (b) In advance of the expiration of the fixing America's surface
10 transportation (FAST) act in 2020, the department must work with the
11 Washington state freight advisory committee to agree on a framework
12 for allocation of any new national highway freight funding that may
13 be approved in a new federal surface transportation reauthorization
14 act. The department and representatives of the advisory committee
15 must report to the joint transportation committee by October 1, 2020,
16 on the status of planning for allocating new funds for this program.

17 (9) \$1,000,000 of the motor vehicle account—state appropriation
18 is provided solely for the Beech Street Extension project (L1000222)
19 (~~(; however, if at least \$50,000,000 is not made available, by means
20 of transfer, deposit, appropriation, or other similar conveyance, to
21 the motor vehicle account for stormwater-related activities through
22 the enactment of chapter 422 (Engrossed Substitute Senate Bill No.
23 5993), Laws of 2019 (model toxics control program reform) by June 30,
24 2019, the amount provided in this subsection lapses)~~).

25 (10) \$3,900,000 of the motor vehicle account—state appropriation
26 is provided solely for the Dupont-Steilacoom road improvements
27 project (L1000224) (~~(; however, if at least \$50,000,000 is not made
28 available, by means of transfer, deposit, appropriation, or other
29 similar conveyance, to the motor vehicle account for stormwater-
30 related activities through the enactment of chapter 422 (Engrossed
31 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
32 program reform) by June 30, 2019, the amount provided in this
33 subsection lapses)~~).

34 (11) \$650,000 of the motor vehicle account—state appropriation is
35 provided solely for the SR 104/40th place northeast roundabout
36 project (L1000244) (~~(; however, if at least \$50,000,000 is not made
37 available, by means of transfer, deposit, appropriation, or other
38 similar conveyance, to the motor vehicle account for stormwater-
39 related activities through the enactment of chapter 422 (Engrossed~~

1 ~~Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control~~
2 ~~program reform) by June 30, 2019, the amount provided in this~~
3 ~~subsection lapses)).~~

4 (12) \$860,000 of the multimodal transportation account—state
5 appropriation is provided solely for the Clinton to Ken's corner
6 trail project (L1000249).

7 (13) \$210,000 of the motor vehicle account—state appropriation is
8 provided solely for the I-405/44th gateway signage and green-scaping
9 improvements project (L1000250) (~~;~~ however, if at least \$50,000,000
10 is not made available, by means of transfer, deposit, appropriation,
11 or other similar conveyance, to the motor vehicle account for
12 stormwater-related activities through the enactment of chapter 422
13 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
14 ~~toxics control program reform) by June 30, 2019, the amount provided~~
15 ~~in this subsection lapses)).~~

16 (14) (~~\$750,000 of the multimodal transportation account—state~~
17 ~~appropriation is provided solely for the Edmonds waterfront connector~~
18 ~~project (L1000252).~~

19 ~~(15))~~ \$650,000 of the motor vehicle account—state appropriation
20 is provided solely for the Wallace Kneeland and Shelton springs road
21 intersection improvements project (L1000260) (~~;~~ however, if at least
22 \$50,000,000 is not made available, by means of transfer, deposit,
23 appropriation, or other similar conveyance, to the motor vehicle
24 account for stormwater-related activities through the enactment of
25 chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019
26 ~~(model toxics control program reform) by June 30, 2019, the amount~~
27 ~~provided in this subsection lapses)).~~

28 ~~((16))~~ (15) \$1,000,000 of the motor vehicle account—state
29 appropriation and \$500,000 of the multimodal transportation account—
30 state appropriation are provided solely for the complete 224th Phase
31 two project (L1000270) (~~;~~ however, if at least \$50,000,000 is not
32 made available, by means of transfer, deposit, appropriation, or
33 other similar conveyance, to the motor vehicle account for
34 stormwater-related activities through the enactment of chapter 422
35 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
36 ~~toxics control program reform) by June 30, 2019, the amount in this~~
37 ~~subsection provided from the motor vehicle account—state~~
38 ~~appropriation lapses)).~~

1 ~~((17))~~ (16) \$60,000 of the multimodal transportation account—
2 state appropriation is provided solely for the installation of an
3 updated meteorological station at the Colville airport (L1000279).

4 ~~((18))~~ (17)(a) \$700,000 of the motor vehicle account—state
5 appropriation is provided solely for the Ballard-Interbay Regional
6 Transportation system plan project (L1000281) ~~((; however, if at least
7 \$50,000,000 is not made available, by means of transfer, deposit,
8 appropriation, or other similar conveyance, to the motor vehicle
9 account for stormwater-related activities through the enactment of
10 chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019
11 (model toxics control program reform) by June 30, 2019, the amount
12 provided in this subsection lapses))~~.

13 (b) Funding in this subsection is provided solely for the city of
14 Seattle to develop a plan and report for the Ballard-Interbay
15 Regional Transportation System project to improve mobility for people
16 and freight. The plan must be developed in coordination and
17 partnership with entities including but not limited to the city of
18 Seattle, King county, the Port of Seattle, Sound Transit, the
19 Washington state military department for the Seattle armory, and the
20 Washington state department of transportation. The plan must examine
21 replacement of the Ballard bridge and the Magnolia bridge, which was
22 damaged in the 2001 Nisqually earthquake. The city must provide a
23 report on the plan that includes recommendations to the Seattle city
24 council, King county council, and the transportation committees of
25 the legislature by November 1, 2020. The report must include
26 recommendations on how to maintain the current and future capacities
27 of the Magnolia and Ballard bridges, an overview and analysis of all
28 plans between 2010 and 2020 that examine how to replace the Magnolia
29 bridge, and recommendations on a timeline for constructing new
30 Magnolia and Ballard bridges.

31 ~~((19))~~ (18) \$750,000 of the motor vehicle account—state
32 appropriation is provided solely for the Mickelson Parkway project
33 (L1000282) ~~((; however, if at least \$50,000,000 is not made available,
34 by means of transfer, deposit, appropriation, or other similar
35 conveyance, to the motor vehicle account for stormwater-related
36 activities through the enactment of chapter 422 (Engrossed Substitute
37 Senate Bill No. 5993), Laws of 2019 (model toxics control program
38 reform) by June 30, 2019, the amount provided in this subsection
39 lapses))~~.

1 ~~((20))~~ (19) \$300,000 of the motor vehicle account—state
2 appropriation is provided solely for the South 314th Street
3 Improvements project (L1000283) ~~((; however, if at least \$50,000,000~~
4 ~~is not made available, by means of transfer, deposit, appropriation,~~
5 ~~or other similar conveyance, to the motor vehicle account for~~
6 ~~stormwater-related activities through the enactment of chapter 422~~
7 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
8 ~~toxics control program reform) by June 30, 2019, the amount provided~~
9 ~~in this subsection lapses)).~~

10 ~~((21))~~ (20) \$250,000 of the motor vehicle account—state
11 appropriation is provided solely for the Ridgefield South I-5 Access
12 Planning project (L1000284) ~~((; however, if at least \$50,000,000 is~~
13 ~~not made available, by means of transfer, deposit, appropriation, or~~
14 ~~other similar conveyance, to the motor vehicle account for~~
15 ~~stormwater-related activities through the enactment of chapter 422~~
16 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
17 ~~toxics control program reform) by June 30, 2019, the amount provided~~
18 ~~in this subsection lapses)).~~

19 ~~((22))~~ (21) \$300,000 of the motor vehicle account—state
20 appropriation is provided solely for the Washougal 32nd Street
21 Underpass Design and Permitting project (L1000285) ~~((; however, if at~~
22 ~~least \$50,000,000 is not made available, by means of transfer,~~
23 ~~deposit, appropriation, or other similar conveyance, to the motor~~
24 ~~vehicle account for stormwater-related activities through the~~
25 ~~enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),~~
26 ~~Laws of 2019 (model toxics control program reform) by June 30, 2019,~~
27 ~~the amount provided in this subsection lapses)).~~

28 ~~((23))~~ (22) \$600,000 of the Connecting Washington account—state
29 appropriation, \$150,000 of the motor vehicle account—state
30 appropriation, and ~~((50,000))~~ \$267,000 of the multimodal
31 transportation account—state appropriation are provided solely for
32 the Bingen Walnut Creek and Maple Railroad Crossing (L2000328) ~~((;~~
33 however, if at least \$50,000,000 is not made available, by means of
34 transfer, deposit, appropriation, or other similar conveyance, to the
35 motor vehicle account for stormwater-related activities through the
36 enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),
37 Laws of 2019 (model toxics control program reform) by June 30, 2019,
38 the amount in this subsection provided from the motor vehicle account
39 —state appropriation lapses)).

1 ~~((24))~~ (23) \$1,500,000 of the motor vehicle account—state
2 appropriation is provided solely for the SR 303 Warren Avenue Bridge
3 Pedestrian Improvements project (L2000339) ~~((; however, if at least~~
4 ~~\$50,000,000 is not made available, by means of transfer, deposit,~~
5 ~~appropriation, or other similar conveyance, to the motor vehicle~~
6 ~~account for stormwater-related activities through the enactment of~~
7 ~~chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019~~
8 ~~(model toxics control program reform) by June 30, 2019, the amount~~
9 ~~provided in this subsection lapses)).~~

10 ~~((25))~~ (24) \$1,000,000 of the motor vehicle account—state
11 appropriation is provided solely for the 72nd/Washington Improvements
12 in Yakima project (L2000341) ~~((; however, if at least \$50,000,000 is~~
13 ~~not made available, by means of transfer, deposit, appropriation, or~~
14 ~~other similar conveyance, to the motor vehicle account for~~
15 ~~stormwater-related activities through the enactment of chapter 422~~
16 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
17 ~~toxics control program reform) by June 30, 2019, the amount provided~~
18 ~~in this subsection lapses)).~~

19 ~~((26))~~ (25) \$650,000 of the motor vehicle account—state
20 appropriation is provided solely for the 48th/Washington Improvements
21 in Yakima project (L2000342) ~~((; however, if at least \$50,000,000 is~~
22 ~~not made available, by means of transfer, deposit, appropriation, or~~
23 ~~other similar conveyance, to the motor vehicle account for~~
24 ~~stormwater-related activities through the enactment of chapter 422~~
25 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
26 ~~toxics control program reform) by June 30, 2019, the amount provided~~
27 ~~in this subsection lapses)).~~

28 (26) It is the intent of the legislature that no capital projects
29 be delayed as a result of revenue reductions, but that as a short-
30 term solution appropriation authority for this program is reduced to
31 reflect anticipated underruns in this program, based on historical
32 reappropriation levels.

33 (27) \$7,000,000 of the motor vehicle account—state appropriation
34 and \$10,000,000 of the multimodal transportation account—state
35 appropriation are provided solely as restitutive expenditure
36 authority for projects as listed by amount in LEAP Transportation
37 Document 2020-2 ALL PROJECTS as developed February 25, 2020, Program
38 - Local Programs Program (Z), and may be spent only if a court of

1 final jurisdiction holds that chapter 1 (Initiative Measure No. 976),
2 Laws of 2020 is unconstitutional in its entirety.

3 **Sec. 311.** 2019 c 416 s 313 (uncodified) is amended to read as
4 follows:

5 **QUARTERLY REPORTING REQUIREMENTS FOR CAPITAL PROGRAM**

6 On a quarterly basis, the department of transportation shall
7 provide to the office of financial management and the legislative
8 transportation committees the following reports for all capital
9 programs:

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

11 (a) A TEIS version containing actual capital expenditures for all
12 projects consistent with the structure of the most recently enacted
13 budget;

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

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

20 (d) Projected costs and schedule for individual projects that are
21 funded at a programmatic level for projects relating to bridge rail,
22 guard rail, fish passage barrier removal, roadside safety projects,
23 and seismic bridges. Projects within this programmatic level funding
24 must be completed on a priority basis and scoped to be completed
25 within the current programmatic budget;

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

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

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

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

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

35 (a) Compare the costs and operationally complete date for
36 projects with budgets of twenty million dollars or more that are
37 funded with preexisting funds to the original project cost estimates
38 and schedule; and

1 (b) Provide a list of nickel (~~and~~), TPA, and connecting
2 Washington projects charging to the nickel/TPA/CWA environmental
3 mitigation reserve (OBI4ENV) and the amount each project is charging.

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

5 (a) Identify the estimated advertisement date for all projects
6 consistent with the structure of the most recently enacted
7 transportation budget that are going to advertisement during the
8 current fiscal biennium;

9 (b) Identify the anticipated operationally complete date for all
10 projects consistent with the structure of the most recently enacted
11 transportation budget that are going to advertisement during the
12 current fiscal biennium; and

13 (c) Identify the estimated cost of completion for all projects
14 consistent with the structure of the most recently enacted
15 transportation budget that are going to advertisement during the
16 current fiscal biennium.

17 **TRANSFERS AND DISTRIBUTIONS**

18 **Sec. 401.** 2019 c 416 s 401 (uncodified) is amended to read as
19 follows:

20 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
21 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**
22 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**
23 **REVENUE**

24	Special Category C Account—State Appropriation.	((\$376,000))
25		<u>\$278,000</u>
26	Multimodal Transportation Account—State Appropriation.	\$125,000
27	Transportation Partnership Account—State Appropriation ((\$1,636,000))	
28		<u>\$1,412,000</u>
29	Connecting Washington Account—State Appropriation. . . ((\$7,599,000))	
30		<u>\$7,433,000</u>
31	Highway Bond Retirement Account—State	
32	Appropriation.	((\$1,327,766,000))
33		<u>\$1,268,249,000</u>
34	Ferry Bond Retirement Account—State Appropriation.	\$25,077,000
35	Transportation Improvement Board Bond Retirement	
36	Account—State Appropriation.	\$12,684,000

1	Nondebt-Limit Reimbursable Bond Retirement	
2	Account—State Appropriation.	((\$29,594,000))
3		<u>\$29,584,000</u>
4	Toll Facility Bond Retirement Account—State	
5	Appropriation.	((\$86,493,000))
6		<u>\$86,483,000</u>
7	TOTAL APPROPRIATION.	((\$1,491,340,000))
8		<u>\$1,431,325,000</u>

9 **Sec. 402.** 2019 c 416 s 402 (uncodified) is amended to read as
10 follows:

11 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
12 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**
13 **FISCAL AGENT CHARGES**

14	Multimodal Transportation Account—State Appropriation. . . .	\$25,000
15	Transportation Partnership Account—State	
16	Appropriation.	((\$327,000))
17		<u>\$282,000</u>
18	Connecting Washington Account—State Appropriation. . .	((\$1,520,000))
19		<u>\$1,541,000</u>
20	Special Category C Account—State Appropriation.	((\$75,000))
21		<u>\$56,000</u>
22	TOTAL APPROPRIATION.	((\$1,947,000))
23		<u>\$1,904,000</u>

24 **Sec. 403.** 2019 c 416 s 403 (uncodified) is amended to read as
25 follows:

26 **FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION**

27	Motor Vehicle Account—State Appropriation:	
28	For motor vehicle fuel tax distributions to	
29	cities and counties.	((\$518,198,000))
30		<u>\$508,276,000</u>

31 **Sec. 404.** 2019 c 416 s 404 (uncodified) is amended to read as
32 follows:

33 **FOR THE STATE TREASURER—TRANSFERS**

34	Motor Vehicle Account—State Appropriation:	
35	For motor vehicle fuel tax refunds and	

1 statutory transfers. ((~~\$2,188,945,000~~))
2 \$2,146,790,000

3 **Sec. 405.** 2019 c 416 s 405 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF LICENSING—TRANSFERS**

6 Motor Vehicle Account—State Appropriation:
7 For motor vehicle fuel tax refunds and
8 transfers. ((~~\$220,426,000~~))
9 \$235,788,000

10 **Sec. 406.** 2019 c 416 s 406 (uncodified) is amended to read as
11 follows:

12 **FOR THE STATE TREASURER—ADMINISTRATIVE TRANSFERS**

13 (1) Highway Safety Account—State Appropriation:
14 For transfer to the Multimodal Transportation
15 Account—State. ((~~\$10,000,000~~))
16 \$54,000,000

17 (2) Transportation Partnership Account—State
18 Appropriation: For transfer to the Motor Vehicle
19 Account—State. \$50,000,000

20 (3) Motor Vehicle Account—State Appropriation:
21 For transfer to the State Patrol Highway
22 Account—State. ((~~\$7,000,000~~))
23 \$57,000,000

24 (4) Motor Vehicle Account—State Appropriation:
25 For transfer to the Freight Mobility Investment
26 Account—State. ((~~\$8,511,000~~))
27 \$970,000

28 (5) ((~~Motor Vehicle Account—State Appropriation:~~
29 ~~For transfer to the Rural Arterial Trust~~
30 ~~Account—State. \$4,844,000~~

31 ~~(6))~~ Motor Vehicle Account—State Appropriation:
32 For transfer to the Transportation Improvement
33 Account—State. ((~~\$9,688,000~~))
34 \$1,101,000

35 ((~~7) Highway Safety Account—State Appropriation:~~
36 ~~For transfer to the State Patrol Highway~~

1 ~~Account State~~ \$44,000,000
2 ~~(8)) (6) Motor Vehicle Account—State Appropriation: For transfer~~
3 ~~to the Puget Sound Capital Construction Account—State~~ . . \$52,000,000
4 ~~(7) Motor Vehicle Account—State Appropriation: For transfer to~~
5 ~~the Puget Sound Ferry Operations Account—State~~ \$55,000,000
6 ~~(8) Rural Mobility Grant Program Account—State~~
7 ~~Appropriation: For transfer to the Multimodal~~
8 ~~Transportation Account—State~~ \$3,000,000
9 ~~(9) State Route Number 520 Civil Penalties~~
10 ~~Account—State Appropriation: For transfer to~~
11 ~~the State Route Number 520 Corridor~~
12 ~~Account—State~~ \$1,434,000
13 ~~(10) Capital Vessel Replacement Account—State~~
14 ~~Appropriation: For transfer to the Connecting~~
15 ~~Washington Account—State~~ ((~~\$50,000,000~~))
16 \$60,000,000
17 ~~(11) Multimodal Transportation Account—State~~
18 ~~Appropriation: For transfer to the Freight~~
19 ~~Mobility Multimodal Account—State~~ ((~~\$8,511,000~~))
20 \$1,011,000
21 ~~(12) ((Multimodal Transportation Account—State~~
22 ~~Appropriation: For transfer to the Puget Sound~~
23 ~~Capital Construction Account—State~~ \$15,000,000
24 ~~(13) Multimodal Transportation Account—State~~
25 ~~Appropriation: For transfer to the Puget Sound~~
26 ~~Ferry Operations Account—State~~ \$45,000,000
27 ~~(14)) Multimodal Transportation Account—State~~
28 ~~Appropriation: For transfer to the Regional~~
29 ~~Mobility Grant Program Account—State~~ ((~~\$27,679,000~~))
30 \$11,215,000
31 ~~((15)) (13) Multimodal Transportation Account—State~~
32 ~~Appropriation: For transfer to the Rural~~
33 ~~Mobility Grant Program Account—State~~ \$15,223,000
34 ~~((16)) (14) Transportation 2003 Account (Nickel Account)—~~
35 ~~State Appropriation: For transfer to the Puget~~
36 ~~Sound Capital Construction Account—State~~ ((~~\$20,000,000~~))
37 \$15,000,000
38 ~~((17)) (15)(a) Alaskan Way Viaduct Replacement Project~~

1 Account—State Appropriation: For transfer to the
2 Motor Vehicle Account—State. \$9,992,000
3 (b) The transfer identified in this subsection is provided solely
4 to repay in full the motor vehicle account—state appropriation loan
5 from section 1005(21) (~~(of this act)~~), chapter 416, Laws of 2019.
6 (~~(18)~~) (16)(a) Transportation Partnership Account—State
7 Appropriation: For transfer to the Alaskan Way Viaduct
8 Replacement Project Account—State. (~~(\$77,951,000)~~)
9 \$77,956,000
10 (b) The amount transferred in this subsection represents that
11 portion of the up to \$200,000,000 in proceeds from the sale of bonds
12 authorized in RCW 47.10.873, intended to be sold through the
13 2021-2023 fiscal biennium, used only for construction of the SR 99/
14 Alaskan Way Viaduct Replacement project (809936Z), and that must be
15 repaid from the Alaskan Way viaduct replacement project account
16 consistent with RCW 47.56.864.
17 (~~(19)~~) (17) Motor Vehicle Account—State Appropriation:
18 For transfer to the County Arterial Preservation
19 Account—State. (~~(\$4,844,000)~~)
20 \$4,829,000
21 (~~(20)~~) (18)(a) General Fund Account—State Appropriation:
22 For transfer to the State Patrol Highway
23 Account—State. \$625,000
24 (b) The state treasurer shall transfer the funds only after
25 receiving notification from the Washington state patrol under section
26 207(7) (~~(of this act)~~), chapter 416, Laws of 2019.
27 (~~(21)~~) (19) Capital Vessel Replacement Account—State
28 Appropriation: For transfer to the Transportation
29 Partnership Account—State. (~~(\$3,293,000)~~)
30 \$2,312,000
31 (~~(22)~~) (20)(a) Alaskan Way Viaduct Replacement Project
32 Account—State Appropriation: For transfer to the
33 Transportation Partnership Account—State. (~~(\$19,262,000)~~)
34 \$15,858,000
35 (b) The amount transferred in this subsection represents
36 repayment of debt service incurred for the construction of the SR 99/
37 Alaskan Way Viaduct Replacement project (809936Z).
38 (~~(23)~~) (21) Tacoma Narrows Toll Bridge Account—State
39 Appropriation: For transfer to the Motor

1 Vehicle Account—State. \$950,000

2 ((+24)) (22) (a) Tacoma Narrows Toll Bridge Account—State
3 Appropriation:

4 For transfer to the Motor Vehicle
5 Account—State. \$5,000,000

6 (b) A transfer in the amount of \$5,000,000 was made from the
7 Motor Vehicle Account to the Tacoma Narrows Toll Bridge Account in
8 April 2019. It is the intent of the legislature that this transfer
9 was to be temporary, for the purpose of minimizing the impact of toll
10 increases, and this is an equivalent reimbursing transfer to occur in
11 November 2019.

12 ((+25)) (23) (a) Transportation 2003 Account (Nickel Account)
13 —State Appropriation: For transfer to the Tacoma
14 Narrows Toll Bridge Account—State. \$12,543,000

15 (b) It is the intent of the legislature that this transfer is
16 temporary, for the purpose of minimizing the impact of toll
17 increases, and an equivalent reimbursing transfer is to occur after
18 the debt service and deferred sales tax on the Tacoma Narrows bridge
19 construction costs are fully repaid in accordance with chapter 195,
20 Laws of 2018.

21 ((+26)) (24) Transportation Infrastructure Account—State
22 Appropriation: For transfer to the multimodal
23 Transportation Account—State. \$9,000,000

24 ((+27)) (25) Multimodal Transportation Account—State
25 Appropriation: For transfer to the Pilotage
26 Account—State. \$2,500,000

27 ((+28)) (26) (a) Motor Vehicle Account—State
28 Appropriation: For transfer to the County Road
29 Administration Board Emergency Loan Account—State. \$1,000,000

30 (b) If chapter 157 (~~(Senate Bill No. 5923)~~), Laws of 2019 is
31 not enacted by June 30, 2019, the amount provided in this subsection
32 lapses.

33 ((+29)) (27) (a) Advanced Environmental Mitigation
34 Revolving Account—State Appropriation: For transfer
35 to the Motor Vehicle Account—State. \$9,000,000

36 (b) The amount transferred in this subsection is contingent on at
37 least a \$9,000,000 transfer to the advanced environmental mitigation
38 revolving account authorized by June 30, 2019, in the omnibus capital
39 appropriations act.

1	Toll Facility Bond Retirement Account—Federal	
2	Appropriation	\$199,522,000
3	Toll Facility Bond Retirement Account—State	
4	Appropriation	\$25,372,000
5	TOTAL APPROPRIATION.	(((\$225,273,000)))
6		<u>\$224,894,000</u>

7 **COMPENSATION**

8 NEW SECTION. **Sec. 501.** A new section is added to 2019 c 416
9 (uncodified) to read as follows:

10 **COLLECTIVE BARGAINING AGREEMENTS**

11 Sections 502 and 503 of this act represent the results of the
12 negotiations for fiscal year 2021 collective bargaining agreement
13 changes, permitted under chapter 47.64 RCW. Provisions of the
14 collective bargaining agreements contained in sections 502 and 503 of
15 this act are described in general terms. Only major economic terms
16 are included in the descriptions. These descriptions do not contain
17 the complete contents of the agreements. The collective bargaining
18 agreements contained in sections 502 and 503 of this act may also be
19 funded by expenditures from nonappropriated accounts. If positions
20 are funded with lidded grants or dedicated fund sources with
21 insufficient revenue, additional funding from other sources is not
22 provided.

23 NEW SECTION. **Sec. 502.** A new section is added to 2019 c 416
24 (uncodified) to read as follows:

25 **DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING**
26 **AGREEMENTS—MEBA-UL**

27 An agreement has been reached between the governor and the marine
28 engineers' beneficial association unlicensed engine room employees
29 pursuant to chapter 47.64 RCW for the 2021 fiscal year. Funding is
30 provided to ensure training opportunities are available to all
31 bargaining unit employees.

32 NEW SECTION. **Sec. 503.** A new section is added to 2019 c 416
33 (uncodified) to read as follows:

34 **DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING**
35 **AGREEMENTS—MEBA-L**

1 An agreement has been reached between the governor and the marine
2 engineers' beneficial association licensed engineer officers pursuant
3 to chapter 47.64 RCW for the 2021 fiscal year. Funding is provided to
4 ensure training opportunities are available to all bargaining unit
5 employees.

6 NEW SECTION. **Sec. 504.** A new section is added to 2019 c 416
7 (uncodified) to read as follows:

8 **GENERAL STATE EMPLOYEE COMPENSATION ADJUSTMENTS**

9 Except as otherwise provided in sections 501 through 503 of this
10 act, state employee compensation adjustments will be provided in
11 accordance with funding adjustments provided in the 2020 supplemental
12 omnibus appropriations act.

13 **IMPLEMENTING PROVISIONS**

14 **Sec. 601.** 2019 c 416 s 601 (uncodified) is amended to read as
15 follows:

16 **FUND TRANSFERS**

17 (1) The 2005 transportation partnership projects or improvements
18 and 2015 connecting Washington projects or improvements are listed in
19 the LEAP Transportation Document (~~(2019-1)~~) 2020-1 as developed
20 (~~(April 27, 2019)~~) February 25, 2020, which consists of a list of
21 specific projects by fund source and amount over a sixteen-year
22 period. Current fiscal biennium funding for each project is a line-
23 item appropriation, while the outer year funding allocations
24 represent a sixteen-year plan. The department of transportation is
25 expected to use the flexibility provided in this section to assist in
26 the delivery and completion of all transportation partnership account
27 and connecting Washington account projects on the LEAP transportation
28 document referenced in this subsection. For the 2019-2021 project
29 appropriations, unless otherwise provided in this act, the director
30 of the office of financial management may provide written
31 authorization for a transfer of appropriation authority between
32 projects funded with transportation partnership account
33 appropriations or connecting Washington account appropriations to
34 manage project spending and efficiently deliver all projects in the
35 respective program under the following conditions and limitations:

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

1 (b) Transfers from a project may not be made as a result of the
2 reduction of the scope of a project or be made to support increases
3 in the scope of a project;

4 (c) Transfers from a project may be made if the funds
5 appropriated to the project are in excess of the amount needed in the
6 current fiscal biennium;

7 (d) Transfers may not occur for projects not identified on the
8 applicable project list;

9 (e) Transfers may not be made while the legislature is in
10 session;

11 (f) Transfers to a project may not be made with funds designated
12 as attributable to practical design savings as described in RCW
13 47.01.480;

14 (g) Each transfer between projects may only occur if the director
15 of the office of financial management finds that any resulting change
16 will not hinder the completion of the projects as approved by the
17 legislature. Until the legislature reconvenes to consider the 2020
18 supplemental omnibus transportation appropriations act, any
19 unexpended 2017-2019 appropriation balance as approved by the office
20 of financial management, in consultation with the chairs and ranking
21 members of the house of representatives and senate transportation
22 committees, may be considered when transferring funds between
23 projects; and

24 (h) Transfers between projects may be made by the department of
25 transportation without the formal written approval provided under
26 this subsection (1), provided that the transfer amount does not
27 exceed two hundred fifty thousand dollars or ten percent of the total
28 project, whichever is less. These transfers must be reported
29 quarterly to the director of the office of financial management and
30 the chairs of the house of representatives and senate transportation
31 committees.

32 (2) The department of transportation must submit quarterly all
33 transfers authorized under this section in the transportation
34 executive information system. The office of financial management must
35 maintain a legislative baseline project list identified in the LEAP
36 transportation documents referenced in this act, and update that
37 project list with all authorized transfers under this section.

38 (3) At the time the department submits a request to transfer
39 funds under this section, a copy of the request must be submitted to

1 the chairs and ranking members of the transportation committees of
2 the legislature.

3 (4) Before approval, the office of financial management shall
4 work with legislative staff of the house of representatives and
5 senate transportation committees to review the requested transfers in
6 a timely manner and consider any concerns raised by the chairs and
7 ranking members of the transportation committees.

8 (5) No fewer than ten days after the receipt of a project
9 transfer request, the director of the office of financial management
10 must provide written notification to the department of any decision
11 regarding project transfers, with copies submitted to the
12 transportation committees of the legislature.

13 (6) The department must submit annually as part of its budget
14 submittal a report detailing all transfers made pursuant to this
15 section.

16 **Sec. 602.** 2019 c 416 s 606 (uncodified) is amended to read as
17 follows:

18 **TRANSIT, BICYCLE, AND PEDESTRIAN ELEMENTS REPORTING**

19 (1) By November 15th of each year, the department of
20 transportation must report on amounts expended to benefit transit,
21 bicycle, or pedestrian elements within all connecting Washington
22 projects in programs I, P, and Z identified in LEAP Transportation
23 Document ((2019-2)) 2020-2 ALL PROJECTS as developed ((April-27,
24 2019)) February 25, 2020. The report must address each modal category
25 separately and identify if eighteenth amendment protected funds have
26 been used and, if not, the source of funding.

27 (2) To facilitate the report in subsection (1) of this section,
28 the department of transportation must require that all bids on
29 connecting Washington projects include an estimate on the cost to
30 implement any transit, bicycle, or pedestrian project elements.

31 **MISCELLANEOUS 2019-2021 FISCAL BIENNIUM**

32 **Sec. 701.** 2019 c 416 s 701 (uncodified) is amended to read as
33 follows:

34 **INFORMATION TECHNOLOGY OVERSIGHT**

35 (1) Agencies must apply to the office of financial management and
36 the office of the state chief information officer for approval before
37 beginning a project or proceeding with each discreet stage of a

1 project subject to this section. At each stage, the office of the
2 state chief information officer must certify that the project has an
3 approved technology budget and investment plan, complies with state
4 information technology and security requirements, and other policies
5 defined by the office of the state chief information officer. The
6 office of financial management must notify the fiscal committees of
7 the legislature of the receipt of each application and may not
8 approve a funding request for ten business days from the date of
9 notification.

10 (2) (a) Each project must have a technology budget. The technology
11 budget must use a method similar to the state capital budget,
12 identifying project costs, each fund source, and anticipated
13 deliverables through each stage of the entire project investment and
14 across fiscal periods and biennia from project onset through
15 implementation and close out.

16 (b) As part of the development of a technology budget and at each
17 request for funding, the agency shall submit detailed financial
18 information to the office of financial management and the office of
19 the state chief information officer. The technology budget must
20 describe the total cost of the project by fiscal month to include and
21 identify:

22 (i) Fund sources;

23 (ii) Full-time equivalent staffing level to include job
24 classification assumptions;

25 (iii) A discreet appropriation index and program index;

26 (iv) Object and subobject codes of expenditures; and

27 (v) Anticipated deliverables.

28 (c) If a project technology budget changes and a revised
29 technology budget is completed, a comparison of the revised
30 technology budget to the last approved technology budget must be
31 posted to the dashboard, to include a narrative rationale on what
32 changed, why, and how that impacts the project in scope, budget, and
33 schedule.

34 (3) (a) Each project must have an investment plan that includes:

35 (i) An organizational chart of the project management team that
36 identifies team members and their roles and responsibilities;

37 (ii) The office of the state chief information officer staff
38 assigned to the project;

1 (iii) An implementation schedule covering activities, critical
2 milestones, and deliverables at each stage of the project for the
3 life of the project at each agency affected by the project;

4 (iv) Performance measures used to determine that the project is
5 on time, within budget, and meeting expectations for quality of work
6 product;

7 (v) Ongoing maintenance and operations cost of the project post
8 implementation and close out delineated by agency staffing,
9 contracted staffing, and service level agreements; and

10 (vi) Financial budget coding to include at least discrete program
11 index and subobject codes.

12 (4) Projects with estimated costs greater than one hundred
13 million dollars from initiation to completion and implementation may
14 be divided into discrete subprojects as determined by the office of
15 the state chief information officer. Each subproject must have a
16 technology budget and investment plan as provided in this section.

17 (5) (a) The office of the state chief information officer shall
18 maintain an information technology project dashboard that provides
19 updated information each fiscal month on projects subject to this
20 section. This includes, at least:

21 (i) Project changes each fiscal month;

22 (ii) Noting if the project has a completed market requirements
23 document;

24 (iii) Financial status of information technology projects under
25 oversight; (~~and~~)

26 (iv) Coordination with agencies;

27 (v) Monthly quality assurance reports, if applicable;

28 (vi) Monthly office of the state chief information officer status
29 reports;

30 (vii) Historical project budget and expenditures through fiscal
31 year 2019;

32 (viii) Budget and expenditures each fiscal month; and

33 (ix) Estimated annual maintenance and operations costs by fiscal
34 year.

35 (b) The dashboard must retain a roll up of the entire project
36 cost, including all subprojects, that can be displayed the subproject
37 detail.

38 (6) If the project affects more than one agency:

39 (a) A separate technology budget and investment plan must be
40 prepared for each agency; and

1 (b) The dashboard must contain a statewide project technology
2 budget roll up that includes each affected agency at the subproject
3 level.

4 (7) For any project that exceeds two million dollars in total
5 funds to complete, requires more than one biennium to complete, or is
6 financed through financial contracts, bonds, or other indebtedness:

7 (a) Quality assurance for the project must report independently
8 the office of the chief information officer;

9 (b) The office of the chief information officer must review, and,
10 if necessary, revise the proposed project to ensure it is flexible
11 and adaptable to advances in technology;

12 (c) The technology budget must specifically identify the uses of
13 any financing proceeds. No more than thirty percent of the financing
14 proceeds may be used for payroll-related costs for state employees
15 assigned to project management, installation, testing, or training;

16 (d) The agency must consult with the office of the state
17 treasurer during the competitive procurement process to evaluate
18 early in the process whether products and services to be solicited
19 and the responsive bids from a solicitation may be financed; and

20 (e) The agency must consult with the contracting division of the
21 department of enterprise services for a review of all contracts and
22 agreements related to the project's information technology
23 procurements.

24 (8) The office of the state chief information officer must
25 evaluate the project at each stage and certify whether the project is
26 planned, managed, and meeting deliverable targets as defined in the
27 project's approved technology budget and investment plan.

28 (9) The office of the state chief information officer may suspend
29 or terminate a project at any time if it determines that the project
30 is not meeting or not expected to meet anticipated performance and
31 technology outcomes. Once suspension or termination occurs, the
32 agency shall unallot any unused funding and shall not make any
33 expenditure for the project without the approval of the office of
34 financial management. The office of the state chief information
35 officer must report on July 1st and December 1st each calendar year,
36 beginning July 1, 2020, any suspension or termination of a project in
37 the previous six month period to legislative fiscal committees.

38 (10) The office of the state chief information officer, in
39 consultation with the office of financial management, may identify
40 additional projects to be subject to this section, including projects

1 that are not separately identified within an agency budget. The
2 office of the state chief information officer must report on July 1st
3 and December 1st each calendar year, beginning July 1, 2020, any
4 additional projects to be subjected to this section that were
5 identified in the previous six month period to legislative fiscal
6 committees.

7 (11) The following department of transportation projects are
8 subject to the conditions, limitations, and review provided in this
9 section: Labor System Replacement, New Ferry Division Dispatch
10 System, Maintenance Management System, Land Mobile Radio System
11 Replacement, and New CSC System and Operator.

12 **Sec. 702.** RCW 36.79.020 and 1997 c 81 s 2 are each amended to
13 read as follows:

14 There is created in the motor vehicle fund the rural arterial
15 trust account. All moneys deposited in the motor vehicle fund to be
16 credited to the rural arterial trust account shall be expended for
17 (1) the construction and improvement of county rural arterials and
18 collectors, (2) the construction of replacement bridges funded by the
19 federal bridge replacement program on access roads in rural areas,
20 and (3) those expenses of the board associated with the
21 administration of the rural arterial program. However, during the
22 2019-2021 fiscal biennium, the legislature may direct the state
23 treasurer to make transfers of moneys in the rural arterial trust
24 account to the motor vehicle fund.

25 **Sec. 703.** RCW 82.32.385 and 2015 3rd sp.s. c 44 s 420 are each
26 amended to read as follows:

27 (1) Beginning September 2019 and ending (~~June 2021~~) December
28 2019, by the last day of September(~~(7)~~) and December(~~(7, March, and~~
29 ~~June of each year)~~), the state treasurer must transfer from the
30 general fund to the connecting Washington account created in RCW
31 46.68.395 thirteen million six hundred eighty thousand dollars.

32 (2) Beginning March 2020 and ending June 2021, by the last day of
33 September, December, March, and June of each year, the state
34 treasurer must transfer from the general fund to the multimodal
35 transportation account created in RCW 47.66.070 thirteen million six
36 hundred eighty thousand dollars.

37 (3) Beginning September 2021 and ending June 2023, by the last
38 day of September, December, March, and June of each year, the state

1 treasurer must transfer from the general fund to the connecting
2 Washington account created in RCW 46.68.395 thirteen million eight
3 hundred five thousand dollars.

4 ~~((3))~~ (4) Beginning September 2023 and ending June 2025, by the
5 last day of September, December, March, and June of each year, the
6 state treasurer must transfer from the general fund to the connecting
7 Washington account created in RCW 46.68.395 thirteen million nine
8 hundred eighty-seven thousand dollars.

9 ~~((4))~~ (5) Beginning September 2025 and ending June 2027, by the
10 last day of September, December, March, and June of each year, the
11 state treasurer must transfer from the general fund to the connecting
12 Washington account created in RCW 46.68.395 eleven million six
13 hundred fifty-eight thousand dollars.

14 ~~((5))~~ (6) Beginning September 2027 and ending June 2029, by the
15 last day of September, December, March, and June of each year, the
16 state treasurer must transfer from the general fund to the connecting
17 Washington account created in RCW 46.68.395 seven million five
18 hundred sixty-four thousand dollars.

19 ~~((6))~~ (7) Beginning September 2029 and ending June 2031, by the
20 last day of September, December, March, and June of each year, the
21 state treasurer must transfer from the general fund to the connecting
22 Washington account created in RCW 46.68.395 four million fifty-six
23 thousand dollars.

24 **Sec. 704.** RCW 47.66.110 and 2015 3rd sp.s. c 11 s 4 are each
25 amended to read as follows:

26 (1) The transit coordination grant program is created in the
27 department. The purpose of the transit coordination grant program is
28 to encourage joint planning and coordination on the part of central
29 Puget Sound transit systems in order to improve the user experience,
30 increase ridership, and make the most effective use of tax dollars.
31 The department shall oversee, manage, score, select, and evaluate
32 transit coordination grant program project applications, and shall
33 select transit coordination grant recipients annually. A transit
34 agency located in a county or counties with a population of seven
35 hundred thousand or more that border Puget Sound is eligible to apply
36 to the department for transit coordination grants.

37 (2) Projects eligible for transit coordination grants include,
38 but are not limited to, projects that:

39 (a) Integrate marketing efforts;

- 1 (b) Align fare structures;
- 2 (c) Integrate service planning;
- 3 (d) Coordinate long-range planning, including capital projects
4 planning and implementation;
- 5 (e) Integrate other administrative functions and internal
6 business processes as appropriate; and
- 7 (f) Integrate certain customer-focused tools and initiatives.
- 8 (3) Transit coordination grants must, at a minimum, be proposed
9 jointly by two or more eligible transit agencies and must include a
10 description of the:
- 11 (a) Issue or problem to be addressed;
- 12 (b) Specific solution and measurable outcomes;
- 13 (c) Benefits such as cost savings, travel time improvements,
14 improved coordination, and improved customer experience; and
- 15 (d) Performance measurements and an evaluation plan that includes
16 the identification of milestones towards successful completion of the
17 project.
- 18 (4) Transit coordination grant applications must include
19 measurable outcomes for the project including, but not limited to,
20 the following:
- 21 (a) Impacts on service, such as increased service, improved
22 service delivery, and improved transfers and coordination across
23 transit service;
- 24 (b) Impacts on customer service, such as: Improved reliability;
25 improved outreach and coordination with customers, employers, and
26 communities; improvements in customer service functions, such as
27 customer response time and web-based and other communications; and
- 28 (c) Impacts on administration, such as improved marketing and
29 outreach efforts, integrated customer-focused tools, and improved
30 cross-agency communications.
- 31 (5) Transit coordination grant applications must also include:
- 32 (a) Project budget and cost details; and
- 33 (b) A commitment and description of local matching funding of at
34 least ten percent of the project cost.
- 35 (6) Upon completion of the project, transit coordination grant
36 recipients must provide a report to the department that includes an
37 overview of the project, how the grant funds were spent, and the
38 extent to which the identified project outcomes were met. In
39 addition, such reports must include a description of best practices
40 that could be transferred to other transit agencies faced with

1 similar issues to those addressed by the transit coordination grant
2 recipient. The department must report annually to the transportation
3 committees of the legislature on the transit coordination grants that
4 were awarded, and the report must include data to determine if
5 completed transit coordination grant projects produced the
6 anticipated outcomes included in the grant applications.

7 (7) This section expires July 1, (~~2020~~) 2021.

8 **Sec. 705.** RCW 82.44.200 and 2019 c 287 s 15 are each amended to
9 read as follows:

10 The electric vehicle account is created in the transportation
11 infrastructure account. Proceeds from the principal and interest
12 payments made on loans from the account must be deposited into the
13 account. Expenditures from the account may be used only for the
14 purposes specified in RCW 47.04.350, 82.08.9999, and 82.12.9999, and
15 the support of other transportation electrification and alternative
16 fuel related purposes. Moneys in the account may be spent only after
17 appropriation. During the 2019-2021 fiscal biennium, the legislature
18 may direct the state treasurer to make transfers of moneys in the
19 electric vehicle account to the multimodal transportation account.

20 **Sec. 706.** RCW 82.44.135 and 2006 c 318 s 9 are each amended to
21 read as follows:

22 (1) Before a local government subject to this chapter may impose
23 a motor vehicle excise tax, the local government must contract with
24 the department for the collection of the tax. The department may
25 charge a reasonable amount, not to exceed one percent of tax
26 collections, or two and one-half percent during the 2019-2021
27 biennium, for the administration and collection of the tax.

28 (2) For fiscal year 2021, the department shall charge a minimum
29 of seven million eight hundred two thousand dollars, which is the
30 reasonable amount aimed at achieving full cost recovery for the
31 administration and collection of a motor vehicle excise tax. The
32 amount of the full reimbursement for the administration and
33 collection of the motor vehicle excise tax must be deducted before
34 distributing any revenues to a regional transit authority. Any
35 reimbursement to ensure full cost recovery beyond the amount
36 specified in this subsection may be negotiated between the department
37 and the regional transit authority if full cost recovery has not been
38 achieved, or if based on emergent issues.

(End of Bill)

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