
SUBSTITUTE HOUSE BILL 1231

State of Washington

52nd Legislature

1991 Regular Session

By House Committee on Transportation (originally sponsored by Representatives R. Fisher, R. Meyers, Betrozoff and Paris; by request of Office of Financial Management). Read first time April 5, 1991.

1 AN ACT Relating to transportation appropriations; amending RCW
2 46.68.110 and 46.68.120; creating new sections; and declaring an
3 emergency.

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

5 NEW SECTION. **Sec. 1.** The transportation budget of the state is
6 hereby adopted and, subject to the provisions hereinafter set forth,
7 the several amounts hereinafter specified, or as much thereof as may be
8 necessary to accomplish the purposes designated, are hereby
9 appropriated from the several accounts and funds hereinafter named to
10 the designated state agencies and offices for salaries, wages, and
11 other expenses, for capital projects, and for other specified purposes,
12 including the payment of any final judgments arising out of such
13 activities, for the period ending June 30, 1993. The appropriation
14 contained in section 40(2) of this act is for the period ending June
15 30, 1992.

1 NEW SECTION. **Sec. 2. FOR THE TRAFFIC SAFETY COMMISSION**

2	Highway Safety Fund Appropriation--State	\$	399,282
3	Highway Safety Fund Appropriation--Federal	\$	4,885,582
4	TOTAL APPROPRIATION	\$	5,284,864

5 NEW SECTION. **Sec. 3. FOR THE TRAFFIC SAFETY COMMISSION**

6 The sum of \$1,200,000 is appropriated from the public safety and
7 education account to the traffic safety commission solely to continue
8 the DWI task force program.

9 NEW SECTION. **Sec. 4. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

10	General Fund--Pilotage Account Appropriation	\$	185,076
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11 The appropriation in this section is subject to the following
12 conditions and limitations: No more than \$80,000 may be expended for
13 attorney general fees.

14 NEW SECTION. **Sec. 5. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

15	Motor Vehicle Fund--County Arterial Preservation		
16	Account	\$	22,427,302
17	Motor Vehicle Fund--Rural Arterial Trust Account		
18	Appropriation	\$	37,413,938
19	Motor Vehicle Fund Appropriation	\$	1,189,536
20	TOTAL APPROPRIATION	\$	61,030,776

21 The appropriations in this section are subject to the following
22 conditions and limitations: \$153,319 of the motor vehicle fund--county
23 arterial preservation account appropriation and \$153,319 of the motor
24 vehicle fund--rural arterial trust account appropriation are provided
25 solely to provide assistance to counties with transportation planning.

1 NEW SECTION. **Sec. 6. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

2 Motor Vehicle Fund--Transportation Improvement

3 Account \$ 90,000,000

4 Motor Vehicle Fund--Urban Arterial Trust Account

5 Appropriation \$ 51,846,706

6 TOTAL APPROPRIATION \$ 141,846,706

7 The appropriations in this section are subject to the following
8 conditions and limitations: Transportation improvement board
9 contributions to construction projects on the state's highway system
10 shall be treated as revenue transfers from the transportation
11 improvement account to the motor vehicle fund to reimburse the
12 department of transportation for expenditures incurred on such
13 projects.

14 NEW SECTION. **Sec. 7. FOR THE STATE PATROL--FIELD OPERATIONS**

15 **BUREAU**

16 General Fund Appropriation \$ 936,000

17 Motor Vehicle Fund--State Patrol Highway Account

18 Appropriation--State \$ 136,500,000

19 Motor Vehicle Fund--State Patrol Highway Account

20 Appropriation--Federal \$ 3,033,000

21 TOTAL APPROPRIATION \$ 140,469,000

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

24 (1) The motor vehicle fund--state patrol highway account--state
25 appropriation in this section includes \$5,404,000 for sixty additional
26 traffic troopers. The sixty officers shall be phased in during the
27 1991-93 biennium. The moneys provided are for training classes
28 beginning in July 1991, January 1992, and July 1992.

1 (2) The Washington state patrol, department of revenue, and the
2 office of financial management shall report annually to the legislative
3 transportation committee on the number of vehicle license fraud cases
4 investigated, the amount of tax dollars identified as not being paid,
5 and the total collection of vehicle license tax dollars collected as a
6 result of this program.

7 (3) From May 1, to December 1, 1991, the Washington state patrol,
8 in cooperation with the trucking and shipping industries, the state
9 department of transportation, the Seattle and Tacoma port authorities,
10 the state transportation policy plan's freight mobility subcommittee,
11 and other interested parties shall enter into a pilot project aimed at
12 identifying the number of containers transported by truck that exceed
13 the legal load limitations of chapter 46.44 RCW. The purpose of the
14 study is to assess the amount of pavement damage to state highways that
15 may be attributable to containerized cargo moving by truck into and out
16 of the ports within the state of Washington.

17 Washington state patrol employees shall weigh trucks carrying
18 containers to and from the ports of Tacoma and Seattle during the pilot
19 project. If an illegal load is identified at the weighing site, no
20 citation will be issued. However, operators transporting overweight
21 loads will be advised of the penalties for transporting the load on
22 public highways.

23 During the pilot project, the state patrol shall:

24 (a) Periodically meet with representatives of the trucking and
25 shipping industries, the state department of transportation, the ports
26 of Seattle and Tacoma, the state transportation policy plan's freight
27 mobility subcommittee, and other interested parties to review the data
28 collected and discuss possible recommendations for consideration by the
29 legislative transportation committee;

1 (b) Contact the California and Oregon state agencies that are
2 responsible for truck weight enforcement in an attempt to address the
3 issue on a regional basis; and

4 (c) Submit, upon request, progress reports to the legislative
5 transportation committee on data collection, recommendations, and
6 regional cooperation.

7 The state patrol shall submit a final report along with its
8 findings and recommendations to the legislative transportation
9 committee by January 15, 1992.

10 (4) By January 1, 1992, the state patrol shall establish written
11 and formal agreements with all counties for which traffic-related
12 services are provided by the state patrol. Such agreements will
13 establish the criteria of fatal accident, injury accident, and
14 emergency call response as the extent of state patrol traffic-related
15 services. The state patrol shall establish provisions for local
16 reimbursement of the state patrol for services that exceed the extent
17 of allowable traffic-related activities.

18 NEW SECTION. **Sec. 8. FOR THE STATE PATROL--SUPPORT SERVICES**
19 **BUREAU**

20 Motor Vehicle Fund--State Patrol Highway Account

21 Appropriation \$ 52,914,000

22 The appropriation in this section is subject to the following
23 conditions and limitations: \$300,000 of the appropriation in this
24 section is provided solely for the development and implementation of
25 the state patrol's incorporation into the transportation executive
26 information system; \$100,000 of the appropriation is for services to be
27 provided by the department of transportation.

1 NEW SECTION. **Sec. 9. FOR THE DEPARTMENT OF LICENSING--VEHICLE**

2 **SERVICES**

3	Motor Vehicle Fund--State Appropriation	\$	46,952,000
4	Motor Vehicle Fund--Local	\$	50,000
5	General Fund--Wildlife Account Appropriation	\$	502,000
6	TOTAL APPROPRIATION	\$	47,504,000

7 (1) The legislature recognizes the need to address issues
8 remaining unresolved from the 1991 title and registration study
9 required by the legislature and the governor. The intent of the
10 legislature is to better align the fee structure with the costs
11 associated with providing services for the state. Evidence from the
12 1991 study indicates inequities exist in cost recovery and/or profits
13 realized between large and small county auditors and their subagents.
14 The Washington association of counties, the Washington association of
15 county officials, and representatives of the subagents under the
16 direction of the department of licensing shall report to the
17 legislative transportation committee by October 15, 1991, their
18 recommendations for resolving these inequities.

19 (2) Up to \$50,000 of the motor vehicle fund-local is provided for
20 a study of motor vehicle excise, business and occupation, and sales and
21 use taxes on rental vehicle fleets. The study is to be paid for by the
22 private sector. Study results are due by January 1, 1993, with an
23 interim report due January 1, 1992, to the legislative transportation
24 committee. The department of licensing is to work jointly with the
25 department of revenue and the department of transportation, appropriate
26 legislative committees, representatives from rental agencies, and other
27 interested parties.

1	General Fund--Wildlife Account Appropriation	\$	56,000
2	Highway Safety Fund	\$	3,506,000
3	Highway Safety Fund--Motorcycle Safety Education		
4	Account	\$	58,000
5	Motor Vehicle Fund	\$	5,961,000
6	General Fund--Public Safety and Education Account		
7	Appropriation	\$	252,000
8	TOTAL APPROPRIATION	\$	9,833,000

9 (1) \$320,000 of the motor vehicle fund appropriation is provided
10 solely for the development and implementation of the department of
11 licensing's incorporation into the transportation executive information
12 system; \$100,000 of the appropriation is for services to be provided by
13 the department of transportation.

14 (2) \$1,100,000 of the motor vehicle fund appropriation in this
15 section is provided solely for the licensing application migration
16 project (LAMP). This appropriation is conditioned upon compliance with
17 the provisions of section 58 of this act.

18 NEW SECTION. **Sec. 13. FOR THE LEGISLATIVE TRANSPORTATION**
19 **COMMITTEE**

20	Motor Vehicle Fund Appropriation	\$	2,600,000
21	High Capacity Transportation Appropriation	\$	550,000
22	TOTAL APPROPRIATION	\$	3,150,000

23 (1) The high capacity transportation account reappropriation
24 provided for in this section is for continuation of the public
25 transportation study described in section 12(4), chapter 298, Laws of
26 1990.

27 (2) The appropriation provided for in section 42(3) of this act
28 includes funds to carry out the studies described in section 12 (5) and

1 (6), chapter 298, Laws of 1990: PROVIDED, That the completion dates
2 for both studies shall be June 30, 1993.

3 NEW SECTION. **Sec. 14. FOR THE HOUSE OF REPRESENTATIVES**

4 Motor Vehicle Fund Appropriation--State \$ 378,000

5 The appropriation in this section is provided solely to employ
6 staff for the house transportation committee.

7 NEW SECTION. **Sec. 15. FOR THE SENATE**

8 Motor Vehicle Fund Appropriation--State \$ 378,000

9 The appropriation in this section is provided solely to employ
10 staff for the senate transportation committee.

11 NEW SECTION. **Sec. 16. FOR THE LEGISLATIVE EVALUATION AND
12 ACCOUNTABILITY COMMITTEE**

13 Motor Vehicle Fund Appropriation--State \$ 389,000

14 NEW SECTION. **Sec. 17. FOR THE MARINE EMPLOYEES COMMISSION**

15 Motor Vehicle Fund--Puget Sound Ferry Operations Account
16 Appropriation \$ 333,667

17 The appropriation in this section is subject to the following
18 conditions and limitations: \$20,000 of this appropriation is provided
19 solely to fund an expanded salary survey.

20 NEW SECTION. **Sec. 18. FOR THE TRANSPORTATION COMMISSION**

21 Transportation Fund Appropriation--State \$ 1,500,000

22 NEW SECTION. **Sec. 19. FOR THE AIR TRANSPORTATION COMMISSION**

1 Transportation Fund \$ 553,000

2 NEW SECTION. **Sec. 20. FOR THE WASHINGTON STATE ENERGY OFFICE**

3 Motor Vehicle Fund Appropriation--State \$ 203,000

4 Transportation Fund Appropriation \$ 750,000

5 TOTAL APPROPRIATION \$ 953,000

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

8 (1) \$750,000, or as much thereof as may be necessary, is
9 appropriated from the transportation fund to be used for grants to
10 state agencies and local governments, and for planning and coordination
11 by the Washington state energy office, for the establishment of a
12 system of compressed natural gas refueling stations.

13 (2) \$203,000, or as much thereof as may be necessary, is
14 appropriated from the motor vehicle fund solely for the petroleum
15 pricing and supply database. Within the appropriation provided, the
16 energy office shall publish the petroleum market's data book by January
17 1, 1992. The energy office shall prepare semiannual reports to the
18 legislative transportation committee on gasoline pricing and supply in
19 Washington state. The semiannual reports are due on January 15 and
20 July 15 of each year.

21 NEW SECTION. **Sec. 21. FOR THE UNIVERSITY OF WASHINGTON--FACILITY**
22 **MANAGEMENT OFFICE--TRANSPORTATION AND TECHNICAL SERVICES**

23 Transportation Fund \$ 1,600,000

24 The appropriation in this section is provided solely for
25 implementation of the universal bus pass program for monitoring and
26 evaluation of the program, information and marketing efforts,
27 development of car pool systems, purchase of additional car pool

1 vehicles, modification of roads to accommodate buses, and security
2 lighting for night shuttle programs. It is the intent of the
3 legislature that comparable comprehensive programs such as the
4 universal bus pass program at the University of Washington be developed
5 in the near future for all universities and colleges within the greater
6 Seattle area. To that end, METRO, community transit, and Pierce
7 transit agencies and Seattle area colleges and universities shall work
8 together and submit a plan to the state identifying potential services,
9 costs and implementation schedules. The plan shall be submitted to the
10 legislative transportation committee by November 1991.

11 NEW SECTION. **Sec. 22. FOR THE DEPARTMENT OF AGRICULTURE**

12 \$209,000 is appropriated from the motor vehicle fund solely for the
13 motor fuel quality testing program. Annual reports shall be submitted
14 to the legislative transportation committee commencing January 15,
15 1992.

16 NEW SECTION. **Sec. 23. FOR THE DEPARTMENT OF TRANSPORTATION--**
17 **HIGHWAY CONSTRUCTION--PROGRAM A**

18	Motor Vehicle Fund Appropriation--State	\$	136,217,000
19	Motor Vehicle Fund Appropriation--Federal	\$	98,600,000
20	Motor Vehicle Fund Appropriation--Local	\$	2,000,000
21	TOTAL APPROPRIATION	\$	236,817,000

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

24 (1) The appropriations in this section are provided for the
25 location, design, right of way, and construction of state highway
26 projects designated as category "A" under RCW 47.05.030.

1 (2) The department shall establish a highway heritage pilot program
2 to preserve Washington's unique scenic character along its highway
3 corridors and provide travelers with a continuing opportunity to
4 appreciate and obtain information regarding unique natural, cultural,
5 and historic features that are near or accessible by highways.

6 The department's highway heritage pilot program may:

7 (a) Acquire by purchase, gift, devise, bequest, grant, or exchange,
8 title to or interest or right in real property adjacent to or visible
9 from state highways to accomplish any of the following: Preserve
10 natural beauty or viewpoints, preserve natural buffers between
11 highways, or enhance the visual quality of entrances to cities or other
12 land uses;

13 (b) Work with public and private landowners, local governments, and
14 private organizations and associations to propose actions to achieve
15 the purposes of this section without land acquisition, to the greatest
16 extent possible, including coordination with local land use and open
17 space plans, state agency programs relating to open space,
18 conservation, urban forestry, and natural resources management;

19 (c) Provide directional signs and signs with information regarding
20 historical or cultural sites and significant natural features;

21 (d) Work with the parks and recreation commission, the Washington
22 state historical society, the department of trade and economic
23 development, and cities and counties to identify projects, establish
24 priorities for expenditures of funds under this pilot program, and
25 recommend a strategy for implementing an ongoing program and sources of
26 funding.

27 The department shall report its findings to the legislative
28 transportation committee by December 1, 1992.

29 The sum of fifty thousand dollars, or as much thereof as may be
30 necessary, is appropriated for the biennium ending June 30, 1993, from

1 the motor vehicle fund to the department of transportation for the
2 highway heritage pilot program.

3 The appropriation in this subsection shall lapse unless
4 contributions are received by July 1, 1991, as follows: \$20,000 from
5 the counties; \$10,000 from the cities; and \$10,000 from the department
6 of trade and economic development.

7 (3) The sum of fifty thousand dollars, or as much thereof as may be
8 necessary, is appropriated for the biennium ending June 30, 1993, from
9 the motor vehicle fund to the department of transportation to complete
10 its survey of the scenic and recreational highways begun in 1990. The
11 department shall report its findings to the legislative transportation
12 committee by December 1, 1991.

13 NEW SECTION. **Sec. 24. FOR THE DEPARTMENT OF TRANSPORTATION--**
14 **HIGHWAY CONSTRUCTION--PROGRAM B**

15 Motor Vehicle Fund Appropriation--State	\$	42,000,000
16 Motor Vehicle Fund Appropriation--Federal	\$	407,000,000
17 Motor Vehicle Fund Appropriation--Local	\$	11,000,000
18 TOTAL APPROPRIATION	\$	460,000,000

19 The appropriations in this section are provided for the location,
20 design, right of way, and construction of state highway projects on
21 the interstate system designated as category "B" under RCW 47.05.030.
22 The appropriations in this section are subject to the following
23 conditions and limitations:

24 (1) \$42,000,000 of the motor vehicle fund--state appropriation
25 includes a maximum of \$32,000,000 in proceeds from the sale of bonds
26 authorized by RCW 47.10.790 and 47.10.801: PROVIDED, That the
27 transportation commission may authorize the use of current revenues

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

3 (2) Should cash flow demands exceed the motor vehicle fund--federal
4 appropriation, the motor vehicle fund--state appropriation is increased
5 proportionally to provide matching state funds from the sale of bonds
6 authorized by RCW 47.10.801 and 47.10.790 not to exceed \$10,000,000 and
7 it is understood that the department shall seek authority to expend
8 unanticipated receipts for the federal portion.

9 (3) It is further recognized that the department may make use of
10 federal cash flow obligations on interstate construction contracts in
11 order to complete the interstate highway system as expeditiously as
12 possible.

13 (4) It is the intent of the legislature that the department shall
14 place special emphasis on delivering the HOV projects contained in the
15 document dated March, 1991, entitled "Puget Sound HOV Core Lane Needs:
16 2000". The department shall report progress on program delivery to the
17 legislative transportation committee by November 1, 1991.

18 NEW SECTION. **Sec. 25. FOR THE DEPARTMENT OF TRANSPORTATION--**
19 **HIGHWAY CONSTRUCTION--PROGRAM C**

20 Transportation Fund Appropriation--State \$ 30,000,000

21 The appropriation contained in this section shall be expended or
22 obligated only for accelerating HOV program delivery on state and
23 interstate highway systems.

24 NEW SECTION. **Sec. 26.** Contained within the appropriations to the
25 department of transportation, programs B and C, is \$238,000,000 for HOV
26 lanes, park and ride lots, and surveillance control and driver

1 information systems that are components of the Puget Sound HOV core
2 lane system.

3 NEW SECTION. **Sec. 27. FOR THE DEPARTMENT OF TRANSPORTATION--**
4 **HIGHWAY CONSTRUCTION--PROGRAM C**

5	Motor Vehicle Fund Appropriation--State	\$	80,400,000
6	Transportation Fund Appropriation--State	\$	99,000,000
7	Motor Vehicle Fund Appropriation--Federal	\$	16,000,000
8	Motor Vehicle Fund Appropriation--Local	\$	7,000,000
9	TOTAL APPROPRIATION	\$	202,400,000

10 The appropriations in this section are provided for the location,
11 design, right of way acquisition, and construction of state highway
12 projects designated as category "C" under RCW 47.05.030.

13 NEW SECTION. **Sec. 28. FOR THE DEPARTMENT OF TRANSPORTATION--**
14 **HIGHWAY CONSTRUCTION--PROGRAM C**

15 Motor Vehicle Fund--Special Category C Account

16	Appropriation--State	\$	27,000,000
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17 The appropriation contained in this section is subject to the
18 following conditions and limitations:

19 (1) It is the intent of the legislature that funding provided under
20 the special category C program for the 1st avenue south bridge shall
21 not be jeopardized by expenditures for any other special category C
22 project.

23 (2) The city of Seattle shall prepare and submit to the legislative
24 transportation committee by October 1, 1991, an analysis of safety and
25 regional congestion issues relating to the 1st avenue south bridge.

26 (3) The city of Seattle, in conjunction with department of
27 transportation, King county, and the port of Seattle shall provide by

1 October 1, 1991, to the legislative transportation committee a
2 comprehensive plan identifying the recommended lead agency for
3 construction of the 1st avenue south bridge together with pro rata
4 shares of estimated costs and approved cost-sharing agreements.

5 (4) By October 1, 1991, the department of transportation shall
6 report to the legislative transportation committee on the various
7 stages and funding assumptions on the improvements to SR 18.

8 (5) Of the \$27,000,000 appropriation contained in this section: Up
9 to \$12,000,000 is provided for SR 18, up to \$11,000,000 is provided for
10 1st avenue south bridge, and up to \$4,000,000 is provided for the
11 north-south corridor in Spokane: PROVIDED, That the department may
12 transfer moneys between projects after consultation with the
13 legislative transportation committee.

14 NEW SECTION. **Sec. 29. FOR THE DEPARTMENT OF TRANSPORTATION--**
15 **HIGHWAY CONSTRUCTION--PROGRAM C**

16 Motor Vehicle Fund--Puyallup Tribal Settlement

17 Account Appropriation--State \$ 3,450,000

18 Motor Vehicle Fund--Puyallup Tribal Settlement

19 Account Appropriation--Federal \$ 2,550,000

20 TOTAL APPROPRIATION \$ 6,000,000

21 NEW SECTION. **Sec. 30. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **HIGHWAY MANAGEMENT AND FACILITIES--PROGRAM D**

23 Motor Vehicle Fund Appropriation \$ 41,814,000

24 Motor Vehicle Fund--Transportation Capital Facilities

25 Account Appropriation \$ 36,695,000

26 TOTAL APPROPRIATION \$ 78,509,000

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

3 (1) \$1,700,000 of the transportation capital facilities account
4 appropriation is contingent upon the sale of bonds authorized in RCW
5 47.02.120.

6 (2) The transportation capital facilities account appropriation
7 will be funded by a state treasurer revenue transfer of \$34,995,000
8 from the motor vehicle fund to the transportation capital facilities
9 account.

10 (3) Up to \$1,500,000 of the appropriation in this section is
11 provided solely for creation and implementation of an urban mobility
12 office. Prior to implementation and no later than August, 1991, the
13 department shall present a comprehensive implementation plan to the
14 legislative transportation committee and the governor. The department
15 shall further report on the status of implementation of the urban
16 mobility office by December, 1991, to the legislative transportation
17 committee.

18 NEW SECTION. **Sec. 31. FOR THE DEPARTMENT OF TRANSPORTATION--**
19 **AERONAUTICS--PROGRAM F**

20 General Fund--Aeronautics Account Appropriation--

21 State \$ 3,082,000

22 General Fund--Aeronautics Account Appropriation--

23 Federal \$ 283,000

24 TOTAL APPROPRIATION \$ 3,365,000

25 The appropriations in this section are provided for management and
26 support of the aeronautics division, state fund grants to local
27 airports, development and maintenance of a state-wide airport system

1 plan, maintenance of state-owned emergency airports, federal
2 inspections, and the search and rescue program.

3 The general fund--aeronautics account--state appropriation contains
4 \$100,000 for transfer to the motor vehicle fund as partial repayment of
5 the \$407,430 advanced to pay the tort settlement in the case of Osibov
6 vs. the state of Washington, Spokane county superior court, Cause No.
7 239168.

8 NEW SECTION. **Sec. 32. FOR THE DEPARTMENT OF TRANSPORTATION--**
9 **SEARCH AND RESCUE--PROGRAM F**

10 General Fund--Search and Rescue Account

11 Appropriation \$ 127,000

12 The appropriation in this section is provided for directing and
13 conducting searches for missing, downed, overdue, or presumed downed
14 general aviation aircraft; for safety and education activities
15 necessary to insure safety of persons operating or using aircraft; and
16 for the Washington wing civil air patrol in accordance with RCW
17 47.68.370.

18 NEW SECTION. **Sec. 33. FOR THE DEPARTMENT OF TRANSPORTATION--**
19 **COMMUNITY ECONOMIC REVITALIZATION--PROGRAM G**

20 Motor Vehicle Fund--Economic Development Account

21 Appropriation \$ 5,000,000

22 The appropriation in this section is funded with the proceeds from
23 the sale of bonds authorized by RCW 47.10.801 and is provided for
24 improvements to the state highway system necessitated by planned
25 economic development.

1 NEW SECTION. **Sec. 34. FOR THE DEPARTMENT OF TRANSPORTATION--**

2 **NONINTERSTATE BRIDGES--PROGRAM H**

3	Motor Vehicle Fund Appropriation--State	\$	42,200,000
4	Motor Vehicle Fund Appropriation--Federal	\$	52,400,000
5	Motor Vehicle Fund Appropriation--Local	\$	1,000,000
6	TOTAL APPROPRIATION	\$	95,600,000

7 The appropriations in this section are provided to preserve the
8 structural and operating integrity of existing bridges. The
9 appropriations in this section are subject to the following conditions
10 and limitations: \$3,000,000 shall be used for seismic retrofitting of
11 bridges in fiscal year 1992 and \$8,100,000 shall be used for
12 preconstruction and construction of stages 2 through 5 of the Ebe
13 Slough bridge project.

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

15 **HIGHWAY MAINTENANCE AND OPERATIONS--PROGRAM M**

16	Motor Vehicle Fund Appropriation--State	\$	217,720,000
17	Motor Vehicle Fund Appropriation--Local	\$	750,000
18	TOTAL APPROPRIATION	\$	218,470,000

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

21 (1) \$1,500,000 of the motor vehicle fund--state appropriation is
22 provided solely for snow and ice removal activities in excess of
23 \$37,100,000. The excess moneys are to be matched with reprioritized
24 maintenance funds of twenty-five percent of the total needed over
25 \$37,100,000 until the \$1,500,000 is matched. The legislative
26 transportation committee must be notified if the resulting total of
27 \$39,100,000 is exceeded.

1 (2) \$1,000,000 of the motor vehicle fund--state appropriation is
2 provided for public damage repair exceeding \$8,550,000 assumed in the
3 maintenance work plan. Expenditures of this amount are contingent upon
4 consultation with the legislative transportation committee.

5 (3) Up to \$800,000 of the motor vehicle fund--state appropriation
6 is provided solely to fund two highway runoff demonstration projects
7 provided such projects implement best management practices consistent
8 with the highway runoff rule, chapter 173-270 WAC, referred to in the
9 Puget Sound water quality management plan. These projects shall be
10 coordinated with the stormwater research efforts conducted by the
11 planning, research, and public transportation division. The
12 demonstration projects shall assess the use and cost of using accepted
13 alternative methods for handling stormwater runoff from state highways
14 in the Puget Sound basin and eastern Washington. Findings shall be
15 reported to the legislative transportation committee by September 1992.

16 (4) Up to \$1,200,000 of the motor vehicle fund--state appropriation
17 in this section is provided solely for the development of best
18 management plans for roadside vegetation, vegetation control,
19 inventory, and management.

20 (5) The department shall place emphasis on the development and
21 construction of rest areas. The department shall establish criteria
22 for prioritizing rest area construction state-wide. The department
23 shall report the criteria and priority array to the legislative
24 transportation committee by August 1, 1991.

25 NEW SECTION. **Sec. 36. FOR THE DEPARTMENT OF TRANSPORTATION--SALES**
26 **AND SERVICES TO OTHERS--PROGRAM R**

27 Motor Vehicle Fund Appropriation--State	\$	1,370,000
28 Motor Vehicle Fund Appropriation--Federal	\$	58,400,000

1	Motor Vehicle Fund Appropriation--Local	\$	8,483,000
2	TOTAL APPROPRIATION	\$	68,253,000

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

5 (1) The appropriations contain \$370,000 of state funds for
6 expenditure in accordance with RCW 47.56.720 (Puget Island-Westport
7 Ferry--Payments for operation and maintenance to Wahkiakum county).

8 (2) The appropriations contain \$400,000 of local funds to guarantee
9 bond payments on the Astoria-Megler bridge pursuant to RCW 47.56.646.

10 NEW SECTION. **Sec. 37. FOR THE DEPARTMENT OF TRANSPORTATION--**
11 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

12	Transportation Fund Appropriation	\$	700,000
13	Motor Vehicle Fund--Puget Sound Capital Construction		
14	Account Appropriation	\$	465,000
15	Motor Vehicle Fund--Puget Sound Ferry Operations		
16	Account Appropriation	\$	885,000
17	Motor Vehicle Fund Appropriation--State	\$	34,970,000
18	TOTAL APPROPRIATION	\$	37,020,000

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

21 (1) \$2,300,000 of the motor vehicle fund--state appropriation is
22 provided for the continuing development of financial management
23 systems. Authority to expend these funds is conditioned upon
24 compliance with the requirements set forth in section 58 of this act.

25 (2) \$1,200,000 of the motor vehicle fund--state appropriation is
26 provided solely for the funding of transportation graduate
27 scholarships.

1 (3) The legislature directs a joint study to be conducted by the
 2 office of financial management, the department of personnel, and the
 3 Washington state department of transportation to determine whether the
 4 current services rendered by the department of personnel on issues
 5 relating to employee information, and safety and health in the work
 6 environment are sufficient. Findings of the study shall be reported to
 7 the legislative transportation committee by January 20, 1992, and shall
 8 include but not be limited to recommendations as to who is responsible
 9 for performing these services.

10 (4) Up to \$510,000 of the motor vehicle fund--state appropriation
 11 in this section is provided to consolidate the equal employment
 12 opportunity functions within the department of transportation.

13 NEW SECTION. **Sec. 38. FOR THE DEPARTMENT OF TRANSPORTATION--**
 14 **PLANNING, RESEARCH, AND PUBLIC TRANSPORTATION--PROGRAM T**

15 For public transportation and rail programs:

16	Transportation Fund--State	\$	14,395,000
17	General Fund Appropriation--Federal/Local	\$	5,518,000
18	High Capacity Transportation Account Appropriation	\$	9,540,000

19 For planning and research:

20	Motor Vehicle Fund Appropriation--State	\$	17,830,000
21	Motor Vehicle Fund Appropriation--Federal	\$	9,000,000
22	TOTAL APPROPRIATION	\$	56,283,000

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

25 (1) The high capacity transportation account appropriation is
 26 subject to the following conditions and limitations:

1 (a) \$6,800,000 or as much thereof as may be necessary may be
2 expended to provide up to eighty percent matching assistance for
3 regional high capacity transportation planning efforts;

4 (b) \$415,000 or as much thereof as may be necessary may be expended
5 to determine ways of improving Amtrak service including coordination
6 and planning efforts within the state;

7 (c) \$500,000 or as much thereof as may be necessary may be expended
8 for freight rail program administration;

9 (d) \$615,000 or as much thereof as may be necessary may be expended
10 for the expert review panels.

11 (2) A study shall be conducted to evaluate the handling, treatment,
12 and disposal of debris collected by accepted stormwater runoff
13 facilities along state highways. This study shall be coordinated with
14 the efforts of the Puget Sound water quality authority and the
15 department of ecology and address at least the following elements:

16 (a) An assessment of the severity of the problem;

17 (b) A summary of existing federal, state, and local laws and rules
18 relating to stormwater runoff on state, city, and county roads;

19 (c) An analysis of the various techniques used by other
20 jurisdictions within and outside of Washington state to address the
21 problem;

22 (d) A comprehensive analysis of costs for handling, treatment, and
23 disposal of stormwater runoff state-wide and the identification of the
24 responsible jurisdictions and associated funding sources.

25 A priority list and implementation recommendations, including cost
26 estimates, shall be submitted to the legislative transportation
27 committee by September 1992.

28 (3) No more than \$2,000,000 of the transportation fund
29 appropriation contained in this section may be expended for the
30 purchase of rail rights of ways under RCW 46.76.140: PROVIDED, That

1 such funds expended for the Stampede Pass corridor connecting Auburn in
2 King County and Cle Elum in Kittitas County may be expended only for
3 right of way. This appropriation shall lapse if \$1,100,000 is not
4 reappropriated for the purchase of corridors from the essential rail
5 banking account.

6 (4) In the event federal funds are not available to fully fund the
7 \$9,000,000 motor vehicle fund--federal appropriation in this section,
8 motor vehicle fund--state funds may be substituted therefor, up to a
9 maximum of \$1,500,000. In no event shall the total expenditures for
10 program T exceed \$56,283,000.

11 (5) Up to \$10,000,000 of the transportation fund--state
12 appropriation is provided to implement the findings of a program to
13 improve Amtrak services in Washington. By December 15, 1991, and prior
14 to implementation, the program shall be presented to the legislative
15 transportation committee. The program may include but is not limited
16 to all or portions of the costs of:

17 (a) Improvements to tracks, grade crossings, and signal systems
18 necessary to increase operating speeds;

19 (b) Station improvements;

20 (c) Resumption of service between Seattle, Washington, and
21 Vancouver, British Columbia; and

22 (d) New or additional service on other routes for which there is
23 adequate demand and reasonable opportunity for cost recovery.

24 (6) Up to \$750,000 of the high capacity transportation account
25 appropriation in this section is provided solely for the Spokane
26 intermodal transportation center. Moneys in this appropriation may be
27 expended only after the Washington state transportation commission has
28 received funding commitments from all other project participants.

1 (7) \$3,400,000 of the motor vehicle fund--state appropriation is
2 provided for regional transportation planning organizations. This
3 appropriation shall be allocated as follows:

4 (a) A maximum total of \$1,170,000 will be allocated to lead
5 planning agencies, based on \$30,000 per county for each county within
6 a regional transportation planning organization;

7 (b) A maximum of \$2,230,000 will be allocated to lead planning
8 agencies on a per capita basis.

9 Any unexpended funds may be used for a discretionary grant program
10 for special regional planning projects, to be administered by the
11 department of transportation.

12 NEW SECTION. **Sec. 39. FOR THE DEPARTMENT OF TRANSPORTATION--**
13 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

14	Motor Vehicle Fund Appropriation	\$	19,200,361
15	Motor Vehicle Fund--Puget Sound Ferry Operations		
16	Account	\$	2,000,000
17	TOTAL APPROPRIATION	\$	21,200,361

18 The appropriations in this section are to provide for costs billed
19 to the department for the services of other state agencies as follows:

- 20 (1) Archives and records management, \$257,763;
- 21 (2) Attorney general tort claims support, \$5,262,000;
- 22 (3) Office of the state auditor audit services, \$883,366;
- 23 (4) Department of general administration facilities and services
24 charges, \$2,597,769;
- 25 (5) Department of personnel services, \$2,368,949;
- 26 (6) Self-insurance liability premium, \$7,220,514 and
27 administration, \$610,000; and

1 (7) Marine division self-insurance liability premium and
2 administration, \$2,000,000.

3 NEW SECTION. **Sec. 40. FOR THE DEPARTMENT OF TRANSPORTATION--**
4 **MARINE CONSTRUCTION--PROGRAM W**

5	Motor Vehicle Fund--Puget Sound Capital Construction		
6	Account Appropriation--State	\$	67,792,000
7	Motor Vehicle Fund--Puget Sound Capital Construction		
8	Account Appropriation--Federal	\$	5,804,000
9	Motor Vehicle Fund--Puget Sound Capital Construction		
10	Account Appropriation--Private/Local	\$	1,000,000
11	TOTAL APPROPRIATION	\$	74,596,000

12 The appropriations in this section are provided for improving the
13 Washington state ferry system, including, but not limited to, vessel
14 acquisition, vessel construction, major and minor vessel improvements,
15 and terminal construction and improvements. The appropriations in this
16 section are subject to the following conditions and limitations:

17 (1) The appropriations in this section are provided to carry out
18 only the projects in the department of transportation's 1991-93
19 biennial budget request dated March 1991, as approved by the
20 transportation commission. The department of transportation shall
21 revise these projects to reconcile them with the 1989-91 actual
22 expenditures within sixty days of the beginning of the biennium.

23 (2) The Puget Sound capital construction account--state
24 appropriation is for the period ending June 30, 1992. The department
25 is directed to expend these moneys as if a full biennial appropriation
26 had been authorized. The department is further directed to submit a
27 supplemental budget request for the remainder of the 1991-93 biennium,

1 based on the findings and recommendations of the marine capital study
2 initiated by the legislative transportation committee.

3 (3) The Puget Sound capital construction account--state
4 appropriation of \$67,792,000 includes \$10,000,000 in proceeds from the
5 sale of bonds authorized by RCW 47.60.560: PROVIDED, That the
6 department of transportation may use current revenues available to the
7 Puget Sound capital construction account in lieu of bond proceeds for
8 any part of the state appropriation.

9 (4) The Puget Sound capital construction account--state
10 appropriation of \$67,792,000 includes \$1,082,000 to be expended solely
11 for the design of a jumbo class automobile ferry vessel.

12 (5) The department of transportation shall provide the legislative
13 transportation committee with a monthly report concerning the status of
14 the capital program authorized in this section.

15 NEW SECTION. **Sec. 41. FOR THE DEPARTMENT OF TRANSPORTATION--**
16 **MARINE--PROGRAM X**

17 Motor Vehicle Fund--Puget Sound Ferry Operations

18 Account--State \$ 204,766,737

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

21 (1) The appropriation is based on the budgeted expenditure
22 of \$24,562,547 for vessel operating fuel in the 1991-93 biennium. If
23 the actual cost of fuel is less than this budgeted amount, the excess
24 amount shall not be expended. If the actual cost exceeds this amount,
25 the department shall request a supplemental appropriation.

26 (2) The department shall transfer moneys from the ferry system
27 revolving account to the Puget Sound ferry operations account so as to
28 minimize the need for expenditure of Puget Sound ferry operations

1 account moneys during June of each respective fiscal year in support of
2 the expenditures necessary for the operation and maintenance of the
3 state ferry system as authorized in this section.

4 (3) The appropriation contained in this section provides for the
5 compensation of ferry employees, including increases. The expenditures
6 for compensation paid to ferry employees during the 1991-93 biennium
7 shall not exceed \$134,854,000 plus a dollar amount, as prescribed by
8 the office of financial management, that is equal to any insurance
9 benefit increase granted general government employees in excess of
10 \$256.07 a month annualized per eligible marine employee multiplied by
11 the number of eligible marine employees for the respective fiscal year,
12 a dollar amount as prescribed by the office of financial management for
13 salary increases during the 1991-93 biennium, and a dollar amount as
14 prescribed by the office of financial management for costs associated
15 with pension amortization charges and cost of living allowances. For
16 the purposes of this section, the expenditures for compensation paid to
17 ferry employees shall be limited to salaries and wages and employee
18 benefits as defined in the office of financial management's policies,
19 regulations, and procedures named under objects of expenditure "A"
20 and "B" (7.2.6.2). Of the \$134,854,000 provided for compensation, plus
21 the prescribed insurance benefit, pension, and salary increase dollar
22 amount:

23 (a) The maximum dollar amount which shall be allocated from the
24 governor's compensation salary appropriation is in addition to the
25 appropriation contained in this section and may be used to increase
26 compensation costs, effective January 1, 1992;

27 (b) The maximum dollar amount which shall be allocated from the
28 governor's compensation salary appropriation is in addition to the
29 appropriation contained in this section and shall be used to maintain

1 any 1991-92 compensation increase and may be used to increase
2 compensation costs, effective January 1, 1993.

3 In no event may the June 30, 1992, hourly salary rate increase
4 exceed any average hourly salary rate increase granted during the 1991-
5 92 fiscal year.

6 In no event may the June 30, 1993, hourly salary rate increase
7 exceed any salary rate increase granted during the 1992-93 fiscal year.

8 (c) The prescribed insurance benefit increase dollar amount which
9 shall be allocated from the governor's compensation insurance benefits
10 appropriation is in addition to the appropriation contained in this
11 section and may be used to increase compensation costs, effective July
12 1, 1991;

13 (d) The prescribed insurance benefit increase dollar amount which
14 shall be allocated from the governor's compensation insurance benefits
15 appropriation is in addition to the appropriation contained in this
16 section and may be used to increase compensation costs, effective July
17 1, 1992.

18 (4) The intent of the legislature is to eliminate the current
19 passenger-only service between Seattle and Bremerton. The
20 transportation commission is responsible for evaluating other potential
21 passenger-only routes and determining the location of a new passenger-
22 only route. The transfer of the Seattle/Bremerton passenger-only
23 vessel to a new route should be implemented as soon as it is feasible.

24 (5) The appropriation in this section includes \$1,091,290 for an
25 additional eight-hour automobile ferry service between Seattle and
26 Bremerton during the 1992-93 fiscal period commencing with the
27 elimination of the passenger only service.

28 (6) The department of transportation shall provide the legislative
29 transportation committee with a monthly report concerning the status of
30 the operating program authorized in this section.

1 (7) The transportation commission is directed to continue its
2 evaluation of passenger-only vessel designs capable of providing high
3 speed service between Seattle and Bremerton. The commission shall
4 provide the legislative transportation committee with a report
5 concerning the status of the evaluation by September 30, 1991.

6 NEW SECTION. **Sec. 42. FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL**
7 **PROGRAMS--PROGRAM Z**

8	Motor Vehicle Fund Appropriation--State	\$	10,823,000
9	Motor Vehicle Fund Appropriation--Federal	\$	95,300,000
10	Motor Vehicle Fund Appropriation--Local	\$	10,000,000
11	TOTAL APPROPRIATION	\$	116,123,000

12 (1) The appropriations in this section include \$3,150,000 from the
13 motor vehicle fund--state for transportation expenditures related to
14 the United States navy home port in Everett.

15 (2) The appropriations contain \$309,000 of state funds from the
16 proceeds of bonds for Columbia Basin county roads authorized in chapter
17 121, Laws of 1951; chapter 311, Laws of 1955; and chapter 121, Laws of
18 1965 for reimbursable expenditures on cooperative projects authorized
19 by state or federal laws. If these moneys are not expended during
20 1991-93, this appropriation shall revert to the motor vehicle fund.

21 (3) \$4,000,000 of the motor vehicle fund--state appropriation, or
22 as much thereof as may be required, is provided for studies that are
23 mutually beneficial to cities, counties and the state department of
24 transportation.

25 NEW SECTION. **Sec. 43. FOR THE DEPARTMENT OF TRANSPORTATION--**
26 **SUPPORTIVE SERVICES--PROGRAM 090**

27	Motor Vehicle Fund Appropriation--State	\$	170,000
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1 General Fund Appropriation--Federal \$ 400,000
 2 TOTAL APPROPRIATION \$ 570,000

3 The appropriation in this section is provided for supportive
 4 services to on-the-job training programs for minority construction
 5 workers and for minority contractors' training programs.

6 NEW SECTION. **Sec. 44. FOR THE STATE TREASURER--TRANSFERS**

7 General Fund Appropriation:

8 For transfer on July 1, 1991 to the

9 Transportation Fund \$ 20,000,000

10 Transportation Fund Appropriation:

11 For transfer on July 1, 1991 to the Motor Vehicle

12 Fund--Puget Sound Capital Construction Account \$ 1,500,000

13 Transportation Fund Appropriation:

14 For transfer on July 1, 1991 to the Motor Vehicle

15 Fund--Puget Sound Ferry Operations Account . . \$ 6,000,000

16 NEW SECTION. **Sec. 45. FOR THE DEPARTMENT OF TRANSPORTATION**

17 Motor Vehicle Fund--RV Account Appropriation

18 Transfer:

19 For transfer to the Motor Vehicle Fund \$ 800,000

20 The appropriation transfer in this section is provided for the
 21 construction and maintenance of recreation vehicle sanitary disposal
 22 systems at rest areas on the state highway system.

23 NEW SECTION. **Sec. 46. FOR THE DEPARTMENT OF TRANSPORTATION**

24 Motor Vehicle Fund--State Appropriation

25 Transfer:

26 For transfer to the Advance Right of Way Revolving

1 Fund \$ 10,000,000

2 The appropriation transfer in this section is null and void if
3 House Bill No. 1992 is not enacted by September 1, 1991.

4 NEW SECTION. **Sec. 47.** It is the intent of the legislature that
5 the amounts assumed in this act for all revolving funds for services
6 provided to the Washington state patrol and department of licensing by
7 other agencies, including the department of personnel service fund for
8 personnel services, the legal services revolving fund for tort claim
9 administration costs and other legal costs, the audit services
10 revolving fund for audits, and the archives and records management
11 account for archiving, storage, and records management services, shall
12 not be exceeded without prior approval of the legislative
13 transportation committee.

14 NEW SECTION. **Sec. 48.** No moneys are provided in this act for
15 major relocation of the Washington state patrol or the department of
16 licensing.

17 **Sec. 49.** RCW 46.68.110 and 1989 1st ex.s. c 6 s 41 are each
18 amended to read as follows:

19 Funds credited to the incorporated cities and towns of the state as
20 set forth in subdivision (1) of RCW 46.68.100 shall be subject to
21 deduction and distribution as follows:

22 (1) One and one-half percent of such sums shall be deducted monthly
23 as such sums are credited and set aside for the use of the department
24 of transportation for the supervision of work and expenditures of such
25 incorporated cities and towns on the city and town streets thereof,
26 including the supervision and administration of federal-aid programs

1 for which the department of transportation has responsibility(~~(+
2 PROVIDED, That any moneys so retained and not expended shall be
3 credited in the succeeding biennium to the incorporated cities and
4 towns in proportion to deductions herein made))~~);

5 (2) (~~From July 1, 1987, through June 30, 1989, thirty-three one-
6 hundredths of one percent of such funds shall be deducted monthly, as
7 such funds accrue, and set aside for the use of the department of
8 transportation for the purpose of funding the cities' share of the
9 costs of highway jurisdiction studies and other studies. Any funds so
10 retained and not expended shall be credited in the succeeding biennium
11 to the cities in proportion to the deductions made~~;

12 (3) ~~From July 1, 1989, through June 30, 1991,~~) Thirty-three one-
13 hundredths of one percent of such funds shall be deducted monthly, as
14 such funds accrue, and set aside for the use of the department of
15 transportation for the purpose of funding the cities' share of the
16 costs of highway jurisdiction studies and other studies(~~(. Any funds
17 so retained and not expended shall be credited in the succeeding
18 biennium to the cities in proportion to the deductions made))~~);

19 (~~(4)~~) (3) The balance remaining to the credit of incorporated
20 cities and towns after such deduction shall be apportioned monthly as
21 such funds accrue among the several cities and towns within the state
22 ratably on the basis of the population last determined by the office of
23 financial management.

24 **Sec. 50.** RCW 46.68.120 and 1989 1st ex.s. c 6 s 42 are each
25 amended to read as follows:

26 Funds to be paid to the counties of the state shall be subject to
27 deduction and distribution as follows:

28 (1) One and one-half percent of such funds shall be deducted
29 monthly as such funds accrue and set aside for the use of the

1 department of transportation and the county road administration board
2 for the supervision of work and expenditures of such counties on the
3 county roads thereof, including the supervision and administration of
4 federal-aid programs for which the department of transportation has
5 responsibility(~~(:— PROVIDED, That any funds so retained and not~~
6 ~~expended shall be credited in the succeeding biennium to the counties~~
7 ~~in proportion to deductions herein made))~~);

8 (2) All sums required to be repaid to counties composed entirely of
9 islands shall be deducted;

10 (3) (~~From July 1, 1987, through June 30, 1989, thirty three one-~~
11 ~~hundredths of one percent of such funds shall be deducted monthly, as~~
12 ~~such funds accrue, and set aside for the use of the department of~~
13 ~~transportation for the purpose of funding the counties' share of the~~
14 ~~costs of highway jurisdiction studies and other studies. Any funds so~~
15 ~~retained and not expended shall be credited in the succeeding biennium~~
16 ~~to the counties in proportion to the deductions made;~~

17 ~~(4) From July 1, 1989, through June 30, 1991,)~~ Thirty-three one-
18 hundredths of one percent of such funds shall be deducted monthly, as
19 such funds accrue, and set aside for the use of the department of
20 transportation for the purpose of funding the counties' share of the
21 costs of highway jurisdiction studies and other studies(~~(.— Any funds~~
22 ~~so retained and not expended shall be credited in the succeeding~~
23 ~~biennium to the counties in proportion to the deductions made;~~

24 (5) ~~The balance of such funds remaining to the credit of counties~~
25 ~~after such deductions shall be paid to the several counties monthly, as~~
26 ~~such funds accrue, in accordance with RCW 46.68.122 and 46.68.124)).~~

27 NEW SECTION. **Sec. 51.** The motor vehicle fund revenues are
28 received at a relatively even flow throughout the year. Expenditures
29 exceed the revenue during the accelerated summer and fall highway

1 construction season, creating a negative cash balance during the heavy
2 construction season. Negative cash balances also may result from the
3 use of state funds to finance federal advance construction projects
4 prior to conversion to federal funding. The legislature recognizes
5 that the department of transportation may require interfund loans or
6 other short-term financing to meet temporary seasonal cash requirements
7 and additional cash requirements to fund federal advance construction
8 projects.

9 NEW SECTION. **Sec. 52.** The legislature recognizes the economic
10 importance to the state of attracting new industrial development, and
11 that the availability of transportation services is a significant
12 factor in attracting such industries. The transportation commission
13 and the department of transportation may consider these unique
14 circumstances in determining priorities for capital expenditures.

15 NEW SECTION. **Sec. 53.** In addition to such other appropriations as
16 are made by this act, there is hereby appropriated to the department
17 of transportation from legally available bond proceeds in the
18 respective construction or building accounts such amounts as are
19 necessary to pay the expenses incurred by the state finance committee
20 in the issuance and sale of the subject bonds.

21 NEW SECTION. **Sec. 54. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **TRANSFER**

23 Motor Vehicle Fund--Highway Construction
24 Stabilization Account Transfer: For
25 transfer to the Motor Vehicle Fund \$ 100,000,000

1 The appropriation transfer in this section is provided for
2 expenditures pursuant to RCW 46.68.200.

3 NEW SECTION. **Sec. 55.** The department of transportation is
4 authorized to undertake federal advance construction projects under the
5 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
6 meeting approved highway construction and preservation objectives. The
7 legislature recognizes that the use of state funds may be required to
8 temporarily fund expenditures of the federal appropriations for the
9 highway construction and preservation programs for federal advance
10 construction projects prior to conversion to federal funding.

11 NEW SECTION. **Sec. 56.** (1) Any public agency including but not
12 limited to transit agencies, cities, counties, and the state department
13 of transportation, awarded contracts from counties or transit agencies
14 for the construction of high occupancy vehicle lanes and related
15 facilities shall use such moneys in addition to, and not as a
16 substitute for, moneys currently used, or planned to be used, for high
17 occupancy vehicle lanes by the public agency receiving the award.

18 (2) Cities, counties, transit agencies, and the state department of
19 transportation having within their boundaries a portion of the existing
20 or planned high occupancy vehicle system contained in the document
21 dated March 1991, entitled "Puget Sound HOV Core Lane Needs: 2000",
22 shall coordinate programming and operational decisions affecting the
23 high occupancy vehicle system.

24 NEW SECTION. **Sec. 57.** To maximize the use of motor vehicle fund
25 revenues, it is the intent of the legislature to encourage sharing of
26 technology, information, and systems where appropriate between
27 transportation agencies.

1 To facilitate this exchange, the Washington state department of
2 transportation assistant secretary for finance and budget management;
3 Washington state department of transportation chief for management
4 information systems; the Washington state patrol deputy chief, chief of
5 staff; Washington state patrol manager of the computer services
6 division; the department of licensing deputy director and department of
7 licensing assistant director for information systems will meet
8 quarterly to share plans, discuss progress of key projects and to
9 coordinate activities for the common good. Minutes of these meetings
10 will be distributed to the respective agency heads and the legislative
11 transportation committee. Washington state department of
12 transportation will provide staff support and meeting coordination.

13 NEW SECTION. **Sec. 58.** Agencies shall comply with the following
14 requirements regarding information technology projects if directed to
15 do so by specific appropriation proviso within this act. In addition
16 to these provisos agencies shall comply with all department of
17 information services requirements.

18 It is the intent of the legislature that information technology
19 projects in state government are managed and completed successfully.
20 Information technology projects should be divided into distinct phases.
21 Each phase of a project should be successfully completed before the
22 subsequent phases are commenced, unless an alternative plan is
23 approved. In addition to the post-implementation review, reviews using
24 oversight and quality assurance measures are to be conducted throughout
25 the project.

26 The legislature should consider each project's scope and duration
27 to determine whether appropriations should be for a fiscal year or a
28 biennium, and whether different phases or the entire project can be
29 accomplished within a specified time period.

1 Prior to initiating an information technology project, agencies
2 shall submit a budget decision package requesting moneys for a scoping
3 process and project management plan phase.

4 (1) Scoping process and project management plan phase. Prior to
5 requesting moneys from the legislature, or as a condition of receiving
6 an appropriation for planning or development of information technology
7 projects, the agencies shall complete a project scoping process and
8 project management plan that details the key issues to be addressed by
9 the information technology project and how agency management would
10 implement the project. The scoping process and project management plan
11 shall precede the feasibility study.

12 The scoping process must define the project's scope; key issues,
13 including business, management, technical and other issues; major
14 objectives; project justifications; project approach; and answer by a
15 test of reasonableness that the project is feasible. The scoping
16 process is to provide the legislature, office of financial management,
17 and the department of information services with the high level
18 information it needs to approve proceeding with the subsequent phase.

19 The project management plan shall document how the agency will
20 manage the project identified in the scoping process. The plan shall
21 be an evolving document. Each subsequent phase of the project shall
22 have an updated project management plan submitted as a prerequisite for
23 approval to begin the next phase.

24 The initial project management plan shall cover all factors
25 critical to the entire project, and shall specifically address
26 management plans for successfully completing the subsequent phase. The
27 initial plan shall address all factors critical to the overall project,
28 including, but not limited to, the following elements:

29 (a) Project organization: Define agency executive personnel
30 involved with project; define committee structures; identify key

1 personnel; address staffing requirements, including backfilling
2 requirements; and other key resources needed for a successful project
3 implementation.

4 (b) Description of scope change and cost control.

5 (c) Risk assessment and risk mitigation plan.

6 (d) Description of project oversight monitoring and quality
7 assurance procedures.

8 (e) Project workplan: Including defined phases, key management
9 decision points, and scheduling of other activities.

10 (f) Detailed workplan and estimated costs for next phase or phases
11 to be conducted in a specified period of time.

12 Following completion of the scoping process and project management
13 plan phase and approval from the department of information services,
14 the agency shall submit a budget decision package requesting moneys to
15 address the subsequent phase or phases identified in the project
16 management plan.

17 (2) The agency shall produce a feasibility study for each
18 information systems project in accordance with published department of
19 information services instructions. In addition to department of
20 information services requirements such studies shall examine and
21 evaluate the costs and benefits of maintaining status quo.

22 (3) A project status report shall be submitted to the department of
23 information services, the office of financial management, and the
24 legislative transportation committee for each project prior to reaching
25 key decision points identified in the relevant project management plan.
26 Project status reports shall examine and evaluate project management,
27 accomplishments, budget, action to address variances, risk management,
28 cost and benefits analysis, and other aspects critical to completion of
29 a project.

1 Work shall not commence on any task in a subsequent phase of a
2 project until the status report for the preceding key decision point
3 has been approved by the department of information services, the office
4 of financial management, and the legislative transportation committee
5 as appropriate.

6 (4) In those instances where a project review is requested in
7 accordance with department of information services policies, the
8 reviews shall examine and evaluate: System requirements
9 specifications; scope; system architecture; change controls;
10 documentation; user involvement; training; availability and capability
11 of resources; programming languages and techniques; system inputs and
12 outputs; plans for testing, conversion, implementation, and
13 post-implementation; and other aspects critical to successful
14 construction, integration, and implementation of automated systems.
15 Copies of project review written reports shall be forwarded to the
16 office of financial management and the legislative transportation
17 committee by the agency.

18 (5) A written post-implementation review report shall be prepared
19 by the agency for each information systems project in accordance with
20 published department of information services instructions. In addition
21 to the information requested pursuant to the department of information
22 services instructions, post-implementation reports shall evaluate the
23 degree to which a project accomplished its major objectives including,
24 but not limited to, a comparison of original cost and benefit estimates
25 to actual costs and benefits achieved. Copies of post-implementation
26 review reports shall be provided to the department of information
27 services, the office of financial management, and the legislative
28 transportation committee.

29 (6) During each phase of the project outlined in this section, the
30 department of information services shall provide the legislative

1 transportation committee with a written monthly project oversight and
2 risk assessment report for each project which has a specific proviso
3 under this section. The report shall include, but not be limited to,
4 the following: Project name, agency undertaking the project, a
5 description of the project, key project activities during the next 60-
6 90 days, base-line cost data, costs to date, schedule to date, risk
7 assessments, risk management, and recommendations.

8 When major variances in project scope, cost, or risk occur, the
9 agency sponsoring shall inform the department of information services,
10 the legislative transportation committee, and office of financial
11 management of the change in writing. A major variance is defined as a
12 budget change in excess of five percent; an increase or decrease in
13 risk category to low, medium, high; or a change in scope that could
14 result in a major change in budget or risk.

15 NEW SECTION. **Sec. 59.** In addition to the appropriation authority
16 contained in section 41 of this act for program X, the marine division
17 may expend up to \$500,000 from the Puget Sound ferry operations account
18 for unprogrammed expenditures with prior approval of the legislative
19 transportation committee.

20 NEW SECTION. **Sec. 60.** The attorney general shall prepare annually
21 a report to the legislative transportation committee comprising a
22 comprehensive summary of all cases involving tort claims against the
23 department of transportation involving highways that were concluded and
24 closed in the previous calendar year. The report shall include for
25 each case closed:

26 (1) A summary of the factual background of the case;

27 (2) Identification of the attorneys representing the state and the
28 opposing parties;

1 (3) A synopsis of the legal theories asserted and the defenses
2 presented;

3 (4) Whether the case was tried, settled, or dismissed, and in whose
4 favor;

5 (5) The amount of any settlement or verdict reached, and the terms
6 for payment;

7 (6) A summary of all settlement offers made by the parties where a
8 verdict was returned against the state;

9 (7) The approximate number of attorney hours expended by the state
10 on the case, together with the corresponding dollar amount billed
11 therefore; and

12 (8) Such other matters relating to the case as the attorney general
13 deems relevant or appropriate, especially including any comments or
14 recommendations for changes in statute law or agency practice that
15 might effectively reduce the exposure of the state to such tort claims.

16 NEW SECTION. **Sec. 61. FOR THE WASHINGTON STATE PATROL--CAPITAL**

17 As used in this section, "St Patrol Hiwy Acct" means the State
18 Patrol Highway Account.

19 (1) Design and construct WSP/DOL district offices-Tacoma (90-2-013)

	Reappropriation	Appropriation
21 St Patrol Hiwy Acct		5,413,000
22 Motor Vehicle Acct--State		1,848,000
23 Total Appropriation		7,261,000

24 Project	Estimated	Estimated
25 Costs	Costs	Total
26 Through	7/1/91 and	Costs
27 6/30/91	Thereafter	
28 750,000		8,011,000

29 (2) Design and construct new agency headquarters-Olympia (90-2-040)

1		Reappropriation	Appropriation
2	St Patrol Constr Acct		41,200,000
3	Project	Estimated	Estimated
4	Costs	Costs	Total
5	Through	7/1/91 and	Costs
6	6/30/91	Thereafter	
7	250,000		41,450,000
8	(3) Replace underground storage tanks-Ten locations (92-1-002)		
9		Reappropriation	Appropriation
10	St Patrol Hiwy Acct		1,656,000
11	Project	Estimated	Estimated
12	Costs	Costs	Total
13	Through	7/1/91 and	Costs
14	6/30/91	Thereafter	
15	376,000		2,032,000
16	(4) Minor works (92-2-004)		
17		Reappropriation	Appropriation
18	St Patrol Hiwy Acct		435,000
19	Project	Estimated	Estimated
20	Costs	Costs	Total
21	Through	7/1/91 and	Costs
22	6/30/91	Thereafter	
23	1,654,000	759,200	2,848,200
24	(5) Property acquisition for communications site-Maple Falls		
25	(92-2-0064)		
26		Reappropriation	Appropriation
27	St Patrol Hiwy Acct		17,000
28	Project	Estimated	Estimated
29	Costs	Costs	Total
30	Through	7/1/91 and	Costs
31	6/30/91	Thereafter	
32			17,000
33	(6) BAW FAW replacement communication tower (92-2-010)		
34		Reappropriation	Appropriation
35	St Patrol Hiwy Acct		234,000

1	Project	Estimated	Estimated
2	Costs	Costs	Total
3	Through	7/1/91 and	Costs
4	6/30/91	Thereafter	
5		Total Costs	234,000

6 NEW SECTION. **Sec. 62.** If any provision of this act or its
7 application to any person or circumstance is held invalid, the
8 remainder of the act or the application of the provision to other
9 persons or circumstances is not affected.

10 NEW SECTION. **Sec. 63.** This act is necessary for the immediate
11 preservation of the public peace, health, or safety, or support of the
12 state government and its existing public institutions, and shall take
13 effect immediately.