

2 2ESHB 2080 - S AMD - 471  
3 By Senators Owen and Prince

4 S/O SEC 514-525 RULED IN ORDER; ADOPTED AS AMENDED 5/25/95  
5 Strike everything after the enacting clause and insert the  
6 following:

7 **"TRANSPORTATION APPROPRIATIONS**

8 NEW SECTION. **Sec. 1.** The legislature finds and declares that it  
9 is essential to maintain an efficient and effective transportation  
10 system. The legislature finds that certain agency practices need to be  
11 reexamined and specific policies put in place in order to ensure cost-  
12 effective program delivery. All planning, training, engineering, and  
13 related activities should be aimed at achieving delivery of projects  
14 and services. Staffing levels and equipment purchases should be  
15 commensurate with the workload assumed in this budget.

16 NEW SECTION. **Sec. 2.** (1) The transportation budget of the state  
17 is hereby adopted and, subject to the provisions hereinafter set forth,  
18 the several amounts hereinafter specified, or as much thereof as may be  
19 necessary to accomplish the purposes designated, are hereby  
20 appropriated from the several accounts and funds hereinafter named to  
21 the designated state agencies and offices for salaries, wages, and  
22 other expenses, for capital projects, and for other specified purposes,  
23 including the payment of any final judgments arising out of such  
24 activities, for the period ending June 30, 1997.

25 (2) Legislation with fiscal impacts enacted in the 1995 legislative  
26 session not assumed in this act are not funded in the 1995-97  
27 transportation budget.

28 (3) Unless the context clearly requires otherwise, the definitions  
29 in this subsection apply throughout this act.

30 (a) "Fiscal year 1996" or "FY 1996" means the fiscal year ending  
31 June 30, 1996.

32 (b) "Fiscal year 1997" or "FY 1997" means the fiscal year ending  
33 June 30, 1997.

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

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

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

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**PART I**  
**GENERAL GOVERNMENT AGENCIES--OPERATING**

NEW SECTION.    **Sec. 101.    FOR THE DEPARTMENT OF AGRICULTURE**

Motor Vehicle Fund--State Appropriation . . . . . \$                    300,000

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The department of agriculture shall report to the legislative transportation committee by January 1, 1996, and January 1, 1997, on the number of fuel samples tested and the findings of the tests for the motor fuel quality program.

NEW SECTION.    **Sec. 102.    FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**

Motor Vehicle Fund--State Appropriation . . . . . \$                    40,000

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The joint legislative systems committee shall enter into a service level agreement with the legislative transportation committee by September 30, 1995.

NEW SECTION.    **Sec. 103.    FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM**

Motor Vehicle Fund--State Appropriation . . . . . \$                    205,000

The appropriation in this section is for fiscal year 1996 and is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The legislative evaluation and accountability program committee shall enter into a service level agreement with the legislative transportation committee by September 30, 1995.

NEW SECTION.    **Sec. 104.    FOR THE OFFICE OF FINANCIAL MANAGEMENT**

1 Motor Vehicle Fund--State Appropriation . . . . . \$ 110,000

2 NEW SECTION. **Sec. 105. FOR THE OFFICE OF MARINE SAFETY**

3 State Toxics Control Account--State

4 Appropriation . . . . . \$ 70,000

5 Oil Spill Administration Account--State

6 Appropriation . . . . . \$ 1,008,000

7 TOTAL APPROPRIATION . . . . . \$ 1,078,000

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

11 (1) The appropriations in this section are for six months only  
12 pursuant to sections 514 through 524 of this act, which transfer the  
13 responsibilities of the office of marine safety to the department of  
14 ecology on January 1, 1996.

15 (2) The legislative transportation committee shall convene a task  
16 force comprised of representatives from the office of financial  
17 management, the department of ecology, the department of revenue, and  
18 other affected parties to: (a) Identify cost savings and efficiencies  
19 associated with the transfer of the office of marine safety to the  
20 department of ecology; (b) examine provisions pertaining to the oil  
21 spill accounts; (c) develop new strategies for handling oil spill  
22 administration account funding shortfalls in lieu of allowing transfers  
23 from the oil spill response account; and (d) evaluate ongoing oil spill  
24 planning and prevention needs. The findings and recommendations of the  
25 task force shall be used in the development of the 1996 supplemental  
26 budget, and accompanying policy legislation.

27 (3) \$170,000 of the oil spill administration account appropriation  
28 is provided solely for a contract with the University of Washington's  
29 SeaGrant program in order to develop an educational program that  
30 targets small spills from commercial fishing vessels, ferries, cruise  
31 ships, ports, and marinas. This funding is available for the  
32 implementation of the Puget Sound water quality management plan by the  
33 University of Washington.

34 NEW SECTION. **Sec. 106. FOR THE GOVERNOR--FOR TRANSFER TO THE TORT**  
35 **CLAIMS REVOLVING FUND**

36 Motor Vehicle Fund--State Appropriation . . . . . \$ 2,808,000

1	Marine Operating Fund--State Appropriation . . . . .	\$	1,157,000
2	TOTAL APPROPRIATION . . . . .	\$	3,965,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations and specified amounts are provided solely  
5 for that activity: The amount of the transfers from the motor vehicle  
6 fund and the marine operating fund are to be transferred into the tort  
7 claims revolving fund only as claims have been settled or adjudicated  
8 to final conclusion and are ready for payout. The appropriation  
9 contained in this section is to retire tort obligations that occurred  
10 before July 1, 1990.

11 NEW SECTION. **Sec. 107. FOR THE STATE PARKS AND RECREATION**  
12 **COMMISSION--OPERATING**

13	Motor Vehicle Fund--State Appropriation . . . . .	\$	927,000
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14 The appropriation in this section is subject to the following  
15 conditions and limitations and specified amounts are provided solely  
16 for that activity: The commission shall not expend any state funds for  
17 maintenance, repair, or snow and ice removal on county or private  
18 roads.

19 NEW SECTION. **Sec. 108. FOR THE UTILITIES AND TRANSPORTATION**  
20 **COMMISSION**

21	Grade Crossing Protective Fund--State		
22	Appropriation . . . . .	\$	222,000

23 NEW SECTION. **Sec. 109. FOR THE OFFICE OF THE STATE TREASURER**

24	State Treasurer's Service Fund--State		
25	Appropriation . . . . .	\$	44,000

26 NEW SECTION. **Sec. 110. FOR THE DEPARTMENT OF COMMUNITY, TRADE,**  
27 **AND ECONOMIC DEVELOPMENT**

28	Motor Vehicle Fund--State		
29	Appropriation . . . . .	\$	251,000

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

1 for that activity: The entire appropriation is for the contracted  
2 staff at the Gateway Visitor Information Centers, and shall not be used  
3 for any other purpose.

4 (End of part)

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**PART II**  
**TRANSPORTATION AGENCIES**

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

Highway Safety Fund--State Appropriation . . . . .	\$	428,000
Highway Safety Fund--Federal Appropriation . . . . .	\$	5,160,000
Transportation Fund--State Appropriation . . . . .	\$	1,100,000
TOTAL APPROPRIATION . . . . .	\$	6,688,000

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity: Up to \$200,000 of the transportation fund--state appropriation shall be used by the commission to identify and implement programs to reduce the incidence of driving under the influence of controlled substances. The commission shall submit a progress report to the legislative transportation committee by December 31, 1995. The remaining transportation fund--state appropriation shall be used solely to fund community DUI task forces. Funding from the transportation fund for any community DUI task force may not exceed fifty percent of total expenditures in support of that task force.

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

Pilotage Account--State Appropriation . . . . .	\$	260,000
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NEW SECTION.     **Sec. 203.     FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Motor Vehicle Fund--Rural Arterial Trust		
Account--State Appropriation . . . . .	\$	37,553,000
Motor Vehicle Fund--State Appropriation . . . . .	\$	1,340,000
Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	508,000
Motor Vehicle Fund--County Arterial Preservation		
Account --State Appropriation . . . . .	\$	26,023,000
TOTAL APPROPRIATION . . . . .	\$	65,424,000

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

1	Motor Vehicle Fund--Urban Arterial Trust	
2	Account--State Appropriation . . . . .	\$ 38,997,000
3	Motor Vehicle Fund--Transportation Improvement	
4	Account--State Appropriation . . . . .	\$ 143,061,000
5	Motor Vehicle Fund--City Hardship Assistance	
6	Account--State Appropriation . . . . .	\$ 1,904,000
7	Motor Vehicle Fund--Small City Account--	
8	State Appropriation . . . . .	\$ 5,702,000
9	TOTAL APPROPRIATION . . . . .	\$ 189,664,000

10       The appropriations in this section are subject to the following  
11 conditions and limitations and specified amounts are provided solely  
12 for that activity: The transportation improvement account--state  
13 appropriation includes \$50,000,000 in proceeds from the sale of bonds  
14 authorized in RCW 47.26.500. However, the transportation improvement  
15 board may authorize the use of current revenues available in lieu of  
16 bond proceeds.

17       NEW SECTION.     **Sec. 205.     FOR THE LEGISLATIVE TRANSPORTATION**  
18 **COMMITTEE**

19	Motor Vehicle Fund--State Appropriation . . . . .	\$ 2,528,000
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20       The appropriation in this section is subject to the following  
21 conditions and limitations and specified amounts are provided solely  
22 for that activity:

23       (1) The legislative transportation committee shall convene  
24 representatives from the department of transportation, Washington state  
25 patrol, department of licensing, and any other agency receiving an  
26 appropriation in this act, as necessary, to establish performance  
27 measures that are associated with the final legislative appropriation.  
28 The performance measures are to be established and will be tracked  
29 within the transportation executive information system.

30       (2) The legislative transportation committee shall convene one or  
31 more groups to address activities that result in the loss of  
32 transportation tax revenue. The groups shall present their findings to  
33 the legislative transportation committee and the office of financial  
34 management.

35       (3) The legislative transportation committee shall study the  
36 governance and operations of the ports.



1        NEW SECTION.    **Sec. 206.    FOR THE MARINE EMPLOYEES COMMISSION**

2    Motor Vehicle Fund--Puget Sound Ferry Operations  
3        Account--State Appropriation   . . . . . \$                    345,000

4        NEW SECTION.    **Sec. 207.    FOR THE TRANSPORTATION COMMISSION**

5    Transportation Fund--State Appropriation   . . . . . \$                    677,000

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

9        (1) For the fiscal year 1996, the commission shall not be  
10   compensated for workdays in excess of 504 (an average of seven workdays  
11   per commissioner, per month), except the chair who shall not be  
12   compensated for workdays in excess of 114 (an average of nine and one-  
13   half workdays per month).

14        (2) For the fiscal year 1997, up to \$45,000 is provided as  
15   compensation for commissioner work days. By December 15, 1995 the  
16   commission shall report back to the legislative transportation  
17   committee on the number of commissioner workdays expended and the  
18   adequacy of the fiscal year 1997 appropriation.

19        (3) None of the appropriation may be used to conduct studies or  
20   hire consultants without specific authorization from the legislative  
21   transportation committee prior to commencing any studies or hiring any  
22   consultants.

23        (4) In no event shall the commission hold meetings outside of the  
24   state of Washington. The commission is directed to seek methods of  
25   reducing travel and meeting costs.

26        NEW SECTION.    **Sec. 208.    FOR THE WASHINGTON STATE PATROL--FIELD**  
27    **OPERATIONS**

28    Motor Vehicle Fund--State Patrol Highway  
29        Account--State Appropriation   . . . . . \$                    140,251,000  
30    Motor Vehicle Fund--State Patrol Highway  
31        Account--Federal Appropriation   . . . . . \$                    3,196,000  
32    Motor Vehicle Fund--State Appropriation   . . . . . \$                    747,000  
33    Marine Operating Fund--State Appropriation   . . . \$                    927,000  
34                    TOTAL APPROPRIATION   . . . . . \$                    145,121,000

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

4 (1) The state patrol shall have a staffing level of not less than  
5 735 commissioned officers at the end of the 1995-97 biennium. This  
6 compares to a level of 700 commissioned officers that was established  
7 in the 1993-95 biennium. To achieve these levels: A class of not less  
8 than 30 cadets shall begin in July of 1995 and a class of not less than  
9 40 cadets shall begin in January of 1996.

10 (2) Management levels, lieutenants and above, are redirected to  
11 perform direct traffic law enforcement activities equivalent to five  
12 field force FTE staff years. Management personnel engaged in  
13 management activity shall not exceed 55 FTE staff years. This level  
14 compares to 76 FTE management level staff years in January of 1993.

15 (3) Any user of Washington state patrol aircraft shall reimburse  
16 the Washington state patrol for its pro rata share of all operating and  
17 maintenance costs including capitalization.

18 (4) The state patrol may not sell or purchase any aircraft until  
19 the legislative transportation committee has completed a review of the  
20 type of air services provided by the various state agencies, and the  
21 feasibility of consolidating the state's air fleet.

22 (5) By January 1, 1996, the chief of the state patrol shall submit  
23 to the legislative transportation committee a plan to incorporate  
24 safety education officer functions into field force activities. In  
25 development of the plan, the chief may consult with various constituent  
26 groups including the Washington traffic safety commission, schools,  
27 businesses, and local traffic entities. Up to \$200,000 of the motor  
28 vehicle fund--state patrol highway account--state appropriation  
29 provided for in this section may be used for these purposes.

30 (6) The \$747,000 motor vehicle fund--state appropriation in this  
31 section is provided for the following traditional general fund  
32 purposes: The Governor's air travel, the license fraud program, and  
33 the special services unit. This motor vehicle fund--state  
34 appropriation shall not be recognized as a permanent funding source for  
35 these purposes, but rather as a temporary funding source subject to  
36 renewed evaluation during the 1997 legislative session.

37 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**  
38 **INVESTIGATIVE SERVICES BUREAU**

1	Motor Vehicle Fund--State Appropriation . . . . .	\$	4,509,000
2	Transportation Fund--State Appropriation . . . . .	\$	1,642,000
3	TOTAL APPROPRIATION . . . . .	\$	6,151,000

4 The appropriations provided for in this section are for the  
5 following traditional general fund purposes: Crime laboratories, used  
6 primarily for local law enforcement purposes; ACCESS, the computer  
7 system linking all law enforcement and criminal justice agencies in the  
8 state to one another; and, the identification section, which is  
9 responsible for performing criminal background checks. The motor  
10 vehicle fund--state appropriation and the transportation fund--state  
11 appropriation provided in this section shall not be recognized as  
12 permanent funding sources for these purposes, but rather as temporary  
13 funding sources subject to renewed evaluation during the 1997  
14 legislative session.

15 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--SUPPORT**  
16 **SERVICES BUREAU**

17	Motor Vehicle Fund--State Patrol Highway		
18	Account--State Appropriation . . . . .	\$	53,229,000
19	Motor Vehicle Fund--State Appropriation . . . . .	\$	1,491,000
20	Transportation Fund--State Appropriation . . . . .	\$	2,636,000
21	TOTAL APPROPRIATION . . . . .	\$	57,356,000

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

25 (1) The office of the chief of the state patrol shall prepare a  
26 strategic plan that represents the future of the Washington state  
27 patrol and how management envisions meeting the challenges identified  
28 in the plan. The plan shall address the future responsibilities of  
29 commissioned and non-commissioned personnel, and the use of technology  
30 in law enforcement. It will focus on maximizing joint services and  
31 projects with other transportation agencies such as communication  
32 systems, computer systems, and facilities. Additionally, the state  
33 patrol shall include any other issues it deems necessary and will  
34 provide a six-year financial plan to address the future challenges  
35 identified in the strategic plan. The plan outline shall be delivered

1 to the legislative transportation committee by August 1, 1995, and the  
2 final plan delivered to the legislature by January 1, 1996.

3 (2) \$1,241,000 of the motor vehicle fund--state appropriation and  
4 \$2,363,000 of the transportation fund--state appropriation provided for  
5 in this section are for the following traditional general fund  
6 purposes: The executive protection unit, revolving fund charges,  
7 budget and fiscal services, computer services, personnel, human  
8 resources, administrative services, and property management. These  
9 appropriations shall not be recognized as permanent funding sources for  
10 these purposes, but rather as temporary funding sources subject to  
11 renewed evaluation during the 1997 legislative session.

12 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF LICENSING--**  
13 **MANAGEMENT AND SUPPORT SERVICES**

14 Highway Safety Fund--Motorcycle Safety Education Account--  
15 State Appropriation . . . . . \$ 78,000  
16 State Wildlife Account--State Appropriation . . . \$ 69,000  
17 Highway Safety Fund--State Appropriation . . . . \$ 5,090,000  
18 Motor Vehicle Fund--State Appropriation . . . . . \$ 4,338,000  
19 Transportation Fund--State Appropriation . . . . \$ 791,000  
20 TOTAL APPROPRIATION . . . . . \$ 10,366,000

21 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--**  
22 **INFORMATION SYSTEMS**

23 General Fund--Wildlife Account--State  
24 Appropriation . . . . . \$ 118,000  
25 Highway Safety Fund--State Appropriation . . . . \$ 7,820,000  
26 Motor Vehicle Fund--State Appropriation . . . . . \$ 12,871,000  
27 Transportation Fund--State Appropriation . . . . \$ 1,302,000  
28 TOTAL APPROPRIATION . . . . . \$ 22,111,000

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

32 (1) \$15,223,000 for the licensing application migration project  
33 (LAMP), of which \$9,134,000 is motor vehicle account--state, \$6,089,000  
34 is highway safety fund--state.

1 Of the \$15,223,000 LAMP appropriation \$761,150 is provided solely  
2 as a contingency amount.

3 (2) The licensing application migration project (LAMP) shall comply  
4 with section 49, chapter 23, Laws of 1993 ex. sess.

5 (3) The steering committee specified in the licensing application  
6 migration project (LAMP) feasibility study, dated July 7, 1992, shall  
7 meet monthly. In addition to the existing steering committee  
8 membership established in the feasibility study, the LAMP project  
9 director, the LAMP contractor's project manager, the LAMP quality  
10 assurance consultant, and a representative of the Washington state  
11 patrol shall be ex officio members of the LAMP steering committee.

12 (4) The licensing application migration project (LAMP) quality  
13 assurance consultant shall provide the LAMP steering committee with  
14 bimonthly reports on the status of the LAMP project. The bimonthly  
15 reports shall be on alternate months from the bimonthly reports  
16 provided by the department of information services. The reports  
17 required in this subsection shall also be delivered to the senate and  
18 house of representatives transportation committee chairs.

19 (5) No moneys are provided in this act for the inclusion of general  
20 fund activities in the LAMP project.

21 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--VEHICLE**  
22 **SERVICES**

23	General Fund--Marine Fuel Tax Refund Account--	
24	State Appropriation . . . . .	\$ 26,000
25	General Fund--Wildlife Account--State	
26	Appropriation . . . . .	\$ 534,000
27	Motor Vehicle Fund--State Appropriation . . . . .	\$ 46,554,000
28	Department of Licensing Services Account--	
29	State Appropriation . . . . .	\$ 2,944,000
30	TOTAL APPROPRIATION . . . . .	\$ 50,058,000

31 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--DRIVER**  
32 **SERVICES**

33	Highway Safety Fund--Motorcycle Safety Education	
34	Account--State Appropriation . . . . .	\$ 1,150,000
35	Highway Safety Fund--State Appropriation . . . . .	\$ 56,759,000
36	Transportation Fund--State Appropriation . . . . .	\$ 4,914,000

1	TOTAL APPROPRIATION . . . . .	\$	62,823,000
2	<u>NEW SECTION. Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--</u>		
3	<b>HIGHWAY MANAGEMENT AND FACILITIES--PROGRAM D--OPERATING</b>		
4	Motor Vehicle Fund--State Appropriation . . . . .	\$	24,194,000
5	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	400,000
6	Motor Vehicle Fund--Transportation Capital		
7	Facilities Account--State Appropriation . . . . .	\$	21,974,000
8	TOTAL APPROPRIATION . . . . .	\$	46,568,000
9	<u>NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--</u>		
10	<b>AVIATION--PROGRAM F</b>		
11	Transportation Fund--Aeronautics Account--State		
12	Appropriation . . . . .	\$	3,780,000
13	Transportation Fund--Aeronautics Account--Federal		
14	Appropriation . . . . .	\$	500,000
15	Aircraft Search and Rescue, Safety, and Education		
16	Account--State Appropriation . . . . .	\$	132,000
17	TOTAL APPROPRIATION . . . . .	\$	4,412,000
18	<u>NEW SECTION. Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--</u>		
19	<b>IMPROVEMENTS--PROGRAM I</b>		
20	Motor Vehicle Fund--Economic Development Account--		
21	State Appropriation . . . . .	\$	2,000,000
22	Motor Vehicle Fund--State Appropriation . . . . .	\$	235,055,000
23	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	296,774,000
24	Motor Vehicle Fund--Private/Local		
25	Appropriation . . . . .	\$	47,750,000
26	High Capacity Transportation Account--State		
27	Appropriation . . . . .	\$	7,812,000
28	Special Category C Account--State Appropriation . . . . .	\$	177,600,000
29	Special Category C Account--Local		
30	Appropriation . . . . .	\$	50,000
31	Transportation Fund--State Appropriation . . . . .	\$	60,000,000
32	Central Puget Sound Public Transportation Account--		
33	State Appropriation . . . . .	\$	2,500,000
34	Puyallup Tribal Settlement Account--State		
35	Appropriation . . . . .	\$	21,000,000

1	Puyallup Tribal Settlement Account--Federal	
2	Appropriation . . . . .	\$ 1,000,000
3	Puyallup Tribal Settlement Account--Private/Local	
4	Appropriation . . . . .	\$ 2,300,000
5	TOTAL APPROPRIATION . . . . .	\$ 853,841,000

6       The appropriations in this section are provided for the location,  
7 design, right of way acquisition, and construction of state highway  
8 projects designated as improvements under RCW 47.05.030. The  
9 appropriations in this section are subject to the following conditions  
10 and limitations and specified amounts are provided solely for that  
11 activity:

12       (1) Up to \$32,204,000 of the motor vehicle fund--federal  
13 appropriation in this section is provided for construction of  
14 demonstration projects specified in the federal intermodal surface  
15 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The  
16 motor vehicle fund--state appropriation includes \$7,525,000 in proceeds  
17 from the sale of bonds authorized in RCW 47.10.819(1) for the federal  
18 match requirements. However, the transportation commission may  
19 authorize the use of current revenues available to the department of  
20 transportation in lieu of bond proceeds for any part of the state  
21 appropriation. No bond proceeds shall be used to pay for a federal  
22 demonstration study project.

23       (2) The special category C account--state appropriation of  
24 \$177,600,000 includes \$160,000,000 in proceeds from the sale of bonds  
25 authorized by RCW 47.10.812 through 47.10.817. The appropriation  
26 includes \$75,746,000 for the 1st avenue south bridge in Seattle,  
27 \$15,254,000 for North-South Corridor/Division street improvements in  
28 Spokane, and \$86,600,000 for selected sections of state route 18.  
29 However, the transportation commission may revise the allocation of the  
30 appropriation for these projects with the concurrence of the  
31 legislative transportation committee. The transportation commission  
32 may authorize the use of current revenues available to the department  
33 of transportation in lieu of bond proceeds for any part of the state  
34 appropriation.

35       (3) The motor vehicle fund--state appropriation includes \$8,710,000  
36 in proceeds from the sale of bonds authorized by RCW 47.10.761 and  
37 47.10.762. These funds shall be expended for the following projects:

- 38       (a) Sea Tac International Blvd;

- 1 (b) SR 99 to SR 5 - HOV Lanes;
- 2 (c) SR 3 to Bremerton Ferry Terminal;
- 3 (d) Leavenworth Intermodal Improvement;
- 4 (e) Olympic Interchange;
- 5 (f) Sunset Dr. I/C - I/C Modifications;
- 6 (g) 94th Ave. E. Interchange;
- 7 (h) 164th Ave. Interchange; and
- 8 (i) NE 160th I/C Modifications (CN only).

9 These projects are not necessarily in prioritized order and are not  
10 subject to the provisions of chapter 490, Laws of 1993.

11 (4) \$44,685,000 appropriated in this section, which includes:  
12 \$3,212,000 of the motor vehicle fund--state appropriation; \$39,886,000  
13 of the transportation fund--state appropriation; \$1,328,000 of the  
14 motor vehicle fund--local appropriation; and \$259,000 of the economic  
15 development account--state appropriation, is to be expended on the  
16 following projects:

- 17 (a) Spring St. to Johnson Rd;
- 18 (b) W. Lk. Samm. Pkwy. to SR 202;
- 19 (c) Diamond Lake Channelization;
- 20 (d) 15th SW to SR 161 U-Xing;
- 21 (e) Andresen Road to SR 503;
- 22 (f) NE 144th St. to Battleground;
- 23 (g) Steamboat Island Rd I/C;
- 24 (h) Graham Hill Vicinity;
- 25 (i) North of Winslow - Stage 1;
- 26 (j) SR 5 to Blandford Drive;
- 27 (k) North Sumner Interchange; and
- 28 (l) Sunnyslope I/C - Stage 2.

29 These projects are not necessarily in prioritized order and are not  
30 subject to the provisions of chapter 490, Laws of 1993.

31 (5) \$69,111,000 appropriated in this section, which includes:  
32 \$35,060,000 of the motor vehicle fund--state appropriation; \$18,948,000  
33 of the transportation fund--state appropriation; and \$15,103,000 of the  
34 motor vehicle fund--federal appropriation, is to be expended on the  
35 following projects:

- 36 (a) SO 360th St/Milton Rd SO to SR 18 - Stage 1;
- 37 (b) SR 522 to 228th St. SE - Stage 1;
- 38 (c) 104th Ave NE to 124th Ave NE I/C;
- 39 (d) 124th NE I/C to W. Lake Samm. Pkwy.;



- 1 (e) Lewis Street Interchange;
- 2 (f) SR 202 Interchange;
- 3 (g) SR 82 to Selah;
- 4 (h) O'Brien to Lewis Rd;
- 5 (i) NE 147th to 80th NE - HOV Lanes;
- 6 (j) Old Cascade Hwy - to Deception CR - Stage 1;
- 7 (k) Prophets point to Old Cascade Hwy - Stage 2; and
- 8 (l) Sequim Bypass.

9 These projects are not necessarily in prioritized order and are not  
10 subject to the provisions of chapter 490, Laws of 1993.

11 (6) The motor vehicle fund--state appropriation in this section  
12 includes \$47,072,000 for the following high occupancy vehicle lane  
13 projects:

- 14 (a) 15th St SW to 84th Ave. SO - Stage 2; and
- 15 (b) Pierce C.L. to Tukwila I/C - Stage 1.

16 Construction of the projects under this subsection is subject to  
17 the availability of revenue from the repeal of the gasohol exemption  
18 and credit.

19 (7) When the projects identified in subsections (4) through (6) of  
20 this section are complete, the legislature will have fulfilled the  
21 commitments made in 1990 associated with the passage of the 1990  
22 transportation revenue package.

23 (8) The motor vehicle fund appropriation in this section includes  
24 \$17,800,000 for new preconstruction activities. Up to \$2,100,000 of  
25 the appropriation in this subsection is to be expended for  
26 preconstruction activities on the following project: 196th Street  
27 SW/SR 524 I/C.

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

32 (10) If chapter . . . (Substitute House Bill No. 1597), Laws of  
33 1995 is enacted by the 1995 legislature, the department of  
34 transportation shall assess the impacts of the bill upon the department  
35 of transportation and provide a report on such impacts to the  
36 legislative transportation committee by January 1, 1997.

37 (11) The legislature needs to determine all possible causes for  
38 changes in a project's cost from the time the cost is identified in the  
39 transportation commission's budget recommendation provided to the

1 governor and legislature in support of the proposed highway  
2 construction budget, through completion of project construction.

3 The department shall provide a historical data report showing  
4 changes throughout the life of selected projects. The historical data  
5 report shall quantify the reasons for project increases or decreases  
6 and include department of transportation actions taken to minimize such  
7 changes. The department is directed to assess whether construction  
8 cost efficiencies can be achieved by ensuring continuity between design  
9 efforts and construction administrative activities.

10 The department shall explicitly identify in its agency budget  
11 submittal any project for which funding is being requested as part of  
12 two or more budget items or programs. For each such project, the  
13 department shall identify the relevant budget items, the programs in  
14 which the budget items are contained, the amount being requested for  
15 the project in each budget item, and the total amount being requested  
16 for the project.

17 (12) The motor vehicle fund--state appropriation in this section  
18 includes \$2,700,000 solely for state match for the Blaine border  
19 crossing project to be used only if federal demonstration project  
20 funding is authorized for this project.

21 (13) The motor vehicle fund--state appropriation in this section  
22 includes \$600,000 solely for a rest area and information facility in  
23 the Nisqually gateway area to Mt. Rainier, provided that at least forty  
24 percent of the total project costs are provided from federal, local, or  
25 private sources. The contributions from the nonstate sources may be in  
26 the form of in-kind contributions including, but not limited to,  
27 donations of property and services.

28 (14) The economic development account--state appropriation in this  
29 section includes \$1,000,000 for state highway projects associated with  
30 the development of a horse racetrack in western Washington. With the  
31 funding of these projects, funding from the economic development  
32 account for state highway projects is fully obligated. The community  
33 economic revitalization board and the transportation commission shall  
34 not select any new projects pursuant to RCW 43.160.074 and 47.01.280,  
35 notwithstanding projects selected to fulfill the provisions of this  
36 subsection.

37 (15) The motor vehicle fund--state appropriation in this section  
38 includes \$2,500,000 solely for the department of transportation match

1 for transportation improvement board projects ready for construction in  
2 fiscal year 1996.

3 (16) The motor vehicle fund--state appropriation in this section  
4 includes \$6,533,000 solely for additional all-weather highway projects.

5 (17) \$15,312,000 appropriated in this section, which includes: The  
6 entire high capacity transportation account appropriation; the entire  
7 central Puget Sound public transportation account appropriation; and  
8 \$4,700,000 of the motor vehicle fund--state appropriation, is for  
9 additional high occupancy vehicle projects.

10 (18) The motor vehicle fund--state appropriation in this section  
11 includes \$4,870,000 to be expended on the following project: SR 82, SR  
12 823 UC to SR 12 UC. This project will complete the Selah project  
13 identified in subsection (5) of this section.

14 (19) \$93,000 of the appropriation in this section, including  
15 \$74,000 of the motor vehicle fund--federal appropriation and \$19,000 of  
16 the motor vehicle fund--state appropriation, is provided solely for the  
17 Aurora avenue bicycle/pedestrian overpass at Galer Street. The motor  
18 vehicle fund--federal appropriation in this subsection is to be  
19 provided from transportation enhancement moneys.

20 (20) The motor vehicle fund--state appropriation in this section  
21 includes \$3,300,000 for safety work associated with additional pavement  
22 preservation projects.

23 (21) The motor vehicle fund--state appropriation in this section  
24 includes \$400,000 for additional fish barrier removal projects on state  
25 highways.

26 (22) The motor vehicle fund--state appropriation in this section  
27 includes up to \$2,160,000 from the sale of bonds authorized in RCW  
28 47.10.834.

29 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**  
30 **HIGHWAY MAINTENANCE--PROGRAM M**

31	Motor Vehicle Fund--State Appropriation . . . . .	\$	221,368,000
32	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	461,000
33	Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	3,305,000
34	TOTAL APPROPRIATION . . . . .	\$	225,134,000

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

1 (1) If portions of the appropriations in this section are required  
2 to fund maintenance work resulting from major disasters such as fire,  
3 flooding, and major slides, supplemental appropriations will be  
4 requested to restore funding for ongoing maintenance activities.

5 (2) If projected snow and ice expenditures exceed the plan of  
6 \$40,000,000, the department will continue service delivery as planned  
7 within the other major maintenance groups, and will request a  
8 supplemental appropriation in the following legislative session to fund  
9 the additional snow and ice expenditures.

10 (3) The department shall provide recommendations to the legislative  
11 transportation committee by December 15, 1995, on: (a) The feasibility  
12 of developing a maintenance management system; (b) methods for  
13 providing a consistent maintenance level of service throughout the  
14 state; (c) options for centralized versus decentralized management of  
15 the program; (d) improving accountability and oversight of the  
16 maintenance program; and (e) improving accountability and oversight of  
17 the transportation equipment fund program.

18 (4) The motor vehicle fund--state appropriation in this section  
19 includes \$250,000 solely for augmentation of the adopt-a-highway  
20 program, under Engrossed Substitute House Bill No. 1512.

21 (5) The motor vehicle fund--state appropriation in this section  
22 includes \$906,000 for payment of local stormwater assessment fees for  
23 fiscal year 1996. Funding for the remainder of the biennium is  
24 withheld pending the results of a legislative transportation committee  
25 review of local stormwater assessment fees charged to the department of  
26 transportation.

27 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**  
28 **PRESERVATION--PROGRAM P**

29	Motor Vehicle Fund--State Appropriation . . . . .	\$	95,544,000
30	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	74,600,000
31	Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	8,100,000
32	Transportation Fund--State Appropriation . . . . .	\$	119,600,000
33	Transportation Fund--Federal Appropriation . . . . .	\$	143,400,000
34	Transportation Fund--Private/Local Appropriation . . . . .	\$	3,000,000
35	TOTAL APPROPRIATION . . . . .	\$	444,244,000

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

4 (1) The motor vehicle fund--state appropriation includes \$8,300,000  
5 in proceeds from the sale of bonds authorized in RCW 47.10.761 and  
6 47.10.762 for emergency purposes. However, the transportation  
7 commission may authorize the use of current revenues available to the  
8 department of transportation in lieu of bond proceeds for any part of  
9 the state appropriation.

10 (2) The appropriations in this section include \$10,034,000 for  
11 seismic retrofit activities.

12 (3) The department shall not reduce its commitment to sexual  
13 harassment training and diversity training, notwithstanding the  
14 reduction in this section for training.

15 (4) \$36,000,000 of the appropriation in this section, including  
16 \$21,000,000 of the transportation fund--state appropriation and  
17 \$15,000,000 of the motor vehicle fund--state appropriation, is provided  
18 for additional pavement preservation projects.

19 (5) The appropriations in this section include \$6,879,000 for  
20 Washington state's share to replace the deck on the Lewis and Clark  
21 bridge. If the Oregon state legislature enacts a public/private  
22 partnership program and the Washington state transportation commission,  
23 in consultation with the legislative transportation committee,  
24 negotiates and enters into an agreement between Washington and Oregon  
25 to place the bridge into Oregon's public/private partnership program,  
26 up to \$1,000,000 of this amount shall be used for Washington's share of  
27 emergency deck repairs to extend the service life of the bridge. The  
28 remaining funds may be used as Washington's contribution toward the  
29 design of the project pursuant to the agreement between Washington and  
30 Oregon. Any additional contributions shall be subject to Washington  
31 state legislative appropriations and approvals. The department shall  
32 provide a status report on this project to the legislative  
33 transportation committee by January 15, 1996.

34 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**  
35 **TRANSPORTATION SYSTEMS MANAGEMENT--PROGRAM Q**

36 Motor Vehicle Fund--State Appropriation . . . . . \$ 10,241,000

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

4 (1) The appropriation contained in this section provides funding  
5 for fiscal year 1996 only.

6 (2) By December 31, 1995, the department shall increase the  
7 motorist information sign annual permit fee from ten dollars to fifty  
8 dollars, increase the motorist information sign initial application fee  
9 from seventy-five dollars to one hundred dollars, and provide  
10 recommendations to the legislative transportation committee for making  
11 the motorist information sign program and the billboard program fully  
12 self-supporting within three years. For the purposes of achieving a  
13 self-supporting program, the erection, maintenance, and replacement of  
14 backpanels shall not be considered part of the department's program  
15 costs.

16 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**  
17 **SALES AND SERVICES TO OTHERS--PROGRAM R**

18 Motor Vehicle Fund--State Appropriation . . . . .	\$	368,000
19 Motor Vehicle Fund--Federal Appropriation . . . . .	\$	400,000
20 Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	2,232,000
21 TOTAL APPROPRIATION . . . . .	\$	3,000,000

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

25 (1) By December 1, 1995, the department of transportation is to  
26 provide the legislative transportation committee an analysis and  
27 recommended policy modifications, where appropriate, regarding the  
28 following regional practices:

- 29 (a) Recovery of full costs for reimbursable services; and  
30 (b) Consistency of charging for reimbursable services across the  
31 department's regions.

32 (2) It is the intent of the legislature to continue the state's  
33 partnership with the federal government, local government, and the  
34 private sector in transportation construction and operations in the  
35 most cost-effective manner. The program is established to allow the  
36 department the ability to provide services on nonappropriated, outside

1 requests through the unanticipated receipt process including both  
2 dollar and full-time equivalent staff increases.

3 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**  
4 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

5 Motor Vehicle Fund--Puget Sound Capital Construction		
6 Account--State Appropriation . . . . .	\$	1,109,000
7 Motor Vehicle Fund--State Appropriation . . . . .	\$	60,781,000
8 Motor Vehicle Fund--Puget Sound Ferry Operations		
9 Account--State Appropriation . . . . .	\$	1,105,000
10 Transportation Fund--State Appropriation . . . . .	\$	2,002,000
11 TOTAL APPROPRIATION . . . . .	\$	64,997,000

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

15 (1) The motor vehicle fund--state appropriation includes \$8,370,000  
16 in proceeds from the sale of bonds authorized in RCW 47.10.834 for all  
17 forms of cash contributions, or the payment of other costs incident to  
18 the location, development, design, right of way, and construction of  
19 projects selected under the public-private transportation initiative  
20 program. \$2,160,000 of the bond proceeds are to be deposited in the  
21 motor vehicle fund--state to pay back the loan recommended by the  
22 transportation commission and the legislative transportation committee.

23 (2) Any additional FTEs required to support the public-private  
24 initiatives in the transportation program established under chapter  
25 47.46 RCW shall be funded from program management and administration  
26 fees paid by private entities participating in the program.

27 (3) The department of transportation shall provide quarterly  
28 reports to the legislative transportation committee and the office of  
29 financial management on the status of the public-private initiatives in  
30 the transportation program. The department shall conduct a program and  
31 fiscal review of the public-private initiatives in the transportation  
32 program, authorized under chapter 47.46 RCW, for the biennium ending  
33 June 30, 1997. Such review shall include, at a minimum, the extent to  
34 which the program has operated in the public interest and fulfilled its  
35 statutory obligation; the extent to which the program is operating in  
36 an efficient, effective, and economical manner; and the extent to which  
37 continuation of the program maintains, improves, or adversely impacts

1 the transportation system of the state of Washington. The department  
2 shall provide a progress report on its program and fiscal review of the  
3 public-private initiatives in transportation program by June 30, 1996.

4 (4) It is the intent of the legislature that the department reduce  
5 the amount of money spent on nonessential training programs for its  
6 employees.

7 (5) One of the two full-time employees funded in this section for  
8 enhanced public involvement shall be responsible for improving  
9 communications between the department and the public. His or her  
10 responsibilities shall include: (a) Developing a more efficient and  
11 effective system for replying to inquiries from the public and (b)  
12 supporting new and existing programs related to public involvement.

13 (6) By December 1, 1995, the department of transportation shall  
14 implement: (a) Modifications to the construction administration system  
15 that promote prudent project management and standards that ensure  
16 state-wide consistency of approach among all departmental regions; and  
17 (b) modifications to the preconstruction system that streamline  
18 processes, reduce the number of internal reviews, and eliminate  
19 duplicative documentation.

20 (7) To assure that maximum resources are available for the  
21 construction programs, the finance and administration division shall  
22 assess the financial condition of the transportation equipment fund  
23 programs and report to the legislative transportation committee and the  
24 office of financial management by December 1, 1995. The evaluation  
25 should address lower operating cash balances and reductions in the  
26 purchase of highway and computer equipment, and where possible, should  
27 identify any surplus equipment to match the downsizing of the  
28 department's work force.

29 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**  
30 **TRANSIT RESEARCH AND INTERMODAL PLANNING--PROGRAM T**

31	Essential Rail Assistance Account--State		
32	Appropriation . . . . .	\$	1,036,000
33	Motor Vehicle Fund--State Appropriation . . . . .	\$	13,653,000
34	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	16,198,000
35	High Capacity Transportation Account--		
36	State Appropriation . . . . .	\$	2,475,000
37	Essential Rail Banking Account--State		
38	Appropriation . . . . .	\$	52,000



1	Transportation Fund--State Appropriation . . . .	\$	37,770,000
2	Transportation Fund--Federal Appropriation . . .	\$	11,643,000
3	Transportation Fund--Private/Local		
4	Appropriation . . . . .	\$	105,000
5	Central Puget Sound Public Transportation		
6	Account--State Appropriation . . . . .	\$	11,009,000
7	Public Transportation Systems Account--State		
8	Appropriation . . . . .	\$	3,082,000
9	TOTAL APPROPRIATION . . . . .	\$	97,023,000

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

13       (1) Up to \$33,845,000 of the transportation fund--state  
14 appropriation and \$700,000 of the transportation fund--federal  
15 appropriation is provided for intercity rail passenger service  
16 including up to \$12,000,000 for lease purchase of two advanced  
17 technology train sets with total purchase costs not to exceed  
18 \$20,000,000, subsidies for operating costs not to exceed \$10,000,000,  
19 to maintain service of one state contracted round trip between Seattle  
20 and Portland and Seattle and Vancouver, British Columbia, and capital  
21 projects necessary to provide Seattle-Vancouver, British Columbia,  
22 train operating times of under 4 hours. The lease purchase of the  
23 train sets is predicated on the condition that the manufacturer of the  
24 trains has the obligation of establishing a corporate office in  
25 Washington state. The manufacturer is also obligated to spend a  
26 minimum of twenty-five percent of the total purchase price of the train  
27 sets on the assembly and manufacture of parts of the train sets in  
28 Washington state.

29       (2) Up to \$2,400,000 of the motor vehicle fund--state appropriation  
30 is provided for regional transportation planning organizations, with  
31 allocations for participating counties maintained at the 1993-1995  
32 biennium levels for those counties not having metropolitan planning  
33 organizations within their boundaries.

34       (3) The appropriations from the central Puget Sound public  
35 transportation account and the public transportation systems account  
36 are transferred to the transportation improvement board should either  
37 chapter . . . (Engrossed Substitute House Bill No. 1107), Laws of 1995  
38 or chapter . . . (Substitute Senate Bill No. 5199), Laws of 1995 be

1 enacted, and contain provisions transferring responsibility for  
2 administration of these accounts from the department of transportation  
3 to the transportation improvement board, except \$1,000,000 of the  
4 appropriation from the public transportation systems account shall be  
5 utilized for the rural mobility program and be administered by the  
6 department of transportation. Priority for grants provided from these  
7 accounts shall be given to projects and programs that can be  
8 accomplished in the 1995-1997 biennium and that are not primarily  
9 intended for the planning of facilities. Prior to July 1, 1996, no  
10 applications for grants from the central Puget Sound public  
11 transportation account may be accepted from, nor may funds from that  
12 account be granted to, the regional transit authority. The public  
13 transportation systems account funds provided to the rural mobility  
14 program are for the 1995-97 biennium and are not intended for grants  
15 which will have ongoing costs to this program.

16 (4) Up to \$700,000 of the high capacity transportation account--  
17 state appropriation is reappropriated for regional transit authority  
18 grants. However, this amount shall not exceed the amount of unexpended  
19 regional transit authority grants in the 1993-95 biennium.

20 (5) None of the high capacity transportation account--state  
21 appropriation or reappropriation may be used to disseminate information  
22 in a manner that attempts to persuade, rather than inform or educate,  
23 area residents regarding the adopted system plan. The appropriation  
24 and reappropriation also may not be used to lobby or advertise, or  
25 distribute free promotional materials.

26 (6) The department of transportation may not transfer high capacity  
27 transportation account--state funds to a regional transportation  
28 authority during the 1995-1997 biennium, unless the authority has  
29 provided a detailed report to the department of transportation and the  
30 house of representatives and senate transportation committees regarding  
31 its use of those funds during preceding biennia and how it proposes to  
32 spend additional state funds.

33 (7) The motor vehicle fund--state appropriation includes \$558,000  
34 for the office of urban mobility. This appropriation is for fiscal  
35 year 1996 only, pending a legislative transportation committee review  
36 of the office of urban mobility's activities in relation to the  
37 planning functions of the department's regional offices.

1        NEW SECTION.    **Sec. 224.**    An appropriation of \$1,800,000 from the  
2 high capacity transportation account--state is made to the department  
3 of transportation--transit research and intermodal planning--program T  
4 for the regional transit authority.

5        NEW SECTION.    **Sec. 225.**    **FOR THE DEPARTMENT OF TRANSPORTATION--**  
6 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

7        (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT  
8 Motor Vehicle Fund--State Appropriation . . . . . \$                    4,646,000

9        (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR  
10 Motor Vehicle Fund--State Appropriation . . . . . \$                    832,000

11        (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION  
12 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES  
13 Motor Vehicle Fund--State Appropriation . . . . . \$                    3,374,000

14        (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL  
15 Motor Vehicle Fund--State Appropriation . . . . . \$                    2,240,000

16        (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND  
17 ADMINISTRATION  
18 Motor Vehicle Fund--State Appropriation . . . . . \$                    5,049,000

19        The motor vehicle fund--state appropriation of \$5,049,000 in this  
20 subsection is provided for the self-insurance premium and for risk  
21 management administrative costs.    The department of general  
22 administration, the office of financial management, and the department  
23 of transportation shall develop funding proposals for:    (a)  
24 Participation by the department of transportation in the state-wide  
25 liability self-insurance program in fiscal year 1997, and (b)  
26 alternative methods for funding the department of transportation's tort  
27 claim payments, if appropriate.    A report shall be made to the  
28 legislative transportation committee and the governor no later than  
29 October 31, 1995.

30        (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND  
31 ADMINISTRATION  
32 Motor Vehicle Fund--Puget Sound Ferry Operations  
33                    Account--State Appropriation . . . . . \$                    2,000,000

34        (7) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY AND WOMEN'S  
35 BUSINESS ENTERPRISES  
36 Motor Vehicle Fund--State Appropriation . . . . . \$                    508,000

1	(8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL	
2	ADMINISTRATION STATE PARKING SERVICES	
3	Motor Vehicle Fund--State Appropriation . . . . .	\$ 95,000
4	(9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL	
5	PROJECTS SURCHARGE	
6	Motor Vehicle Fund--State Appropriation . . . . .	\$ 361,000
7	(10) FOR ARCHIVES AND RECORDS MANAGEMENT	
8	Motor Vehicle Fund--State Appropriation . . . . .	\$ 230,000

9 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**  
10 **MARINE CONSTRUCTION--PROGRAM W**

11	Motor Vehicle Fund--Puget Sound Capital Construction	
12	Account--State Appropriation . . . . .	\$ 244,659,000
13	Motor Vehicle Fund--Puget Sound Capital Construction	
14	Account--Federal Appropriation . . . . .	\$ 22,172,000
15	Transportation Fund--Passenger Ferry Account--State	
16	Appropriation . . . . .	\$ 1,250,000
17	Motor Vehicle Fund--Puget Sound Capital Construction	
18	Account--Private/Local Appropriation . . . . .	\$ 765,000
19	TOTAL APPROPRIATION . . . . .	\$ 268,846,000

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

26 (1) The appropriations in this section are provided to carry out  
27 only the projects presented to the legislature (version 3) for the  
28 1995-97 budget. The department shall reconcile the 1993-95 capital  
29 expenditures within ninety days of the end of the biennium and submit  
30 a final report to the legislative transportation committee and office  
31 of financial management.

32 (2) The Puget Sound capital construction account--state  
33 appropriation includes \$15,000,000 in proceeds from the sale of bonds  
34 authorized by RCW 47.60.560 and \$155,000,000 in proceeds from the sale  
35 of bonds authorized by RCW 47.60.800 for construction of new jumbo  
36 ferry vessels in accordance with the requirements of RCW 47.60.770  
37 through 47.60.778. However, the department of transportation may use

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

4 (3) The appropriations contained in this section shall not be  
5 expended for the development of park facilities at the Seattle colman  
6 dock ferry terminal.

7 (4) The Washington state ferries shall acquire an appropriate  
8 passenger-only vessel. If permissible under regulations governing the  
9 procurement of necessary federal funds, construction and assembly of  
10 any passenger-only vessels shall take place within Washington state.  
11 If the vessel is procured through the use of state funds, the  
12 construction and assembly of any passenger-only vessels shall take  
13 place within Washington state.

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

18 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**  
19 **MARINE--PROGRAM X**

20 Marine Operating Fund--State Appropriation . . . . . \$ 244,187,000

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

24 (1) The appropriation is based on the budgeted expenditure of  
25 \$30,297,190 for vessel operating fuel in the 1995-97 biennium. If the  
26 actual cost of fuel is less than this budgeted amount, the excess  
27 amount may not be expended. If the actual cost exceeds this amount,  
28 the department shall request a supplemental appropriation.

29 (2) The appropriation contained in this section provides for the  
30 compensation of ferry employees. The expenditures for compensation  
31 paid to ferry employees during the 1995-97 biennium may not exceed  
32 \$159,990,000 plus a dollar amount, as prescribed by the office of  
33 financial management, that is equal to any insurance benefit increase  
34 granted general government employees in excess of \$305.32 a month  
35 annualized per eligible marine employee multiplied by the number of  
36 eligible marine employees for the respective fiscal year, a dollar  
37 amount as prescribed by the office of financial management for costs

1 associated with pension amortization charges, and a dollar amount  
2 prescribed by the office of financial management for salary increases  
3 during the 1995-97 biennium. For the purposes of this section, the  
4 expenditures for compensation paid to ferry employees shall be limited  
5 to salaries and wages and employee benefits as defined in the office of  
6 financial management's policies, regulations, and procedures named  
7 under objects of expenditure "A" and "B" (7.2.6.2).

8 The prescribed salary and insurance benefit increase or decrease  
9 dollar amount that shall be allocated from the governor's compensation  
10 appropriations is in addition to the appropriation contained in this  
11 section and may be used to increase or decrease compensation costs,  
12 effective July 1, 1995, and thereafter, as established in the 1995-97  
13 general fund operating budget.

14 (3) The appropriation in this section includes \$614,000 for the  
15 automated ticket vending program. These funds shall be expended only  
16 in accordance with the implementation of the automated ticket vending  
17 program.

18 (4) The department of transportation shall provide to the  
19 legislative transportation committee and office of financial management  
20 a quarterly financial report concerning the status of the operating  
21 program authorized in this section.

22 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**  
23 **LOCAL PROGRAMS--PROGRAM Z**

24	Motor Vehicle Fund--State Appropriation . . . . .	\$	14,567,000
25	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	168,179,000
26	Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	5,087,000
27	Transfer Relief Account--State Appropriation . . . . .	\$	307,000
28	TOTAL APPROPRIATION . . . . .	\$	188,140,000

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

32 (1) Up to \$13,100,000 of the motor vehicle fund--federal  
33 appropriation in this section is provided for construction of  
34 demonstration projects specified in the federal intermodal surface  
35 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The  
36 motor vehicle fund--state appropriation includes \$3,275,000 in proceeds  
37 from the sale of bonds authorized in RCW 47.10.819(1) for the federal

1 match requirements. However, the transportation commission may  
2 authorize the use of current revenues available to the department of  
3 transportation in lieu of bond proceeds for any part of the state  
4 appropriation.

5 (2) \$5,000,000 of the motor vehicle fund--federal appropriation,  
6 transportation enhancement moneys, in this section shall be used in the  
7 following manner: Up to \$3,700,000 shall be used for the preservation  
8 of abandoned freight rail corridors; and \$1,300,000 shall be used for  
9 rehabilitation of the King Street Station in the City of Seattle. That  
10 portion of the \$3,700,000 for preservation of abandoned freight rail  
11 corridors that is not used for that purpose by April 1, 1996, shall be  
12 used for the rehabilitation of the King Street Station.

13 (3) The motor vehicle fund--state appropriation in this section  
14 includes \$1,750,000 solely to fund the state's share of the east marine  
15 view drive project. This amount represents a reappropriation of the  
16 funding first provided for Everett homeport transportation projects in  
17 1987. With this reappropriation, the legislature has fulfilled its  
18 commitment for funding of special transportation projects associated  
19 with the Everett homeport.

20 (4) Up to \$1,430,000 of the motor vehicle fund--state appropriation  
21 contained in this section shall be used for evaluations that mutually  
22 benefit cities, counties, and the state department of transportation.  
23 The evaluations may include fuel tax evasion, license fraud, access  
24 management, regional mobility, and miscellaneous cost/benefit measures,  
25 as determined by the legislative transportation committee. Of this  
26 amount, up to \$750,000 may be used to develop a regional mobility plan  
27 that includes, but is not limited to, highways, paratransit,  
28 ridesharing, targeted telecommuting, no-fare transit, and vanpool  
29 subsidies on a least cost basis; a high occupancy vehicle lane  
30 completion analysis; and recommended statutory changes that would allow  
31 the plan to be submitted to a public vote by the regional transit  
32 authority.

33 (5) \$4,000,000 of the motor vehicle fund--state appropriation in  
34 this section is provided solely for infrastructure associated with  
35 development of a horse racetrack in western Washington. With this  
36 appropriation, the state has fulfilled its commitment to provide

1 funding for infrastructure associated with development of a horse  
2 racetrack in western Washington.

3 (End of part)



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**PART III**  
**CAPITAL**

NEW SECTION. **Sec. 301.** The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity:

**(1) JOINT PROJECTS**

**(a) FOR THE WASHINGTON STATE PATROL, DEPARTMENT OF LICENSING, AND DEPARTMENT OF TRANSPORTATION--TRANSPORTATION SERVICE CENTER--PARKLAND**

Motor Vehicle Fund--State Patrol Highway Account--		
State Appropriation . . . . .	\$	486,000
Motor Vehicle Fund--State Appropriation . . . . .	\$	71,000
Highway Safety Fund--State Appropriation . . . . .	\$	71,000
TOTAL APPROPRIATION . . . . .	\$	628,000

**(b) FOR THE WASHINGTON STATE PATROL AND DEPARTMENT OF LICENSING-- UNION GAP**

Motor Vehicle Fund--State Patrol Highway Account--		
State Appropriation . . . . .	\$	789,000

**(c) FOR THE WASHINGTON STATE PATROL AND DEPARTMENT OF TRANSPORTATION--NORTH SPOKANE**

Motor Vehicle Fund--State Patrol Highway Account--		
State Appropriation . . . . .	\$	215,000

**(d) FOR THE DEPARTMENT OF TRANSPORTATION AND WASHINGTON STATE PATROL--BELLINGHAM**

Motor Vehicle Fund--Transportation Capital		
Facilities Account--State Appropriation . . . . .	\$	6,480,000
Motor Vehicle Fund--State Patrol Highway Account--		
State Appropriation . . . . .	\$	1,800,000
TOTAL APPROPRIATION . . . . .	\$	8,280,000

1 (2) The agency listed first in the appropriation in subsection (1)  
2 of this section is designated as the lead agency responsible for  
3 management of the projects and shall receive the entire appropriation.

4 (3) The state patrol, the department of licensing, and the  
5 department of transportation shall coordinate their activities when  
6 siting facilities. This coordination shall result in the collocation  
7 of driver and vehicle licensing, vehicle inspection service facilities,  
8 and other transportation services whenever possible.

9 The department of licensing, the department of transportation, and  
10 the state patrol shall explore alternative state services, such as  
11 vehicle emission testing, that would be feasible to collocate in these  
12 joint facilities. All services provided at these transportation  
13 service facilities shall be provided at cost to the participating  
14 agencies.

15 (4) The department of licensing may lease develop with option to  
16 purchase or lease purchase new customer service centers to be paid for  
17 from operating revenues. The Washington state patrol shall provide  
18 project management for the department of licensing. Alternatively, a  
19 financing contract may be entered into on behalf of the department of  
20 licensing in the amounts indicated plus financing expenses and reserves  
21 pursuant to chapter 39.94 RCW. The locations and amounts for projects  
22 covered under this section are as follows:

- 23 (a) A new customer service center in Vancouver for \$2,629,700;
- 24 (b) A new customer service center in West Spokane for \$3,083,600;
- 25 (c) A new customer service center in Lacey for \$3,152,500;
- 26 (d) A new customer service center in Union Gap for \$3,026,500; and
- 27 (e) A new customer service center in Wenatchee for \$2,078,800.

28 (5) The Washington state patrol, department of licensing, and  
29 department of transportation shall provide bimonthly progress reports  
30 on the capital facilities receiving an appropriation in this act.

31 NEW SECTION. **Sec. 302. FOR THE WASHINGTON STATE PATROL--CAPITAL**  
32 **PROJECTS**

33 The appropriations in this section are provided for the following  
34 projects:

- 35 (1) **ACADEMY DRIVE COURSE--SHELTON**

36 Motor Vehicle Fund--State Patrol Highway Account--

1 State Appropriation . . . . . \$ 500,000

2 (2) **MINOR WORKS: PRESERVATION**

3 Motor Vehicle Fund--State Patrol Highway Account--

4 State Appropriation . . . . . \$ 890,000

5 (3) **MINOR WORKS: PROGRAM**

6 Motor Vehicle Fund--State Patrol Highway Account--

7 State Appropriation . . . . . \$ 506,000

8 (4) **SOUTH SEATTLE DETACHMENT**

9 Motor Vehicle Fund--State Patrol Highway Account--

10 State Appropriation . . . . . \$ 151,000

11 (5) **WASHINGTON STATE PATROL OFFICE--SILVER LAKE REST AREA**

12 Motor Vehicle Fund--State Patrol Highway Account--

13 State Appropriation . . . . . \$ 197,000

14 (6) **BELLEVUE COMMUNICATIONS CENTER IMPROVEMENT**

15 Motor Vehicle Fund--State Patrol Highway Account--

16 State Appropriation . . . . . \$ 358,000

17 NEW SECTION. **Sec. 303. FOR THE DEPARTMENT OF TRANSPORTATION--**  
18 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

19 All projects in this section are funded from the motor vehicle  
20 fund--transportation capital facilities account--state.

21 (1) **OKANOGAN AREA MAINTENANCE FACILITY**

22 Motor Vehicle Fund--Transportation Capital

23 Facilities Account--State Appropriation . . . \$ 2,801,000

24 (2) **CHEHALIS AREA MAINTENANCE FACILITY**

1 Motor Vehicle Fund--Transportation Capital  
2 Facilities Account--State Appropriation . . . \$ 4,865,000

3 (3) **WOODLAND SECTION MAINTENANCE FACILITY**

4 Motor Vehicle Fund--Transportation Capital  
5 Facilities Account--State Appropriation . . . \$ 1,163,000

6 (4) **CONNELL SECTION MAINTENANCE FACILITY**

7 Motor Vehicle Fund--Transportation Capital  
8 Facilities Account--State Appropriation . . . \$ 150,000

9 (5) **WILBUR SECTION MAINTENANCE FACILITY**

10 Motor Vehicle Fund--Transportation Capital  
11 Facilities Account--State Appropriation . . . \$ 1,036,000

12 (6) **MINOR REGIONAL PROJECTS**

13 Motor Vehicle Fund--Transportation Capital  
14 Facilities Account--State Appropriation . . . \$ 1,525,000

15 (7) **STATE-WIDE ADMINISTRATION AND SUPPORT**

16 Motor Vehicle Fund--Transportation Capital  
17 Facilities Account--State Appropriation . . . \$ 1,525,000

18 (8) The department of transportation shall provide to the  
19 legislative transportation committee: (a) Prior notice and the latest  
20 project information at least two weeks in advance of the bid process  
21 for transportation capital facilities projects going to bid in the  
22 1995-97 biennium, and (b) bimonthly progress reports on all  
23 transportation capital facilities projects receiving appropriations in  
24 this act.

25 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

26 NEW SECTION. **Sec. 304. FOR THE STATE PARKS AND RECREATION**  
27 **COMMISSION--CAPITAL**

1 Motor Vehicle Fund--State Appropriation . . . . . \$ 400,000

2 NEW SECTION. **Sec. 305.** An appropriation of \$2,500,000 from the  
3 motor vehicle fund--state will not be provided to the department of  
4 general administration for improvements to the plaza garage renovation  
5 project unless the omnibus 1995-97 capital budget (2ESHB 1070) contains  
6 a \$1,700,000 appropriation for the repair and/or installation of  
7 escalators and elevators during the 1995-97 biennium for the department  
8 of transportation service center in Olympia, Washington. The above  
9 referenced motor vehicle fund--state appropriation is made upon  
10 satisfaction of this condition.

11 (End of part)

PART IV

TRANSFERS AND DISTRIBUTIONS

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

Table with 2 columns: Description and Amount. Rows include Motor Vehicle Fund--Puget Sound Capital Construction Account, Motor Vehicle Fund Appropriation, Motor Vehicle Fund Appropriation, Transportation Improvement Account, Transportation Fund Appropriation, Special Category C Account Appropriation, Highway Bond Retirement Account Appropriation, Ferry Bond Retirement Account Appropriation, and TOTAL APPROPRIATION.

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

Table with 2 columns: Description and Amount. Rows include Motor Vehicle Fund--Puget Sound Capital Construction Account Appropriation, Motor Vehicle Fund Appropriation, Motor Vehicle Fund--Urban Arterial Trust Account Appropriation, Motor Vehicle Fund--Transportation Improvement Account Appropriation, Special Category C Account Appropriation, Transportation Fund Appropriation, Transportation Capital Facilities Account Appropriation, and TOTAL APPROPRIATION.

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

1	Motor Vehicle Fund Appropriation for motor		
2	vehicle fuel tax and overload penalties		
3	distribution . . . . .	\$	452,180,000
4	Transportation Fund Appropriation . . . . .	\$	2,352,000
5	TOTAL APPROPRIATION . . . . .	\$	454,532,000

6        NEW SECTION.    **Sec. 404. FOR THE GOVERNOR--COMPENSATION--SALARY AND**  
7        **INSURANCE INCREASE REVOLVING ACCOUNT**

8	Motor Vehicle Fund--State Patrol Highway Account		
9	Appropriation . . . . .	\$	8,947,000

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

13        (1)(a) Commissioned officers, commercial vehicle enforcement  
14 officers, and communication officers of the state patrol shall receive  
15 a five percent salary increase on July 1, 1995.

16        (b) Commissioned officers, commercial vehicle enforcement officers,  
17 and communication officers of the state patrol shall receive an  
18 additional four percent salary increase on July 1, 1996, if the state  
19 patrol vehicle inspection program is decommissioned by September 1,  
20 1995.

21        (2) The salary increases provided for in subsection (1) of this  
22 section supersede any salary increases provided for in Engrossed  
23 Substitute House Bill No. 1410, the omnibus budget, for commissioned  
24 officers, commercial vehicle enforcement officers, and communication  
25 officers of the state patrol. The appropriation in this section is not  
26 in addition to the salary increases provided for in Engrossed  
27 Substitute House Bill No. 1410; therefore, the appropriation in this  
28 section shall be reduced by any amount provided for commissioned  
29 officers, commercial vehicle enforcement officers, and communication  
30 officers of the state patrol in Engrossed Substitute House Bill No.  
31 1410.

32        NEW SECTION.    **Sec. 405. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**  
33        **TRANSFERS**

34	Motor Vehicle Fund--State Patrol Highway Account:		
35	For transfer to the department of retirement		
36	systems expense fund . . . . .	\$	130,000

1        NEW SECTION.    **Sec. 406. STATUTORY APPROPRIATIONS.** In addition to  
2 the amounts appropriated in this act for revenue for distribution,  
3 state contributions to the law enforcement officers' and fire fighters'  
4 retirement system, and bond retirement and interest including ongoing  
5 bond registration and transfer charges, transfers, interest on  
6 registered warrants, and certificates of indebtedness, there is also  
7 appropriated such further amounts as may be required or available for  
8 these purposes under any statutory formula or under any proper bond  
9 covenant made under law.

10        NEW SECTION.    **Sec. 407.** The department of transportation is  
11 authorized to undertake federal advance construction projects under the  
12 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in  
13 meeting approved highway construction and preservation objectives. The  
14 legislature recognizes that the use of state funds may be required to  
15 temporarily fund expenditures of the federal appropriations for the  
16 highway construction and preservation programs for federal advance  
17 construction projects prior to conversion to federal funding.

18        NEW SECTION.    **Sec. 408. FOR THE STATE TREASURER--TRANSFERS**

19        (1) R V Account--State Appropriation:  
20 For transfer to the Motor Vehicle Fund--  
21 State . . . . . \$                    454,000  
22        (2) Transfer Relief Account--State Appropriation:  
23 For transfer to the Motor Vehicle Fund--  
24 State . . . . . \$                    1,329,000  
25        (3) Motor Vehicle Fund--State Appropriation:  
26 For transfer to the Transportation Capital  
27 Facilities Account--State . . . . . \$                    41,762,000  
28        (4) Small City Account--State Appropriation:  
29 For transfer to the Urban Arterial Trust  
30 Account--State . . . . . \$                    2,544,000  
31        (5) Small City Account--State Appropriation:  
32 For transfer to the Transportation Improvement  
33 Account--State . . . . . \$                    7,500,000  
34        (6) High Capacity Transportation Account--  
35 State Appropriation:  
36 For transfer to the Passenger Ferry Account . . . \$                    760,000  
37        (7) Public Transportation Systems Account--



1 State Appropriation:  
 2 For transfer to the Transportation Fund--State . \$ 178,000  
 3 (8) Transportation Fund--State Appropriation:  
 4 For transfer to the Marine Operating Fund--  
 5 State . . . . . \$ 2,500,000

6 The appropriation in this subsection is subject to the following  
 7 conditions and limitations: \$1,000,000 of the appropriation in this  
 8 subsection shall be transferred in fiscal year 1996. \$1,500,000 of the  
 9 appropriation in this subsection shall be transferred in fiscal year  
 10 1997, provided, however, that the transfer for fiscal year 1997 is null  
 11 and void if Engrossed Substitute House Bill No. 1016 is enacted by July  
 12 1, 1996.

13 NEW SECTION. **Sec. 409.** The department of transportation is  
 14 authorized to transfer any balances available in the highway  
 15 construction stabilization account to the motor vehicle account to fund  
 16 the appropriations contained in this act.

17 NEW SECTION. **Sec. 410.** The motor vehicle account revenues are  
 18 received at a relatively even flow throughout the year. Expenditures  
 19 may exceed the revenue during the accelerated summer and fall highway  
 20 construction season, creating a negative cash balance during the heavy  
 21 construction season. Negative cash balances also may result from the  
 22 use of state funds to finance federal advance construction projects  
 23 prior to conversion to federal funding. The governor and the  
 24 legislature recognize that the department of transportation may require  
 25 interfund loans or other short-term financing to meet temporary  
 26 seasonal cash requirements and additional cash requirements to fund  
 27 federal advance construction projects.

28 NEW SECTION. **Sec. 411.** In addition to such other appropriations  
 29 as are made by this act, there is appropriated to the department of  
 30 transportation from legally available bond proceeds in the respective  
 31 transportation funds and accounts such amounts as are necessary to pay  
 32 the expenses incurred by the state finance committee in the issuance  
 33 and sale of the subject bonds.

34 NEW SECTION. **Sec. 412.** An appropriation of \$2,498,000 from the  
 35 oil spill administration account--state and an appropriation of

1 \$206,000 from the state toxics control account--state are made to the  
2 department of ecology pursuant to sections 514 through 524 of this act.

3 NEW SECTION. **Sec. 413.** The additional distribution of transit  
4 equalization moneys provided for in chapter 298, Laws of 1995 is  
5 authorized. As provided in Section 408(7) of this act, moneys are  
6 transferred from the public transportation systems account--state to  
7 the transportation fund--state to compensate for distributions of  
8 transit equalization of moneys pursuant to chapter 298, Laws of 1995  
9 for the 1995-97 biennium.

10 NEW SECTION. **Sec. 414. EXPENDITURE AUTHORIZATIONS.** The  
11 appropriations contained in this act are maximum expenditure  
12 authorizations. Pursuant to RCW 43.88.037, moneys disbursed from the  
13 treasury on the basis of a formal loan agreement shall be recorded as  
14 loans receivable and not as expenditures for accounting purposes. To  
15 the extent that moneys are disbursed on a loan basis, the corresponding  
16 appropriation shall be reduced by the amount of loan moneys disbursed  
17 from the treasury during the 1995-97 biennium.

18 **PART V**

19 **MISCELLANEOUS**

20 NEW SECTION. **Sec. 501. COORDINATION OF TRANSPORTATION INFORMATION**  
21 **TECHNOLOGY.** To maximize the use of transportation revenues, it is the  
22 intent of the legislature to encourage sharing of technology,  
23 information, and systems where appropriate between transportation  
24 agencies.

25 To facilitate this exchange, the Washington state department of  
26 transportation assistant secretary for finance and budget management;  
27 Washington state department of transportation chief for management  
28 information systems; the Washington state patrol deputy chief, inter-  
29 governmental services bureau; Washington state patrol manager of the  
30 computer services division; the department of licensing deputy director  
31 and department of licensing assistant director for information systems  
32 will meet quarterly to share plans, discuss progress of key projects,  
33 and to coordinate activities for the common good. Minutes of these  
34 meetings will be distributed to the respective agency heads, the office  
35 of financial management and the legislative transportation committee.

1 Washington state department of transportation will provide staff  
2 support and meeting coordination.

3 NEW SECTION. **Sec. 502. INFORMATION SYSTEMS PROJECTS.** Agencies  
4 shall comply with the following requirements regarding information  
5 systems projects when specifically directed to do so by this act.

6 (1) The agency shall produce a feasibility study for each  
7 information systems project in accordance with published department of  
8 information services instructions. In addition to department of  
9 information services requirements, the study shall examine and evaluate  
10 the costs and benefits of maintaining the status quo and the costs and  
11 benefits of the proposed project. The study shall identify when and in  
12 what amount any fiscal savings will accrue, and what programs or fund  
13 sources will be affected.

14 (2) The agency shall produce a project management plan for each  
15 project. The plan or plans shall address all factors critical to  
16 successful completion of each project. The plan shall include, but is  
17 not limited to, the following elements: A description of the business  
18 problem or opportunity that the information systems project is intended  
19 to address; a statement of project objectives and assumptions;  
20 definition of phases, tasks, and activities to be accomplished and the  
21 estimated cost of each phase; a description of how the agency will  
22 facilitate responsibilities of oversight agencies; a description of key  
23 decision points in the project life cycle; a description of variance  
24 control measures; a definitive schedule that shows the elapsed time  
25 estimated to complete the project and when each task is to be started  
26 and completed; and a description of resource requirements to accomplish  
27 the activities within specified time, cost, and functionality  
28 constraints.

29 (3) A copy of each feasibility study and project management plan  
30 shall be provided to the department of information services, the office  
31 of financial management, and legislative transportation committee.  
32 Authority to expend any funds for individual information systems  
33 projects is conditioned on approval of the relevant feasibility study  
34 and project management plan by the department of information services  
35 and the office of financial management.

36 (4) A bimonthly project status report shall be submitted to the  
37 department of information services, the office of financial management,  
38 and legislative transportation committee for each project prior to

1 reaching key decision points identified in the project management plan.  
2 Project status reports include: Project name, agency undertaking the  
3 project, a description of the project, key project activities or  
4 accomplishments during the next sixty to ninety days, baseline cost  
5 data, costs to date, baseline schedule, schedule to date, risk  
6 assessments, risk management, any deviations from the project  
7 feasibility study, and recommendations.

8 Work shall not commence on any task in a subsequent phase of a  
9 project until the status report for the preceding key decision point  
10 has been approved by the department of information services and the  
11 office of financial management.

12 (5) If a project review is requested in accordance with department  
13 of information services policies, the reviews shall examine and  
14 evaluate: System requirements specifications; scope; system  
15 architecture; change controls; documentation; user involvement;  
16 training; availability and capability of resources; programming  
17 languages and techniques; system inputs and outputs; plans for testing,  
18 conversion, implementation, and post-implementation; and other aspects  
19 critical to successful construction, integration, and implementation of  
20 automated systems. Copies of project review written reports shall be  
21 forwarded to the office of financial management and appropriate  
22 legislative committees by the agency.

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

34 NEW SECTION. **Sec. 503.** By December 1, 1995, the department of  
35 transportation, in consultation with the department of personnel, shall  
36 provide recommendations to the legislative transportation committee  
37 regarding the feasibility of consolidating the department of  
38 transportation's personnel office with the department of personnel.

1        NEW SECTION.    **Sec. 504.** By December 1, 1995, the department of  
2 transportation, in consultation with the transportation improvement  
3 board and the county road administration board, shall provide  
4 recommendations to the legislative transportation committee and the  
5 office of financial management regarding the feasibility of  
6 consolidating the financial functions of the three agencies.

7        NEW SECTION.    **Sec. 505.** The department of licensing, Washington  
8 state patrol, and department of transportation shall place into reserve  
9 any savings to transportation funds or accounts associated with  
10 reductions in the attorney general's appropriation in the omnibus  
11 budget.

12       NEW SECTION.    **Sec. 506.** Many educational programs, especially  
13 early childhood education programs, lack sufficient funding to obtain  
14 necessary telecommunications equipment. State agencies have surplus  
15 equipment that no longer meets the business needs of the agencies.  
16 Sections 506 through 513 of this act are intended to facilitate the  
17 transfer of obsolete telecommunications equipment expeditiously and  
18 without extra cost from state agencies to local programs under RCW  
19 28A.215.120.

20       NEW SECTION.    **Sec. 507.** Beginning July 1, 1995, and ending January  
21 1, 1996, a state agency, office, department, or educational institution  
22 may donate, on a pilot basis, obsolete telecommunications equipment and  
23 related surplus supplies to local programs provided under RCW  
24 28A.215.120.

25       NEW SECTION.    **Sec. 508.** Any state agency, office, department, or  
26 educational institution participating in the pilot program prescribed  
27 in section 507 of this act must use the following criteria in  
28 specifying which telecommunications equipment is considered obsolete.  
29 Items considered obsolete must meet one or more of the following  
30 criteria: (1) The equipment is no longer available for purchase in  
31 retail stores; (2) manufacture of the equipment or similar equipment  
32 has been discontinued for at least one year; or (3) the equipment is  
33 not consistent with the agency's current approved hardware standards  
34 due to upgrades. In addition, the agency must deem the equipment as no  
35 longer needed in accomplishing its mission.

1        NEW SECTION.        **Sec. 509.**        Those state agencies, offices,  
2 departments, or educational institutions participating in the pilot  
3 program described in section 507 of this act shall submit, by January  
4 1, 1996, a report to the legislative transportation committee, office  
5 of financial management, and the department of general administration  
6 concerning implementation of section 507 of this act. The report shall  
7 list items of equipment donated, the recipients of the equipment, and  
8 recommendations regarding whether the program should be expanded to  
9 include other recipient groups or discontinued.

10        NEW SECTION.        **Sec. 510.**        Any state agency, office, department, or  
11 educational institution donating equipment under section 507 of this  
12 act shall maintain the following records for each item of equipment  
13 donated: State tag number, equipment description, serial number,  
14 recipient, appropriate state surplus transfer documents, and an  
15 explanation as to why the equipment was deemed obsolete.

16        **Sec. 511.**        RCW 43.105.017 and 1992 c 20 s 6 are each amended to  
17 read as follows:

18        It is the intent of the legislature that:

19        (1) State government use voice, data, and video telecommunications  
20 technologies to:

21        (a) Transmit and increase access to live, interactive classroom  
22 instruction and training;

23        (b) Provide for interactive public affairs presentations, including  
24 a public forum for state and local issues;

25        (c) Facilitate communications and exchange of information among  
26 state and local elected officials and the general public;

27        (d) Enhance state-wide communications within state agencies; and

28        (e) Through the use of telecommunications, reduce time lost due to  
29 travel to in-state meetings;

30        (2) Information be shared and administered in a coordinated manner,  
31 except when prevented by agency responsibilities for security, privacy,  
32 or confidentiality;

33        (3) The primary responsibility for the management and use of  
34 information, information systems, telecommunications, equipment,  
35 software, and services rests with each agency head;

36        (4) Resources be used in the most efficient manner and services be  
37 shared when cost-effective;

1       (5) A state agency, office, department, or educational institution  
2 may donate obsolete telecommunications equipment and related surplus  
3 supplies to local programs provided under RCW 28A.215.120 pursuant to  
4 section 507 of this act;

5       (6) A structure be created to:

6       (a) Plan and manage telecommunications and computing networks;

7       (b) Increase agencies' awareness of information sharing  
8 opportunities; and

9       (c) Assist agencies in implementing such possibilities;

10       (~~(6)~~) (7) An acquisition process for equipment, proprietary  
11 software, and related services be established that meets the needs of  
12 the users, considers the exchange of information, and promotes fair and  
13 open competition;

14       (~~(7)~~) (8) To the greatest extent possible, major information  
15 technology projects be implemented on an incremental basis;

16       (~~(8)~~) (9) The state maximize opportunities to exchange and share  
17 data and information by moving toward implementation of open system  
18 architecture based upon interface standards providing for application  
19 and data portability and interoperability;

20       (~~(9)~~) (10) To the greatest extent possible, the state recognize  
21 any price performance advantages which may be available in midrange and  
22 personal computing architecture;

23       (~~(10)~~) (11) The state improve recruitment, retention, and  
24 training of professional staff;

25       (~~(11)~~) (12) Plans, proposals, and acquisitions for information  
26 services be reviewed from a financial and management perspective as  
27 part of the budget process; and

28       (~~(12)~~) (13) State government adopt policies and procedures that  
29 maximize the use of existing video telecommunications resources,  
30 coordinate and develop video telecommunications in a manner that is  
31 cost-effective and encourages shared use, and ensure the appropriate  
32 use of video telecommunications to fulfill identified needs.

33       **Sec. 512.** RCW 43.105.041 and 1990 c 208 s 6 are each amended to  
34 read as follows:

35       The board shall have the following powers and duties related to  
36 information services:

1 (1) To develop standards governing the acquisition and disposition  
2 of equipment, proprietary software and purchased services, and  
3 confidentiality of computerized data;

4 (2) To purchase, lease, rent, or otherwise acquire, dispose of, and  
5 maintain equipment, proprietary software, and purchased services, or to  
6 delegate to other agencies and institutions of state government, under  
7 appropriate standards, the authority to purchase, lease, rent, or  
8 otherwise acquire, dispose of, and maintain equipment, proprietary  
9 software, and purchased services: PROVIDED, That, agencies and  
10 institutions of state government, except as provided in RCW  
11 43.105.017(5) and section 507 of this act, are expressly prohibited  
12 from acquiring or disposing of equipment, proprietary software, and  
13 purchased services without such delegation of authority. The  
14 acquisition and disposition of equipment, proprietary software, and  
15 purchased services is exempt from RCW 43.19.1919 and, as provided in  
16 RCW 43.19.1901, from the provisions of RCW 43.19.190 through 43.19.200.  
17 This subsection does not apply to the legislative branch;

18 (3) To develop state-wide or interagency technical policies,  
19 standards, and procedures;

20 (4) To assure the cost-effective development and incremental  
21 implementation of a state-wide video telecommunications system to  
22 serve: Public schools; educational service districts; vocational-  
23 technical institutes; community colleges; colleges and universities;  
24 state and local government; and the general public through public  
25 affairs programming;

26 (5) To provide direction concerning strategic planning goals and  
27 objectives for the state. The board shall seek input from the  
28 legislature and the judiciary;

29 (6) To develop and implement a process for the resolution of  
30 appeals by:

31 (a) Vendors concerning the conduct of an acquisition process by an  
32 agency or the department; or

33 (b) A customer agency concerning the provision of services by the  
34 department or by other state agency providers;

35 (7) To establish policies for the periodic review by the department  
36 of agency performance which may include but are not limited to analysis  
37 of:

38 (a) Planning, management, control, and use of information services;

39 (b) Training and education; and



1 (c) Project management;

2 (8) To set its meeting schedules and convene at scheduled times, or  
3 meet at the request of a majority of its members, the chair, or the  
4 director; and

5 (9) To review and approve that portion of the department's budget  
6 requests that provides for support to the board.

7 **Sec. 513.** RCW 43.19.1919 and 1991 c 216 s 2 are each amended to  
8 read as follows:

9 Except as provided in RCW 43.19.1920, RCW 43.105.017, and section  
10 507 of this act, the division of purchasing shall sell or exchange  
11 personal property belonging to the state for which the agency, office,  
12 department, or educational institution having custody thereof has no  
13 further use, at public or private sale, and cause the moneys realized  
14 from the sale of any such property to be paid into the fund from which  
15 such property was purchased or, if such fund no longer exists, into the  
16 state general fund: PROVIDED, Sales of capital assets may be made by  
17 the division of purchasing and a credit established in central stores  
18 for future purchases of capital items as provided for in RCW 43.19.190  
19 through 43.19.1939, as now or hereafter amended: PROVIDED FURTHER,  
20 That personal property, excess to a state agency, including educational  
21 institutions, shall not be sold or disposed of prior to reasonable  
22 efforts by the division of purchasing to determine if other state  
23 agencies have a requirement for such personal property. Such  
24 determination shall follow sufficient notice to all state agencies to  
25 allow adequate time for them to make their needs known. Surplus items  
26 may be disposed of without prior notification to state agencies if it  
27 is determined by the director of general administration to be in the  
28 best interest of the state. The division of purchasing shall maintain  
29 a record of disposed surplus property, including date and method of  
30 disposal, identity of any recipient, and approximate value of the  
31 property: PROVIDED, FURTHER, That this section shall not apply to  
32 personal property acquired by a state organization under federal grants  
33 and contracts if in conflict with special title provisions contained in  
34 such grants or contracts.

35 This section does not apply to property under RCW 27.53.045.

36 **Sec. 514.** RCW 43.21I.005 and 1991 c 200 s 401 are each amended to  
37 read as follows:

1       (1) The legislature declares that Washington's waters have  
2 irreplaceable value for the citizens of the state. These waters are  
3 vital habitat for numerous and diverse marine life and wildlife and the  
4 source of recreation, aesthetic pleasure, and pride for Washington's  
5 citizens. These waters are also vital for much of Washington's  
6 economic vitality.

7       The legislature finds that the transportation of oil on these  
8 waters creates a great potential hazard to these important natural  
9 resources. ~~((The legislature also finds that there is no state agency  
10 responsible for maritime safety to ensure this state's interest in  
11 preserving these resources.~~

12       ~~The legislature therefore finds that in order to protect these  
13 waters it is necessary to establish an office of marine safety which  
14 will have the responsibility to promote the safety of marine  
15 transportation in Washington.))~~

16       (2) The legislature finds that the long-term environmental health  
17 of the state's waters depends upon the strength and vitality of its oil  
18 spill prevention and response program. It is the intent of this  
19 section and sections 515 through 524 of this act to create an  
20 integrated oil spill prevention and response program that fosters  
21 planning, coordination, and incidence command. To that end, the merger  
22 of the office of marine safety with the department of ecology will:  
23 Ensure coordination via streamlining the marine safety functions of two  
24 agencies into one; provide a focused prevention and response program  
25 under a single administration; generate efficient incidence command to  
26 meet challenges threatening marine safety and the environment; and  
27 increase accountability owed to the public, the executive branch, and  
28 the legislature.

29       (3) It is the intent of the legislature that the merger of the  
30 office of marine safety with the department of ecology be accomplished  
31 in an organizational manner that maintains a priority focus and  
32 position for the oil spill prevention and response program. The merger  
33 shall allow for ready identification of the program by the public and  
34 ensure no diminution in the state's commitment to marine safety and  
35 environmental protection.

36       **Sec. 515.** RCW 43.21I.010 and 1992 c 73 s 4 are each amended to  
37 read as follows:

1       (1) There is hereby created (~~(an agency of state government to be~~  
2 ~~known as the office of marine safety. The office shall be vested with~~  
3 ~~all powers and duties transferred to it and such other powers and~~  
4 ~~duties as may be authorized by law. The main administrative office of~~  
5 ~~the office shall be located in the city of Olympia. The administrator~~  
6 ~~may establish administrative facilities in other locations,~~) within  
7 the department of ecology an integrated oil spill prevention and  
8 response program. The department shall establish a division for the  
9 purpose of housing the integrated oil spill prevention and response  
10 program. The division shall establish its focus and independence from  
11 the department's other authorized divisions and services. The director  
12 may establish administrative facilities in various locations within the  
13 state of Washington, if deemed necessary for the efficient operation of  
14 the office, and if consistent with the principles set forth in  
15 subsection (2) of this section.

16       (2) The (~~office of marine safety~~) department shall (~~be~~  
17 ~~organized~~) organize the oil spill prevention and response division  
18 consistent with the goals of providing the state (government) with a  
19 focus in marine transportation and serving the people of this state.  
20 (~~The legislature recognizes that the administrator needs sufficient~~  
21 ~~organizational flexibility to carry out the office's various duties.~~)  
22 To the extent practical, the (~~administrator~~) director shall consider  
23 the following organizational principles:

24       (a) Clear lines of authority which avoid functional duplication  
25 within and between subelements of the (~~office~~) department;

26       (b) A clear and simplified organizational design promoting  
27 accessibility, responsiveness, and accountability to the legislature,  
28 the consumer, and the general public; and

29       (c) Maximum span of control without jeopardizing adequate  
30 supervision.

31       (3) The (~~office~~) department shall provide leadership and  
32 coordination in identifying and resolving threats to the safety of  
33 marine transportation and the impact of marine transportation on the  
34 environment:

35       (a) Working with other state agencies and local governments to  
36 strengthen the state and local governmental partnership in providing  
37 public protection;

38       (b) Providing expert advice to the executive and legislative  
39 branches of state government;

1 (c) Providing active and fair enforcement of rules;  
2 (d) Working with other federal, state, and local agencies and  
3 facilitating their involvement in planning and implementing marine  
4 safety measures;

5 (e) Providing information to the public; and

6 (f) Carrying out such other related actions as may be appropriate  
7 to this purpose.

8 (4) In accordance with the administrative procedure act, chapter  
9 34.05 RCW, the ~~((office))~~ department shall ensure an opportunity for  
10 consultation, review, and comment before the adoption of standards,  
11 guidelines, and rules.

12 (5) Consistent with the principles set forth in subsection (2) of  
13 this section, the ~~((administrator))~~ director may create ~~((such~~  
14 ~~administrative divisions, offices, bureaus, and programs within the~~  
15 ~~office as the administrator))~~ whatever organizational framework the  
16 director deems necessary to achieve the goals and objectives of this  
17 section so long as it is consistent with RCW 43.21I.005 through  
18 43.21I.040 (as recodified by this act) and chapter 88.46 RCW. The  
19 ~~((administrator))~~ director shall have complete charge of and  
20 supervisory powers over the ~~((office))~~ division, except where the  
21 ~~((administrator's))~~ director's authority is specifically limited by  
22 law.

23 (6) The ~~((administrator))~~ director shall appoint ~~((such personnel~~  
24 ~~as are necessary to carry out the duties of the office))~~ an assistant  
25 director to carry out the duties of providing an oil spill prevention  
26 and response program consistent with RCW 43.21I.005 through 43.21I.040  
27 (as recodified by this act) and chapter 88.46 RCW. In addition to  
28 exemptions set forth in RCW 41.06.070~~((+28))~~ (3), the ~~((administrator,~~  
29 ~~the administrator's confidential secretary, and up to four professional~~  
30 ~~staff members))~~ director shall be exempt from the provisions of chapter  
31 41.06 RCW. All other employees of the ~~((office))~~ division shall be  
32 subject to the provisions of chapter 41.06 RCW.

33 **Sec. 516.** RCW 43.21I.030 and 1992 c 73 s 11 are each amended to  
34 read as follows:

35 In addition to any other powers granted the ~~((administrator))~~  
36 director, the ~~((administrator))~~ director, in the administration of the  
37 oil spill prevention and response division, may:

1 (1) Adopt, in accordance with chapter 34.05 RCW, rules necessary to  
2 carry out the provisions of this chapter and chapter 88.46 RCW;

3 (2) Appoint such advisory committees as may be necessary to carry  
4 out the provisions of this chapter and chapter 88.46 RCW. Members of  
5 such advisory committees are authorized to receive travel expenses in  
6 accordance with RCW 43.03.050 and 43.03.060. The ~~((administrator))~~  
7 director shall review each advisory committee within the jurisdiction  
8 of the ~~((office))~~ department's oil spill prevention and response  
9 division and each statutory advisory committee on a biennial basis to  
10 determine if such advisory committee is needed. The criteria specified  
11 in RCW 43.131.070 shall be used to determine whether or not each  
12 advisory committee shall be continued;

13 (3) Undertake studies, research, and analysis necessary to carry  
14 out the provisions of this chapter and chapter 88.46 RCW;

15 (4) Delegate powers, duties, and functions of the ~~((office))~~  
16 department's oil spill prevention and response division to employees of  
17 the ~~((office))~~ department as the ~~((administrator))~~ director deems  
18 necessary to carry out the provisions of ~~((this—chapter))~~ RCW  
19 43.21I.005 through 43.21I.040 (as recodified by this act) and chapter  
20 88.46 RCW;

21 (5) Enter into contracts on behalf of the ~~((office))~~ department's  
22 oil spill prevention and response division to carry out the purposes of  
23 ~~((this—chapter))~~ RCW 43.21I.005 through 43.21I.040 (as recodified by  
24 this act) and chapter 88.46 RCW;

25 (6) Act for the state in the initiation of, or the participation  
26 in, any intergovernmental program for the purposes of ~~((this—chapter))~~  
27 RCW 43.21I.005 through 43.21I.040 (as recodified by this act) and  
28 chapter 88.46 RCW; or

29 (7) Accept gifts, grants, or other funds.

30 **Sec. 517.** RCW 43.21I.040 and 1991 c 200 s 407 are each amended to  
31 read as follows:

32 (1) The ~~((administrator))~~ director shall have full authority to  
33 administer oaths and take testimony thereunder, to issue subpoenas  
34 requiring the attendance of witnesses before the ~~((administrator))~~  
35 director together with all books, memoranda, papers, and other  
36 documents, articles or instruments, and to compel the disclosure by  
37 such witnesses of all facts known to them relative to the matters under  
38 investigation.

1 (2) Subpoenas issued in adjudicative proceedings shall be governed  
2 by chapter 34.05 RCW.

3 (3) Subpoenas issued in the conduct of investigations required or  
4 authorized by other statutory provisions or necessary in the  
5 enforcement of other statutory provisions shall be governed by chapter  
6 34.05 RCW.

7 **Sec. 518.** RCW 88.46.922 and 1991 c 200 s 431 are each amended to  
8 read as follows:

9 All reports, documents, surveys, books, records, files, papers, or  
10 written material in the possession of the office of marine safety shall  
11 be delivered to the custody of the department of ecology. All  
12 cabinets, furniture, office equipment, motor vehicles, and other  
13 tangible property employed by the office of marine safety shall be made  
14 available to the department of ecology. All funds, credits, or other  
15 assets held by the office of marine safety shall be assigned to the  
16 department of ecology.

17 Any appropriations made to the office of marine safety shall, on  
18 (~~July 1, 1997~~) January 1, 1996, be transferred and credited to the  
19 department of ecology.

20 Whenever any question arises as to the transfer of any personnel,  
21 funds, books, documents, records, papers, files, equipment, or other  
22 tangible property used or held in the exercise of the powers and the  
23 performance of the duties and functions transferred, the director of  
24 financial management shall make a determination as to the proper  
25 allocation and certify the same to the state agencies concerned.

26 **Sec. 519.** RCW 88.46.925 and 1991 c 200 s 434 are each amended to  
27 read as follows:

28 The transfer of the powers, duties, and functions(~~(, and~~  
29 ~~personnel)~~) of the office of marine safety shall not affect the  
30 validity of any act performed prior to (~~July 1, 1997~~) January 1,  
31 1996.

32 NEW SECTION. **Sec. 520.** A new section is added to chapter 90.56  
33 RCW to read as follows:

34 No moneys may be spent by the department from the oil spill  
35 administration account, as established in RCW 90.56.510, nor the oil  
36 spill response account, as established in RCW 90.56.500, for any

1 purpose other than carrying out the purposes, programs, and services of  
2 oil spill prevention and response consistent with RCW 43.21I.005  
3 through 43.21I.040 (as recodified by this act) and chapter 88.46 RCW.

4 **Sec. 521.** 1991 c 200 s 1120 (uncodified) is amended to read as  
5 follows:

6 Sections 430 through 436 (~~(of this act)~~), chapter 200, Laws of 1991  
7 shall take effect (~~(July 1, 1997)~~) January 1, 1996.

8 **Sec. 522.** 1993 c 281 s 73 (uncodified) is amended to read as  
9 follows:

10 Section 67 (~~(of this act)~~), chapter 281, Laws of 1993 shall take  
11 effect (~~(July 1, 1997)~~) January 1, 1996.

12 NEW SECTION. **Sec. 523.** RCW 43.21I.005, 43.21I.010, 43.21I.030,  
13 and 43.21I.040, as amended in this act, are each recodified as new  
14 sections in chapter 43.21A RCW.

15 NEW SECTION. **Sec. 524.** The following acts or parts of acts are  
16 each repealed:

- 17 (1) RCW 43.21I.020 and 1992 c 73 s 5 & 1991 c 200 s 403;  
18 (2) RCW 88.46.920 and 1991 c 200 s 429; and  
19 (3) RCW 88.46.923 and 1991 c 200 s 432.

20 **Sec. 525.** RCW 90.56.510 and 1994 1st sp.s. c 6 s 903 are each  
21 amended to read as follows:

22 (1) The oil spill administration account is created in the state  
23 treasury. All receipts from RCW 82.23B.020(2) shall be deposited in  
24 the account. Moneys from the account may be spent only after  
25 appropriation. The account is subject to allotment procedures under  
26 chapter 43.88 RCW. On July 1 of each odd-numbered year, if receipts  
27 deposited in the account from the tax imposed by RCW 82.23B.020(2) for  
28 the previous fiscal biennium exceed the amount appropriated from the  
29 account for the previous fiscal biennium, the state treasurer shall  
30 transfer the amount of receipts exceeding the appropriation to the oil  
31 spill response account. If, on the first day of any calendar month,  
32 the balance of the oil spill response account is greater than twenty-  
33 five million dollars and the balance of the oil spill administration  
34 account exceeds the unexpended appropriation for the current biennium,

1 then the tax under RCW 82.23B.020(2) shall be suspended on the first  
2 day of the next calendar month until the beginning of the following  
3 biennium, provided that the tax shall not be suspended during the last  
4 six months of the biennium. If the tax imposed under RCW 82.23B.020(2)  
5 is suspended during two consecutive biennia, the department shall by  
6 November 1st after the end of the second biennium, recommend to the  
7 appropriate standing committees an adjustment in the tax rate. For the  
8 biennium ending June 30, (~~(1995)~~) 1997, the state treasurer may  
9 transfer (~~(funds)~~) up to \$1,718,000 from the oil spill response account  
10 to the oil spill administration account (~~(in amounts necessary)~~) to  
11 support appropriations made from the oil spill administration account  
12 in the omnibus and transportation appropriations acts adopted not later  
13 than June 30, (~~(1994)~~) 1997.

14 (2) Expenditures from the oil spill administration account shall be  
15 used exclusively for the administrative costs related to the purposes  
16 of this chapter, and chapters 90.48, 88.40, and 88.46 RCW. Starting  
17 with the 1995-1997 biennium, the legislature shall give activities of  
18 state agencies related to prevention of oil spills priority in funding  
19 from the oil spill administration account. Costs of administration  
20 include the costs of:

- 21 (a) Routine responses not covered under RCW 90.56.500;
- 22 (b) Management and staff development activities;
- 23 (c) Development of rules and policies and the state-wide plan  
24 provided for in RCW 90.56.060;
- 25 (d) Facility and vessel plan review and approval, drills,  
26 inspections, investigations, enforcement, and litigation;
- 27 (e) Interagency coordination and public outreach and education;
- 28 (f) Collection and administration of the tax provided for in  
29 chapter 82.23B RCW; and
- 30 (g) Appropriate travel, goods and services, contracts, and  
31 equipment.

32 NEW SECTION. **Sec. 526.** In order to provide enhanced program  
33 visibility and improved legislative oversight, the legislature concurs  
34 with the recommendation of the transportation commission that two new  
35 program designations be established within the department of  
36 transportation: (1) The transportation economic partnerships program,  
37 and (2) the transit and rail program.



1        NEW SECTION.     **Sec. 527.**     The attorney general shall prepare  
2 annually a report to the legislative transportation committee  
3 comprising a comprehensive summary of all cases involving tort claims  
4 against the department of transportation involving highways which were  
5 concluded and closed in the previous calendar year. The report shall  
6 include for each case closed:

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

8            (2) Identification of the attorneys representing the state and the  
9 opposing parties;

10           (3) A synopsis of the legal theories asserted and the defenses  
11 presented;

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

14           (5) The approximate number of attorney hours expended by the state  
15 on the case, together with the corresponding dollar amount billed  
16 therefore; and

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

21        **Sec. 528.**     RCW 47.78.010 and 1991 sp.s. c 13 ss 66, 121 are each  
22 amended to read as follows:

23           (1) There is hereby established in the state treasury the high  
24 capacity transportation account. Money in the account shall be used,  
25 after appropriation, for local high capacity transportation purposes  
26 including rail freight.

27           (2) For the biennium ending June 30, 1997, money in the account may  
28 be transferred to the passenger ferry account as provided for in  
29 section 408, chapter . . . , Laws of 1995 (this act).

30        **Sec. 529.**     RCW 82.44.150 and 1994 c 241 s 1 are each amended to  
31 read as follows:

32           (1) The director of licensing shall, on the twenty-fifth day of  
33 February, May, August, and November of each year, advise the state  
34 treasurer of the total amount of motor vehicle excise taxes imposed by  
35 RCW 82.44.020 (1) and (2) remitted to the department during the  
36 preceding calendar quarter ending on the last day of March, June,  
37 September, and December, respectively, except for those payable under

1 RCW 82.44.030, from motor vehicle owners residing within each  
2 municipality which has levied a tax under RCW 35.58.273, which amount  
3 of excise taxes shall be determined by the director as follows:

4 The total amount of motor vehicle excise taxes remitted to the  
5 department, except those payable under RCW 82.44.020(3) and 82.44.030,  
6 from each county shall be multiplied by a fraction, the numerator of  
7 which is the population of the municipality residing in such county,  
8 and the denominator of which is the total population of the county in  
9 which such municipality or portion thereof is located. The product of  
10 this computation shall be the amount of excise taxes from motor vehicle  
11 owners residing within such municipality or portion thereof. Where the  
12 municipality levying a tax under RCW 35.58.273 is located in more than  
13 one county, the above computation shall be made by county, and the  
14 combined products shall provide the total amount of motor vehicle  
15 excise taxes from motor vehicle owners residing in the municipality as  
16 a whole. Population figures required for these computations shall be  
17 supplied to the director by the office of financial management, who  
18 shall adjust the fraction annually.

19 (2) On the first day of the months of January, April, July, and  
20 October of each year, the state treasurer based upon information  
21 provided by the department shall, from motor vehicle excise taxes  
22 deposited in the general fund, under RCW 82.44.110(1)(g), make the  
23 following deposits:

24 (a) To the high capacity transportation account created in RCW  
25 47.78.010, a sum equal to four and five-tenths percent of the special  
26 excise tax levied under RCW 35.58.273 by those municipalities  
27 authorized to levy a special excise tax within ~~((i))~~ each county  
28 ~~((with a population of two hundred ten thousand or more and (ii) each~~  
29 ~~county with a population of from one hundred twenty five thousand to~~  
30 ~~less than two hundred ten thousand except for those counties that do~~  
31 ~~not border a county with a population as described in subsection (i) of~~  
32 ~~this subsection)) that has a population of one hundred seventy-five~~  
33 ~~thousand or more and has an interstate highway within its borders;~~  
34 ~~except that in a case of a municipality located in a county that has a~~  
35 ~~population of one hundred seventy-five thousand or more that does not~~  
36 ~~have an interstate highway located within its borders, that sum shall~~  
37 ~~be deposited in the passenger ferry account;~~

38 (b) To the central Puget Sound public transportation account  
39 created in RCW 82.44.180, for revenues distributed after December 31,

1 1992, within a county with a population of one million or more and a  
2 county with a population of from two hundred thousand to less than one  
3 million bordering a county with a population of one million or more, a  
4 sum equal to the difference between (i) the special excise tax levied  
5 and collected under RCW 35.58.273 by those municipalities authorized to  
6 levy and collect a special excise tax subject to the requirements of  
7 subsections (3) and (4) of this section and (ii) the special excise tax  
8 that the municipality would otherwise have been eligible to levy and  
9 collect at a tax rate of .815 percent and been able to match with  
10 locally generated tax revenues, other than the excise tax imposed under  
11 RCW 35.58.273, budgeted for any public transportation purpose. Before  
12 this deposit, the sum shall be reduced by an amount equal to the amount  
13 distributed under (a) of this subsection for each of the municipalities  
14 within the counties to which this subsection (2)(b) applies; however,  
15 any transfer under this subsection (2)(b) must be greater than zero;

16 (c) To the public transportation systems account created in RCW  
17 82.44.180, for revenues distributed after December 31, 1992, within  
18 counties not described in (b) of this subsection, a sum equal to the  
19 difference between (i) the special excise tax levied and collected  
20 under RCW 35.58.273 by those municipalities authorized to levy and  
21 collect a special excise tax subject to the requirements of subsections  
22 (3) and (4) of this section and (ii) the special excise tax that the  
23 municipality would otherwise have been eligible to levy and collect at  
24 a tax rate of .815 percent and been able to match with locally  
25 generated tax revenues, other than the excise tax imposed under RCW  
26 35.58.273, budgeted for any public transportation purpose. Before this  
27 deposit, the sum shall be reduced by an amount equal to the amount  
28 distributed under (a) of this subsection for each of the municipalities  
29 within the counties to which this subsection (2)(c) applies; however,  
30 any transfer under this subsection (2)(c) must be greater than zero;  
31 and

32 (d) To the general fund, for revenues distributed after June 30,  
33 1993, and to the transportation fund, for revenues distributed after  
34 June 30, 1995, a sum equal to the difference between (i) the special  
35 excise tax levied and collected under RCW 35.58.273 by those  
36 municipalities authorized to levy and collect a special excise tax  
37 subject to the requirements of subsections (3) and (4) of this section  
38 and (ii) the special excise tax that the municipality would otherwise  
39 have been eligible to levy and collect at a tax rate of .815 percent

1 notwithstanding the requirements set forth in subsections (3) through  
2 (6) of this section, reduced by an amount equal to distributions made  
3 under (a), (b), and (c) of this subsection and RCW 82.14.046.

4 (3) On the first day of the months of January, April, July, and  
5 October of each year, the state treasurer, based upon information  
6 provided by the department, shall remit motor vehicle excise tax  
7 revenues imposed and collected under RCW 35.58.273 as follows:

8 (a) The amount required to be remitted by the state treasurer to  
9 the treasurer of any municipality levying the tax shall not exceed in  
10 any calendar year the amount of locally-generated tax revenues,  
11 excluding (i) the excise tax imposed under RCW 35.58.273 for the  
12 purposes of this section, which shall have been budgeted by the  
13 municipality to be collected in such calendar year for any public  
14 transportation purposes including but not limited to operating costs,  
15 capital costs, and debt service on general obligation or revenue bonds  
16 issued for these purposes; and (ii) the sales and use tax equalization  
17 distributions provided under RCW 82.14.046; and

18 (b) In no event may the amount remitted in a single calendar  
19 quarter exceed the amount collected on behalf of the municipality under  
20 RCW 35.58.273 during the calendar quarter next preceding the  
21 immediately preceding quarter, excluding the sales and use tax  
22 equalization distributions provided under RCW 82.14.046.

23 (4) At the close of each calendar year accounting period, but not  
24 later than April 1, each municipality that has received motor vehicle  
25 excise taxes under subsection (3) of this section shall transmit to the  
26 director of licensing and the state auditor a written report showing by  
27 source the previous year's budgeted tax revenues for public  
28 transportation purposes as compared to actual collections. Any  
29 municipality that has not submitted the report by April 1 shall cease  
30 to be eligible to receive motor vehicle excise taxes under subsection  
31 (3) of this section until the report is received by the director of  
32 licensing. If a municipality has received more or less money under  
33 subsection (3) of this section for the period covered by the report  
34 than it is entitled to receive by reason of its locally-generated  
35 collected tax revenues, the director of licensing shall, during the  
36 next ensuing quarter that the municipality is eligible to receive motor  
37 vehicle excise tax funds, increase or decrease the amount to be  
38 remitted in an amount equal to the difference between the locally-  
39 generated budgeted tax revenues and the locally-generated collected tax

1 revenues. In no event may the amount remitted for a calendar year  
2 exceed the amount collected on behalf of the municipality under RCW  
3 35.58.273 during that same calendar year excluding the sales and use  
4 tax equalization distributions provided under RCW 82.14.046. At the  
5 time of the next fiscal audit of each municipality, the state auditor  
6 shall verify the accuracy of the report submitted and notify the  
7 director of licensing of any discrepancies.

8 (5) The motor vehicle excise taxes imposed under RCW 35.58.273 and  
9 required to be remitted under this section and RCW 82.14.046 shall be  
10 remitted without legislative appropriation.

11 (6) Any municipality levying and collecting a tax under RCW  
12 35.58.273 which does not have an operating, public transit system or a  
13 contract for public transportation services in effect within one year  
14 from the initial effective date of the tax shall return to the state  
15 treasurer all motor vehicle excise taxes received under subsection (3)  
16 of this section.

17 **Sec. 530.** RCW 70.94.531 and 1991 c 202 s 13 are each amended to  
18 read as follows:

19 (1) Not more than six months after the adoption of the commute trip  
20 reduction plan by a jurisdiction, each major employer in that  
21 jurisdiction shall develop a commute trip reduction program and shall  
22 submit a description of that program to the jurisdiction for review.  
23 The program shall be implemented not more than six months after  
24 submission to the jurisdiction.

25 (2) A commute trip reduction program shall consist of, at a minimum  
26 (a) designation of a transportation coordinator and the display of the  
27 name, location, and telephone number of the coordinator in a prominent  
28 manner at each affected worksite; (b) regular distribution of  
29 information to employees regarding alternatives to single-occupant  
30 vehicle commuting; (c) an annual review of employee commuting and  
31 reporting of progress toward meeting the single-occupant vehicle  
32 reduction goals to the county, city, or town consistent with the method  
33 established in the commute trip reduction plan; and (d) implementation  
34 of a set of measures designed to achieve the applicable commute trip  
35 reduction goals adopted by the jurisdiction. Such measures may include  
36 but are not limited to:

37 (i) Provision of preferential parking or reduced parking charges,  
38 or both, for high occupancy vehicles;

- 1 (ii) Instituting or increasing parking charges for single-occupant  
2 vehicles;
- 3 (iii) Provision of commuter ride matching services to facilitate  
4 employee ridesharing for commute trips;
- 5 (iv) Provision of subsidies for transit fares;
- 6 (v) Provision of vans for van pools;
- 7 (vi) Provision of subsidies for car pooling or van pooling;
- 8 (vii) Permitting the use of the employer's vehicles for car pooling  
9 or van pooling;
- 10 (viii) Permitting flexible work schedules to facilitate employees'  
11 use of transit, car pools, or van pools;
- 12 (ix) Cooperation with transportation providers to provide  
13 additional regular or express service to the worksite;
- 14 (x) Construction of special loading and unloading facilities for  
15 transit, car pool, and van pool users;
- 16 (xi) Provision of bicycle parking facilities, lockers, changing  
17 areas, and showers for employees who bicycle or walk to work;
- 18 (xii) Provision of a program of parking incentives such as a rebate  
19 for employees who do not use the parking facility;
- 20 (xiii) Establishment of a program to permit employees to work part  
21 or full time at home or at an alternative worksite closer to their  
22 homes;
- 23 (xiv) Establishment of a program of alternative work schedules such  
24 as compressed work week schedules which reduce commuting; ((and))
- 25 (xv) Establishment of proximate commuting programs by employers  
26 with multiple worksites; and
- 27 (xvi) Implementation of other measures designed to facilitate the  
28 use of high-occupancy vehicles such as on-site day care facilities and  
29 emergency taxi services.
- 30 (3) Employers or owners of worksites may form or utilize existing  
31 transportation management associations to assist members in developing  
32 and implementing commute trip reduction programs.

33 **Sec. 531.** RCW 82.44.180 and 1993 sp.s. c 23 s 64 and 1993 c 393 s  
34 1 are each reenacted and amended to read as follows:

35 (1) The transportation fund is created in the state treasury.  
36 Revenues under RCW 82.44.020 (1) and (2), 82.44.110, 82.44.150, and the  
37 surcharge under RCW 82.50.510 shall be deposited into the fund as  
38 provided in those sections.

1 Moneys in the fund may be spent only after appropriation.  
2 Expenditures from the fund may be used only for transportation purposes  
3 and activities and operations of the Washington state patrol not  
4 directly related to the policing of public highways and that are not  
5 authorized under Article II, section 40 of the state Constitution.

6 (2) There is hereby created the central Puget Sound public  
7 transportation account within the transportation fund. Moneys  
8 deposited into the account under RCW 82.44.150(2)(b) shall be  
9 appropriated to the department of transportation for public  
10 transportation related purposes specified in the transportation  
11 appropriations act or to the department of transportation and allocated  
12 by the multimodal transportation programs and projects selection  
13 committee created in RCW 47.66.020 to public transportation projects  
14 within the region from which the funds are derived, solely for:

15 (a) Planning;

16 (b) Development of capital projects;

17 (c) Development of high capacity transportation systems as defined  
18 in RCW 81.104.015;

19 (d) Development of high occupancy vehicle lanes and related  
20 facilities as defined in RCW 81.100.020; and

21 (e) Public transportation system contributions required to fund  
22 projects under federal programs and those approved by the  
23 transportation improvement board.

24 (3) There is hereby created the public transportation systems  
25 account within the transportation fund. Moneys deposited into the  
26 account under RCW 82.44.150(2)(c) shall be appropriated to the  
27 department of transportation for public transportation related purposes  
28 specified in the transportation appropriations act or to the department  
29 of transportation and allocated by the multimodal transportation  
30 programs and projects selection committee to public transportation  
31 projects submitted by the public transportation systems from which the  
32 funds are derived, solely for:

33 (a) Planning;

34 (b) Development of capital projects;

35 (c) Development of high capacity transportation systems as defined  
36 in RCW 81.104.015;

37 (d) Development of high occupancy vehicle lanes and related  
38 facilities as defined in RCW 81.100.020;

1 (e) Other public transportation system-related roadway projects on  
2 state highways, county roads, or city streets; and

3 (f) Public transportation system contributions required to fund  
4 projects under federal programs and those approved by the  
5 transportation improvement board.

6 **Sec. 532.** RCW 47.78.010 and 1991 sp.s. c 13 ss 66, 121 are each  
7 amended to read as follows:

8 There is hereby established in the state treasury the high capacity  
9 transportation account. Money in the account shall be used, after  
10 appropriation, for high occupancy vehicle lane construction or for  
11 local high capacity transportation purposes including rail freight.

12 **Sec. 533.** 1994 c 303 s 20 (uncodified) is amended to read as  
13 follows:

14 (1) There is hereby appropriated cumulatively from the motor  
15 vehicle fund--state, the transportation fund--state, and the general  
16 fund--state, up to \$35,500,000 for preliminary engineering, right of  
17 way acquisition, and construction of the following regular category C  
18 projects:

- 19 ((+1)) (a) SPRING ST TO JOHNSON RD (627000D);  
20 ((+2)) (b) W. LK SAMM. PKWY. TO SR 202 (152038A, 152039D);  
21 ((+3)) (c) DIAMOND LAKE CHANNELIZATION (600232E);  
22 ((+4)) (d) 15TH SW TO SR 161 U-XING (351214A);  
23 ((+5)) (e) ANDRESEN ROAD TO SR 503 (450093B);  
24 ((+6)) (f) NE 144TH ST TO BATTLEGROUND (450387B);  
25 ((+7)) (g) STEAMBOAT ISLAND RD I/C (310199A);  
26 ((+8)) (h) GRAHAM HILL VICINITY (316111A);  
27 ((+9)) (i) NORTH OF WINSLOW - STAGE 1 (330505A);  
28 ((+10)) (j) SR 5 TO BLANDFORD DRIVE (401487A);  
29 ((+11)) (k) 32ND STREET INTERCHANGE (316711A); and  
30 ((+12)) (l) SUNNYSLOPE I/C - STAGE 2 (228531A).

31 These projects are not necessarily in prioritized order and are not  
32 subject to the provisions of chapter 490, Laws of 1993.

33 The total expenditures under this section from all fund sources,  
34 including funds transferred under section 18(5) of this act, shall not  
35 exceed \$35,500,000. The general fund--state expenditure under this  
36 section and sections 18, 21, and 22 of this act, cumulatively, shall  
37 not exceed \$93,925,000.



1       (2) The purpose of this amendment is to clarify the intent of the  
2 legislature that the appropriation for project No. (b) included moneys  
3 for construction of Stage 1, including a diamond interchange at SR  
4 520/SR 202. Such moneys are reappropriated for the project, W. Lake  
5 Sammamish Parkway to SR 202, including the construction of the diamond  
6 interchange at SR 520/SR 202. Such reappropriation shall be considered  
7 to be effective as of the date of section 20, chapter 303, Laws of  
8 1994. All expenditures made by the department from that date are  
9 hereby ratified.

10       (3) If House Bill No. 2074 is enacted by June 30, 1995, this  
11 section is null and void.

12       NEW SECTION. Sec. 534. It is the intent of the legislature that  
13 the department of transportation may implement a voluntary retirement  
14 incentive program that is cost neutral provided that such program is  
15 approved by the director of financial management.

16       NEW SECTION. Sec. 535. GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.  
17 The appropriations of moneys and the designation of funds and accounts  
18 by this and other acts of the 1995 legislature shall be construed in a  
19 manner consistent with legislation enacted by the 1985, 1987, 1989,  
20 1991, and 1993 legislatures to conform state funds and accounts with  
21 generally accepted accounting principles.

22       NEW SECTION. Sec. 536. Sections 511 through 523 and 528 through  
23 533 of this act expire June 30, 1997.

24       **Sec. 537.** RCW 81.104.140 and 1992 c 101 s 25 are each amended to  
25 read as follows:

26       (1) Agencies authorized to provide high capacity transportation  
27 service, including transit agencies and regional transit authorities,  
28 are hereby granted dedicated funding sources for such systems. These  
29 dedicated funding sources, as set forth in RCW 81.104.150, 81.104.160,  
30 and 81.104.170, are authorized only for agencies located in (~~(a) each~~  
31 ~~county with a population of two hundred ten thousand or more and (b)~~  
32 ~~each county with a population of from one hundred twenty five thousand~~  
33 ~~to less than two hundred ten thousand except for those counties that do~~  
34 ~~not border a county with a population as described under (a) of this~~  
35 ~~subsection. In any county with a population of one million or more or~~

1 ~~in any county having a population of four hundred thousand or more~~  
2 ~~bordering a county with a population of one million or more, these~~  
3 ~~funding sources may be imposed only by a regional transit authority))~~  
4 any county that has a population of one hundred seventy-five thousand  
5 or more and has an interstate highway within its borders. A vote  
6 within the boundaries of a regional transit authority to authorize  
7 imposition of these dedicated funding sources may not occur prior to  
8 February 1, 1996.

9 (2) Agencies planning to construct and operate a high capacity  
10 transportation system should also seek other funds, including federal,  
11 state, local, and private sector assistance.

12 (3) Funding sources should satisfy each of the following criteria  
13 to the greatest extent possible:

- 14 (a) Acceptability;
- 15 (b) Ease of administration;
- 16 (c) Equity;
- 17 (d) Implementation feasibility;
- 18 (e) Revenue reliability; and
- 19 (f) Revenue yield.

20 (4) Agencies participating in regional high capacity transportation  
21 system development are authorized to levy and collect the following  
22 voter-approved local option funding sources:

- 23 (a) Employer tax as provided in RCW 81.104.150;
- 24 (b) Special motor vehicle excise tax as provided in RCW 81.104.160;
- 25 and
- 26 (c) Sales and use tax as provided in RCW 81.104.170.

27 Revenues from these taxes may be used only to support those  
28 purposes prescribed in subsection (10) of this section. Before the  
29 date of an election authorizing an agency to impose any of the taxes  
30 enumerated in this section and authorized in RCW 81.104.150,  
31 81.104.160, and 81.104.170, the agency must comply with the process  
32 prescribed in RCW 81.104.100 (1) and (2) and 81.104.110. No  
33 construction on exclusive right of way may occur before the  
34 requirements of RCW 81.104.100(3) are met.

35 (5) Authorization in subsection (4) of this section shall not  
36 adversely affect the funding authority of transit agencies not provided  
37 for in this chapter. Local option funds may be used to support  
38 implementation of interlocal agreements with respect to the  
39 establishment of regional high capacity transportation service. Except

1 when a regional transit authority exists, local jurisdictions shall  
2 retain control over moneys generated within their boundaries, although  
3 funds may be commingled with those generated in other areas for  
4 planning, construction, and operation of high capacity transportation  
5 systems as set forth in the agreements.

6 (6) Agencies planning to construct and operate high capacity  
7 transportation systems may contract with the state for collection and  
8 transference of voter-approved local option revenue.

9 (7) Dedicated high capacity transportation funding sources  
10 authorized in RCW 81.104.150, 81.104.160, and 81.104.170 shall be  
11 subject to voter approval by a simple majority. A single ballot  
12 proposition may seek approval for one or more of the authorized taxing  
13 sources. ~~((The ballot title shall reference the document identified in  
14 subsection (8) of this section.))~~

15 (8) ~~((Agencies shall provide to the registered voters in the area  
16 a document describing the systems plan and the financing plan set forth  
17 in RCW 81.104.100. It shall also describe the relationship of the  
18 system to regional issues such as development density at station  
19 locations and activity centers, and the interrelationship of the system  
20 to adopted land use and transportation demand management goals within  
21 the region. This document shall be provided to the voters at least  
22 twenty days prior to the date of the election)) When making public  
23 representations about revenues available to support a proposed project,  
24 regional transit authorities shall not assume, nor imply the  
25 availability of state funds unless those funds have been specifically  
26 authorized. Any assumptions of federal funds shall be based on  
27 authorizations in the current six-year transportation authorization  
28 law.~~

29 (9) For any election in which voter approval is sought for a high  
30 capacity transportation system plan and financing plan pursuant to RCW  
31 81.104.040, a local voter's pamphlet shall be produced as provided in  
32 chapter 29.81A RCW.

33 (10) Agencies providing high capacity transportation service shall  
34 retain responsibility for revenue encumbrance, disbursement, and  
35 bonding. Funds may be used for any purpose relating to planning,  
36 construction, and operation of high capacity transportation systems and  
37 commuter rail systems, personal rapid transit, busways, bus sets, and  
38 entrained and linked buses.

1       **Sec. 538.** RCW 82.44.150 and 1994 c 241 s 1 are each amended to  
2 read as follows:

3       (1) The director of licensing shall, on the twenty-fifth day of  
4 February, May, August, and November of each year, advise the state  
5 treasurer of the total amount of motor vehicle excise taxes imposed by  
6 RCW 82.44.020 (1) and (2) remitted to the department during the  
7 preceding calendar quarter ending on the last day of March, June,  
8 September, and December, respectively, except for those payable under  
9 RCW 82.44.030, from motor vehicle owners residing within each  
10 municipality which has levied a tax under RCW 35.58.273, which amount  
11 of excise taxes shall be determined by the director as follows:

12       The total amount of motor vehicle excise taxes remitted to the  
13 department, except those payable under RCW 82.44.020(3) and 82.44.030,  
14 from each county shall be multiplied by a fraction, the numerator of  
15 which is the population of the municipality residing in such county,  
16 and the denominator of which is the total population of the county in  
17 which such municipality or portion thereof is located. The product of  
18 this computation shall be the amount of excise taxes from motor vehicle  
19 owners residing within such municipality or portion thereof. Where the  
20 municipality levying a tax under RCW 35.58.273 is located in more than  
21 one county, the above computation shall be made by county, and the  
22 combined products shall provide the total amount of motor vehicle  
23 excise taxes from motor vehicle owners residing in the municipality as  
24 a whole. Population figures required for these computations shall be  
25 supplied to the director by the office of financial management, who  
26 shall adjust the fraction annually.

27       (2) On the first day of the months of January, April, July, and  
28 October of each year, the state treasurer based upon information  
29 provided by the department shall, from motor vehicle excise taxes  
30 deposited in the general fund, under RCW 82.44.110(1)(g), make the  
31 following deposits:

32       (a) To the high capacity transportation account created in RCW  
33 47.78.010, a sum equal to four and five-tenths percent of the special  
34 excise tax levied under RCW 35.58.273 by those municipalities  
35 authorized to levy a special excise tax within ~~((i))~~ each county  
36 ~~((with a population of two hundred ten thousand or more and (ii) each~~  
37 ~~county with a population of from one hundred twenty five thousand to~~  
38 ~~less than two hundred ten thousand except for those counties that do~~  
39 ~~not border a county with a population as described in subsection (i) of~~

1 ~~this subsection))~~ that has a population of one hundred seventy-five  
2 thousand or more and has an interstate highway within its borders;  
3 except that in a case of a municipality located in a county that has a  
4 population of one hundred seventy-five thousand or more that does not  
5 have an interstate highway located within its borders, that sum shall  
6 be deposited in the passenger ferry account;

7 (b) To the central Puget Sound public transportation account  
8 created in RCW 82.44.180, for revenues distributed after December 31,  
9 1992, within a county with a population of one million or more and a  
10 county with a population of from two hundred thousand to less than one  
11 million bordering a county with a population of one million or more, a  
12 sum equal to the difference between (i) the special excise tax levied  
13 and collected under RCW 35.58.273 by those municipalities authorized to  
14 levy and collect a special excise tax subject to the requirements of  
15 subsections (3) and (4) of this section and (ii) the special excise tax  
16 that the municipality would otherwise have been eligible to levy and  
17 collect at a tax rate of .815 percent and been able to match with  
18 locally generated tax revenues, other than the excise tax imposed under  
19 RCW 35.58.273, budgeted for any public transportation purpose. Before  
20 this deposit, the sum shall be reduced by an amount equal to the amount  
21 distributed under (a) of this subsection for each of the municipalities  
22 within the counties to which this subsection (2)(b) applies; however,  
23 any transfer under this subsection (2)(b) must be greater than zero;

24 (c) To the public transportation systems account created in RCW  
25 82.44.180, for revenues distributed after December 31, 1992, within  
26 counties not described in (b) of this subsection, a sum equal to the  
27 difference between (i) the special excise tax levied and collected  
28 under RCW 35.58.273 by those municipalities authorized to levy and  
29 collect a special excise tax subject to the requirements of subsections  
30 (3) and (4) of this section and (ii) the special excise tax that the  
31 municipality would otherwise have been eligible to levy and collect at  
32 a tax rate of .815 percent and been able to match with locally  
33 generated tax revenues, other than the excise tax imposed under RCW  
34 35.58.273, budgeted for any public transportation purpose. Before this  
35 deposit, the sum shall be reduced by an amount equal to the amount  
36 distributed under (a) of this subsection for each of the municipalities  
37 within the counties to which this subsection (2)(c) applies; however,  
38 any transfer under this subsection (2)(c) must be greater than zero;  
39 and

1 (d) To the general fund, for revenues distributed after June 30,  
2 1993, and to the transportation fund, for revenues distributed after  
3 June 30, 1995, a sum equal to the difference between (i) the special  
4 excise tax levied and collected under RCW 35.58.273 by those  
5 municipalities authorized to levy and collect a special excise tax  
6 subject to the requirements of subsections (3) and (4) of this section  
7 and (ii) the special excise tax that the municipality would otherwise  
8 have been eligible to levy and collect at a tax rate of .815 percent  
9 notwithstanding the requirements set forth in subsections (3) through  
10 (6) of this section, reduced by an amount equal to distributions made  
11 under (a), (b), and (c) of this subsection and RCW 82.14.046.

12 (3) On the first day of the months of January, April, July, and  
13 October of each year, the state treasurer, based upon information  
14 provided by the department, shall remit motor vehicle excise tax  
15 revenues imposed and collected under RCW 35.58.273 as follows:

16 (a) The amount required to be remitted by the state treasurer to  
17 the treasurer of any municipality levying the tax shall not exceed in  
18 any calendar year the amount of locally-generated tax revenues,  
19 excluding (i) the excise tax imposed under RCW 35.58.273 for the  
20 purposes of this section, which shall have been budgeted by the  
21 municipality to be collected in such calendar year for any public  
22 transportation purposes including but not limited to operating costs,  
23 capital costs, and debt service on general obligation or revenue bonds  
24 issued for these purposes; and (ii) the sales and use tax equalization  
25 distributions provided under RCW 82.14.046; and

26 (b) In no event may the amount remitted in a single calendar  
27 quarter exceed the amount collected on behalf of the municipality under  
28 RCW 35.58.273 during the calendar quarter next preceding the  
29 immediately preceding quarter, excluding the sales and use tax  
30 equalization distributions provided under RCW 82.14.046.

31 (4) At the close of each calendar year accounting period, but not  
32 later than April 1, each municipality that has received motor vehicle  
33 excise taxes under subsection (3) of this section shall transmit to the  
34 director of licensing and the state auditor a written report showing by  
35 source the previous year's budgeted tax revenues for public  
36 transportation purposes as compared to actual collections. Any  
37 municipality that has not submitted the report by April 1 shall cease  
38 to be eligible to receive motor vehicle excise taxes under subsection  
39 (3) of this section until the report is received by the director of

1 licensing. If a municipality has received more or less money under  
2 subsection (3) of this section for the period covered by the report  
3 than it is entitled to receive by reason of its locally-generated  
4 collected tax revenues, the director of licensing shall, during the  
5 next ensuing quarter that the municipality is eligible to receive motor  
6 vehicle excise tax funds, increase or decrease the amount to be  
7 remitted in an amount equal to the difference between the locally-  
8 generated budgeted tax revenues and the locally-generated collected tax  
9 revenues. In no event may the amount remitted for a calendar year  
10 exceed the amount collected on behalf of the municipality under RCW  
11 35.58.273 during that same calendar year excluding the sales and use  
12 tax equalization distributions provided under RCW 82.14.046. At the  
13 time of the next fiscal audit of each municipality, the state auditor  
14 shall verify the accuracy of the report submitted and notify the  
15 director of licensing of any discrepancies.

16 (5) The motor vehicle excise taxes imposed under RCW 35.58.273 and  
17 required to be remitted under this section and RCW 82.14.046 shall be  
18 remitted without legislative appropriation.

19 (6) Any municipality levying and collecting a tax under RCW  
20 35.58.273 which does not have an operating, public transit system or a  
21 contract for public transportation services in effect within one year  
22 from the initial effective date of the tax shall return to the state  
23 treasurer all motor vehicle excise taxes received under subsection (3)  
24 of this section.

25 NEW SECTION. **Sec. 539.** The following acts or parts of acts are  
26 each repealed:

- 27 (1) RCW 81.112.010 and 1992 c 101 s 1;
- 28 (2) RCW 81.112.020 and 1992 c 101 s 2;
- 29 (3) RCW 81.112.030 and 1994 c 44 s 1, 1993 sp.s. c 23 s 62, & 1992  
30 c 101 s 3;
- 31 (4) RCW 81.112.040 and 1994 c 109 s 1 & 1992 c 101 s 4;
- 32 (5) RCW 81.112.050 and 1992 c 101 s 5;
- 33 (6) RCW 81.112.060 and 1992 c 101 s 6;
- 34 (7) RCW 81.112.070 and 1992 c 101 s 7;
- 35 (8) RCW 81.112.080 and 1992 c 101 s 8;
- 36 (9) RCW 81.112.090 and 1992 c 101 s 9;
- 37 (10) RCW 81.112.100 and 1992 c 101 s 10;
- 38 (11) RCW 81.112.110 and 1992 c 101 s 11;

- 1 (12) RCW 81.112.120 and 1992 c 101 s 12;
- 2 (13) RCW 81.112.130 and 1992 c 101 s 13;
- 3 (14) RCW 81.112.140 and 1992 c 101 s 14;
- 4 (15) RCW 81.112.150 and 1992 c 101 s 15;
- 5 (16) RCW 81.112.160 and 1992 c 101 s 16;
- 6 (17) RCW 81.112.170 and 1992 c 101 s 17;
- 7 (18) RCW 81.112.900 and 1992 c 101 s 33;
- 8 (19) RCW 81.112.901 and 1992 c 101 s 34; and
- 9 (20) RCW 81.112.902 and 1992 c 101 s 35.

10 **Sec. 540.** RCW 81.104.015 and 1992 c 101 s 19 are each amended to  
11 read as follows:

12 Unless the context clearly requires otherwise, the definitions in  
13 this section apply throughout this chapter.

14 (1) "High capacity transportation system" means a system of public  
15 transportation services within an urbanized region operating  
16 principally on exclusive rights of way, and the supporting services and  
17 facilities necessary to implement such a system, including interim  
18 express services and high occupancy vehicle lanes, which taken as a  
19 whole, provides a substantially higher level of passenger capacity,  
20 speed, and service frequency than traditional public transportation  
21 systems operating principally in general purpose roadways.

22 (2) "Regional transit system" means a high capacity transportation  
23 system under the jurisdiction of one or more transit agencies (~~except~~  
24 ~~where a regional transit authority created under chapter 81.112 RCW~~  
25 ~~exists, in which case "regional transit system" means the high capacity~~  
26 ~~transportation system under the jurisdiction of a regional transit~~  
27 ~~authority~~)).

28 (3) "Transit agency" means city-owned transit systems, county  
29 transportation authorities, metropolitan municipal corporations, and  
30 public transportation benefit areas.

31 **Sec. 541.** RCW 81.104.030 and 1993 c 428 s 1 are each amended to  
32 read as follows:

33 (1) In any county (~~with a population of from two hundred ten~~  
34 ~~thousand to less than one million that is not bordered by a county with~~  
35 ~~a population of one million or more, and in each county with a~~  
36 ~~population of less than two hundred ten thousand~~) that has a  
37 population of one hundred seventy-five thousand or more and has an



1 interstate highway within its borders, except for any county having a  
2 population of more than one million or a county that has a population  
3 more than four hundred thousand and is adjacent to a county with a  
4 population of more than one million, transit agencies may elect to  
5 establish high capacity transportation service. Such agencies shall  
6 form a regional policy committee with proportional representation based  
7 upon population distribution within the designated service area and a  
8 representative of the department of transportation, or such agencies  
9 may use the designated metropolitan planning organization as the  
10 regional policy committee.

11 Transit agencies participating in joint regional policy committees  
12 shall seek voter approval within their own service boundaries of a high  
13 capacity transportation system plan and financing plan. For transit  
14 agencies in counties adjoining state or international boundaries where  
15 the high capacity transportation system plan and financing plan propose  
16 a bi-state or international high capacity transportation system, such  
17 voter approval shall be required from only those voters residing within  
18 the service area in the state of Washington.

19 (2) Transit agencies in counties adjoining state or international  
20 boundaries are authorized to participate in the regional high capacity  
21 transportation programs of an adjoining state or Canadian province.

22 **Sec. 542.** RCW 81.104.040 and 1992 c 101 s 21 are each amended to  
23 read as follows:

24 Transit agencies in each county with a population of one million or  
25 more, and in each county with a population of from ~~((two))~~ four hundred  
26 ~~((ten))~~ thousand to less than one million bordering a county with a  
27 population of one million or more ~~((that are authorized on January 1,~~  
28 ~~1991, to provide high capacity transportation planning and operating~~  
29 ~~services must))~~ may establish through interlocal agreements a ~~((joint~~  
30 ~~regional policy committee with proportional representation based upon~~  
31 ~~the population distribution within each agency's designated service~~  
32 ~~area, as determined by the parties to the agreement.~~

33 ~~((1) The membership of the joint regional policy committee shall~~  
34 ~~consist of locally elected officials who serve on the legislative~~  
35 ~~authority of the existing transit systems and a representative from the~~  
36 ~~department of transportation. Nonvoting membership for elected~~  
37 ~~officials from adjoining counties may be allowed at the committee's~~  
38 ~~discretion.~~

1       ~~(2) The joint regional policy committee shall be responsible for~~  
2 ~~the preparation and adoption of~~) process to jointly prepare a regional  
3 high capacity transportation implementation program, which shall  
4 include the system plan, project plans, and a financing plan. This  
5 program shall be in conformance with the regional transportation  
6 planning organization's regional transportation plan and consistent  
7 with RCW 81.104.080.

8       ~~((3) The joint regional policy committee shall present an adopted~~  
9 ~~high capacity transportation system plan and financing plan to the~~  
10 ~~boards of directors of the transit agencies within the service area or~~  
11 ~~to the regional transit authority, if such authority has been formed.~~  
12 ~~The authority shall proceed as prescribed in RCW 81.112.030)).~~

13       Transit agencies are encouraged to utilize this process and the  
14 process in RCW 81.104.170 in order to better coordinate high-capacity  
15 transit services and to provide for more effective utilization of  
16 transportation resources.

17       **Sec. 543.** RCW 81.104.050 and 1992 c 101 s 22 are each amended to  
18 read as follows:

19       Regional high capacity transportation service may be expanded  
20 beyond the established district boundaries through interlocal  
21 agreements among the transit agencies ~~((and any regional transit~~  
22 ~~authorities in existence))~~.

23       **Sec. 544.** RCW 81.104.120 and 1993 c 428 s 2 are each amended to  
24 read as follows:

25       (1) Transit agencies ~~((and regional transit authorities))~~ may  
26 operate or contract for commuter rail service where it is deemed to be  
27 a reasonable alternative transit mode. A reasonable alternative is one  
28 whose ~~((passenger))~~ costs per passenger mile, including costs of  
29 trackage, equipment, maintenance, operations, and administration are  
30 equal to or less than comparable bus, entrained bus, trolley, or  
31 personal rapid transit systems.

32       (2) A county may use funds collected under RCW 81.100.030 or  
33 81.100.060 to contract with one or more transit agencies ~~((or regional~~  
34 ~~transit authorities))~~ for planning, operation, and maintenance of  
35 commuter rail projects which: (a) Are consistent with the regional  
36 transportation plan; (b) have met the project planning and oversight  
37 requirements of RCW 81.104.100 and 81.104.110; and (c) have been

1 approved by the voters within the service area of each transit agency  
2 (~~(or regional transit authority)~~) participating in the project. For  
3 transit agencies in counties adjoining state or international  
4 boundaries where the high capacity transportation system plan and  
5 financing plan propose a bi-state or international high capacity  
6 transportation system, such voter approval shall be required from only  
7 those voters residing within the service area in the state of  
8 Washington. The phrase "approved by the voters" includes specific  
9 funding authorization for the commuter rail project.

10 (3) The utilities and transportation commission shall maintain  
11 safety responsibility for passenger rail service operating on freight  
12 rail lines. Agencies providing passenger rail service on lines other  
13 than freight rail lines shall maintain safety responsibility for that  
14 service.

15 **Sec. 545.** RCW 81.104.140 and 1992 c 101 s 25 are each amended to  
16 read as follows:

17 (1) Transit agencies authorized to provide high capacity  
18 transportation service(~~(, including transit agencies and regional~~  
19 ~~transit authorities,)~~) are hereby granted dedicated funding sources for  
20 such systems. These dedicated funding sources, as set forth in RCW  
21 81.104.150, 81.104.160, and 81.104.170, are authorized only for  
22 agencies located in (~~((a) each county with a population of two hundred~~  
23 ~~ten thousand or more and (b) each county with a population of from one~~  
24 ~~hundred twenty-five thousand to less than two hundred ten thousand~~  
25 ~~except for those counties that do not border a county with a population~~  
26 ~~as described under (a) of this subsection. In any county with a~~  
27 ~~population of one million or more or in any county having a population~~  
28 ~~of four hundred thousand or more bordering a county with a population~~  
29 ~~of one million or more, these funding sources may be imposed only by a~~  
30 ~~regional transit authority)) any county that has a population of one  
31 hundred seventy-five thousand or more and has an interstate highway  
32 within its borders.~~

33 (2) Agencies planning to construct and operate a high capacity  
34 transportation system should also seek other funds, including federal,  
35 state, local, and private sector assistance.

36 (3) Funding sources should satisfy each of the following criteria  
37 to the greatest extent possible:

38 (a) Acceptability;

- 1 (b) Ease of administration;
- 2 (c) Equity;
- 3 (d) Implementation feasibility;
- 4 (e) Revenue reliability; and
- 5 (f) Revenue yield.

6 (4) Agencies participating in regional high capacity transportation  
7 system development are authorized to levy and collect the following  
8 voter-approved local option funding sources:

9 (a) Employer tax as provided in RCW 81.104.150;

10 (b) Special motor vehicle excise tax as provided in RCW 81.104.160;  
11 and

12 (c) Sales and use tax as provided in RCW 81.104.170.

13 Revenues from these taxes may be used only to support those  
14 purposes prescribed in subsection (10) of this section. Before the  
15 date of an election authorizing an agency to impose any of the taxes  
16 enumerated in this section and authorized in RCW 81.104.150,  
17 81.104.160, and 81.104.170, the agency must comply with the process  
18 prescribed in RCW 81.104.100 (1) and (2) and 81.104.110. No  
19 construction on exclusive right of way may occur before the  
20 requirements of RCW 81.104.100(3) are met.

21 (5) Authorization in subsection (4) of this section shall not  
22 adversely affect the funding authority of transit agencies not provided  
23 for in this chapter. Local option funds may be used to support  
24 implementation of interlocal agreements with respect to the  
25 establishment of regional high capacity transportation service.  
26 (~~Except when a regional transit authority exists,~~) Local  
27 jurisdictions shall retain control over moneys generated within their  
28 boundaries, although funds may be commingled with those generated in  
29 other areas for planning, construction, and operation of high capacity  
30 transportation systems as set forth in the agreements.

31 (6) Agencies planning to construct and operate high capacity  
32 transportation systems may contract with the state for collection and  
33 transference of voter-approved local option revenue.

34 (7) Dedicated high capacity transportation funding sources  
35 authorized in RCW 81.104.150, 81.104.160, and 81.104.170 shall be  
36 subject to voter approval by a simple majority. A single ballot  
37 proposition may seek approval for one or more of the authorized taxing  
38 sources. (~~The ballot title shall reference the document identified in~~  
39 ~~subsection (8) of this section.~~)

1       (8) (~~Agencies shall provide to the registered voters in the area~~  
2 ~~a document describing the systems plan and the financing plan set forth~~  
3 ~~in RCW 81.104.100. It shall also describe the relationship of the~~  
4 ~~system to regional issues such as development density at station~~  
5 ~~locations and activity centers, and the interrelationship of the system~~  
6 ~~to adopted land use and transportation demand management goals within~~  
7 ~~the region. This document shall be provided to the voters at least~~  
8 ~~twenty days prior to the date of the election)) When making public  
9 representations about revenues available to support a proposed project  
10 transit agencies, shall not assume, nor imply the availability of state  
11 funds unless those funds have been specifically authorized. Any  
12 assumptions of federal funds shall be based on authorizations in the  
13 current six-year transportation authorization law.~~

14       (9) For any election in which voter approval is sought for a high  
15 capacity transportation system plan and financing plan pursuant to RCW  
16 81.104.040, a local voter's pamphlet shall be produced as provided in  
17 chapter 29.81A RCW.

18       (10) Agencies providing high capacity transportation service shall  
19 retain responsibility for revenue encumbrance, disbursement, and  
20 bonding. Funds may be used for any purpose relating to planning,  
21 construction, and operation of high capacity transportation systems and  
22 commuter rail systems, personal rapid transit, busways, bus sets, and  
23 entrained and linked buses.

24       **Sec. 546.** RCW 81.104.150 and 1992 c 101 s 26 are each amended to  
25 read as follows:

26       Cities that operate transit systems, county transportation  
27 authorities, metropolitan municipal corporations, and public  
28 transportation benefit areas(~~(, and regional transit authorities))~~) may  
29 submit an authorizing proposition to the voters and if approved may  
30 impose an excise tax of up to two dollars per month per employee on all  
31 employers located within the agency's jurisdiction, measured by the  
32 number of full-time equivalent employees, solely for the purpose of  
33 providing high capacity transportation service. The rate of tax shall  
34 be approved by the voters. This tax may not be imposed by(~~(:—(1))~~) a  
35 transit agency when the county within which it is located is imposing  
36 an excise tax pursuant to RCW 81.100.030(~~(; or (2) a regional transit~~  
37 authority when any county within the authority's boundaries is imposing  
38 an excise tax pursuant to RCW 81.100.030)). The agency imposing the

1 tax authorized in this section may provide for exemptions from the tax  
2 to such educational, cultural, health, charitable, or religious  
3 organizations as it deems appropriate.

4 **Sec. 547.** RCW 81.104.160 and 1992 c 194 s 13 and 1992 c 101 s 27  
5 are each reenacted and amended to read as follows:

6 (1) Cities that operate transit systems, county transportation  
7 authorities, metropolitan municipal corporations, and public  
8 transportation benefit areas(~~(, and regional transit authorities)~~) may  
9 submit an authorizing proposition to the voters, and if approved, may  
10 levy and collect an excise tax, at a rate approved by the voters, but  
11 not exceeding eighty one-hundredths of one percent on the value, under  
12 chapter 82.44 RCW, of every motor vehicle owned by a resident of the  
13 taxing district, solely for the purpose of providing high capacity  
14 transportation service. In any county imposing a motor vehicle excise  
15 tax surcharge pursuant to RCW 81.100.060, the maximum tax rate under  
16 this section shall be reduced to a rate equal to eighty one-hundredths  
17 of one percent on the value less the equivalent motor vehicle excise  
18 tax rate of the surcharge imposed pursuant to RCW 81.100.060. This  
19 rate shall not apply to vehicles licensed under RCW 46.16.070 except  
20 vehicles with an unladen weight of six thousand pounds or less, RCW  
21 46.16.079, (~~(46.16.080)~~) 46.16.085, or 46.16.090.

22 (2) An agency imposing a tax under subsection (1) of this section  
23 may also impose a sales and use tax solely for the purpose of providing  
24 high capacity transportation service, in addition to the tax authorized  
25 by RCW 82.14.030, upon retail car rentals within the agency's  
26 jurisdiction that are taxable by the state under chapters 82.08 and  
27 82.12 RCW. The rate of tax shall bear the same ratio to the rate  
28 imposed under RCW 82.08.020(2) as the excise tax rate imposed under  
29 subsection (1) of this section bears to the excise tax rate imposed  
30 under RCW 82.44.020 (1) and (2). The base of the tax shall be the  
31 selling price in the case of a sales tax or the rental value of the  
32 vehicle used in the case of a use tax. The revenue collected under  
33 this subsection shall be used in the same manner as excise taxes under  
34 subsection (1) of this section.

35 **Sec. 548.** RCW 81.104.170 and 1992 c 101 s 28 are each amended to  
36 read as follows:

1 Cities that operate transit systems, county transportation  
2 authorities, metropolitan municipal corporations, and public  
3 transportation benefit areas(~~(, and regional transit authorities)~~) may  
4 submit an authorizing proposition to the voters and if approved by a  
5 majority of persons voting, fix and impose a sales and use tax in  
6 accordance with the terms of this chapter, solely for the purpose of  
7 providing high capacity transportation service.

8 The tax authorized pursuant to this section shall be in addition to  
9 the tax authorized by RCW 82.14.030 and shall be collected from those  
10 persons who are taxable by the state pursuant to chapters 82.08 and  
11 82.12 RCW upon the occurrence of any taxable event within the taxing  
12 district. The maximum rate of such tax shall be approved by the voters  
13 and shall not exceed one percent of the selling price (in the case of  
14 a sales tax) or value of the article used (in the case of a use tax).  
15 The maximum rate of such tax that may be imposed shall not exceed  
16 nine-tenths of one percent in any county that imposes a tax under RCW  
17 82.14.340(~~(, or within a regional transit authority if any county~~  
18 ~~within the authority imposes a tax under RCW 82.14.340)~~).

19 **Sec. 549.** RCW 81.104.180 and 1992 c 101 s 29 are each amended to  
20 read as follows:

21 Cities that operate transit systems, county transportation  
22 authorities, metropolitan municipal corporations, and public  
23 transportation benefit areas(~~(, and regional transit authorities)~~) are  
24 authorized to pledge revenues from the employer tax authorized by RCW  
25 81.104.150, the special motor vehicle excise tax authorized by RCW  
26 81.104.160, and the sales and use tax authorized by RCW 81.104.170, to  
27 retire bonds issued solely for the purpose of providing high capacity  
28 transportation service.

29 **Sec. 550.** RCW 81.104.190 and 1992 c 101 s 30 are each amended to  
30 read as follows:

31 Cities that operate transit systems, county transportation  
32 authorities, metropolitan municipal corporations, and public  
33 transportation benefit areas(~~(, and regional transit systems)~~) may  
34 contract with the state department of revenue or other appropriate  
35 entities for administration and collection of any tax authorized by RCW  
36 81.104.150, 81.104.160, and 81.104.170.

1       **Sec. 551.** RCW 35.58.2795 and 1994 c 158 s 6 are each amended to  
2 read as follows:

3       By April 1st of each year, the legislative authority of each  
4 municipality, as defined in RCW 35.58.272, (~~and each regional transit~~  
5 ~~authority~~)) shall prepare a six-year transit development plan for that  
6 calendar year and the ensuing five years. The program shall be  
7 consistent with the comprehensive plans adopted by counties, cities,  
8 and towns, pursuant to chapter 35.63, 35A.63, or 36.70 RCW, the  
9 inherent authority of a first class city or charter county derived from  
10 its charter, or chapter 36.70A RCW. The program shall contain  
11 information as to how the municipality intends to meet state and local  
12 long-range priorities for public transportation, capital improvements,  
13 significant operating changes planned for the system, and how the  
14 municipality intends to fund program needs. The six-year plan for each  
15 municipality (~~and regional transit authority~~)) shall specifically set  
16 forth those projects of regional significance for inclusion in the  
17 transportation improvement program within that region. Each  
18 municipality (~~and regional transit authority~~)) shall file the six-year  
19 program with the state department of transportation, the transportation  
20 improvement board, and cities, counties, and regional planning councils  
21 within which the municipality is located.

22       In developing its program, the municipality (~~and the regional~~  
23 ~~transit authority~~)) shall consider those policy recommendations  
24 affecting public transportation contained in the state transportation  
25 policy plan approved by the state transportation commission and, where  
26 appropriate, adopted by the legislature. The municipality shall  
27 conduct one or more public hearings while developing its program and  
28 for each annual update.

29       **Sec. 552.** RCW 47.26.121 and 1995 c 269 s 2603 are each amended to  
30 read as follows:

31       (1) There is hereby created a transportation improvement board of  
32 twenty-one members, six of whom shall be county members and six of whom  
33 shall be city members. The remaining members shall be: (a) One  
34 representative appointed by the governor who shall be a state employee  
35 with responsibility for transportation policy, planning, or funding;  
36 (b) two representatives from the department of transportation; (c) two  
37 representatives of public transit systems; (d) a private sector  
38 representative; (e) a member representing the ports; (f) a member



1 representing nonmotorized transportation; and (g) a member representing  
2 special needs transportation.

3 (2) Of the county members of the board, one shall be a county  
4 engineer or public works director; one shall be the executive director  
5 of the county road administration board; one shall be a county planning  
6 director or planning manager; one shall be a county executive,  
7 councilmember, or commissioner from a county with a population of one  
8 hundred twenty-five thousand or more; one shall be a county executive,  
9 councilmember, or commissioner of a county who serves on the board of  
10 a public transit system; and one shall be a county executive,  
11 councilmember, or commissioner from a county with a population of less  
12 than one hundred twenty-five thousand. All county members of the  
13 board, except the executive director of the county road administration  
14 board, shall be appointed. Not more than one county member of the  
15 board shall be from any one county. No more than two of the three  
16 county-elected officials may represent counties located in either the  
17 eastern or western part of the state as divided north and south by the  
18 summit of the Cascade mountains.

19 (3) Of the city members of the board one shall be a chief city  
20 engineer, public works director, or other city employee with  
21 responsibility for public works activities, of a city with a population  
22 of twenty thousand or more; one shall be a chief city engineer, public  
23 works director, or other city employee with responsibility for public  
24 works activities, of a city of less than twenty thousand population;  
25 one shall be a city planning director or planning manager; one shall be  
26 a mayor, commissioner, or city councilmember of a city with a  
27 population of twenty thousand or more; one shall be a mayor,  
28 commissioner, or city councilmember of a city who serves on the board  
29 of a public transit system; and one shall be a mayor, commissioner, or  
30 councilmember of a city of less than twenty thousand population. All  
31 of the city members shall be appointed. Not more than one city member  
32 of the board shall be from any one city. No more than two of the three  
33 city-elected officials may represent cities located in either the  
34 eastern or western part of the state as divided north and south by the  
35 summit of the Cascade mountains.

36 (4) Of the transit members, at least one shall be a general  
37 manager, executive director, or transit director of a public transit  
38 system in an urban area with a population over two hundred thousand and

1 at least one representative from a rural or small urban transit system  
2 in an area with a population less than two hundred thousand.

3 (5) The private sector member shall be a citizen with business,  
4 management, and transportation related experience and shall be active  
5 in a business community-based transportation organization.

6 (6) The public member shall have professional experience in  
7 transportation or land use planning, a demonstrated interest in  
8 transportation issues, and involvement with community groups or grass  
9 roots organizations.

10 (7) The port member shall be a commissioner or senior staff person  
11 of a public port.

12 (8) The nonmotorized transportation member shall be a citizen with  
13 a demonstrated interest and involvement with a nonmotorized  
14 transportation group.

15 (9) The specialized transportation member shall be a citizen with  
16 a demonstrated interest and involvement with a state-wide specialized  
17 needs transportation group.

18 (10) Appointments of county, city, Washington department of  
19 transportation, transit, port, nonmotorized transportation, special  
20 needs transportation, private sector, and public representatives shall  
21 be made by the secretary of the department of transportation.  
22 Appointees shall be chosen from a list of two persons for each position  
23 nominated by the Washington state association of counties for county  
24 members, the association of Washington cities for city members, the  
25 Washington state transit association for the transit members, and the  
26 Washington public ports association for the port member. The private  
27 sector, public, nonmotorized transportation, and special needs members  
28 shall be sought through classified advertisements in selected  
29 newspapers collectively serving all urban areas of the state, and other  
30 appropriate means. Persons applying for the private sector,  
31 nonmotorized transportation, special needs transportation, or the  
32 public member position must provide a letter of interest and a resume  
33 to the secretary of the department of transportation. In the case of  
34 a vacancy, the appointment shall be only for the remainder of the  
35 unexpired term in which the vacancy has occurred. A vacancy shall be  
36 deemed to have occurred on the board when any member elected to public  
37 office completes that term of office or is removed therefrom for any  
38 reason or when any member employed by a political subdivision  
39 terminates such employment for whatsoever reason or when a private

1 sector, nonmotorized transportation, special needs transportation, or  
2 public member resigns or is unable or unwilling to serve.

3 (11) Appointments shall be for terms of four years. Terms of all  
4 appointed members shall expire on June 30th of even-numbered years.  
5 The initial term of appointed members may be for less than four years.  
6 No appointed member may serve more than two consecutive four-year  
7 terms.

8 (12) The board shall elect a chair from among its members for a  
9 two-year term.

10 (13) Expenses of the board shall be paid in accordance with RCW  
11 47.26.140.

12 (14) For purposes of this section, "public transit system" means a  
13 city-owned transit system, county transportation authority,  
14 metropolitan municipal corporation, or public transportation benefit  
15 area(~~(, or regional transit authority)~~).

16 **Sec. 553.** RCW 47.80.060 and 1992 c 101 s 31 are each amended to  
17 read as follows:

18 In order to qualify for state planning funds available to regional  
19 transportation planning organizations, the regional transportation  
20 planning organizations containing any county with a population in  
21 excess of one million shall provide voting membership on its executive  
22 board to the state transportation commission, the state department of  
23 transportation, and the three largest public port districts within the  
24 region as determined by gross operating revenues. It shall further  
25 assure that at least fifty percent of the county and city local elected  
26 officials who serve on the executive board also serve on transit agency  
27 boards (~~(or on a regional transit authority)~~).

28 NEW SECTION. **Sec. 554.** (1) Every regional transit authority  
29 created under chapter 81.112 RCW is hereby abolished.

30 (2)(a) All reports, documents, surveys, books, records, files,  
31 papers, or written material in the possession of any regional transit  
32 authority created under chapter 81.112 RCW shall be delivered to the  
33 custody of the transit agencies within the boundaries of the regional  
34 transit authority. All cabinets, furniture, office equipment, motor  
35 vehicles, and other tangible property employed by any regional transit  
36 authority created under chapter 81.112 RCW shall be made available to  
37 the transit agencies within the boundaries of the regional transit

1 authority. All funds, credits, or other assets held by any regional  
2 transit authority created under chapter 81.112 RCW shall be assigned to  
3 the transit agencies within the boundaries of the regional transit  
4 authority.

5 (b) Any appropriations or grants made to any regional transit  
6 authority created under chapter 81.112 RCW and any funds in the custody  
7 of any regional transit authority created under chapter 81.112 RCW  
8 shall, on the effective date of this section, be transferred and  
9 credited to the transit agencies within the boundaries of the regional  
10 transit authority.

11 (c) If any question or dispute arises as to the transfer of any  
12 personnel, funds, books, documents, records, papers, files, equipment,  
13 or other tangible property used or held in the exercise of the powers  
14 and the performance of the duties and functions transferred, the  
15 director of financial management shall make a determination as to the  
16 proper allocation and certify the same to the state agencies concerned.

17 (3) All rules and all pending business before any regional transit  
18 authority created under chapter 81.112 RCW shall be continued and acted  
19 upon by the transit agencies within the boundaries of the regional  
20 transit authority. All existing contracts and obligations shall remain  
21 in full force and shall be performed by the transit agencies within the  
22 boundaries of the regional transit authority.

23 (4) The transfer of the duties, functions, and personnel of any  
24 regional transit authority created under chapter 81.112 RCW shall not  
25 affect the validity of any act performed before the effective date of  
26 this section.

27 (5) If apportionments of budgeted funds are required because of the  
28 transfers directed by this section, the director of financial  
29 management shall certify the apportionments to the agencies affected,  
30 the state auditor, and the state treasurer. Each of these shall make  
31 the appropriate transfer and adjustments in funds and appropriation  
32 accounts and equipment records in accordance with the certification.

33 (6) Nothing contained in this section may be construed to alter any  
34 existing collective bargaining unit or the provisions of any existing  
35 collective bargaining agreement until the agreement has expired or  
36 until the bargaining unit has been modified by action of the personnel  
37 board as provided by law.

38 (7) The transit agencies within the boundaries of the regional  
39 transit authority shall apportion equitably among themselves any assets

1 or liabilities remaining after the regional transit authority is  
2 abolished.

3 NEW SECTION. **Sec. 555.** A new section is added to chapter 81.104  
4 RCW to read as follows:

5 Transit agencies entering into local agreements under RCW  
6 81.104.040 shall include, as part of their process to prepare a high  
7 capacity transportation program, a comprehensive treatment of mobility  
8 in the entire region which their program addresses. It shall consider  
9 existing and future technological alternatives under development  
10 demonstrating the capacity for addressing regional transportation  
11 problems into the twenty-first century.

12 The evaluation shall address trips throughout the region including  
13 city-to-city, city-to-suburb, and suburb-to-suburb, considering steps  
14 necessary to reduce congestion, especially addressing peak period  
15 traffic. The program shall be destination oriented, addressing not  
16 only the service needs of urban areas but those of less populated areas  
17 throughout the region. It shall include necessary freeway expansion,  
18 including the use of special purpose lanes to expedite commerce and for  
19 other purposes. It shall also consider programs developed for certain  
20 areas such as fare-free programs, and tax incentives for business and  
21 individuals designed to reduce trips, in order to reduce traffic  
22 congestion and to ensure mobility.

23 The process shall include input from cities and counties, public  
24 ports, large employers in the area, the department of transportation,  
25 and the legislature.

26 NEW SECTION. **Sec. 556.** Section 537, chapter . . ., Laws of 1995  
27 1st sp. sess. (this act) shall expire on May 31, 1996.

28 **Sec. 557.** RCW 81.112.030 and 1994 c 44 s 1 are each amended to  
29 read as follows:

30 Two or more contiguous counties each having a population of four  
31 hundred thousand persons or more may establish a regional transit  
32 authority to develop and operate a high capacity transportation system  
33 as defined in chapter 81.104 RCW.

34 The authority shall be formed in the following manner:

35 (1) The joint regional policy committee created pursuant to RCW  
36 81.104.040 shall adopt a system and financing plan, including the

1 definition of the service area. This action shall be completed by  
2 September 1, 1992, contingent upon satisfactory completion of the  
3 planning process defined in RCW 81.104.100. The final system plan  
4 shall be adopted no later than June 30, 1993. In addition to the  
5 requirements of RCW 81.104.100, the plan for the proposed system shall  
6 provide explicitly for a minimum portion of new tax revenues to be  
7 allocated to local transit agencies for interim express services. Upon  
8 adoption the joint regional policy committee shall immediately transmit  
9 the plan to the county legislative authorities within the adopted  
10 service area.

11 (2) The legislative authorities of the counties within the service  
12 area shall decide by resolution whether to participate in the  
13 authority. This action shall be completed within forty-five days  
14 following receipt of the adopted plan or by August 13, 1993, whichever  
15 comes first.

16 (3) Each county that chooses to participate in the authority shall  
17 appoint its board members as set forth in RCW 81.112.040 and shall  
18 submit its list of members to the secretary of the Washington state  
19 department of transportation. These actions must be completed within  
20 thirty days following each county's decision to participate in the  
21 authority.

22 (4) The secretary shall call the first meeting of the authority, to  
23 be held within thirty days following receipt of the appointments. At  
24 its first meeting, the authority shall elect officers and provide for  
25 the adoption of rules and other operating procedures.

26 (5) The authority is formally constituted at its first meeting and  
27 the board shall begin taking steps toward implementation of the system  
28 and financing plan adopted by the joint regional policy committee. If  
29 the joint regional policy committee fails to adopt a plan by June 30,  
30 1993, the authority shall proceed to do so based on the work completed  
31 by that date by the joint regional policy committee. Upon formation of  
32 the authority, the joint regional policy committee shall cease to  
33 exist. The authority may make minor modifications to the plan as  
34 deemed necessary and shall at a minimum review local transit agencies'  
35 plans to ensure feeder service/high capacity transit service  
36 integration, ensure fare integration, and ensure avoidance of parallel  
37 competitive services. The authority shall also conduct a minimum  
38 thirty-day public comment period.

1 (6) If the authority determines that major modifications to the  
2 plan are necessary before the initial ballot proposition is submitted  
3 to the voters, the authority may make those modifications with a  
4 favorable vote of two-thirds of the entire membership. Any such  
5 modification shall be subject to the review process set forth in RCW  
6 81.104.110. The modified plan shall be transmitted to the legislative  
7 authorities of the participating counties. The legislative authorities  
8 shall have forty-five days following receipt to act by motion or  
9 ordinance to confirm or rescind their continued participation in the  
10 authority.

11 (7) If any county opts to not participate in the authority, but two  
12 or more contiguous counties do choose to continue to participate, the  
13 authority's board shall be revised accordingly. The authority shall,  
14 within forty-five days, redefine the system and financing plan to  
15 reflect elimination of one or more counties, and submit the redefined  
16 plan to the legislative authorities of the remaining counties for their  
17 decision as to whether to continue to participate. This action shall  
18 be completed within forty-five days following receipt of the redefined  
19 plan.

20 (8) The authority shall place on the ballot within two years of the  
21 authority's formation, a single ballot proposition to authorize the  
22 imposition of taxes to support the implementation of an appropriate  
23 phase of the plan within its service area. In addition to the system  
24 plan requirements contained in RCW 81.104.100(2)(d), the system plan  
25 approved by the authority's board before the submittal of a proposition  
26 to the voters shall identify the system, and an estimate of the cost of  
27 that system, of which the phase is a component and also contain an  
28 equity element which:

29 (a) Identifies revenues anticipated to be generated by corridor and  
30 by county within the authority's boundaries;

31 (b) Identifies the phasing of construction and operation of high  
32 capacity system facilities, services, and benefits in each corridor.  
33 Phasing decisions should give priority to jurisdictions which have  
34 adopted transit-supportive land use plans; and

35 (c) Identifies the degree to which revenues generated within each  
36 county will benefit the residents of that county, and identifies when  
37 such benefits will accrue.

38 A simple majority of those voting within the boundaries of the  
39 authority is required for approval. If the vote is affirmative, the

1 authority shall begin implementation of the projects identified in the  
2 proposition. However, the authority may not submit any authorizing  
3 proposition for voter-approved taxes prior to July 1, 1993, nor a  
4 second proposition prior to February 1, 1996; nor may the authority  
5 issue bonds or form any local improvement district prior to (~~July 1,~~  
6 ~~1993~~) February 1, 1996.

7 (9) If the vote on a proposition fails, the board may redefine the  
8 proposition, make changes to the authority boundaries, and make  
9 corresponding changes to the composition of the board. If the  
10 composition of the board is changed, the participating counties shall  
11 revise the membership of the board accordingly. The board may then  
12 submit the revised proposition or a different proposition to the  
13 voters. No single proposition may be submitted to the voters more than  
14 twice. The authority may place additional propositions on the ballot  
15 to impose taxes to support additional phases of plan implementation.

16 If the authority is unable to achieve a positive vote on a  
17 proposition within two years from the date of the first election on a  
18 proposition, the board may, by resolution, reconstitute the authority  
19 as a single-county body. With a two-thirds vote of the entire  
20 membership of the voting members, the board may also dissolve the  
21 authority.

22 NEW SECTION. Sec. 558. A new section is added to chapter 47.60  
23 RCW to read as follows:

24 There is hereby established in the transportation fund the  
25 passenger ferry account. Money in the account shall be used for  
26 capital improvements for passenger ferry projects including, but not  
27 limited to, pedestrian and transit facilities at ferry terminals and  
28 passenger-only ferry vessels. Moneys in the account shall be expended  
29 with legislative appropriation.

30 NEW SECTION. Sec. 559. Sections 539 through 556 of this act shall  
31 take effect the earlier of: (1) May 31, 1996, unless a high capacity  
32 transportation system plan, with funding, as authorized under RCW  
33 81.104.140 is approved by a majority of the voters within the  
34 boundaries of a regional transit authority, authorized under chapter  
35 81.112 RCW, by May 31, 1996, then sections 539 through 556 of this act  
36 shall not take effect; or (2) the last day of the month following the  
37 month in which a high capacity transportation system plan, with



1 funding, as authorized under RCW 81.104.140 is rejected by a majority  
2 of the voters within the boundaries of a regional transit authority,  
3 authorized under chapter 81.112 RCW, after January 31, 1996.

4 NEW SECTION. **Sec. 560.** Sections 537 through 558 of this act  
5 expire June 30, 1997.

6 NEW SECTION. **Sec. 561.** 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. 562.** (1) Except for sections 514 through 524  
11 and 539 through 556 of this act, this act is necessary for the  
12 immediate preservation of the public peace, health, or safety, or  
13 support of the state government and its existing public institutions,  
14 and shall take effect July 1, 1995.

15 (2) Sections 514 through 524 of this act shall take effect January  
16 1, 1996."

17 Correct internal references accordingly and fix the title as  
18 required.

19 (End of part)

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18	"	

19 **2ESHB 2080** - S AMD - 471  
20 By Senators Owen and Prince

21 ADOPTED AS AMENDED 5/25/95

22 On page 1, line 1 of the title, after "appropriations;" strike the  
23 remainder of the title and insert "amending RCW 43.105.017, 43.105.041,  
24 43.19.1919, 43.21I.005, 43.21I.010, 43.21I.030, 43.21I.040, 88.46.922,  
25 88.46.925, 90.56.510, 47.78.010, 82.44.150, 70.94.531, 47.78.010,  
26 81.104.140, 82.44.150, 81.104.015, 81.104.030, 81.104.040, 81.104.050,  
27 81.104.120, 81.104.140, 81.104.150, 81.104.170, 81.104.180, 81.104.190,  
28 35.58.2795, 47.26.121, 47.80.060, and 81.112.030; amending 1991 c 200  
29 s 1120 (uncodified); 1993 c 281 s 73 (uncodified); 1994 c 303 s 20  
30 (uncodified); reenacting and amending RCW 82.44.180 and 81.104.160;  
31 adding a new section to chapter 90.56 RCW; adding a new section to  
32 chapter 81.104 RCW; adding a new section to chapter 47.60 RCW; creating  
33 new sections; recodifying RCW 43.21I.005, 43.21I.010, 43.21I.030, and  
34 43.21I.040; repealing RCW 43.21I.020, 88.46.920, 88.46.923, 81.112.010,  
35 81.112.020, 81.112.030, 81.112.040, 81.112.050, 81.112.060, 81.112.070,  
36 81.112.080, 81.112.090, 81.112.100, 81.112.110, 81.112.120, 81.112.130,  
37 81.112.140, 81.112.150, 81.112.160, 81.112.170, 81.112.900, 81.112.901,

1 and 81.112.902; making appropriations; providing expiration dates;  
2 providing a contingent effective date; providing effective dates; and  
3 declaring an emergency."

--- END ---