

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 6456

Chapter 348, Laws of 1998
(partial veto)

55th Legislature
1998 Regular Session

TRANSPORTATION BUDGET--SUPPLEMENTAL, 1997-1999

EFFECTIVE DATE: 4/3/98

Passed by the Senate March 12, 1998
YEAS 26 NAYS 23

BRAD OWEN

President of the Senate

Passed by the House March 5, 1998
YEAS 81 NAYS 15

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved April 3, 1998, with the exception of sections 202(6); 202(8), page 8, line 20 through page 9, line 6; 203(13); 207(2); 209, page 18, lines 1 through 2; 209(3); 209(4); 209(5); 211(12); 211(13); 212(3); 214(4); 214(5); 220(10); 221(7); 301(4); 402, page 42, lines 29 through 30; 403; 501; 502; 507 and 508, which are vetoed.

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 6456** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MIKE O'CONNELL

Secretary

FILED

April 3, 1998 - 5:45 p.m.

**Secretary of State
State of Washington**

1 transportation projects and improve transportation services in
2 preparation for meeting the following objectives:

3 (a) Investment strategies that deal equitably with the
4 transportation needs of both eastern and western Washington and local
5 governments, critical to maintaining and expanding essential
6 multimodal, motorized and nonmotorized, urban, suburban and rural
7 transportation programs and systems;

8 (b) Cost-effective funding strategies that address the most
9 critical state-wide transportation needs for: Highway congestion
10 relief, economic development and freight mobility, highway safety and
11 bridge improvements, flood mitigation and fish passages, local
12 government funding, ferry system capital improvements, and passenger
13 and freight rail capital improvements; and

14 (c) Greater reliance on funding partnerships between the public and
15 private sectors to leverage the state's investment and assign
16 transportation project costs to the entities to which benefits accrue.

17 (3) State and federal fiscal constraints have resulted in
18 sprinkling limited resources over a wide variety of costly, critical
19 transportation needs. This fragmented approach has hindered the
20 development of a multimodal, state-wide system; failed to address
21 regional transportation improvements essential to addressing
22 congestion, expanding local economies, and maintaining environmental
23 quality; and created competition for transportation dollars among
24 various public beneficiaries. A legislative solution that addresses
25 long-term funding for critical transportation priorities is highly
26 dependent on public and private stakeholders coalescing to: Identify
27 and prioritize those critical elements that must be addressed if the
28 state is to continue to provide a transportation system that offers the
29 level of safe, unfettered travel and economic and environmental well-
30 being Washington's citizens expect and deserve; develop a funding
31 strategy for the future that provides adequacy and reliability; and
32 develop policy and program changes that will ensure the timely, cost-
33 effective delivery of transportation programs, projects, and services.

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PART I
GENERAL GOVERNMENT AGENCIES--OPERATING

Sec. 101. 1997 c 457 s 101 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF AGRICULTURE

Motor Vehicle Fund--State Appropriation \$ ((304,000))
314,000

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

(1) The department of agriculture shall report to the legislative transportation committee by January 15, 1998, and January 15, 1999, on the number of fuel samples tested and the findings of the tests for the motor fuel quality program.

(2) \$10,000 of this appropriation is provided solely for laboratory analysis of diesel fuel samples taken from retailers selling diesel fuel. The purpose of this testing is to detect the possible presence of illegally-blended diesel fuel.

Sec. 102. 1997 c 457 s 108 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT

Motor Vehicle Fund--State Appropriation \$ ((252,000))
126,000

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The entire appropriation is for the contracted staff at the Gateway Visitor Information Centers, and may not be used for any other purpose.

Sec. 103. 1997 c 457 s 107 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

Motor Vehicle Fund--State Appropriation \$ ((116,000))

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58,000

2 The appropriation in this section is subject to the following
3 conditions and limitations and specified amounts are provided solely
4 for that activity: The entire amount is provided as funding to the
5 office of financial management for a policy and budget analyst for the
6 transportation agencies.

7

(End of part)

PART II
TRANSPORTATION AGENCIES

Sec. 201. 1997 c 457 s 201 (uncodified) is amended to read as follows:

FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION

Highway Safety Fund--State Appropriation \$	((491,000))
	<u>741,000</u>
Highway Safety Fund--Federal Appropriation . . . \$	5,216,000
Transportation Fund--State Appropriation \$	950,000
TOTAL APPROPRIATION \$	((6,657,000))
	<u>6,907,000</u>

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

(1) The transportation fund--state appropriation includes \$900,000 to fund community DUI task forces. Funding from the transportation fund for any community DUI task force may not exceed twenty-five percent of total expenditures in support of that task force.

(2) \$50,000 of the transportation fund--state appropriation is provided to support local law enforcement implementing the drug recognition expert (DRE) and drugged driving programs. Any funds not required for the DRE program may be used for programs related to heavy trucks that improve safety and enforcement of Washington state laws.

(3) \$250,000 of the highway safety fund--state appropriation is provided solely to advertise the changes to the DUI statutes enacted by the 1998 legislature. This appropriation shall lapse if changes to the DUI statutes are not enacted by June 30, 1998.

*Sec. 202. 1997 c 457 s 205 (uncodified) is amended to read as follows:

FOR THE LEGISLATIVE TRANSPORTATION COMMITTEE

Motor Vehicle Fund--State Appropriation \$	((2,822,000))
	<u>3,822,000</u>
Transportation Fund--State Appropriation \$	((200,000))
	<u>250,000</u>

1	<u>Central Puget Sound Public Transportation</u>	
2	<u>Account--State Appropriation</u>	\$ <u>100,000</u>
3	TOTAL APPROPRIATION	\$ ((3,022,000))
4		<u>4,172,000</u>

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

8 (1) In order to meet the growing demand for services the
9 legislative transportation committee shall seek accountability and
10 efficiencies within transportation agency programs through in-depth
11 program evaluations. These program evaluations shall consider:

12 (a) Whether or not strategic planning and performance-based
13 budgeting is a preferable planning and budgeting tool to the current
14 incremental budgeting process for agency administrative programs and
15 capital program budgeting;

16 (b) How the programs are performing currently and how service would
17 be affected at different funding levels using performance measures; and

18 (c) What decision-making tools aid with the budgeting and oversight
19 of these programs, such as tools developed during the maintenance
20 accountability program (MAP) conducted by the legislative
21 transportation committee during the 1995-97 biennium.

22 (2) In consultation with other legislative committees, the
23 legislative transportation committee shall study ways to enhance budget
24 development tools and presentation documents that will better
25 illustrate agencies' full appropriation authority and the intended
26 outcomes of the appropriation.

27 (3) The legislative transportation committee shall conduct an
28 evaluation of services provided by the county road administration
29 board, the transportation improvement board and the TransAid division
30 within the department of transportation. The evaluation shall assess
31 whether consolidation of any of these activities will result in
32 efficiencies and improved service delivery. The evaluation shall also
33 assess the funding structure of these organizations to determine
34 whether there are any benefits gained from a more simplified structure.
35 The evaluation shall also assess other funding authorities to see if
36 there is potential for further expansion of these revenues. The
37 committee shall report its findings and recommendations to the 1998
38 legislature and, if needed, prepare legislation to implement those

1 recommendations. \$150,000 of the motor vehicle fund--state
2 appropriation is provided for this evaluation.

3 (4) The legislative transportation committee, in cooperation with
4 the house appropriations committee, the senate ways and means
5 committee, and the office of financial management, shall study and
6 report to the legislature its findings regarding the process and
7 procedures for calculation, determination, and collection of the
8 amounts of motor vehicle excise tax (MVET) collected on the sale or
9 lease of motor vehicles in this state. The report shall include
10 findings as to the base amount for calculation of MVET, the
11 amortization schedule for calculation of MVET, and adequacy and
12 efficiency of current systems to provide accurate and timely
13 information to those responsible for determining and collecting the
14 MVET due, including recommendations for determining the MVET due for
15 current and future multiple MVET tax structures. The report must also
16 include a status report as to the progress and feasibility of using
17 third party information providers or using private vendors to collect
18 the MVET. \$200,000 of the transportation fund--state appropriation is
19 provided for this evaluation including the use of a consultant. This
20 \$200,000 amount is null and void if an appropriation for this activity
21 is enacted in any other appropriations bill by June 30, 1997.

22 (5) During the 1998 interim, the legislative transportation
23 committee shall conduct a study relating to interagency reimbursements,
24 cost allocations, debt service authorizations, and other budget
25 accountability issues.

26 (6) The legislative transportation committee shall study and report
27 to the legislature its findings regarding the design-build method of
28 contracting. The report shall include findings as to opportunities
29 where it might be appropriate to use design-build, the type of process
30 to be used, and the budget savings potential to the state from the
31 design-build method of contracting.

32 (7) The legislative transportation committee shall study the
33 economic and transportation impact of a draw-down of the Columbia/Snake
34 river. At a minimum, the study should address the following issues:
35 (a) Impacts on alternate transportation modes: State and local road
36 deterioration, congestion, safety, rail, and truck capacity; (b)
37 impacts to producers, growers, and shippers, such as access to markets
38 and transportation costs; (c) impacts to river, such as transportation,
39 jobs, and businesses; and (d) impacts on the state's export sales.

1 (8) \$1,000,000 of the motor vehicle fund--state appropriation is
2 provided solely for the following purpose: By June 1, 1998, the
3 legislature and the governor shall convene a panel of transportation
4 beneficiaries to conduct a comprehensive analysis of state-wide
5 transportation needs and priorities; existing and potential
6 transportation funding mechanisms, and the policies and practices of
7 governmental entities, private businesses, and labor that affect the
8 delivery of transportation programs and projects. By May 1, 1998, the
9 speaker of the house of representatives and the majority leader of the
10 senate shall appoint two members from each caucus of the house of
11 representatives and senate and the governor shall appoint individuals
12 representing, at a minimum, the following entities: The governor;
13 state agencies whose policies, practices, and procedures have a direct
14 impact on the delivery of transportation programs, projects, and
15 services; cities; counties; regional transportation planning
16 organizations; ports; passenger rail; light density freight rail;
17 transit agencies; the trucking industry; the steamship industry; major
18 employers; the retail industry; agricultural business; labor;
19 contractors; and the general public.

20 *The panel shall evaluate and make recommendations on the following*
21 *elements:*

22 *(a) The critical state and local transportation projects, programs,*
23 *and services needed to achieve an efficient, effective, state-wide,*
24 *multimodal transportation system that supports the state's social,*
25 *economic, and environmental well being;*

26 *(b) A realistic, achievable plan for funding transportation*
27 *programs, projects, and services over the next twenty years;*

28 *(c) The relationship between state and local government agencies in*
29 *delivering transportation programs, projects, and services and changes*
30 *in the ways such agencies interact that are necessary to achieve a more*
31 *efficient and effective delivery of transportation programs, projects,*
32 *and services;*

33 *(d) The role of the transportation commission and regional*
34 *transportation planning organizations in determining state and local*
35 *transportation needs and priorities;*

36 *(e) Federal and state labor laws that impact the cost and efficient*
37 *delivery of transportation programs, projects, and services;*

38 *(f) The process and procedures needed to implement managed*
39 *competition in contracting out transportation projects and services;*

1 (g) Business operational practices that impact the cost and timely
2 delivery of freight and goods;

3 (h) A public involvement and outreach process to assess public
4 attitudes about transportation priorities, funding, and project,
5 program, and service delivery; and

6 (i) Other elements and issues as directed by the panel.

7 The panel shall provide quarterly progress reports to the governor,
8 the legislative transportation committee, and the house of
9 representatives and senate fiscal committees and shall report its final
10 findings and recommendations by December 1, 2000.

11 (9) Up to \$100,000 of the central Puget Sound public transportation
12 account--state appropriation and up to \$50,000 of the transportation
13 fund--state appropriation are provided solely for a contracted
14 performance and management audit of selected public transportation
15 systems to ascertain the relative effectiveness and efficiency of those
16 systems and, where appropriate, provide recommendations that would
17 improve efficiency and effectiveness. The audit shall also determine
18 the accuracy of the information contained in the annual public
19 transportation systems report published by the department of
20 transportation.

21 *Sec. 202 was partially vetoed. See message at end of chapter.

22 *Sec. 203. 1997 c 457 s 208 (uncodified) is amended to read as
23 follows:

24 **FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU**

25 Motor Vehicle Fund--State Patrol Highway	
26 Account--State Appropriation	\$ ((159,108,000))
27	<u>163,789,000</u>
28 Motor Vehicle Fund--State Patrol Highway	
29 Account--Federal Appropriation	\$ 4,374,000
30 Motor Vehicle Fund--State Patrol Highway	
31 Account--Local Appropriation	\$ 170,000
32 Transportation Fund--State Appropriation	\$ ((8,961,000))
33	<u>4,522,000</u>
34 TOTAL APPROPRIATION	\$ ((172,613,000))
35	<u>172,855,000</u>

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 Washington state patrol is authorized to use the federal
5 community oriented policing program (COPS) for 54 troopers with 18 COPS
6 troopers to begin in July 1998 and 36 COPS troopers to begin in January
7 1999.

8 (2) ~~\$(8,200,000)~~ 4,463,000 of the transportation fund--state
9 appropriation ~~((is))~~ and \$3,737,000 of the motor vehicle fund--state
10 patrol highway account--state appropriation are provided for an
11 equalization salary adjustment of three percent on July 1, 1997, and
12 six percent on July 1, 1998, for commissioned officers (entry level
13 trooper through captain), commercial vehicle enforcement officers, and
14 communication officers of the Washington state patrol. The salary
15 adjustments are intended to bring the existing salary levels into the
16 fiftieth percentile of other Washington state law enforcement
17 compensation plans. This is in addition to the salary increase
18 contained in the omnibus appropriation bill or bills. The total of the
19 two increases, in the transportation budget and omnibus appropriation
20 bill or bills, may not exceed twelve percent.

21 (3) The Washington state patrol will develop a vehicle replacement
22 plan for the next six years. The plan will include an analysis of the
23 current 100,000 miles replacement policy and agency assignment policy.
24 Projected future budget requirements will include forecasts of vehicle
25 replacement costs, vehicle equipment costs, and estimated surplus
26 vehicle values when sold at auction.

27 (4) The Washington state patrol vessel and terminal security (VATS)
28 program will be funded by the state patrol highway fund beginning July
29 1, 1997, and into future biennia.

30 (5) A personnel data base will be maintained of the 801
31 commissioned traffic law enforcement officers, with a reconciliation at
32 all times to the patrol allocation model and a vehicle assignment and
33 replacement plan.

34 (6) \$150,000 of the state patrol highway account appropriation is
35 to fund the Washington state patrol's portion of the drug recognition
36 expert training program previously funded by the traffic safety
37 commission.

38 (7) The Washington state patrol with legislative transportation
39 committee staff will perform an interim study of the Washington state

1 patrol's commercial vehicle enforcement program with a report to be
2 presented to the legislature and office of financial management in
3 January 1998 with a developed business plan and program recommendations
4 which includes, but is not limited to, weigh in motion technologies.

5 (8)(a) The Washington state patrol, in consultation with the
6 Washington traffic safety commission, shall conduct an analysis of the
7 most effective safety devices for preventing accidents while delivery
8 trucks are operating in reverse gear. The analysis shall focus on
9 trucks equipped with cube-style, walk-in cargo boxes, up to eighteen
10 feet long, that are most commonly used in the commercial delivery of
11 goods and services.

12 (b) The state patrol shall incorporate research and analysis
13 currently being conducted by the national highway traffic safety
14 administration.

15 (c) Upon completion of the analysis, the state patrol shall forward
16 its recommendations to the legislative transportation committee and
17 office of financial management.

18 (9) (~~(\$761,000)~~) \$381,000 of the transportation fund--state
19 appropriation is provided for the following traditional general fund
20 purposes: The governor's air travel, the license fraud program, and
21 the special services unit. This transportation fund--state
22 appropriation is not a permanent funding source for these purposes.

23 (10) \$461,000 of the state patrol highway account appropriation is
24 provided solely for monitoring and stopping fuel tax evasion. The
25 Washington state patrol will report on December 1, 1998, to the
26 legislative transportation committee on the activities and revenue
27 collected associated with fuel tax evasion.

28 (11) \$289,000 of the state patrol highway account appropriation is
29 provided solely for vehicle license fraud investigation. A report will
30 be presented each session to the legislature on the activities and
31 revenue collected by the vehicle license fraud unit.

32 (12) \$268,000 of the motor vehicle fund--state patrol highway
33 account is provided solely to cover the employer's share of medicare
34 premiums for commissioned officers hired prior to 1986. If a
35 referendum of these officers does not receive majority support this
36 appropriation shall not be expended by the state patrol.

37 (13) The chief of the Washington state patrol is prohibited from
38 using any of the funding provided in chapter 457, Laws of 1997 and this
39 act to increase salaries for positions above the rank of captain.

1 *Sec. 203 was partially vetoed. See message at end of chapter.

2 **Sec. 204.** 1997 c 457 s 209 (uncodified) is amended to read as
3 follows:

4 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**

5	Transportation Fund--State Appropriation \$	((6,317,000))
6		<u>3,133,000</u>

7 The appropriation in this section is subject to the following
8 conditions and limitations and specified amounts are provided solely
9 for that activity: The appropriation in this section is for the
10 following traditional general fund purposes: Crime laboratories, used
11 primarily for local law enforcement purposes; ACCESS, the computer
12 system linking all law enforcement and criminal justice agencies in the
13 state to one another; and, the identification section, which is
14 responsible for performing criminal background checks. This
15 appropriation is not a permanent funding source for these purposes.

16 **Sec. 205.** 1997 c 457 s 210 (uncodified) is amended to read as
17 follows:

18 **FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU**

19	Motor Vehicle Fund--State Patrol Highway	
20	Account--State Appropriation \$	((55,961,000))
21		<u>52,926,000</u>
22	Motor Vehicle Fund--State Patrol Highway	
23	Account--Federal Appropriation \$	104,000
24	Transportation Fund--State Appropriation \$	((4,965,000))
25		<u>2,513,000</u>
26	TOTAL APPROPRIATION \$	((61,030,000))
27		<u>55,543,000</u>

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

31 (1) \$1,017,000 for the state patrol highway account--state
32 appropriation is provided solely for year 2000 conversions of
33 transportation automated systems. For purposes of this subsection,
34 transportation automated systems does not include WASIS and WACIS.

1 (2) \$50,000 of the state patrol highway account--state
2 appropriation is provided solely for a feasibility study to assess the
3 effect of mobile computers on trooper productivity by type of service
4 and measurement of the productivity gains achieved through reduction in
5 administrative time and paperwork processing. The agency shall submit
6 a copy of the proposed study workplan to the office of financial
7 management, the department of information services, and the legislative
8 transportation committee no later than October 1, 1997. A final report
9 shall be submitted to the legislative transportation committee, the
10 office of financial management, and the department of information
11 services no later than January 31, 1998. This project is subject to
12 the provisions of section 502 of this act.

13 (3) \$50,000 of the state patrol highway account--state
14 appropriation is provided solely for a review of the feasibility of
15 improving the patrol's computer-aided dispatch system to permit
16 tracking of trooper availability and response time to calls for
17 service. The agency shall submit a copy of the proposed study workplan
18 to the office of financial management, the department of information
19 services, and the legislative transportation committee no later than
20 October 1, 1997. A final report shall be submitted to the legislative
21 transportation committee, the office of financial management, and the
22 department of information services no later than January 31, 1998.
23 This project is subject to the provisions of section 502 of this act.

24 (4) These appropriations maintain current level funding for the
25 Washington state patrol service center and have no budget savings
26 included for a consolidation of service centers based on the study
27 conducted by the technology management group. During the 1997 interim,
28 the costs for current level will be reviewed by the office of financial
29 management and department of information services with a formal data
30 center recommendation, that has been approved by the information
31 services board, to the legislature in January 1998. Current level
32 funding will be split between fiscal year 1998 and fiscal year 1999
33 with consideration of funding adjustments based on the review and the
34 formal policy and budget recommendations.

35 (5) (~~(\$4,965,000)~~) \$2,513,000 of the transportation fund--state
36 appropriation is for the following traditional general fund purposes:
37 The executive protection unit, revolving fund charges, budget and
38 fiscal services, computer services, personnel, human resources,

1 administrative services, and property management. This appropriation
2 is not a permanent funding source for these purposes.

3 (6) \$22,000 of the motor vehicle fund--state patrol highway account
4 appropriation is provided solely to cover the employer's share of
5 medicare premiums for commissioned officers hired prior to 1986. If a
6 referendum of these officers does not receive majority support this
7 appropriation shall not be expended by the state patrol.

8 (7) The 1998 Washington state patrol interim working group shall
9 review the data center, electronic services division, communications
10 division, and strategic planning and shall provide recommendations on
11 increasing the effectiveness and efficiencies of the programs under
12 review and audit.

13 (8) \$1,580,000 of the state patrol highway account--state
14 appropriation is provided solely for the transition of the Washington
15 state patrol mainframe data processing functions to the Washington
16 state department of information services data center in Olympia,
17 Washington. The Washington state patrol and the department of
18 information services shall work cooperatively to ensure the transition
19 to the department of information services is completed successfully.

20 **Sec. 206.** 1997 c 457 s 211 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES**

23 Highway Safety Fund--Motorcycle Safety Education

24	Account--State Appropriation	\$	((77,000))
25			<u>120,000</u>
26	State Wildlife Account--State Appropriation . . .	\$	((57,000))
27			<u>52,000</u>
28	Highway Safety Fund--State Appropriation	\$	((5,538,000))
29			<u>6,047,000</u>
30	Motor Vehicle Fund--State Appropriation	\$	((4,501,000))
31			<u>4,624,000</u>
32	Transportation Fund--State Appropriation	\$	((900,000))
33			<u>605,000</u>
34	TOTAL APPROPRIATION	\$	((11,073,000))
35			<u>11,448,000</u>

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

1 for that activity: The agency is directed to develop a proposal for
 2 implementing alternative approaches to delivering agency services to
 3 the public. The alternative approaches may include the use of credit
 4 card payment for telephone or use of the internet for renewals of
 5 vehicle registrations. The proposal shall also include collocated
 6 services for greater convenience to the public. The agency shall
 7 submit a copy of the proposal to the legislative transportation
 8 committee and to the office of financial management no later than
 9 December 1, 1997.

10 *Sec. 207. 1997 c 457 s 212 (uncodified) is amended to read as
 11 follows:

12 **FOR THE DEPARTMENT OF LICENSING--INFORMATION SYSTEMS**

13 Highway Safety Fund--Motorcycle Safety Education

14	Account--State Appropriation	\$	((2,000))
15			<u>94,000</u>
16	General Fund--Wildlife Account--State		
17	Appropriation	\$	((123,000))
18			<u>42,000</u>
19	Highway Safety Fund--State Appropriation	\$	((4,396,000))
20			<u>10,732,000</u>
21	Motor Vehicle Fund--State Appropriation	\$	((5,858,000))
22			<u>5,610,000</u>
23	Transportation Fund--State Appropriation	\$	((1,190,000))
24			<u>441,000</u>
25	TOTAL APPROPRIATION	\$	((11,569,000))
26			<u>16,919,000</u>

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

30 (1) \$2,498,000 of the highway safety fund--state appropriation and
 31 \$793,000 of the motor vehicle fund--state appropriation are provided
 32 for the following activities: (1) Identify business objectives and
 33 needs relating to technology improvements and integration of the
 34 drivers' licensing and vehicle title and registrations systems; (2)
 35 converting the drivers' licensing software applications to achieve Year
 36 2000 compliance; (3) convert the drivers' field network from a uniscope
 37 to a frame-relay network; (4) develop an interface between the unisys

1 system and the CRASH system; and (5) operate and maintain the highways-
2 licensing building network and the drivers' field network.

3 (2) \$1,769,000 of the highway safety fund--state appropriation and
4 \$875,000 of the motor vehicle fund--state appropriation are provided to
5 implement the following business and technology assessment project
6 recommendations contained in the feasibility study delivered to the
7 legislature in January 1998: (a) Search and Query, option 2 and; (b)
8 licensing service office improvements, option 2. If the driver's
9 license fee increase contained in sections 6 and 7 of Engrossed
10 Substitute House Bill No. 2730 is not enacted by June 30, 1998, the
11 amounts provided in this subsection shall lapse.

12 *Sec. 207 was partially vetoed. See message at end of chapter.

13 **Sec. 208.** 1997 c 457 s 213 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF LICENSING--VEHICLE SERVICES**

16 General Fund--Marine Fuel Tax Refund Account--

17 State Appropriation \$ 26,000

18 General Fund--Wildlife Account--State

19 Appropriation \$ 549,000

20 Motor Vehicle Fund--State Appropriation \$ ((50,003,000))

21 49,630,000

22 Department of Licensing Services Account--

23 State Appropriation \$ 2,944,000

24 TOTAL APPROPRIATION \$ ((53,522,000))

25 53,149,000

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

29 (1) \$600,000 of the licensing service account--state appropriation
30 is provided for replacement of printers for county auditors and
31 subagents.

32 (2) The department of licensing, in cooperation with the fuel tax
33 advisory committee, shall prepare and submit a report to the
34 legislative transportation committee containing recommendations for
35 special fuel and motor vehicle fuel recordkeeping and reporting
36 requirements, including but not limited to recommendations regarding
37 the form and manner in which records and tax reports must be maintained

1 and made available to the department; which persons engaged in the
2 business of selling, purchasing, distributing, storing, transporting,
3 or delivering fuel should be required to submit periodic reports
4 regarding the disposition of such fuel; and the feasibility of
5 implementing an automated fuel tracking system. The report is due no
6 later than October 31, 1997.

7 (3) The department of licensing, in cooperation with
8 representatives of local governments and the department of revenue
9 shall analyze the collection of the local option fuel tax under RCW
10 82.80.010. Based on that analysis the department of licensing shall
11 offer recommendations regarding the appropriate government entity to
12 collect the local option fuel tax and the best method to accomplish
13 that collection. The department of licensing shall report its findings
14 and recommendations to the legislative transportation committee and the
15 office of financial management by December 1, 1998.

16 (4) The department of licensing, in conjunction with the
17 interagency commission on outdoor recreation, the department of
18 transportation, and other affected entities, shall conduct a study and
19 make recommendations regarding:

20 (a) Whether the study required by RCW 43.99.030 to determine what
21 portion of the motor vehicle fuel tax collected is tax on marine fuel
22 is an effective and efficient mechanism for determining what portion of
23 fuel tax revenues should be refunded to the marine fuel tax refund
24 account;

25 (b) Other possible methodologies for determining the appropriate
26 amount of tax revenue to refund from the motor vehicle fund to the
27 marine tax refund account; and

28 (c) Whether the tax on fuel used by illegally nonregistered boats
29 should be refunded to the marine tax refund account.

30 The department of licensing shall make a report of its findings and
31 recommendations to the legislative transportation committee and the
32 office of financial management by December 1, 1998.

33 (5) \$382,000 of the motor vehicle fund--state appropriation is
34 provided solely to implement Substitute House Bill No. 2659. If
35 Substitute House Bill No. 2659 is not enacted by June 30, 1998, this
36 amount shall lapse.

37 ***Sec. 209.** 1997 c 457 s 214 (uncodified) is amended to read as
38 follows:

1	FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES	
2	Highway Safety Fund--Motorcycle Safety Education	
3	Account--State Appropriation	\$ ((1,160,000))
4		1,411,000
5	<i>Highway Safety Fund--State Appropriation</i>	<i>\$ ((61,087,000))</i>
6		<u>57,716,000</u>
7	Transportation Fund--State Appropriation	\$ 4,985,000
8	TOTAL APPROPRIATION	\$ ((67,232,000))
9		<u>64,112,000</u>

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

12 (1) \$225,000 of the highway safety account--state appropriation is
13 provided solely to implement Substitute House Bill No. 2442 or Senate
14 Bill No. 6190. If neither bill is enacted by June 30, 1998, this
15 amount shall lapse.

16 (2) \$480,000 of the highway safety account--state appropriation is
17 provided solely to implement Senate Bill No. 6165. If Senate Bill No.
18 6165 is not enacted by June 30, 1998, this amount shall lapse.

19 (3) \$117,000 of the highway safety account--state appropriation is
20 provided solely to implement House Bill No. 3054. If House Bill No.
21 3054 is not enacted by June 30, 1998, this amount shall lapse.

22 (4) \$80,000 of the highway safety account--state appropriation is
23 provided solely to implement House Bill No. 2730. If House Bill No.
24 2730 is not enacted by June 30, 1998, this amount shall lapse.

25 (5) \$124,000 of the highway safety account--state appropriation is
26 provided solely to implement Senate Bill No. 6591. If Senate Bill No.
27 6591 is not enacted by June 30, 1998, this amount shall lapse.

28 (6) \$1,000,000 of the highway safety account--state appropriation
29 is provided solely to implement 1998 legislation that changes statutes
30 relating to driving under the influence. If legislation changing the
31 DUI statutes is not enacted by June 30, 1998, this amount shall lapse.

32 *Sec. 209 was partially vetoed. See message at end of chapter.

33 **Sec. 210.** 1997 c 457 s 216 (uncodified) is amended to read as
34 follows:

35	FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F	
36	Transportation Fund--Aeronautics Account--State	
37	Appropriation	\$ ((3,301,000))

1		<u>3,801,000</u>
2	Transportation Fund--Aeronautics Account--Federal	
3	Appropriation \$	1,000
4	Aircraft Search and Rescue, Safety, and Education	
5	Account--State Appropriation \$	((170,000))
6		<u>190,000</u>
7	Transportation Account--State Appropriation . . . \$	250,000
8	TOTAL APPROPRIATION \$	((3,722,000))
9		<u>4,242,000</u>

10 *Sec. 211. 1997 c 457 s 217 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--IMPROVEMENTS--PROGRAM I**

13	Motor Vehicle Fund--Economic Development Account--	
14	State Appropriation \$	2,434,000
15	Motor Vehicle Fund--State Appropriation \$	((113,341,000))
16		<u>163,275,000</u>
17	Motor Vehicle Fund--Federal Appropriation \$	((130,485,000))
18		<u>155,485,000</u>
19	Motor Vehicle Fund--Private/Local	
20	Appropriation \$	40,000,000
21	Special Category C Account--State Appropriation . \$	((78,600,000))
22		<u>73,271,000</u>
23	Transportation Fund--State Appropriation \$	((278,546,000))
24		<u>230,546,000</u>
25	Puyallup Tribal Settlement Account--State	
26	Appropriation \$	5,000,000
27	Puyallup Tribal Settlement Account--Private/Local	
28	Appropriation \$	200,000
29	High Capacity Transportation Account--State	
30	Appropriation \$	((1,288,000))
31		<u>1,401,000</u>
32	TOTAL APPROPRIATION \$	((649,894,000))
33		<u>671,612,000</u>

34 The appropriations in this section are provided for the location,
35 design, right of way acquisition, ((and)) or construction of state
36 highway projects designated as improvements under RCW 47.05.030. The
37 appropriations in this section are subject to the following conditions

1 and limitations and specified amounts are provided solely for that
2 activity:

3 ~~((b) State funds conditioned in (a) of this subsection may also be
4 used as match for federally funded projects of similar nature.~~

5 ~~(2))~~ (1) The special category C account--state appropriation of
6 ~~((\$78,600,000))~~ \$73,271,000 includes \$26,000,000 in proceeds from the
7 sale of bonds authorized by RCW 47.10.812 through 47.10.817 and
8 includes ~~((\$19,000,000))~~ \$12,000,000 in proceeds from the sale of bonds
9 authorized by House Bill No. 1012. The transportation commission may
10 authorize the use of current revenues available to the department of
11 transportation in lieu of bond proceeds for any part of the state
12 appropriation. If House Bill No. 1012 is not enacted by June 30,
13 ~~((1997))~~ 1998, ~~((\$19,000,000))~~ \$7,800,000 of the special category C
14 account--state appropriation shall lapse.

15 ~~((3))~~ (2) The motor vehicle fund--state appropriation includes
16 \$2,685,000 in proceeds from the sale of bonds authorized by RCW
17 47.10.819(1) for match on federal demonstration projects. The
18 transportation commission may authorize the use of current revenues
19 available to the department of transportation in lieu of bond proceeds
20 for any part of the state appropriation.

21 ~~((4))~~ (3) The department shall report annually to the legislative
22 transportation committee on the status of the projects funded by the
23 special category C appropriations contained in this section. The
24 report shall be submitted by January 1 of each year.

25 ~~((5))~~ (4) The motor vehicle fund--state appropriation in this
26 section includes \$600,000 solely for a rest area and information
27 facility in the Nisqually gateway area to Mt. Rainier, provided that at
28 least forty percent of the total project costs are provided from
29 federal, local, or private sources. The contributions from the
30 nonstate sources may be in the form of in-kind contributions including,
31 but not limited to, donations of property and services.

32 ~~((6))~~ (5) The appropriations in this section contain \$118,247,000
33 reappropriation from the 1995-97 biennium.

34 ~~((8))~~ (6) The motor vehicle fund--state appropriation in this
35 section includes \$250,000 to establish a wetland mitigation pilot
36 project. This appropriation may only be expended if the department of
37 transportation establishes a technical committee to better implement
38 the department's strategic plan. The technical committee shall
39 include, but is not limited to, cities, counties, environmental groups,

1 business groups, tribes, the Puget Sound action team, and the state
2 departments of ecology, fish and wildlife, and community, trade, and
3 economic development, and appropriate federal agencies. The committee
4 shall assist the department in implementing its wetland strategic plan,
5 including working to eliminate barriers to improved wetland and
6 watershed management. To this end, the technical committee shall: (a)
7 Work to facilitate sharing of agency environmental data, including
8 evaluation of off-site and out-of-kind mitigation options; (b) develop
9 agreed-upon guidance that will enable the preservation of wetlands that
10 are under imminent threat from development for use as an acceptable
11 mitigation option; (c) develop strategies that will facilitate the
12 implementation of mitigation banking, including developing mechanisms
13 for valuing and transferring credits; (d) provide input in the
14 development of wetland functions assessment protocols related to
15 transportation projects; (e) develop incentives for interagency
16 participation in joint mitigation projects within watersheds; and (f)
17 explore options for funding environmental mitigation strategies. The
18 department shall prepare an annual report to the legislative
19 transportation committee and legislative natural resources committees
20 on recommendations developed by the technical committee.

21 (7) The department shall report January 1st and July 1st of each
22 year, to the legislative transportation committee and the office of
23 financial management of the timing and the scope of work being
24 performed for the regional transit authority. This report shall
25 provide a description of all department activities related to the
26 regional transit authority including investments in state-owned
27 infrastructure.

28 (8) The translake study funded in this section shall include
29 recommendations to address methods for mitigating traffic noise in the
30 study area.

31 (9) Funding for the SR 509 project extending south and east from
32 south 188th street in King county is contingent on the development of
33 a proposal linking the project to other freight corridors and a funding
34 plan with participation from partners of the state that are agreed to
35 by the legislative transportation committee and the governor.

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

1 (11) \$2,000,000 of the motor vehicle fund--state appropriation is
2 provided solely for transfer to the advanced environmental mitigation
3 revolving account--state.

4 (12) The legislature finds that the state's economic development
5 efforts can be enhanced by, in certain instances, providing funds to
6 improve state highways in the vicinity of new industries considering
7 locating in this state or existing industries that are considering
8 significant expansion. The department shall develop criteria for
9 programming and prioritization of highway infrastructure projects that
10 will contribute to economic development as required by RCW
11 47.05.051(2). The department shall report to the legislative
12 transportation committee on the criteria developed by December 1, 1998.

13 (13) In conducting the preliminary engineering funded by this 1998
14 act, the department of transportation will use its existing workforce.
15 The department may not contract for any of the preliminary engineering
16 services funded by this 1998 act without prior approval of the
17 legislative transportation committee.

18 (14) \$13,000,000 of the motor vehicle fund--state appropriation and
19 \$12,000,000 of the transportation fund--state appropriation are
20 provided solely for preliminary engineering and purchase of right of
21 way for highway construction.

22 (15) \$35,000,000 of the motor vehicle fund--state appropriation is
23 conditioned upon voter approval of a referendum on a state-wide ballot
24 that provides funding for transportation purposes. If the voters
25 approve such a referendum, \$35,000,000 of the motor vehicle fund--state
26 appropriation is put in reserve solely to be used for the purposes of
27 preliminary engineering and purchase of right of way for highway
28 construction. These moneys may only be expended upon approval of both
29 the legislative transportation committee and the office of financial
30 management.

31 *Sec. 211 was partially vetoed. See message at end of chapter.

32 *Sec. 212. 1997 c 457 s 218 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION ECONOMIC**
35 **PARTNERSHIPS--PROGRAM K**

36	Transportation Fund--State Appropriation	\$	1,280,000
37	Motor Vehicle Fund--State Appropriation	\$	16,235,000
38	TOTAL APPROPRIATION	\$	17,515,000

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
5 \$16,235,000 in proceeds from the sale of bonds authorized in RCW
6 47.10.834 for all forms of cash contributions, or the payment of other
7 costs incident to the location, development, design, right of way, and
8 construction of only the SR 16 corridor improvements and park and ride
9 projects selected under the public-private transportation initiative
10 program authorized under chapter 47.46 RCW; and support costs of the
11 public-private transportation initiatives program.

12 (2) The appropriations in this section contain \$16,235,000
13 reappropriated from the 1995-97 biennium.

14 (3) \$100,000 of the motor vehicle fund--state appropriation is
15 provided solely for the purpose of the program evaluation and audit of
16 the public private initiatives in transportation program required under
17 RCW 47.46.030(2). The legislative transportation committee shall act
18 as project manager of the evaluation and audit and shall contract with
19 a consultant or consultants to conduct the evaluation and audit.

20 *Sec. 212 was partially vetoed. See message at end of chapter.

21 **Sec. 213.** 1997 c 457 s 219 (uncodified) is amended to read as
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M**

24 Motor Vehicle Fund--State Appropriation	\$	((238,200,000))
		<u>239,200,000</u>
26 Motor Vehicle Fund--Federal Appropriation	\$	465,000
27 Motor Vehicle Fund--Private/Local Appropriation	\$	3,335,000
28 TOTAL APPROPRIATION	\$	((242,000,000))
		<u>243,000,000</u>

29

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

33 (1) If portions of the appropriations in this section are required
34 to fund maintenance work resulting from major disasters not covered by
35 federal emergency funds such as fire, flooding, and major slides,
36 supplemental appropriations will be requested to restore state funding
37 for ongoing maintenance activities.

1 (2) The department shall deliver the highway maintenance program
2 according to the plans for each major maintenance group to the extent
3 practical. However, snow and ice expenditures are highly variable
4 depending on actual weather conditions encountered. If extraordinary
5 winter needs result in increased winter maintenance expenditures, the
6 department shall, after prior consultation with the transportation
7 commission, the office of financial management, and the legislative
8 transportation committee adopt one or both of the following courses of
9 action: (a) Reduce planned maintenance activities in other groups to
10 offset the necessary increases for snow and ice control; or (b)
11 continue delivery as planned within other major maintenance groups and
12 request a supplemental appropriation in the following legislative
13 session to fund the additional snow and ice control expenditures.

14 (3) The department shall request an unanticipated receipt for any
15 federal moneys received for emergency snow and ice removal and shall
16 place an equal amount of the motor vehicle fund--state into unallotted
17 status. This exchange shall not affect the amount of funding available
18 for snow and ice removal.

19 (4) Funding appropriated for local storm water charges assessed
20 under RCW 90.03.525, which is allocated for, but not paid to, a local
21 storm water utility because the utility did not meet the conditions
22 provided under RCW 90.03.525, may be transferred by the department to
23 program Z of the department to be distributed as grants under the storm
24 water grant program.

25 *Sec. 214. 1997 c 457 s 220 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--PRESERVATION--PROGRAM P**

28 Motor Vehicle Fund--State Appropriation	\$	((289,777,000))
29		<u>288,720,000</u>
30 Motor Vehicle Fund--Federal Appropriation	\$	274,259,000
31 Motor Vehicle Fund--Private/Local Appropriation	\$	2,400,000
32 TOTAL APPROPRIATION	\$	((566,436,000))
33		<u>568,379,000</u>

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

1 (1) The motor vehicle fund--state appropriation includes \$6,800,000
2 in proceeds from the sale of bonds authorized in RCW 47.10.761 and
3 47.10.762 for emergency purposes. However, the transportation
4 commission may authorize the use of current revenues available to the
5 department of transportation in lieu of bond proceeds for any part of
6 the state appropriation.

7 (2) The appropriations in this section contain \$27,552,000
8 reappropriated from the 1995-97 biennium.

9 (3) If the Oregon state legislature enacts a public/private
10 partnership program and the Washington state transportation commission,
11 in consultation with the legislative transportation committee,
12 negotiates and enters into an agreement between Washington and Oregon
13 to place the Lewis and Clark bridge into Oregon's public/private
14 partnership program, up to \$3,000,000 of the motor vehicle fund--state
15 appropriation may be used as Washington's contribution toward the
16 design of the project pursuant to the agreement between Washington and
17 Oregon. Any additional contributions shall be subject to Washington
18 state legislative appropriations and approvals. The department shall
19 provide a status report on this project to the legislative
20 transportation committee by June 30, 1998.

21 (4) The transportation commission shall develop a comprehensive
22 policy on tolling that shall include, but not be limited to,
23 identification of the criteria for determining which facilities shall
24 be considered for toll financing, a process for determining the amount
25 of tolls to be assessed, and a process for soliciting and incorporating
26 public input. A report on the policy shall be provided to the
27 legislative transportation committee and the office of financial
28 management by March 1, 1999.

29 (5) The twenty-year bridge system plan is assumed to be fully
30 funded by existing revenues. The current straight-line planning and
31 budgeting methods for bridge preservation projects do not accommodate
32 the cash flow requirements of major bridge preservation projects such
33 as the Hood Canal Bridge. The department shall recommend to the
34 legislative transportation committee, by December 1, 1998, a sequencing
35 plan for the twenty-year bridge system plan that includes the cash flow
36 requirements associated with the major bridge replacement/
37 rehabilitation projects.

38 (6) \$630,000 of the motor vehicle fund--state appropriation is
39 provided for slope stabilization along state route 166 in the Ross

1 Point vicinity. This amount is intended to fund preliminary
 2 engineering, right of way acquisition, and to begin construction.
 3 ***Sec. 214 was partially vetoed. See message at end of chapter.**

4 **Sec. 215.** 1997 c 457 s 221 (uncodified) is amended to read as
 5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q**
 7 State Patrol Highway Account--State

8	<u>Appropriation</u>	\$	<u>153,000</u>
9	Motor Vehicle Fund--State Appropriation	\$	((29,140,000))
10			<u>30,412,000</u>
11	<u>Motor Vehicle Fund--Federal Appropriation</u>	\$	<u>1,000,000</u>
12	<u>Motor Vehicle Fund--Private/Local</u>		
13	<u>Appropriation</u>	\$	<u>275,000</u>
14	<u>TOTAL APPROPRIATION</u>	\$	<u>31,840,000</u>

15 The appropriation in this section is subject to the following
 16 conditions and limitations and specified amount is provided solely for
 17 that activity:

18 (1) The department, in cooperation with the Washington state patrol
 19 and the tow truck industry, shall develop and submit to the legislative
 20 transportation committee by October 31, 1997, a recommendation for
 21 implementing new tow truck services during peak hours on the Puget
 22 Sound freeway system.

23 (2) The department, in cooperation with the Washington state
 24 patrol, the department of licensing, the state of Oregon, and the
 25 United States department of transportation, shall install and operate
 26 the commercial vehicle information systems and network (CVISN) at a
 27 selected pilot site. If the state department of transportation
 28 receives additional federal funding for this project that is eligible
 29 to supplant state funding, the appropriation in this section shall be
 30 reduced by the amount of the state funds supplanted.

31 **Sec. 216.** 1997 c 457 s 222 (uncodified) is amended to read as
 32 follows:

33 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
 34 **SUPPORT--PROGRAM S**
 35 Motor Vehicle Fund--Puget Sound Capital

36	Construction Account--State Appropriation	\$	777,000
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1	Motor Vehicle Fund--State Appropriation	\$	((57,462,000))
2			<u>70,032,000</u>
3	Motor Vehicle Fund--Puget Sound Ferry Operations		
4	Account--State Appropriation	\$	1,093,000
5	Transportation Fund--State Appropriation	\$	1,158,000
6	TOTAL APPROPRIATION	\$	((60,490,000))
7			<u>73,060,000</u>

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)(a) The motor vehicle fund--state appropriation includes
12 \$((2,650,000)) 14,300,000 provided solely for programming activities
13 and other efforts needed to bring the department's information systems,
14 and devices with computers built into them, into compliance with the
15 year 2000 requirements of the department of information services. The
16 department is directed to expend the moneys internally reallocated for
17 this purpose before spending from this appropriation. The department
18 is directed to provide quarterly reports on this effort to the
19 legislative transportation committee and the office of financial
20 management beginning October 1, 1997.

21 (b) Up to \$2,900,000 of the amount provided in (a) of this
22 subsection may be expended for testing and required modifications to
23 electronic devices and other equipment and specialized software that
24 are essential for department operations to ensure they are year 2000
25 compliant. Before expending any of this amount for these purposes, the
26 department shall consult with the legislative transportation committee
27 and the office of financial management.

28 (2) The legislative transportation committee shall review and
29 analyze freight mobility issues affecting eastern and southeastern
30 Washington as recommended by the freight mobility advisory committee
31 and report back to the legislature by November 1, 1997. \$500,000 of
32 the motor vehicle fund--state appropriation is provided for this review
33 and analysis. The funding conditioned in this subsection shall be from
34 revenues provided for interjurisdictional studies.

35 (3) In order to increase visibility for decision making, the
36 department shall review its budgeting and accounting methods for
37 management information systems. The review shall include, but not be
38 limited to, the cost-benefit analysis of existing processes and

1 evaluation of less complex alternatives such as direct appropriations.
2 The results of the review shall be reported to the legislative
3 transportation committee and the office of financial management by July
4 1, 1998.

5 **Sec. 217.** 1997 c 457 s 224 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
8 **PROGRAM U**

9 (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT
10 Motor Vehicle Fund--State Appropriation \$ 2,515,000
11 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR
12 Motor Vehicle Fund--State Appropriation \$ 840,000
13 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
14 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES
15 Motor Vehicle Fund--State Appropriation \$ 3,391,000
16 (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL
17 Motor Vehicle Fund--State Appropriation \$ 2,240,000
18 (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
19 ADMINISTRATION
20 Motor Vehicle Fund--State Appropriation \$ ((12,120,000))
21 12,535,000
22 (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
23 ADMINISTRATION
24 Motor Vehicle Fund--Puget Sound Ferry Operations
25 Account--State Appropriation \$ 2,928,000
26 (7) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY AND WOMEN'S
27 BUSINESS ENTERPRISES
28 Motor Vehicle Fund--State Appropriation \$ 536,000
29 (8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL
30 ADMINISTRATION STATE PARKING SERVICES
31 Motor Vehicle Fund--State Appropriation \$ 90,000
32 (9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
33 PROJECTS SURCHARGE
34 Motor Vehicle Fund--State Appropriation \$ 735,000
35 (10) FOR ARCHIVES AND RECORDS MANAGEMENT
36 Motor Vehicle Fund--State Appropriation \$ ((295,000))
37 355,000

1 **Sec. 218.** 1997 c 457 s 225 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**
4 **CONSTRUCTION--PROGRAM W**

5 Motor Vehicle Fund--Puget Sound Capital		
6 Construction Account--State Appropriation . . . \$	((243,229,000))	
7		<u>209,886,000</u>
8 Motor Vehicle Fund--Puget Sound Capital		
9 Construction Account--Federal		
10 Appropriation \$	30,165,000	
11 Motor Vehicle Fund--Puget Sound Capital		
12 Construction Account--Private/Local		
13 Appropriation \$	765,000	
14 Transportation Fund--Passenger Ferry Account--		
15 State Appropriation \$	((579,000))	
16		<u>640,000</u>
17 TOTAL APPROPRIATION \$	((274,738,000))	
18		<u>241,456,000</u>

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

25 (1) The appropriations in this section are provided to carry out
26 only the projects (version 3) adjusted by the legislature for the 1997-
27 99 budget. The department shall reconcile the 1995-97 capital
28 expenditures within ninety days of the end of the biennium and submit
29 a final report to the legislative transportation committee and office
30 of financial management.

31 (2) The Puget Sound capital construction account--state
32 appropriation includes \$100,000,000 in proceeds from the sale of bonds
33 authorized by RCW 47.60.800 for vessel and terminal acquisition, major
34 and minor improvements, and long lead time materials acquisition for
35 the Washington state ferries, including construction of new jumbo ferry
36 vessels in accordance with the requirements of RCW 47.60.770 through
37 47.60.778. However, the department of transportation may use current

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

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

7 (4) Washington state ferries is authorized to reimburse up to
8 \$3,000,000 from the Puget Sound capital construction account--state
9 appropriation or Puget Sound capital construction account--federal
10 appropriation to the city of Bremerton and the port of Bremerton for
11 Washington state ferries' financial participation in the development of
12 a Bremerton multimodal transportation terminal, port of Bremerton
13 passenger-only terminal expansion, and ferry vehicular connections to
14 downtown traffic circulation improvements. The reimbursement shall
15 specifically support the construction of the following components:
16 Appropriate passenger-only ferry terminal linkages to accommodate bow-
17 loading catamaran type vessels and the needed transit connections; and
18 the Washington state ferries' component of the Bremerton multimodal
19 transportation terminal as part of the downtown Bremerton redevelopment
20 project, including appropriate access to the new downtown traffic
21 circulation road network.

22 (5) The Puget Sound capital construction account--state
23 appropriation includes funding for capital improvements on vessels to
24 meet United States Coast Guard Subchapter W regulation revisions
25 impacting SOLAS (safety of life at sea) requirements for ferry
26 operations on the Anacortes to Sidney, B.C. ferry route.

27 (6) The Puget Sound capital construction account--state
28 appropriation, the Puget Sound capital construction account--federal
29 appropriation, and the passenger ferry account--state appropriation
30 include funding for the construction of one new passenger-only vessel
31 and the department's exercise of the option to build a second
32 passenger-only vessel.

33 (7) The Puget Sound capital construction account--state
34 appropriation includes funding for the exploration and acquisition of
35 a design for constructing a millennium class ferry vessel.

36 (8) The Puget Sound capital construction account--state
37 appropriation includes \$90,000 for the purchase of defibrillators. At
38 least one defibrillator shall be placed on each vessel in the ferry
39 fleet.

1 (9) The appropriations in this section contain \$46,962,000
2 reappropriated from the 1995-97 biennium.

3 ~~((10)(a) The Puget Sound capital construction account state
4 appropriation includes \$57,461,000 for the 1997-99 biennium portion of
5 the design and construction of a fourth Jumbo Mark II ferry and for
6 payments related to the lease purchase of the vessel's engines and
7 propulsion system.~~

8 ~~(b) If House Bill No. 2108 authorizing the department to procure
9 the vessel utilizing existing construction and equipment acquisition
10 contracts is not enacted during the 1997 legislative session, (a) of
11 this subsection is null and void; \$50,000,000 of the motor vehicle
12 fund Puget Sound capital construction account state appropriation
13 shall not be allotted; and \$7,461,000 may be allotted for preservation
14 or renovation of Super class ferries.)~~

15 **Sec. 219.** 1997 c 457 s 226 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**

18 Marine Operating Fund--State Appropriation . . . \$ ((267,358,000))
19 270,522,000

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

23 (1) The appropriation is based on the budgeted expenditure of
24 ~~(((\$29,151,000))~~ \$28,696,000 for vessel operating fuel in the 1997-99
25 biennium. If the actual cost of fuel is less than this budgeted
26 amount, the excess amount may not be expended. If the actual cost
27 exceeds this amount, the department shall request a supplemental
28 appropriation.

29 (2) The appropriation provides for the compensation of ferry
30 employees. The expenditures for compensation paid to ferry employees
31 during the 1997-99 biennium may not exceed ~~(((\$177,347,000))~~
32 \$179,095,000 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 \$313.95 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 1997-99 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, 1997, and thereafter, as established in the 1997-99
13 general fund operating budget.

14 (3) 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 operating
17 program authorized in this section.

18 (4) The appropriation in this section includes up to \$1,566,000 for
19 additional operating expenses required to comply with United States
20 Coast Guard Subchapter W regulation revisions for vessels operating on
21 the Anacortes to Sidney, B.C. ferry route. The department shall
22 explore methods to minimize the cost of meeting United States Coast
23 Guard requirements and shall report the results to the legislative
24 transportation committee and office of financial management by
25 September 1, 1997.

26 (5) The department shall request a reduction of the costs
27 associated with the use of the terminal leased from the Port of
28 Anacortes and costs associated with use of the Sidney, British Columbia
29 terminal.

30 (6) Agreements between Washington state ferries and concessionaires
31 for automatic teller machines on ferry terminals or vessels shall
32 provide for and include banks and credit unions that primarily serve
33 the west side of Puget Sound.

34 (7) In the event federal funding is provided for one or more
35 passenger-only ferry vessels for the purpose of transporting United
36 States naval personnel, the department of transportation is authorized
37 to acquire and construct such vessels in accordance with the authority
38 provided in RCW 47.56.030, and the department shall establish a
39 temporary advisory committee comprised of representatives of the

1 Washington state ferries, transportation commission, legislative
2 transportation committee, office of financial management, and the
3 United States Navy to analyze and make recommendations on, at a
4 minimum, vessel performance criteria, docking, vessel deployment, and
5 operating issues.

6 ~~((+9))~~ (8) The appropriation provides funding for House Bill No.
7 2165 (paying interest on retroactive raises for ferry workers).

8 (9) The commission is authorized to increase Washington state ferry
9 tariffs in excess of the fiscal growth factor, established under
10 chapter 43.135 RCW, in fiscal year 1998 and fiscal year 1999.

11 (10) Funding for Anacortes to Sidney advertising is contingent upon
12 partners meeting their commitment. In no event may the state share
13 exceed fifty percent of the cash contribution toward the project.

14 (11) \$1,370,000 of this appropriation is provided solely for the
15 Hiyu operation for Southworth/Vashon 5 days per week for 16 hours per
16 day. Prior to placing the Hiyu in permanent service on a route between
17 Vashon and Southworth, the Washington state ferries shall conduct a
18 study of the impact of additional service on Vashon and Southworth and
19 report back to the legislative transportation committee by May 15,
20 1998.

21 (12) \$446,000 of this appropriation is provided solely to provide
22 an additional crew member on Jumbo Mark 2 ferries as required by
23 emergency evacuation regulations adopted by the United States Coast
24 Guard. If the Coast Guard requirement can be met without the hiring of
25 additional staff, the portion of this appropriation provided to meet
26 that requirement shall not be expended.

27 *Sec. 220. 1997 c 457 s 227 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION AND RAIL--**
30 **PROGRAM Y**

31 Essential Rail Assistance Account--State		
32 Appropriation	\$	256,000
33 High Capacity Transportation Account--State		
34 Appropriation	\$	((6,225,000))
35		<u>13,225,000</u>
36 Air Pollution Control Account--State		
37 Appropriation	\$	6,290,000
38 Transportation Fund--State Appropriation	\$	((48,529,000))

1		<u>55,029,000</u>
2	Transportation Fund--Federal Appropriation . . . \$	3,947,000
3	Transportation Fund--Private/Local	
4	Appropriation \$	105,000
5	Central Puget Sound Public Transportation	
6	Account--State Appropriation \$	((250,000))
7		<u>4,250,000</u>
8	TOTAL APPROPRIATION \$	((65,602,000))
9		<u>83,102,000</u>

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

13 (1) Up to ((\$40,180,000)) \$46,180,000 of the transportation fund--
14 state appropriation is provided for intercity rail passenger service
15 including up to \$8,000,000 for lease purchase of two advanced
16 technology train sets with total purchase costs not to exceed
17 \$20,000,000; up to \$1,000,000 for one spare advanced technology train
18 power-car and other spare parts, subsidies for operating costs not to
19 exceed \$12,000,000, to maintain service of two state contracted round
20 trips between Seattle and Portland and one state contracted round trip
21 between Seattle and Vancouver, British Columbia, and capital projects
22 necessary to provide Seattle-Vancouver, British Columbia, train
23 operating times of under 4 hours.

24 (2) Up to ((\$2,500,000)) \$3,000,000 of the transportation fund--
25 state appropriation is provided for the rural mobility program
26 administered by the department of transportation. Priority for grants
27 provided from this account shall be given to projects and programs that
28 can be accomplished in the 1997-99 biennium.

29 (3) Up to \$600,000 of the high capacity transportation account--
30 state appropriation is provided for rail freight coordination,
31 technical assistance, and planning.

32 (4) The department shall provide biannual reports to the
33 legislative transportation committee and office of financial management
34 regarding the department's rail freight program. The department shall
35 also notify the committee for project expenditures from all fund
36 sources prior to making those expenditures. The department shall
37 examine the ownership of grain cars and the potential for divestiture

1 of those cars and other similar assets and report those findings to the
2 committee prior to the 1998 legislative session.

3 (5) Up to \$750,000 of the transportation fund--state appropriation
4 and up to \$250,000 of the central Puget Sound public transportation
5 account--state appropriation are provided to fund activities relating
6 to coordinating special needs transportation among state and local
7 providers. These activities may include demonstration projects,
8 assessments of resources available versus needs, and identification of
9 barriers to coordinating special needs transportation. The department
10 will consult with the superintendent of public instruction, the
11 secretary of the department of social and health services, the office
12 of financial management, the fiscal committees of the house of
13 representatives and senate, special needs consumers, and specialized
14 transportation providers in meeting the goals of this subsection.

15 (6) The appropriations in this section contain \$4,599,000
16 reappropriated from the 1995-97 biennium.

17 (7) The high capacity transportation account--state appropriation
18 includes \$75,000 for the department to develop a strategy and to
19 identify how the agency would expend additional moneys to enhance the
20 commute trip reduction program. The report would include
21 recommendations for grant programs for employers and jurisdictions to
22 reduce SOV usage and to provide transit incentives to meet future
23 commute trip reduction requirements. The report is due to the
24 legislative transportation committee by January 1, 1998.

25 (8) In addition to the appropriations contained in this section,
26 the office of financial management shall release the \$2,000,000
27 transportation fund--state funds appropriated for the intercity rail
28 passenger program in the 1995-97 biennium but held in reserve pursuant
29 to section 502, chapter 165, Laws of 1996.

30 (9) Up to \$150,000 of the transportation fund--state appropriation
31 is provided for the management and control of the transportation
32 corridor known as the Milwaukee Road corridor owned by the state
33 between Ellensburg and Lind, and to take actions necessary to allow the
34 department to be in a position, with further legislative authorization,
35 to begin to negotiate a franchise with a rail carrier to establish and
36 maintain a rail line over portions of the corridor by July 1, 1999.

37 ***(10) Up to \$2,500,000 of the high capacity transportation account--***
38 ***state appropriation and \$4,000,000 of the central Puget Sound public***
39 ***transportation account--state appropriation may be used by the***

1 department for activities related to improvement of the King Street
2 station. The department shall provide monthly reports to the
3 legislative transportation committee on activities related to the
4 station, including discussions of funding commitments from others for
5 future improvements to the station.

6 (11) \$4,000,000 of the high capacity transportation account--state
7 appropriation for passenger rail infrastructure improvement is provided
8 solely for rail improvements to add rail passenger service north of
9 Seattle. These funds are conditioned on match of at least equal
10 amounts from both Burlington Northern Sante Fe and Amtrak for rail line
11 improvements and upon Amtrak purchasing an additional train set for
12 operation in the corridor. These funds shall not be expended until
13 authorized by the legislative transportation committee and the office
14 of financial management; and the participation of international
15 partners in service provided in the corridor shall be considered in
16 such a decision.

17 *Sec. 220 was partially vetoed. See message at end of chapter.

18 *Sec. 221. 1997 c 457 s 228 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z**

21 Motor Vehicle Fund--State Appropriation	\$	((8,452,000))
		<u>9,802,000</u>
23 Motor Vehicle Fund--Federal Appropriation	\$	33,726,000
24 High Capacity Transportation Account--		
25 State Appropriation	\$	((500,000))
		<u>650,000</u>
27 <u>Transportation Account--State Appropriation</u>	<u>\$</u>	<u>1,175,000</u>
28 TOTAL APPROPRIATION	\$	((42,678,000))
29		<u>45,353,000</u>

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

33 (1) The motor vehicle fund--state appropriation includes \$1,785,000
34 in proceeds from the sale of bonds authorized by RCW 47.10.819(1). The
35 transportation commission may authorize the use of current revenues
36 available to the department of transportation in lieu of bond proceeds
37 for any part of the state appropriation.

1 (2) As a condition of receiving the full state subsidy in support
2 of the Puget Island ferry, Wahkiakum county must, by December 31, 1997,
3 increase ferry fares for passengers and vehicles by at least ten
4 percent. If the fares are not increased to meet this requirement, the
5 department, in determining the state subsidy after December 31, 1997,
6 shall reduce the operating deficit by the amount that would have been
7 generated if the ten percent fare increase had been implemented.

8 (3) The appropriations in this section contain \$1,750,000
9 reappropriated from the 1995-97 biennium.

10 (4) Up to \$500,000 of the high capacity transportation account--
11 state appropriation is provided for implementation of the
12 recommendations of the freight mobility advisory committee, and any
13 legislation enacted resulting from those recommendations.

14 (5) \$175,000 of the transportation fund--state appropriation is
15 provided solely to fund the freight mobility strategic investment
16 board. If Second Substitute House Bill No. 2180 is not enacted by June
17 30, 1998, this amount shall lapse.

18 (6) The transportation account--state appropriation includes
19 \$600,000 to establish alternatives for flood management and flood
20 hazard reduction projects in the Chehalis Basin. A technical committee
21 comprised of the department of transportation, department of ecology,
22 the United States army corps of engineers, federal emergency management
23 administration, United States geological survey, affected counties and
24 tribes, and other entities with critical knowledge related to flood
25 hazard reduction projects in the Chehalis Basin shall be formed. Funds
26 shall be distributed to counties within the Chehalis Basin by the
27 department of transportation for projects that further understanding of
28 the causes of flooding and options for flood hazard reduction.
29 Alternatives shall be consistent with fish and habitat recovery
30 efforts. Projects funded shall be coordinated with the technical
31 committee. The department of transportation shall present a report to
32 the legislative transportation committee and other appropriate
33 legislative committees regarding findings and/or progress made by
34 funded projects by December 1, 1998.

35 (7) The executive director of the transportation improvement board,
36 the director of the county road administration board, and the assistant
37 secretary of the Transaid service center within the department of
38 transportation shall submit to the legislative transportation committee
39 and the office of financial management, by December 1, 1998, a plan and

1 time schedule to consolidate the county road administration board, the
2 transportation improvement board, and the transaid division. Progress
3 reports are required in June 1998 and September 1998.

4 The plan must attempt to achieve the savings identified in the
5 local government assistance study delivered to the budget development
6 working group of the legislative transportation committee in January
7 1998, except the plan may use up to thirty percent of the savings to
8 increase technical assistance above current levels. Elements of the
9 plan must include but not be limited to:

10 (a) Whether the consolidation will occur within an existing agency
11 or as a separate agency;

12 (b) Whether the consolidated organization will be governed by a new
13 or existing board or commission or another option;

14 (c) An organization chart;

15 (d) Identification of new activities, ongoing activities, and
16 activities that no longer need to continue;

17 (e) Space requirements;

18 (f) An accounts and program structure; and

19 (g) A transition process and costs associated with the transition.

20 \$50,000 of the motor vehicle fund--state appropriation from the
21 inter-jurisdictional set-aside is provided solely for a facilitator and
22 other costs associated with development of the plan. The assistant
23 secretary for the transaid division will coordinate these activities.

24 (8) \$750,000 of the motor vehicle fund--state appropriation is
25 provided solely for a median barrier upon the Spokane street viaduct.
26 Use of this funding is contingent upon a commitment of funding from
27 other partners for the remainder of the project cost.

28 (9) Up to \$150,000 of the high capacity transportation account--
29 state appropriation is provided for the installation of active railroad
30 crossing warning devices at the sunnyside beach park entrance in
31 Steilacoom.

32 (10) \$400,000 of the transportation fund--state appropriation is
33 provided solely for a study by the legislative transportation
34 committee, in cooperation with the port of Benton, developing a
35 strategic corridor feasibility and master site plan for the port of
36 Benton. If the port of Benton does not provide at least \$200,000 to
37 fund the plan development, the transportation fund--state appropriation
38 referenced in this subsection shall lapse and this subsection shall be
39 null and void.

1 *Sec. 221 was partially vetoed. See message at end of chapter.

2 (End of part)

1 PART III

2 TRANSPORTATION AGENCIES CAPITAL FACILITIES

3 *Sec. 301. 1997 c 457 s 301 (uncodified) is amended to read as
4 follows:

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

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

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

24 (a) A new customer service center in Vancouver for \$3,709,900;

25 (b) A new customer service center in Thurston county for
26 \$4,641,200; and

27 (c) A new customer service center in Union Gap for \$3,642,000.

28 (3) The Washington state patrol, department of licensing, and
29 department of transportation shall provide monthly progress reports to
30 the legislative transportation committee within the transportation
31 executive information system on the capital facilities receiving an
32 appropriation in this act.

33 (4) The transportation agencies shall perform a review and analysis
34 of current office facilities housing the work force within Thurston
35 county for the department of transportation, Washington state patrol,
36 department of licensing, and traffic safety commission. This review

1 and analysis shall address, as a minimum, the historical growth of the
 2 agencies facilities requirements; a comprehensive cost/benefit analysis
 3 of current leased vs. owned facilities using the office of financial
 4 management lease/purchase decision model; and short-term, mid-term, and
 5 long-term facilities proposals, including a comprehensive life-cycle
 6 analysis of the proposals. The review and analysis is to be performed
 7 jointly by the department of transportation, Washington state patrol,
 8 department of licensing, traffic safety commission, department of
 9 general administration, and office of financial management. Monthly
 10 progress reports shall be provided to the legislative transportation
 11 committee. Agencies will make a recommendation on a transportation
 12 center to reduce the number of leased facilities and move toward a
 13 state-owned facility. A report is to be presented to the legislative
 14 transportation committee and the office of financial management no
 15 later than September 30, 1998.

16 *Sec. 301 was partially vetoed. See message at end of chapter.

17 **Sec. 302.** 1997 c 457 s 302 (uncodified) is amended to read as
 18 follows:

19 **FOR THE WASHINGTON STATE PATROL--CAPITAL PROJECTS**

20 Motor Vehicle Fund--State Patrol Highway

21	Account--State Appropriation	\$	((7,075,000))
22			<u>10,425,000</u>
23	Transportation Fund--State Appropriation	\$	((4,000,000))
24			<u>1,000,000</u>
25	TOTAL APPROPRIATION	\$	((11,075,000))
26			<u>11,425,000</u>

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

30 (1) The appropriations in the transportation fund and the motor
 31 vehicle fund--state patrol highway account are provided for the
 32 microwave migration, Yakima district 3 headquarters office, weigh
 33 station facilities identified in the budget notes, training academy
 34 HVAC system, Vancouver Ridgefield commercial vehicle inspection
 35 building, and regular facilities maintenance.

36 (2) The Washington state patrol, based on an independent real
 37 estate appraisal, is authorized to purchase the Port Angeles detachment

1 office for a maximum of \$600,000 provided the appraisal is \$600,000 or
2 above in value. If the appraisal is less than \$600,000, the Washington
3 state patrol is authorized to purchase the building for the appraised
4 value. Certificates of participation will be used for financing the
5 cost of the building and related financing fees.

6 (3) A report will be prepared and presented to the legislature and
7 office of financial management in January 1998 on the microwave
8 migration project.

9 (4) The funding for the microwave migration project is limited to
10 \$4,400,000, the amount of revenue from frequency sales.

11 (5) The intent of the legislature is to have vehicle identification
12 number (VIN) lanes and encourage colocation of other transportation and
13 state services wherever feasible in transportation facilities.

14 (6) The Washington state patrol is authorized to proceed with the
15 exchange of the Olympia, Washington Martin Way property for a light
16 industrial land complex to be used to consolidate existing separately
17 located state activities and functions. The agency will work with the
18 office of financial management, department of general administration,
19 and the legislative transportation committee in the exchange and
20 approval processes.

21 (End of part)

PART IV
TRANSFERS AND DISTRIBUTIONS

Sec. 401. 1997 c 457 s 401 (uncodified) is amended to read as follows:

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

Highway Bond Retirement Account Appropriation . . . \$	195,062,000
Ferry Bond Retirement Account Appropriation . . . \$	49,606,000
<u>Transportation Improvement Board Bond Retirement Account Appropriation \$</u>	<u>40,000,000</u>
TOTAL APPROPRIATION \$	((244,668,000))
	<u>284,668,000</u>

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity. If either House Bill No. 2582 or Senate Bill No. 6315 is enacted by June 30, 1998, then \$40,000,000 of the highway bond retirement account appropriation shall lapse. If neither House Bill No. 2582 nor Senate Bill No. 6315 is enacted by June 30, 1998, then the appropriation for the transportation improvement board bond retirement account shall lapse.

***Sec. 402.** 1997 c 457 s 402 (uncodified) is amended to read as follows:

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

Motor Vehicle Fund--Puget Sound Capital Construction Account Appropriation \$	500,000
<i>Motor Vehicle Fund Appropriation \$</i>	<i>((130,000))</i>
	<u>1,099,000</u>
Transportation Improvement Account Appropriation \$	200,000
Special Category C Account Appropriation \$	((350,000))

1		<u>190,000</u>
2	Transportation Capital Facilities Account	
3	Appropriation	\$ 1,000
4	Urban Arterial Account Appropriation	\$ 5,000
5	TOTAL APPROPRIATION	\$ ((1,186,000))
6		<u>1,995,000</u>

7 *Sec. 402 was partially vetoed. See message at end of chapter.

8 ***NEW SECTION.** *Sec. 403. A new section is added to 1997 c 457*
9 *(uncodified) to read as follows:*

10 *The office of the state treasurer is authorized to transfer any*
11 *transportation improvement account and urban arterial trust account*
12 *balances available in the highway bond retirement account into the*
13 *transportation improvement board bond retirement account following a*
14 *cooperative agreement by the department of transportation and the*
15 *transportation improvement board on the exact amount of the transfer.*

16 *Sec. 403 was vetoed. See message at end of chapter.

17 **Sec. 404.** 1997 c 457 s 407 (uncodified) is amended to read as
18 follows:

19 **FOR THE STATE TREASURER--TRANSFERS**

20 (1) R V Account--State Appropriation:
21 For transfer to the Motor Vehicle Fund--
22 State \$ 1,176,000

23 (2) Motor Vehicle Fund--State Appropriation:
24 For transfer to the Transportation Capital
25 Facilities Account--State \$ ((47,569,000))
26 42,569,000

27 (3) (~~Small City Account--State Appropriation:~~
28 ~~For transfer to the Urban Arterial Trust~~
29 ~~Account--State \$ 3,359,000~~

30 (4)) Small City Account--State Appropriation:
31 For transfer to the Transportation Improvement
32 Account--State \$ 7,500,000

33 **Sec. 405.** 1997 c 457 s 408 (uncodified) is amended to read as
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS**

36 Motor Vehicle Fund--State Appropriation
37 For transfer to the Transportation Equipment Fund--

1	State Appropriation	\$	500,000
2	<u>Transportation Equipment Fund--State Appropriation</u>		
3	<u>For transfer to the Motor Vehicle</u>		
4	<u>Fund--State</u>	\$	<u>3,500,000</u>

5 The appropriations transfers in this section (~~is~~) are provided
6 for the purchase of equipment for the highway maintenance program from
7 the transportation equipment fund - operations.

8 NEW SECTION. Sec. 406. A new section is added to 1997 c 457
9 (uncodified) to read as follows:

10 The department of transportation is authorized to transfer any
11 balances available in the highway construction stabilization account to
12 the motor vehicle account to fund the appropriations contained in this
13 act.

14 (End of part)

1 PART V
2 MISCELLANEOUS

3 C. BUDGET SUBMITTAL AND OVERSIGHT PROVISIONS

4 **NEW SECTION. Sec. 501. Any agency requesting transportation*
5 *funding must submit to the legislative transportation committees the*
6 *same request and supporting documents presented to the office of*
7 *financial management at agency budget submittal time.*

8 **Sec. 501 was vetoed. See message at end of chapter.*

9 **NEW SECTION. Sec. 502. The public transportation and rail*
10 *program shall be divided into three separate programs in the 1999-01*
11 *biennium. They shall be public transportation, rail-operating, and*
12 *rail-capital.*

13 **Sec. 502 was vetoed. See message at end of chapter.*

14 NEW SECTION. **Sec. 503.** A new section is added to 1997 c 457
15 (uncodified) to read as follows:

16 Transportation agencies shall undertake the following activities in
17 order to establish a performance-based budgeting process for the 1999-
18 2001 biennial budget:

19 (1) The department of licensing, the department of transportation,
20 and the Washington state patrol, in cooperation with the office of
21 financial management and the legislative transportation committee,
22 shall implement a performance budgeting process that provides a
23 measurable link between agency objectives, service levels, and budget.
24 The agencies shall also develop indicators of performance, stated in
25 terms of expected results, to measure the agencies' progress in
26 achieving the agencies' goals.

27 (2) The transportation agencies shall submit a strategic plan with
28 their agency request budgets. The strategic plan must include a six-
29 year outlook and define and clarify the agency mission and vision,
30 provide the basis for budget development, and outline the agency's
31 goals and strategies.

32 (3) The transportation agencies shall establish performance
33 indicators that measure activities and associated goals and strategies

1 in the strategic plan. The agencies shall also provide a preferred
2 level of performance over the next six years.

3 (4) The legislative transportation committee, the office of
4 financial management, and the transportation agencies shall establish
5 the means of conducting program authorization reviews of all
6 transportation programs. The reviews shall include:

7 (a) An agency self-assessment to judge the quality and usefulness
8 of: (i) The agency's long-term strategic program goals; (ii) program
9 priorities and objectives; (iii) activities necessary to achieve
10 program priorities and objectives; (iv) service level criteria for the
11 necessary activities; (v) best practices by other states as a possible
12 benchmark of the performance of their programs; and (vi) service level
13 criteria, as measured against different funding levels;

14 (b) A review of the agency self-assessment and a report to the
15 legislature; and

16 (c) A report which recommends whether to retain, eliminate, or
17 modify funding and related statutory references for the agency. The
18 parties conducting the review shall consider: (i) Whether the agency
19 performance measures adequately measure the agency goals; (ii) whether
20 the program performs efficiently and effectively, including comparisons
21 with other jurisdictions, if applicable; (iii) whether there are other
22 cost-effective alternative methods of accomplishing the program's
23 mission; and (iv) whether there are any funds saved by the agency's
24 performance.

25 (5) The transportation agencies shall each designate a program to
26 test the effectiveness of performance-based budgeting for the 1999-2001
27 budget submittal period.

28 (6) Each agency shall submit a program list to the legislative
29 transportation committee and the office of financial management at the
30 end of each fiscal year, which describes the functions of the program,
31 the fund sources for the program, and the number of full-time
32 equivalents.

33 (7) The transportation agencies shall develop agency biennial
34 budget requests at the agency budget program level, rather than the
35 object level, and submit their biennial and supplemental budget
36 requests to the office of financial management via a common budget
37 system beginning July 1, 1998.

38 (8) The agencies shall input monthly their financial information
39 and quarterly program performance measurements into the transportation

1 executive information system and other systems as required by the
2 office of financial management. There is no requirement to submit a
3 monthly hard copy report to the legislature.

4 (9) Agencies are not required to develop a new strategic plan,
5 performance measures, or management quality initiatives in place of
6 current performance-based budgeting activities.

7 (10) If Substitute Senate Bill No. 2890 is enacted by June 30,
8 1998, this section is null and void.

9 **D. BILLS NECESSARY TO IMPLEMENT THIS ACT**

10 **Sec. 504.** 1997 c 457 s 511 (uncodified) is amended to read as
11 follows:

12 The following bills, as identified by bill number in the form as
13 passed by the legislature, are necessary to implement portions of this
14 act: (~~Engrossed Substitute House Bill No. 1011, Substitute House Bill~~
15 ~~No. 2108, or Substitute Senate Bill No. 5718)) (1) House Bill Nos.
16 2659, 2615, 1553, 3110, 2892, 1012, 1487, 1009, 1014, 2417, 2180, 2526,
17 2839, 3015, 3098, 3117, and 2734.~~

18 (2) Senate Bill Nos. 6439 and 6050.

19 **E. EFFICIENCIES AND NEW POLICIES**

20 NEW SECTION. **Sec. 505.** (1) The secretary of transportation shall
21 implement efficiency measures:

22 (a) Identified by the department, with particular focus on improved
23 efficiency in the department's administrative services and programs;
24 and

25 (b) Recommended by the joint legislative audit and review committee
26 performance audit.

27 (2) The secretary shall report on the results and progress of the
28 efficiency measures implementation. The secretary shall deliver the
29 report to the legislative transportation committee by December 1, 1998.

30 NEW SECTION. **Sec. 506.** The department shall develop a process for
31 expediting the acquisition of state highway rights-of-way through
32 cooperative agreements with private entities that address the purchase
33 of rights-of-way by the private sector and reimbursement by the
34 department of the private entities' costs of acquisition.

1 F. HIGHWAY CONSTRUCTION PROJECTS

2 **NEW SECTION. Sec. 507. A new section is added to 1997 c 457*
3 *(uncodified) to read as follows:*

4 *The department of transportation shall use appropriations for*
5 *programs I and P in this act to fund projects identified in the*
6 *transportation executive management system and legislative budget*
7 *notes.*

8 **Sec. 507 was vetoed. See message at end of chapter.*

9 **NEW SECTION. Sec. 508. 1997 c 457 s 515 is repealed.*

10 **Sec. 508 was vetoed. See message at end of chapter.*

11 NEW SECTION. **Sec. 509.** If any provision of this act or its
12 application to any person or circumstance is held invalid, the
13 remainder of the act or the application of the provision to other
14 persons or circumstances is not affected.

15 NEW SECTION. **Sec. 510.** This act is necessary for the immediate
16 preservation of the public peace, health, or safety, or support of the
17 state government and its existing public institutions, and takes effect
18 immediately.

19 (End of part)

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1 WASHINGTON STATE PATROL
2 CAPITAL PROJECTS 40
3 FIELD OPERATIONS BUREAU 9
4 INVESTIGATIVE SERVICES BUREAU 12
5 SUPPORT SERVICES BUREAU 12
6 WASHINGTON TRAFFIC SAFETY COMMISSION 5

Passed the Senate March 12, 1998.
Passed the House March 5, 1998.
Approved by the Governor April 3, 1998, with the exception of
certain items that were vetoed.
Filed in Office of Secretary of State April 3, 1998.

1 Note: Governor's explanation of partial veto is as follows:

2 "I am returning herewith, without my approval as to sections
3 202(6); 202(8), page 8, line 20 through page 9, line 6; 203(13);
4 207(2); 209, page 18, lines 1 through 2; 209(3); 209(4); 209(5);
5 211(12); 211(13); 212(3); 214(4); 214(5); 220(10); 221(7); 301(4); 402,
6 page 42, lines 29 through 30; 403; 501; 502; 507 and 508, Engrossed
7 Substitute Senate Bill No. 6456 entitled:

8 "AN ACT Relating to transportation funding and appropriations;"

9 Engrossed Substitute Senate Bill No. 6456 provides a supplemental
10 budget for the 1997-99 transportation budget.

11 **Section 202(6), page 7 (Legislative Transportation Committee)**

12 Section 202(6) directs the Legislative Transportation Committee to
13 study and report findings to the Legislature regarding the design-build
14 method of contracting. I am vetoing this proviso because it is
15 unnecessary in light of passage of Substitute Senate Bill 6439, which
16 requires the Department of Transportation (DOT) to conduct a
17 demonstration program using the design-build method of contracting and
18 requires the DOT to present a report within one year of completion of
19 the demonstration projects.

20 **Section 202(8), page 8, line 20 through page 9, line 6 (Legislative**
21 **Transportation Committee)**

22 Section 202(8) provides a \$1 million appropriation for the purpose
23 of convening a panel of citizens to conduct a comprehensive analysis of
24 state-wide transportation needs, funding, and policies. The panel is
25 to be appointed by the legislature and the Governor.

26 While there is no question about the commitment of all parties,
27 including myself, to conduct a creditable and timely review of
28 transportation issues, I have vetoed page 8, line 20 through page 9,
29 line 6 in order to provide maximum flexibility to the panel to manage
30 the review as effectively as possible within the available dollars.
31 The review activities outlined in the vetoed provisos can serve as
32 guidance, rather than limits, for the panel as they start their
33 deliberations. The veto of these subsections does not preclude the
34 panel from addressing the same issues, but it does allow the panel to
35 adjust the scope and emphasis of the study activities as information is
36 developed.

1 **Section 203(13), page 11 (Washington State Patrol«Field Operations**
2 **Bureau)**

3 Section 203 (13) prohibits the Chief of the Washington State Patrol
4 from using funding provided in Chapter 457, Laws of 1997 and in this
5 act to increase salaries for positions above the rank of captain. I am
6 vetoing this proviso because it unduly restricts the ability of the
7 Chief to manage the State Patrol. It is also retroactive, and would
8 reduce current salaries. Finally, it contravenes the existing statutory
9 authority in RCW 43.43.020, which grants the Chief the authority to
10 determine the compensation of her officers.

11 **Section 207(2), pages 15-16 (Department of Licensing«Information**
12 **Systems)**

13 Section 207 (2) stipulates that if the driver's license fee
14 increase contained in Engrossed Substitute House Bill 2730 is not
15 enacted by June 30, 1998, the appropriations provided in this
16 subsection lapse. Engrossed Substitute House Bill 2730 was not passed
17 by the Legislature; therefore, I have vetoed this subsection to
18 eliminate possible confusion about whether the Department of Licensing
19 must work to implement the enumerated Business and Technology
20 Assessment Project recommendations without the requisite funding.

21 **Section 209, page 18, lines 1 through 2, (Department of**
22 **Licensing«Driver Services)**

23 This section reduces the state highway safety fund appropriation to
24 the Department of Licensing. I am vetoing the supplemental
25 appropriation in order to partially restore an inadvertent reduction
26 that was subtracted twice. A recent court decision, regarding the
27 limitations to the Governor's veto powers, dictates a budget level that
28 is \$2,503,000 less than the original appropriation. When the
29 supplemental budget adjustments were calculated, this reduction
30 occurred twice. The effect of this veto is to reinstate \$868,000 in
31 state highway safety funds to the department. A legislative adjustment
32 of \$1,635,000 will be required in the 1999 legislative session in order
33 to fully restore the intended funding level for the department. The
34 complete restoration of these funds will ensure that the department
35 continues to maintain existing service levels and implements recently
36 enacted legislation. Since the double count appears to have been an
37 inadvertent error, I am requesting that the department make plans for
38 the intended funding level for the remainder of the biennium in
39 anticipation of a legislative adjustment in the 1999 session.

40 **Section 209(3), page 18 (Department of Licensing«Driver Services)**

41 Section 209(3) stipulates that the \$117,000 highway safety
42 account«state appropriation shall lapse if House Bill 3054 is not
43 enacted by June 30, 1998. House Bill 3054 was not passed by the
44 Legislature; therefore, I have vetoed this subsection to eliminate any
45 possible confusion.

46 **Section 209(4), page 18 (Department of Licensing«Driver Services)**

47 Section 209(4) stipulates that the \$80,000 highway safety
48 account«state appropriation shall lapse if House Bill 2730 is not
49 enacted by June 30, 1998. House Bill 2730 was not passed by the

1 Legislature; therefore, I have vetoed this subsection to eliminate any
2 possible confusion.

3 **Section 209(5), page 18 (Department of Licensing~~Driver Services~~)**

4 Section 209(5) stipulates that the \$124,000 highway safety
5 account~~state~~ appropriation shall lapse if Senate Bill 6591 is not
6 enacted by June 30, 1998. Senate Bill 6591 was not passed by the
7 Legislature; therefore, I have vetoed this subsection to eliminate any
8 possible confusion.

9 **Section 211(12), page 21-22 (Department of**
10 **Transportation~~Improvements~~Program I)**

11 Section 211(12) requires the Department of Transportation (DOT) to
12 develop criteria for programming and prioritization of highway
13 infrastructure projects that will contribute to economic development as
14 required by RCW 47.05.051 (2). Additionally, this subsection provides
15 that the DOT shall report the criteria to the Legislative
16 Transportation Committee by December 1, 1998. I am vetoing this proviso
17 because it is unnecessary. The DOT already factors economic development
18 in the prioritization of projects in its improvement program. If the
19 Legislature wishes to modify the prioritization scheme, they may amend
20 RCW 47.05.051.

21 **Section 211(13), page 22 (Department of**
22 **Transportation~~Improvements~~Program I)**

23 Section 211(13) prohibits the Department of Transportation (DOT)
24 from contracting any of the preliminary engineering services funded by
25 this act without prior approval of the Legislative Transportation
26 Committee. I am vetoing this proviso because it infringes on DOT's
27 ability to manage its construction program. By hampering the DOT's
28 ability to contract preliminary engineering, program delivery may be
29 thwarted. Additionally, a legislative committee should not be placed in
30 the role of approving customary functions of an executive branch
31 agency.

32 **Section 212(3), page 23 (Department of**
33 **Transportation~~Transportation Economic Partnerships~~Program K)**

34 Section 212(3) provides \$100,000 of the motor vehicle fund~~state~~
35 appropriation solely for the purpose of the program evaluation and
36 audit of the Public Private Initiatives program required under RCW
37 47.46.030(2). Further, the subsection provides that the Legislative
38 Transportation Committee (LTC) shall act as project manager and be
39 responsible for hiring the consultants to conduct the evaluation and
40 audit. I am vetoing this subsection because it contravenes RCW
41 47.46.030 (2), which charges the Department of Transportation (DOT)
42 with the duty to conduct a program and fiscal audit of the Public-
43 Private Initiatives Program. However, the statute provides that DOT
44 shall consult with and submit progress reports to the LTC. DOT has
45 agreed to proceed accordingly.

46 **Section 214(4), page 25 (Department of**
47 **Transportation~~Preservation~~Program P)**

48 Section 214(4) requires the Transportation Commission to develop a
49 comprehensive policy on tolls and to submit a report to the Legislative

1 Transportation Committee and the Office of Financial Management by
2 March 1, 1999. While this is a worthwhile and important subject, I
3 believe it is more properly addressed as an option in the larger
4 context of long-term transportation funding.

5 Section 214(5), page 25 (Department of
6 Transportation« Preservation« Program P)

7 Section 214(5) requires the Department of Transportation to
8 recommend a plan for accomplishing the preservation work on the Hood
9 Canal Bridge, and the remainder of the twenty-year bridge system plan,
10 under the constraints of current law revenues. Reliance on current
11 revenues to fund major projects, like the Hood Canal Bridge, will
12 preclude a substantial number of other necessary bridge preservation
13 and highway improvement projects. Any review of the bridge system plan
14 must have the flexibility to consider the need for new revenues.

15 Section 220(10), page 35 (Department of Transportation« Public
16 Transportation and Rail)

17 Section 220(10) provides an additional \$4 million Central Puget
18 Sound Public Transportation Account - State appropriation for the
19 Department of Transportation for activities related to the improvement
20 of the King Street Station. The King Street Station redevelopment
21 project was also submitted to the Transportation Improvement Board
22 (TIB) for state funding from the same account. The project has
23 subsequently been selected for state funding through the TIB
24 prioritization process, making this appropriation unnecessary.
25 Therefore, I am vetoing this subsection to eliminate any possible
26 confusion.

27 Section 221(7), pages 37-38 (Department of Transportation« Local
28 Programs« Program Z)

29 Section 221(7) provides for the preparation of a consolidation plan
30 for the Transportation Improvement Board (TIB), County Road
31 Administration Board (CRAB), and the Department of Transportation's
32 TransAid Service Center. The 1998 Legislature did consider, but failed
33 to enact, legislation that would have required this same consolidation
34 plan. While I support efforts to streamline government, a more
35 deliberative process that involves the key stakeholders and does not
36 presuppose an outcome must be employed.

37 Section 301(4), pages 39-40 (Transportation Agencies Capital
38 Facilities)

39 Section 301(4) requires the transportation agencies, the Department
40 of General Administration, and the Office of Financial Management
41 review, analyze, and report to the Legislative Transportation Committee
42 (LTC) on the consolidation of Thurston County, state transportation
43 agencies. I am vetoing this subsection because it mandates action by
44 non-transportation agencies without providing the funding necessary to
45 accomplish such a review. A more deliberative process that involves
46 the key stakeholders, provides the necessary funding, and does not
47 presuppose an outcome must be employed.

48 Section 402, lines 29 through 30, page 42 (State Treasurer« Bond
49 Retirement and Interest, And Ongoing Bond Registration and Transfer
50 Charges: For Bond Sale Expenses and Fiscal Agent Charges)

1 This item is an increase in the appropriation for the State
2 Treasurer for bond sale expenses and fiscal agent charges. Because the
3 supplemental expenditures in this budget are not supported by
4 additional bond revenues, this increased appropriation is unnecessary.

5 **Section 403, page 43**

6 This section authorizes the State Treasurer to transfer any
7 Transportation Improvement Board balances available in the Highway Bond
8 Retirement Account into the Transportation Improvement Board Bond
9 Retirement Account. To be operative, this section required passage of
10 House Bill 2582. House Bill 2582 was not passed by the Legislature;
11 therefore, I have vetoed this section to eliminate any possible
12 confusion.

13 **Section 501, page 45**

14 This section directs agencies that spend transportation funds to
15 submit their budget requests and supporting documents to the Office of
16 Financial Management (OFM) and the Legislative Transportation Committee
17 at the same time. All agency budget requests are public documents, and
18 OFM routinely sends a copy of all budget requests to the Legislature
19 for review soon after they are received, making this section
20 unnecessary.

21 **Section 502, page 45**

22 Section 502 provides that in the 1999-01 biennium, the Department
23 of Transportation's Public Transportation and Rail Program shall be
24 divided into three separate programs: public transportation, rail-
25 operating, and rail-capital. I am vetoing this section because it
26 infringes on the ability of the department to organize and manage this
27 program. The determination of this level of organizational structure
28 should be left to the agency.

29 **Section 507, page 48**

30 Section 507 requires the Department of Transportation to use
31 appropriations for Programs I and P in this act to fund projects
32 identified in the Transportation Executive Management System (TEIS) and
33 Legislative Budget Notes. I am vetoing this section because it
34 circumvents the process established in RCW 47.05. Additionally, I do
35 not support enacting TEIS or Legislative Budget Notes into law through
36 reference.

37 **Section 508, page 48**

38 Section 508 repeals a section from the 1997 Transportation Budget
39 that appropriates \$10 million into reserve status for potential funding
40 of the highway construction program should the federal transportation
41 authorization act not be enacted by October 1, 1997. I am vetoing this
42 section because I believe that this reserve is still appropriate as the
43 successor to the Intermodal Surface Transportation Efficiency Act
44 (ISTEA) has not yet been enacted, and Congress appears poised to act
45 soon.

46 For these reasons, I have vetoed sections 202(6); 202(8), page 8,
47 lines 20 through page 9, line 6; 203(13); 207(2); 209, page 18,
48 lines 1 through 2; 209(3); 209(4); 209(5); 211(12); 211(13); 212(3);

1 214(4); 214(5); 220(10); 221(7); 301(4); 402, page 42, lines 29 through
2 30; 403; 501; 502; 507 and 508 of Engrossed Substitute Senate Bill No.
3 6456.

4 With the exception of sections 202(6); 202(8), page 8, lines 20
5 through page 9, line 6; 203(13); 207(2); 209, page 18, lines 1
6 through 2; 209(3); 209(4); 209(5); 211(12); 211(13); 212(3); 214(4);
7 214(5); 220(10); 221(7); 301(4); 402, page 42, lines 29 through 30;
8 403; 501; 502; 507 and 508, Engrossed Substitute Senate Bill No. 6456
9 is approved."