
ENGROSSED SUBSTITUTE HOUSE BILL 1163

State of Washington

58th Legislature

2003 Regular Session

By House Committee on Transportation (originally sponsored by Representative Murray; by request of Governor Locke)

READ FIRST TIME 04/02/03.

1 AN ACT Relating to transportation funding and appropriations;
2 amending 2002 c 359 ss 205, 207, 208, 210, 211, 212, 213, 215, 223,
3 226, 401, 402, 403, and 404 (uncodified); amending 2001 2nd sp.s. c 14
4 s 303 (uncodified); adding a new section to 2001 2nd sp.s. c 14
5 (uncodified); creating new sections; making appropriations and
6 authorizing expenditures for capital improvements; and declaring an
7 emergency.

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

9 **2003-05 BIENNIUM**

10 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
11 is hereby adopted and, subject to the provisions set forth, the several
12 amounts specified, or as much thereof as may be necessary to accomplish
13 the purposes designated, are hereby appropriated from the several
14 accounts and funds named to the designated state agencies and offices
15 for employee compensation and other expenses, for capital projects, and
16 for other specified purposes, including the payment of any final
17 judgments arising out of such activities, for the period ending June
18 30, 2005.

1 (2) Unless the context clearly requires otherwise, the definitions
2 in this subsection apply throughout this act.

3 (a) "Fiscal year 2004" or "FY 2004" means the fiscal year ending
4 June 30, 2004.

5 (b) "Fiscal year 2005" or "FY 2005" means the fiscal year ending
6 June 30, 2005.

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

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

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

12 **GENERAL GOVERNMENT AGENCIES--OPERATING**

13 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
14 **COMMISSION**

15 Grade Crossing Protective Account--State Appropriation . . . \$293,000

16 NEW SECTION. **Sec. 102. FOR THE MARINE EMPLOYEES COMMISSION**

17 Puget Sound Ferry Operations Account--State
18 Appropriation \$352,000

19 NEW SECTION. **Sec. 103. FOR THE STATE PARKS AND RECREATION**
20 **COMMISSION**

21 Motor Vehicle Account--State Appropriation \$822,000

22 The appropriation in this section is subject to the following
23 conditions and limitations: The entire appropriation in this section
24 is provided solely for road maintenance purposes.

25 NEW SECTION. **Sec. 104. FOR THE DEPARTMENT OF AGRICULTURE**

26 Motor Vehicle Account--State Appropriation \$315,000

27 The appropriation in this section is subject to the following
28 conditions and limitations: The entire appropriation is provided
29 solely for costs associated with the motor fuel quality program.

30 NEW SECTION. **Sec. 105. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW**
31 **COMMITTEE--OPERATING PROGRAM**

32 Motor Vehicle Account--State Appropriation \$1,429,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: \$1,429,000 is provided for the joint
3 legislative audit and review committee to conduct full performance
4 audits of transportation agencies and departments under Substitute
5 Senate Bill No. 5748, House Bill No. 1121, or House Bill No. 2227. In
6 addition to the audits identified in these bills, the joint legislative
7 audit and review committee shall conduct a targeted performance audit
8 of the Washington state patrol. For this performance audit, the joint
9 legislative audit and review committee shall put its highest priority
10 on the following topics: (1) An assessment of the types and categories
11 of services, including a contrast of public highway policing and
12 general policing services provided by the patrol, and the
13 organizational structures used to deliver these services; (2) an
14 evaluation of the linkages among expenditures, including a
15 differentiation between transportation and general fund sources to
16 insure appropriate funding allocations, organizational structures,
17 service delivery, accountability, and outcomes; and (3) an evaluation
18 of the patrol's fiscal policies and procedures. The joint legislative
19 audit and review committee shall provide a progress report to the
20 appropriate committees of the legislature by December 31, 2003, and a
21 final report, including findings and recommendations, by September 30,
22 2004. If neither Substitute Senate Bill No. 5748, House Bill No. 1121,
23 or House Bill No. 2227 is enacted by August 1, 2003, this section is
24 null and void.

25 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

26 NEW SECTION. **Sec. 106. FOR WASHINGTON STATE PARKS AND**
27 **RECREATION--CAPITAL PROJECTS**

28 Motor Vehicle Account--State Appropriation \$150,000

29 The appropriation in this section is subject to the following
30 conditions and limitations: The motor vehicle account--state
31 appropriation is a one-time reappropriation and is provided solely for
32 the Beacon Rock state park entrance road project. Any of the
33 appropriations not expended by June 30, 2005, shall revert to the motor
34 vehicle account--state.

1 **TRANSPORTATION AGENCIES--OPERATING**

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

4 Highway Safety Account--State Appropriation \$2,174,000
5 Highway Safety Account--Federal Appropriation \$15,744,000
6 School Zone Safety Account--State Appropriation \$3,059,000
7 TOTAL APPROPRIATION \$20,977,000

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

10 (1) The commission may oversee up to four pilot projects
11 implementing the use of traffic safety cameras to detect speeding, and
12 violations at railroad crossings and stoplights.

13 (a) In order to ensure adequate time in the 2003-05 biennium to
14 evaluate the effectiveness of the pilot program, any projects
15 authorized by the commission must be authorized by December 31, 2003.

16 (b) If a county or city has established an authorized automated
17 traffic safety camera program under this section, the compensation paid
18 to the manufacturer or vendor of the equipment used must be based only
19 upon the value of the equipment and services provided or rendered in
20 support of the system, and may not be based upon a portion of the fine
21 or civil penalty imposed or the revenue generated by the equipment.

22 (c) The traffic safety commission shall use the following
23 guidelines to administer the program:

24 (i) Traffic safety cameras may take pictures of the vehicle and
25 vehicle license plate only, and only while an infraction is occurring;

26 (ii) The law enforcement agency of the city or county government
27 shall plainly mark the locations where the automated traffic
28 enforcement system is used by placing signs on street locations that
29 clearly indicate to a driver that he or she is entering a zone where
30 traffic laws are enforced by an automated traffic enforcement system;

31 (iii) Cities and counties using traffic safety cameras must provide
32 periodic notice by mail to its citizens indicating the zones in which
33 the traffic safety cameras will be used;

34 (iv) Notices of infractions must be mailed to the registered owner
35 of a vehicle within fourteen days of the infraction occurring;

36 (v) The owner of the vehicle is not responsible for the violation
37 if the owner of the vehicle, within fourteen days of receiving
38 notification of the violation, mails to the issuing law enforcement

1 agency, a declaration under penalty of perjury, stating that the
2 vehicle involved was, at the time, stolen or in the care, custody, or
3 control of some person other than the registered owner, or any other
4 extenuating circumstances;

5 (vi) Infractions detected through the use of traffic safety cameras
6 are not part of the registered owner's driving record under RCW
7 46.52.101 and 46.52.120;

8 (vii) If a notice of infraction is sent to the registered owner and
9 the registered owner is a rental car business, the infraction will be
10 dismissed against the business if it mails to the issuing agency,
11 within fourteen days of receiving the notice, a declaration under
12 penalty of perjury of the name and known mailing address of the
13 individual driving or renting the vehicle when the infraction occurred.
14 If the business is unable to determine who was driving or renting the
15 vehicle at the time the infraction occurred, the business must sign a
16 declaration under penalty of perjury to this effect. The declaration
17 must be mailed to the issuing agency within fourteen days of receiving
18 the notice of traffic infraction. Timely mailing of this declaration
19 to the issuing agency relieves a rental car business of any liability
20 under this section for the notice of infraction. A declaration form
21 suitable for this purpose must be included with each automated traffic
22 infraction notice issued, along with instructions for its completion
23 and use;

24 (viii) For purposes of the pilot projects, infractions generated by
25 the use of traffic safety cameras will be exempt from the provisions of
26 RCW 3.50.100 and will be processed in the same manner as parking
27 violations; and

28 (ix) By June 30, 2005, the traffic safety commission shall provide
29 a report to the legislature regarding the use, public acceptance,
30 outcomes, and other relevant issues regarding traffic safety cameras
31 demonstrated by the pilot projects.

32 (2) \$1,555,000 of the school zone safety account--state
33 appropriation is provided as matching funds for the following school
34 safety enhancement projects, as proposed by local agencies, schools,
35 and tribal governments in response to the department of
36 transportation's highways and local programs request for information
37 for potential projects to be financed under Referendum No. 51:

1	<u>Agency</u>	<u>Project Title</u>
2	Cheney	School Crosswalk Improvement Project
3	Skokomish Indian Tribe	Skokomish School Safety Sidewalk Program
4	Brier	37th Pl SW & 233rd Pl SW Sidewalk
5	Sunnyside	Lincoln Ave Sidewalks
6	Lynnwood	Olympic View Dr - 76th Ave SW to 169th St SW
7	Steilacoom	Cherrydale Elementary School Safety Enhancement
8	Yakima	W Valley School Zone Flashers
9	Camas SD	SR 500 at 15th St Interchange
10	Seattle	Meadowbrook Playfield - NE 105th St
11	Vancouver	Franklin ES Sidewalk Improvements

12 (3) If one or more of the projects under subsection (1) of this
13 section cannot be completed or no longer seeks state matching funds,
14 the following projects may be substituted in order of priority:

15	<u>Agency</u>	<u>Project Title</u>
16	Davenport	Davenport Sixth St School Sidewalk
17	Edmonds	96th Ave W Pedestrian Improvements
18	Mountlake Terrace	223rd St SW - 44th Ave W to Cedar Way Elementary
19	Yakima	Englewood/Powerhouse Intersection Safety Project

20 (4) The highways and local programs division within the department
21 of transportation must provide assistance to the commission in
22 administering this program.

23 **NEW SECTION. Sec. 202. FOR THE BOARD OF PILOTAGE COMMISSIONERS**
24 Pilotage Account--State Appropriation \$272,000

25 **NEW SECTION. Sec. 203. FOR THE LEGISLATIVE TRANSPORTATION**
26 **COMMITTEE**
27 Motor Vehicle Account--State Appropriation \$774,000

28 The appropriation in this section is subject to the following
29 conditions and limitations:

30 (1) No funding is provided for the staffing, administration and
31 operations of the house of representatives transportation committee.
32 Existing staff assigned to the house of representatives transportation

1 committee shall be transferred to the house of representatives in the
2 office of program research. All tangible and intangible property that
3 has been acquired by, or allocated for use by the house of
4 representatives transportation committee and its staff, including but
5 not limited to office space and equipment, information systems
6 technology, and employer-related assets, rights, privileges, and
7 liabilities shall be transferred to the house of representatives. Any
8 property acquired by, or allocated for use by the senate transportation
9 committee and its staff shall be transferred to the senate.

10 (2) The legislative transportation committee shall develop and
11 adopt an interim work plan that identifies tasks, resources available
12 to carry out the work plan, deliverables or desired outcomes, and a
13 timeline for completing the interim work plan. The following subjects
14 shall be given consideration for that work plan:

15 (a) A review of the costs to the state of allowing citizens to use
16 credit cards to pay for licensing services, and to explore options for
17 lowering these costs; and

18 (b) An analysis of the causal relationship between distracted
19 drivers and traffic safety, and whether legislation would be beneficial
20 in reducing accidents or fatalities attributable to distracted drivers.
21 If legislation is warranted, draft legislation must be submitted prior
22 to the 2004 legislative session.

23 NEW SECTION. **Sec. 204. FOR THE TRANSPORTATION COMMISSION**
24 Motor Vehicle Account--State Appropriation \$391,000

25 The appropriation in this section is subject to the following
26 conditions and limitations: Funding is provided for the commission
27 only through June 30, 2004.

28 NEW SECTION. **Sec. 205. FOR THE FREIGHT MOBILITY STRATEGIC**
29 **INVESTMENT BOARD**
30 Motor Vehicle Account--State Appropriation \$616,000

31 NEW SECTION. **Sec. 206. FOR THE COUNTY ROAD ADMINISTRATION BOARD--**
32 **OPERATING PROGRAM**
33 Rural Arterial Trust Account--State Appropriation \$769,000
34 Motor Vehicle Account--State Appropriation \$1,927,000
35 County Arterial Preservation Account--State

1 Appropriation \$719,000
2 TOTAL APPROPRIATION \$3,415,000

3 NEW SECTION. **Sec. 207. FOR THE TRANSPORTATION IMPROVEMENT BOARD--**
4 **OPERATING PROGRAM**

5 Urban Arterial Trust Account--State Appropriation \$1,611,000
6 Transportation Improvement Account--State
7 Appropriation \$1,620,000
8 TOTAL APPROPRIATION \$3,231,000

9 NEW SECTION. **Sec. 208. FOR THE WASHINGTON STATE PATROL--FIELD**
10 **OPERATIONS BUREAU**

11 State Patrol Highway Account--State Appropriation \$170,170,000
12 State Patrol Highway Account--Federal Appropriation \$6,167,000
13 State Patrol Highway Account--Private/Local Appropriation . . \$175,000
14 TOTAL APPROPRIATION \$176,512,000

15 The appropriations in this section are subject to the following
16 conditions and limitations: The Washington state patrol shall evaluate
17 the costs and benefits of retaining the agency's Beechjet aircraft as
18 an internal asset or selling it to a private air service provider.
19 This analysis must consider that any potential sale of the aircraft
20 include an agreement that the state reserves the right to priority
21 access to the jet in the event of an emergency. The state patrol must
22 report to the fiscal committees of the legislature by December 15,
23 2003.

24 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--SUPPORT**
25 **SERVICES BUREAU**

26 State Patrol Highway Account--State Appropriation \$72,727,000
27 State Patrol Highway Account--Private/Local Appropriation . \$1,290,000
28 TOTAL APPROPRIATION \$74,017,000

29 The appropriations in this section are subject to the following
30 conditions and limitations: The authority to expend \$542,000 of the
31 state highway account--state appropriation is subject to receipt of
32 \$1,620,000 in interoperability funding from the military department.

33 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF LICENSING--**

1 **MANAGEMENT AND SUPPORT SERVICES**

2	Marine Fuel Tax Refund Account--State Appropriation	\$7,000
3	Motorcycle Safety Education Account--State Appropriation . . .	\$85,000
4	Wildlife Account--State Appropriation	\$77,000
5	Highway Safety Account--State Appropriation	\$8,315,000
6	Motor Vehicle Account--State Appropriation	\$4,639,000
7	DOL Services Account--State Appropriation	\$107,000
8	TOTAL APPROPRIATION	\$13,230,000

9 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF LICENSING--**
10 **INFORMATION SERVICES**

11	Marine Fuel Tax Refund Account--State Appropriation	\$2,000
12	Motorcycle Safety Education Account--State Appropriation . .	\$126,000
13	Wildlife Account--State Appropriation	\$58,000
14	Highway Safety Account--State Appropriation	\$10,339,000
15	Highway Safety Account--Federal Appropriation	\$6,000
16	Motor Vehicle Account--State Appropriation	\$6,521,000
17	DOL Services Account--State Appropriation	\$637,000
18	TOTAL APPROPRIATION	\$17,689,000

19 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
20 **SERVICES**

21	Marine Fuel Tax Refund Account--State Appropriation	\$60,000
22	Wildlife Account--State Appropriation	\$585,000
23	Motor Vehicle Account--State Appropriation	\$57,404,000
24	Motor Vehicle Account--Federal Appropriation	\$300,000
25	DOL Services Account--State Appropriation	\$3,130,000
26	TOTAL APPROPRIATION	\$61,479,000

27 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--DRIVER**
28 **SERVICES**

29	Motorcycle Safety Education Account--State Appropriation .	\$2,576,000
30	Highway Safety Account--State Appropriation	\$86,016,000
31	Highway Safety Account--Federal Appropriation	\$254,000
32	TOTAL APPROPRIATION	\$88,846,000

33 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **INFORMATION TECHNOLOGY--PROGRAM C**

2	Motor Vehicle Account--State Appropriation	\$58,196,000
3	Motor Vehicle Account--Federal Appropriation	\$5,163,000
4	Puget Sound Ferry Operations Account--State Appropriation .	\$6,898,000
5	Multimodal Transportation Account--State Appropriation . . .	\$363,000
6	TOTAL APPROPRIATION	\$70,620,000

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

9 (1) \$250,000 of the motor vehicle account--state appropriation is
10 provided solely to retain an external consultant to provide an
11 assessment of the department's review of current major information
12 technology systems and planning for system and application
13 modernization. The consultant shall also work with the department to
14 prepare an application modernization strategy and preliminary project
15 plan. The department must provide a report on their proposed
16 application modernization plan to the transportation committees of the
17 legislature by December 1, 2004.

18 (2) The department shall work with the office of financial
19 management and the department of information services to ensure that
20 (a) the department's current and future system development is
21 consistent with the overall direction of other key state systems; and
22 (b) when possible, common statewide information systems are used or
23 developed to encourage coordination and integration of information used
24 by the department and other state agencies and to avoid duplication.

25 (3) \$2,150,000 of the motor vehicle account--state appropriation
26 and \$2,150,000 of the motor vehicle account--federal appropriation are
27 reappropriated and provided solely for implementation of a new revenue
28 collection system, including the integration of the regional fare
29 coordination system (smart card), at the Washington state ferries.
30 Each December, annual updates are to be provided to the transportation
31 committees of the legislature concerning the status of implementing and
32 completing this project, with updates concluding the first December
33 after full project implementation.

34 (4) The department will contract with the department of information
35 services to conduct a survey that identifies possible opportunities and
36 benefits associated with siting and use of technology and wireless
37 facilities located on state right of way authorized by RCW 47.60.140.

1 A report will be made to the appropriate legislative committees by
2 December 1, 2004.

3 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**
4 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--**
5 **OPERATING**

6 Motor Vehicle Account--State Appropriation \$31,048,000

7 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
8 **AVIATION--PROGRAM F**

9 Aeronautics Account--State Appropriation \$4,986,000

10 Aircraft Search and Rescue Safety and Education

11 Account--State Appropriation \$160,000

12 TOTAL APPROPRIATION \$5,146,000

13 The appropriations in this section are subject to the following
14 conditions and limitations: \$1,300,000 of the aeronautics account--
15 state appropriation is provided solely for additional preservation
16 grants to airports. Funding is constrained to additional excise and/or
17 fuel tax generated as a result of Senate Bill No. 5392. If Senate Bill
18 No. 5392 is not enacted by June 30, 2003, the amount provided in this
19 subsection shall lapse.

20 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
21 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**

22 Motor Vehicle Account--State Appropriation \$48,710,000

23 Motor Vehicle Account--Federal Appropriation \$400,000

24 TOTAL APPROPRIATION \$49,110,000

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

27 (1) \$14,310,000 of the motor vehicle account--state appropriation
28 is provided solely for the staffing, activities, and overhead of the
29 department's environmental affairs office. This funding is provided in
30 lieu of program funding in sections 305 and 306 of this act.

31 (2) \$3,100,000 of the motor vehicle account--state appropriation is
32 provided solely for the staffing and activities of the transportation
33 permit efficiency and accountability committee. If neither Senate Bill
34 No. 5279 or House Bill No. 2214 become law by June 30, 2003, the amount
35 provided in this subsection shall lapse.

1 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
2 **ECONOMIC PARTNERSHIPS--PROGRAM K**

3 Motor Vehicle Account--State Appropriation \$1,176,000

4 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
5 **HIGHWAY MAINTENANCE--PROGRAM M**

6 Motor Vehicle Account--State Appropriation \$287,177,000

7 Motor Vehicle Account--Federal Appropriation \$1,426,000

8 Motor Vehicle Account--Private/Local Appropriation \$4,253,000

9 TOTAL APPROPRIATION \$292,856,000

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

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

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

22 (3) The department shall request an unanticipated receipt for any
23 private or local funds received for reimbursements of third party
24 damages that are in excess of the motor vehicle account--private/local
25 appropriation. The department shall place an equal amount of the motor
26 vehicle account--state appropriation into reserve.

27 (4) Funding is provided for maintenance on the state system to
28 allow for a continuation of the level of service targets included in
29 the 2001-03 biennium. In delivering the program, the department should
30 concentrate on the following areas:

31 (a) Meeting or exceeding the target for structural bridge repair on
32 a statewide basis;

33 (b) Eliminating the number of activities delivered in the "f" level
34 of service at the region level;

35 (c) Reducing the number of activities delivered in the "d" level of
36 service by increasing the resources directed to those activities on a
37 statewide and region basis; and

1 (d) Evaluating, analyzing, and potentially redistributing resources
2 within and among regions to provide greater consistency in delivering
3 the program statewide and in achieving overall level of service
4 targets.

5 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

7	Motor Vehicle Account--State Appropriation	\$38,869,000
8	Motor Vehicle Account--Private/Local Appropriation	\$125,000
9	TOTAL APPROPRIATION	\$38,994,000

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

12 (1) \$4,960,000 of the motor vehicle account--state appropriation is
13 provided solely for continuing the expanded incident response program
14 begun in the 2001-2003 biennium. The department and the Washington
15 state patrol shall continue to consult and coordinate with private
16 sector partners, such as towing companies, media, auto, insurance and
17 trucking associations, and the legislative transportation committee to
18 ensure that limited state resources are used most effectively. No
19 funds shall be used to purchase tow trucks.

20 (2) The department will implement the motorist information sign
21 program and shall not contract with private providers to provide the
22 service. The department is required to charge fees sufficient to
23 recover the costs of providing and maintaining the signs.

24 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
25 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

26	Motor Vehicle Account--State Appropriation	\$24,553,000
27	Motor Vehicle Account--Federal Appropriation	\$636,000
28	Puget Sound Ferry Operations Account--State Appropriation .	\$1,093,000
29	Multimodal Transportation Account--State Appropriation . . .	\$973,000
30	TOTAL APPROPRIATION	\$27,255,000

31 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
32 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

33	Motor Vehicle Account--State Appropriation	\$13,665,000
34	Motor Vehicle Account--Federal Appropriation	\$16,778,000
35	Multimodal Transportation Account--State Appropriation . .	\$1,021,000

1 Multimodal Transportation Account--Federal Appropriation . \$2,000,000
2 TOTAL APPROPRIATION \$33,464,000

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

5 (1) \$3,940,000 of the motor vehicle account--state appropriation is
6 provided solely to process and analyze all citizen, city, county, and
7 state highway collision reports.

8 (2) Funds provided to the department in accordance with RCW
9 46.68.110(2) and 46.68.120(3) may be used by the department to support
10 the processing and analysis of city and county collision reports.

11 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
12 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

13 Motor Vehicle Account--State Appropriation \$52,922,000

14 The appropriation in this section is subject to the following
15 conditions and limitations:

16 (1) \$35,595,000 of the motor vehicle fund--state appropriation is
17 provided solely for the liabilities attributable to the department of
18 transportation. This includes one fiscal year's amount of the
19 requested increase in self-insurance premiums. The office of financial
20 management must provide a detailed accounting of the revenues and
21 expenditures of the self-insurance fund to the transportation
22 committees of the legislature on December 31st and June 30th of each
23 year.

24 (2) Payments in this section represent charges from other state
25 agencies to the department of transportation.

26 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT DIVISION OF RISK
27 MANAGEMENT FEES \$989,000

28 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF
29 THE STATE AUDITOR \$823,000

30 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
31 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES . . \$3,850,000

32 (d) FOR PAYMENT OF COSTS OF THE
33 DEPARTMENT OF PERSONNEL \$2,252,000

34 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
35 ADMINISTRATION \$42,639,000

36 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
37 PROJECTS SURCHARGE \$1,846,000

1 (g) FOR ARCHIVES AND RECORDS MANAGEMENT \$523,000

2 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
3 **PUBLIC TRANSPORTATION--PROGRAM V**

4 Motor Vehicle Account--State Appropriation \$6,528,000
5 Multimodal Transportation Account--State Appropriation . . \$30,529,000
6 Multimodal Transportation Account--Federal Appropriation . \$2,574,000
7 Multimodal Transportation Account--Private/Local
8 Appropriation \$155,000
9 TOTAL APPROPRIATION \$39,786,000

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

12 (1) \$4,000,000 of the multimodal transportation account--state
13 appropriation is provided solely for a grant program for nonprofit
14 providers of transportation for persons with special transportation
15 needs. The priority in use of these moneys shall be to provide
16 additional service. Grants may be for capital purposes as long as
17 additional service is provided or to maintain service which otherwise
18 may be terminated. Grant criteria shall also be based on need,
19 including the availability of other providers of service in the area,
20 efforts to coordinate trips among providers and riders, and the cost
21 effectiveness of trips provided.

22 (2) \$1,500,000 of the multimodal transportation account--state
23 appropriation is provided solely for grants to implement section 9 of
24 House Bill No. 2228. In administering grants, the department shall
25 give priority to programs providing the greatest reduction in trips and
26 commute miles and to the level of contribution of the public agency,
27 nonprofit organization, developer, and property manager to achieving
28 those reductions. The department shall act to insure, to the extent
29 possible, that grants are distributed equitably among each eligible
30 type of recipient.

31 (3) \$6,528,000 of the motor vehicle account--state appropriation
32 and \$3,472,000 of the multimodal transportation account--state
33 appropriation are provided solely for a park and ride lot grant
34 program. Priority will be given to projects located within areas
35 served by public transit agencies. Before any project can proceed,
36 there must be an agreement between the Washington state department of
37 transportation and the public transit agency that the park and ride lot

1 will be served by the public transit agency for a minimum of ten years.
2 If service is discontinued before the amount of time specified in the
3 agreement, the public transit agency will be required to refund the
4 cost of the park and ride lot back to the department of transportation.
5 Additional criteria for selecting projects will include leveraging
6 funds other than state funds, estimated usage, convenience to commuter
7 routes, and corridor congestion.

8 (4) \$9,500,000 of the multimodal transportation account--state
9 appropriation is provided solely for the rural mobility grant program.
10 Priority will be given to grants that add service. Capital grants can
11 be included as long as additional service is added or the grant would
12 keep current service from being reduced or eliminated.

13 (5) \$5,000,000 of the multimodal transportation account--state
14 appropriation is provided solely for a vanpool grant program for public
15 transit agencies. The grant program will cover capital costs only; no
16 operating costs are eligible for funding under this grant program.
17 Only grants that add vanpools are eligible, no supplanting of transit
18 funds currently funding vanpools is allowed. Additional criteria for
19 selecting grants will include leveraging funds other than state funds.

20 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
21 **MARINE--PROGRAM X**

22 Puget Sound Ferry Operations Account--State
23 Appropriation \$315,191,000

24 The appropriation in this section is provided to the Washington
25 state ferries to implement the 5.5.5 strategic plan subject to the
26 following modifications, conditions, and limitations:

27 (1) The appropriation is based on the budgeted expenditure of
28 \$32,660,000 for vessel operating fuel in the 2003-2005 biennium. If
29 the actual cost of fuel is less than this budgeted amount, the excess
30 amount may not be expended. If the actual cost exceeds this amount,
31 the department shall request a supplemental appropriation.

32 (2) The appropriation provides for the compensation of ferry
33 employees. The expenditures for compensation paid to ferry employees
34 during the 2003-2005 biennium may not exceed \$211,387,000 plus a dollar
35 amount, as prescribed by the office of financial management, that is
36 equal to any insurance benefit increase granted general government
37 employees in excess of \$520.27 a month annualized per eligible marine

1 employee multiplied by the number of eligible marine employees for
2 fiscal year 2004 and \$606.25 a month annualized per eligible marine
3 employee multiplied by the number of eligible marine employees for
4 fiscal year 2005, a dollar amount as prescribed by the office of
5 financial management for costs associated with pension amortization
6 charges, and a dollar amount prescribed by the office of financial
7 management for salary increases during the 2003-2005 biennium. For the
8 purposes of this section, the expenditures for compensation paid to
9 ferry employees shall be limited to salaries and wages and employee
10 benefits as defined in the office of financial management's policies,
11 regulations, and procedures named under objects of expenditure "A" and
12 "B" (7.2.6.2).

13 The prescribed salary increase or decrease dollar amount that shall
14 be allocated from the governor's compensation appropriations is in
15 addition to the appropriation contained in this section and may be used
16 to increase or decrease compensation costs, effective July 1, 2003, and
17 thereafter, as established in the 2003-2005 general fund operating
18 budget.

19 (3) The Washington state ferries will continue to provide on-going
20 service to Sidney, British Columbia.

21 (4) The Washington state ferries will provide on-going commuter
22 passenger-only ferry service on the Vashon-Seattle, Southworth-Seattle,
23 and Kingston-Seattle routes.

24 (5) The Washington state ferries will develop a plan to increase
25 passenger-only farebox recovery to at least forty percent by July 1,
26 2003, through increased fares, lower operation costs, and other cost-
27 saving measures as appropriate. The department must report to the
28 transportation committees of the legislature by December 1, 2003 on the
29 options, strategies, and decisions implemented to achieve farebox
30 recovery targets.

31 (6) The department must provide a separate accounting of passenger-
32 only ferry service costs and auto ferry service costs, and must provide
33 periodic reporting to the legislature on the financial status of both
34 passenger-only and auto ferry service in Washington state.

35 (7) The Washington state ferries will conduct an evaluation of the
36 passenger-only ferry system. At a minimum the evaluation must address
37 the effectiveness of existing passenger-only routes, and identify
38 improvement opportunities. The department will include in this

1 evaluation a review of recommendations for expanded passenger-only
2 ferry service, including new routes and markets, previously submitted
3 to the department by established citizen advisory groups. The
4 department must report to the transportation committees of the
5 legislature by December 1, 2004, on the options, strategies, and
6 recommendations for improving the passenger-only ferry system.

7 (8) The Washington state ferries will evaluate the feasibility of
8 contracting with a public or private organization to provide passenger-
9 only ferry service. The Washington state ferries will also compare the
10 costs and benefits of such state-contracted service to the costs and
11 benefits of such service if provided by an alternative public-private
12 partnership, involving a public benefit transit agency or other entity.
13 The department must report to the transportation committees of the
14 legislature by December 1, 2004, on the options, strategies, and
15 recommendations for contracted passenger-only ferry service.

16 (9) The Washington state ferries must work with the department's
17 information technology division to implement a new revenue collection
18 system, including the integration of the regional fare coordination
19 system (smart card). Each December, annual updates are to be provided
20 to the transportation committees of the legislature concerning the
21 status of implementing and completing this project, with updates
22 concluding the first December after full project implementation.

23 (10) The Washington state ferries shall evaluate the benefits and
24 costs of selling the depreciation rights to ferries purchased by the
25 state in the future through sale and lease-back agreements, as
26 permitted under RCW 47.60.010. The department is authorized to issue
27 a request for proposal to solicit proposals from potential buyers. The
28 department must report to the transportation committees of the
29 legislature by December 1, 2004, on the options, strategies, and
30 recommendations for sale/lease-back agreements on existing ferry boats
31 as well as future ferry boat purchases.

32 (11) The Washington state ferries shall work with the department of
33 general administration, office of state procurement to improve the
34 existing fuel procurement process and solicit, identify, and evaluate,
35 purchasing alternatives to reduce the overall cost of fuel and mitigate
36 the impact of market fluctuations and pressure on both short- and long-
37 term fuel costs. Consideration shall include, but not be limited to,
38 long-term fuel contracts, partnering with other public entities, and

1 possibilities for fuel storage in evaluating strategies and options.
2 The department shall report back to the transportation committees of
3 the legislature by December 1, 2003, on the options, strategies, and
4 recommendations for managing fuel purchases and costs.

5 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **RAIL--PROGRAM Y--OPERATING**

7 Multimodal Transportation Account--State
8 Appropriation \$42,075,000

9 The appropriation in this section is subject to the following
10 conditions and limitations:

11 (1) \$30,831,000 of the multimodal transportation account--state
12 appropriation is provided solely for the Amtrak service contract and
13 Talgo maintenance contract associated with providing and maintaining
14 the state-supported passenger rail service.

15 (2) \$7,000,000 of the multimodal transportation account--state
16 appropriation is provided solely for operating an additional passenger
17 run between Seattle and Portland, Oregon. If an additional run is not
18 established, the amount provided in this subsection shall lapse.

19 (3) The department is directed to explore scheduling changes that
20 will reduce the delay in Seattle when traveling from Portland to
21 Vancouver B.C.

22 (4) The department is directed to explore opportunities with
23 British Columbia concerning the possibility of leasing an existing
24 Talgo trainset to B.C. during the day for a commuter run when the Talgo
25 is not in use during the Bellingham layover.

26 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**
27 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

28 Motor Vehicle Account--State Appropriation \$6,682,000
29 Motor Vehicle Account--Federal Appropriation \$2,569,000
30 TOTAL APPROPRIATION \$9,251,000

31 The appropriations in this section are subject to the following
32 conditions and limitations: Up to \$75,000 of the total appropriation
33 is provided to fund the state's share of the 2004 Washington marine
34 cargo forecast study. Public port districts, acting through their
35 association, must provide funding to cover the remaining cost of the
36 forecast.

1 **TRANSPORTATION AGENCIES--CAPITAL**

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

3 State Patrol Highway Account--State Appropriation \$2,455,000

4 The appropriation in this section is subject to the following
5 conditions and limitations: \$2,455,000 of the state patrol highway
6 account--state appropriation is provided for capital improvements at
7 district and detachment offices statewide during the 2003-2005
8 biennium. These projects include improvements at the state patrol's
9 Shelton training academy during the 2003-2005 biennium, including the
10 design and partial construction of a water/sewer system, emergency
11 generator replacement, and other minor works projects.

12 NEW SECTION. **Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION**
13 **BOARD--CAPITAL PROGRAM**

14 Rural Arterial Trust Account--State Appropriation \$46,000,000

15 Motor Vehicle Account--State Appropriation \$362,000

16 County Arterial Preservation Account--State
17 Appropriation \$28,745,000

18 TOTAL APPROPRIATION \$75,107,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: \$362,000 of the motor vehicle account--
21 state appropriation is provided for county ferries as set forth in RCW
22 47.56.724(4).

23 NEW SECTION. **Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT**
24 **BOARD--CAPITAL PROGRAM**

25 Urban Arterial Trust Account--State Appropriation \$99,168,000

26 Transportation Improvement Account--State
27 Appropriation \$98,455,000

28 TOTAL APPROPRIATION \$197,623,000

29 The appropriations in this section are subject to the following
30 conditions and limitations: The transportation improvement account--
31 state appropriation includes \$23,955,000 in proceeds from the sale of
32 bonds authorized in RCW 47.26.500. The transportation improvement
33 board may authorize the use of current revenues available to the agency
34 in lieu of bond proceeds for any part of the state appropriation.

1 NEW SECTION. Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--
2 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**
3 Motor Vehicle Account--State Appropriation \$14,933,000

4 The appropriation in this section is subject to the following
5 conditions and limitations:

6 (1) \$14,933,000 of the motor vehicle account--state appropriation
7 is provided solely to implement the activities and projects included in
8 the transportation executive information systems project list named
9 03HTCPL3--house transportation committee facilities project list.
10 Changes to the list may occur under the following conditions and
11 restrictions:

12 (a) Projects that have unplanned carry-forward expenditures from
13 the 2001-03 biennium may be added to the list in order to complete the
14 project following approval by the office of financial management;

15 (b) Projects that were completed in the 2001-03 biennium and do not
16 require expenditure in the 2003-05 biennium may be removed from the
17 list following approval by the office of financial management;

18 (c) If planned construction of a project is unavoidably delayed,
19 the department may advance construction of a similar project provided
20 that funding has been identified to complete both projects following
21 approval by the office of financial management; and

22 (d) In the event of an emergency, the department is allowed to add
23 emergency projects to the list and delay currently funded projects in
24 order to fund the emergency projects following approval by the office
25 of financial management.

26 The department will provide every calendar quarter to the house
27 transportation committee and the senate highway and transportation
28 committee a report detailing any changes to the project list and the
29 reasons for the change.

30 (2) The department shall develop a standard design for all
31 maintenance facilities to be funded under this section. Prior to
32 developing design standards, the department must solicit input from all
33 personnel classifications typically employed at maintenance facilities.
34 By September 1, 2003, the department must submit a report to the
35 legislative transportation committees describing the stakeholder
36 involvement process undertaken and the adopted design standards for
37 maintenance facilities.

1 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**
2 **IMPROVEMENTS--PROGRAM I**

3	Motor Vehicle Account--State Appropriation	\$613,178,000
4	Motor Vehicle Account--Federal Appropriation	\$193,240,000
5	Motor Vehicle Account--Local Appropriation	\$16,663,000
6	Special Category C Account--State Appropriation	\$50,279,000
7	Tacoma Narrows Toll Bridge Account Appropriation	\$613,300,000
8	TOTAL APPROPRIATION	\$1,486,660,000

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

11 (1) \$613,178,000 of the motor vehicle account--state appropriation,
12 \$193,240,000 of the motor vehicle account--federal appropriation,
13 \$16,663,000 of the motor vehicle account--local appropriation, and
14 \$50,279,000 of the special category c account--state appropriation are
15 provided solely to implement the activities and projects included in
16 the transportation executive information systems project list named
17 03HTCPL4--house transportation committee project list. In order to
18 provide the flexibility needed to manage a large highway construction
19 program with a significant amount of federal funds, changes to the list
20 may occur under the following conditions and restrictions:

21 (a) Projects that have unplanned carry-forward expenditures from
22 the 2001-03 biennium may be added to the list in order to complete the
23 project following approval by the office of financial management;

24 (b) Projects that were completed in the 2001-03 biennium and do not
25 require expenditure in the 2003-05 biennium may be removed from the
26 list following approval by the office of financial management;

27 (c) Projects may be added when the department of transportation
28 identifies the projects associated with activity funding allocations as
29 long as the activity allocation is reduced by the amount of the
30 projects added following approval by the office of financial
31 management;

32 (d) If planned construction of a project is unavoidably delayed,
33 the department may advance construction of a similar project provided
34 that funding has been identified to complete both projects following
35 approval by the office of financial management;

36 (e) In order to maximize federal funding and ensure that the state
37 does not lose any available federal funds, projects may be added to the
38 list that utilize additional federal funds provided that state match is

1 available and there are no projects where the state funds can be
2 supplanted following approval by the office of financial management;
3 and

4 (f) In the event of an emergency, the department is allowed to add
5 emergency projects to the list and delay currently funded projects in
6 order to fund the emergency projects following approval by the office
7 of financial management.

8 The department will provide every calendar quarter to the house
9 transportation committee and the senate highway and transportation
10 committee a report detailing any changes to the project list and the
11 reasons for the change.

12 (2) The motor vehicle account--state appropriation includes
13 \$53,000,000 in proceeds from the sale of bonds authorized by RCW
14 47.10.843. The transportation commission may authorize the use of
15 current revenues available to the department of transportation in lieu
16 of bond proceeds for any part of the state appropriation. The motor
17 vehicle account--state appropriation includes \$18,038,000 in unexpended
18 proceeds from bond sales authorized in RCW 47.10.843 for mobility and
19 economic initiative improvement projects.

20 (3) The motor vehicle account--state appropriation includes
21 \$428,000,000 in proceeds from the sale of bonds authorized by House
22 Bill No. 2232. The transportation commission may authorize the use of
23 current revenues available to the department of transportation in lieu
24 of bond proceeds for any part of the state appropriation.

25 (4) To manage some projects more efficiently, federal funds may be
26 transferred from program Z to program I to replace those federal funds
27 in a dollar-for-dollar match. Fund transfers authorized under this
28 subsection shall not affect project prioritization status.
29 Appropriations shall initially be allotted as appropriated in this act.
30 The department shall not transfer funds as authorized under this
31 subsection without approval of the transportation commission and the
32 director of financial management. The department shall submit a report
33 on those projects receiving fund transfers to the transportation
34 committees of the senate and house of representatives by December 1,
35 2004.

36 (5) The Tacoma Narrows toll bridge account--state appropriation
37 includes \$567,000,000 in proceeds from the sale of bonds authorized by
38 RCW 47.10.843. The Tacoma Narrows toll bridge account--state

1 appropriation includes \$46,300,000 in unexpended proceeds from the
2 January 2003 bond sale authorized in RCW 47.10.843 for the Tacoma
3 Narrows bridge project.

4 (6) The special category C account--state appropriation includes
5 \$44,000,000 in proceeds from the sale of bonds authorized by RCW
6 47.10.812. The transportation commission may authorize the use of
7 current revenues available in the special category C account in lieu of
8 bond proceeds for any part of the state appropriation.

9 (7) \$2,000,000 of the motor vehicle account--state appropriation is
10 provided solely for an environmental impact statement on increasing
11 capacity across the Columbia River in southwest Washington. This
12 appropriation will not complete the environmental impact statement.

13 (8) \$4,000,000 of the motor vehicle account--state appropriation is
14 provided solely for the environmental impact statement on the widening
15 of SR 520 Evergreen floating bridge subject to the following
16 conditions:

17 (a) The "6-lane expandable to 8" alternative will be kept as one of
18 the environmental impact statement (EIS) alternatives but it will no
19 longer be designated the preliminary preferred alternative. The EIS
20 identification of a preferred alternative will occur after all
21 alternatives are fully evaluated;

22 (b) The standards contained in the DO NO HARM statement will be the
23 primary and major standards used to evaluate the impacts of each
24 alternative;

25 (c) The "8-lane" alternative will be dropped, and will no longer be
26 included in the DEIS;

27 (d) A "4-lane expandable to include 2-lanes of fixed guide way HCT"
28 alternative will be added to the alternatives studied in the DEIS. Two
29 variants of this alternative will be studied: (i) With 4 general
30 purpose lanes, and (ii) with 2 general purpose lanes and 2 "hot" lanes;
31 and

32 (e) The DEIS evaluation of the impact of the hot lanes must
33 explicitly include the socio-economic impacts on different income
34 groups resulting from the price rationing of highway transportation
35 services.

36 (9) \$250,000 of the motor vehicle account--state appropriation and
37 an equal amount from the city of Seattle are provided solely for an
38 analysis of the impacts that an expansion of SR 520 Evergreen floating

1 bridge will have on the streets of North Capitol Hill, Roanoke Park,
 2 and Montlake. An advisory committee with 2 members each from Portage
 3 Bay/Roanoke Park Community Council, Montlake Community Council, and the
 4 North Capitol Hill community organization along with the secretary of
 5 transportation is established. The 7 member committee shall hire and
 6 oversee the contract with a transportation consulting organization to
 7 (a) perform an analysis of such impacts and (b) design a traffic and
 8 circulation plan that mitigates the adverse consequences of such
 9 impacts. If the city of Seattle does not agree to provide \$250,000 by
 10 January 1, 2004, the amount provided in this subsection shall lapse.

11 (10) \$14,000,000 of the motor vehicle account--state appropriation
 12 is provided for design and to begin construction of the Fast 1
 13 identified grade separation/underpass project at Broad Street/Elliot
 14 Avenue.

15 (11) \$9,000,000 of the motor vehicle account--state appropriation
 16 is provided for the SR 522, University of Washington-Bothell campus
 17 access project. This amount will cover approximately one-half of the
 18 construction costs.

19 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
 20 **PRESERVATION--PROGRAM P**

21	Motor Vehicle Account--State Appropriation	\$204,732,000
22	Motor Vehicle Account--Federal Appropriation	\$458,010,000
23	Motor Vehicle Account--Local Appropriation	\$13,086,000
24	Multimodal Account--State Appropriation	\$1,690,000
25	Multimodal Account--Federal Appropriation	\$4,247,000
26	TOTAL APPROPRIATION	\$681,765,000

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

29 (1) \$204,732,000 of the motor vehicle account--state appropriation,
 30 \$458,010,000 of the motor vehicle account--federal appropriation,
 31 \$13,086,000 of the motor vehicle account--local appropriation,
 32 \$1,690,000 of the multimodal transportation account--state
 33 appropriation, and \$4,247,000 of the multimodal transportation
 34 account--federal appropriation are provided solely to implement the
 35 activities and projects included in the transportation executive
 36 information systems project list named 03HTCPL4--house transportation
 37 committee project list. In order to provide the flexibility needed to

1 manage a large highway construction program with a significant amount
2 of federal funds, changes to the list may occur under the following
3 conditions and restrictions:

4 (a) Projects that have unplanned carry-forward expenditures from
5 the 2001-03 biennium may be added to the list in order to complete the
6 project following approval by the office of financial management;

7 (b) Projects that were completed in the 2001-03 biennium and do not
8 require expenditure in the 2003-05 biennium may be removed from the
9 list following approval by the office of financial management;

10 (c) Projects may be added when the department of transportation
11 identifies the projects associated with activity funding allocations as
12 long as the activity allocation is reduced by the amount of the
13 projects added following approval by the office of financial
14 management;

15 (d) If planned construction of a project is unavoidably delayed,
16 the department may advance construction of a similar project provided
17 that funding has been identified to complete both projects following
18 approval by the office of financial management;

19 (e) In order to maximize federal funding and ensure that the state
20 does not lose any available federal funds, projects may be added to the
21 list that utilize additional federal funds provided that state match is
22 available and there are no projects where the state funds can be
23 supplanted following approval by the office of financial management;
24 and

25 (f) In the event of an emergency, the department is allowed to add
26 emergency projects to the list and delay currently funded projects in
27 order to fund the emergency projects following approval by the office
28 of financial management.

29 The department will provide every calendar quarter to the house
30 transportation committee and the senate highway and transportation
31 committee a report detailing any changes to the project list and the
32 reasons for the change.

33 (2) The department of transportation is authorized to maximize the
34 use of federal and state funds to implement the provisions of this
35 section.

36 (3) To manage some projects more efficiently, federal funds may be
37 transferred from program Z to program P to replace those federal funds
38 in a dollar-for-dollar match. Fund transfers authorized under this

1 subsection shall not affect project prioritization status.
2 Appropriations shall initially be allotted as appropriated in this act.
3 The department shall not transfer funds as authorized under this
4 subsection without approval of the transportation commission and the
5 director of financial management. The department shall submit a report
6 on those projects receiving fund transfers to the transportation
7 committees of the senate and house of representatives by December 1,
8 2004.

9 (4) The motor vehicle account--state appropriation includes
10 \$2,850,000 in proceeds from the sale of bonds authorized in RCW
11 47.10.761 and 47.10.762 for emergency purposes.

12 (5) The department of transportation shall continue to implement
13 the lowest life cycle cost planning approach to pavement management
14 throughout the state to encourage the most effective and efficient use
15 of pavement preservation funds. Emphasis should be placed on
16 increasing the number of roads addressed on time and reducing the
17 number of roads past due.

18 (6) The motor vehicle account--state appropriation includes
19 \$77,700,000 in proceeds from the sale of bonds authorized by RCW
20 47.10.843. The transportation commission may authorize the use of
21 current revenues available to the department of transportation in lieu
22 of bond proceeds for any part of the state appropriation.

23 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL**

25	Motor Vehicle Account--State Appropriation	\$11,688,000
26	Motor Vehicle Account--Federal Appropriation	\$14,510,000
27	TOTAL APPROPRIATION	\$26,198,000

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

30 (1) \$11,688,000 of the motor vehicle account--state appropriation
31 and \$14,510,000 of the motor vehicle account--federal appropriation are
32 provided solely to implement the activities and projects included in
33 the transportation executive information systems project list named
34 03HTCPL4--house transportation committee project list. In order to
35 provide the flexibility needed to manage a large highway construction
36 program with a significant amount of federal funds, changes to the list
37 may occur under the following conditions and restrictions:

1 (a) Projects that have unplanned carry-forward expenditures from
2 the 2001-03 biennium may be added to the list in order to complete the
3 project following approval by the office of financial management;

4 (b) Projects that were completed in the 2001-03 biennium and do not
5 require expenditure in the 2003-05 biennium may be removed from the
6 list following approval by the office of financial management;

7 (c) Projects may be added when the department of transportation
8 identifies the projects associated with activity funding allocations as
9 long as the activity allocation is reduced by the amount of the
10 projects added following approval by the office of financial
11 management;

12 (d) If planned construction of a project is unavoidably delayed,
13 the department may advance construction of a similar project provided
14 that funding has been identified to complete both projects following
15 approval by the office of financial management;

16 (e) In order to maximize federal funding and ensure that the state
17 does not lose any available federal funds, projects may be added to the
18 list that utilize additional federal funds provided that state match is
19 available and there are no projects where the state funds can be
20 supplanted following approval by the office of financial management;
21 and

22 (f) In the event of an emergency, the department is allowed to add
23 emergency projects to the list and delay currently funded projects in
24 order to fund the emergency projects following approval by the office
25 of financial management.

26 The department will provide every calendar quarter to the house
27 transportation committee and the senate highway and transportation
28 committee a report detailing any changes to the project list and the
29 reasons for the change.

30 (2) The motor vehicle account--state appropriation includes
31 \$10,024,000 for state matching funds for federally selected competitive
32 grant or congressional earmark projects other than the commercial
33 vehicle information system and network. These moneys shall be placed
34 into reserve status until such time as federal funds are secured and a
35 state match is required.

36 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

2 Puget Sound Capital Construction Account--

3 State Appropriation \$149,959,000

4 Puget Sound Capital Construction Account--

5 Federal Appropriation \$34,800,000

6 TOTAL APPROPRIATION \$184,759,000

7 The appropriations in this section are provided for improving the
8 Washington state ferry system, including, but not limited to, vessel
9 acquisition, vessel construction, major and minor vessel improvements,
10 and terminal construction and improvements. The appropriations in this
11 section are subject to the following conditions and limitations:

12 (1) \$149,959,000 of the Puget Sound capital construction account--
13 state appropriation, and \$34,800,000 of the Puget Sound capital
14 construction account--federal appropriation are provided solely to
15 implement the activities and projects included in the transportation
16 executive information systems project list named 03HTCPL4--house
17 transportation committee project list. In order to provide the
18 flexibility needed to manage a large ferry construction program with a
19 significant amount of federal funds, changes to the list may occur
20 under the following conditions and restrictions:

21 (a) Projects that have unplanned carry-forward expenditures from
22 the 2001-03 biennium may be added to the list in order to complete the
23 project following approval by the office of financial management;

24 (b) Projects that were completed in the 2001-03 biennium and do not
25 require expenditure in the 2003-05 biennium may be removed from the
26 list following approval by the office of financial management;

27 (c) Projects may be added when the department of transportation
28 identifies the projects associated with activity funding allocations as
29 long as the activity allocation is reduced by the amount of the
30 projects added following approval by the office of financial
31 management;

32 (d) If planned construction of a project is unavoidably delayed,
33 the department may advance construction of a similar project provided
34 that funding has been identified to complete both projects following
35 approval by the office of financial management;

36 (e) In order to maximize federal funding and ensure that the state
37 does not lose any available federal funds, projects may be added to the
38 list that utilize additional federal funds provided that state match is

1 available and there are no projects where the state funds can be
2 supplanted following approval by the office of financial management;
3 and

4 (f) In the event of an emergency, the department is allowed to add
5 emergency projects to the list and delay currently funded projects in
6 order to fund the emergency projects following approval by the office
7 of financial management.

8 The department will provide every calendar quarter to the house
9 transportation committee and the senate highway and transportation
10 committee a report detailing any changes to the project list and the
11 reasons for the change.

12 (2) The Puget Sound capital construction account--state
13 appropriation includes \$45,000,000 in proceeds from the sale of bonds
14 authorized by RCW 47.10.843 for vessel and terminal acquisition, major
15 and minor improvements, and long lead time materials acquisition for
16 the Washington state ferries. The transportation commission may
17 authorize the use of current revenues available to the motor vehicle
18 account in lieu of bond proceeds for any part of the state
19 appropriation.

20 (3) Of the funds appropriated in this section, \$5,337,000 is
21 provided for emergency repairs, \$77,272,000 is provided for terminal
22 preservation and improvements, \$84,191,000 is provided for vessel
23 preservation, \$13,283,000 is provided for passenger-only vessel and
24 terminal preservation and improvements, and \$4,676,000 is
25 reappropriated for work not completed in the 2001-03 biennium.

26 (4) The Washington state ferries must prepare a strategic plan for
27 the placement of multimodal terminals in Washington state. This plan
28 should, at a minimum, identify and evaluate potential sites for
29 multimodal terminals, and identify and evaluate possible financing
30 options for placement of these terminals. No improvement funds may be
31 spent on new terminals until the strategic plan has been completed.
32 The department must report to the transportation committees of the
33 legislature by December 1, 2004, on the options, strategies, and
34 recommendations for locating and financing multimodal terminals.

35 (5) The Washington state ferries must conduct an analysis of the
36 long-term need for the Shaw Terminal. At a minimum, this analysis
37 should address the viability and role of the terminal, as well as the
38 availability and suitability of alternative methods of accessing Shaw

1 Island. No preservation funds may be spent on the Shaw Terminal until
2 the Shaw Terminal analysis has been completed. The department must
3 report to the transportation committees of the legislature by December
4 1, 2003, on the options, strategies, and recommendations for the Shaw
5 Island terminal.

6 (6)(a) The department of transportation should work with the
7 Washington state treasurer and others, as appropriate, to identify and
8 evaluate alternative financing options to add new boats to the
9 Washington state ferries system. This evaluation should be focused on
10 providing the department future flexibility. The current financing
11 plan assumes that two auto boats and one passenger-only boat will be
12 financed through revenues generated through mechanisms provided in
13 current law, with an additional 2 auto boats and one passenger-only
14 boat financed through additional revenues. The department shall
15 evaluate the possibilities of financing a fifth auto boat through
16 operating savings, additional financing mechanisms, or a combination of
17 the two approaches.

18 (b) Unless specific 30-year exemptions are received from the United
19 States Coast Guard in operating the international run, the new ferries
20 must be of comparable quality and design to the Jumbo Mark II Class
21 ferry and meet the certifications of the United States Coast Guard, the
22 American Bureau of Shipping, and safety of life at sea.

23 (c) In developing a plan for new boats, the department shall work
24 with other parties interested in acquiring similar boats to determine
25 if partnerships can be developed that would reduce the costs per boat
26 for all parties through contracting with a shipbuilder for a larger
27 number of boats to be delivered. The department must report to the
28 transportation committees of the legislature by December 1, 2003, on
29 the options, strategies, and recommendations for financing
30 alternatives.

31 (7) The department shall evaluate the existing process for
32 designing and building new vessels. In reviewing the process, the
33 department shall compare and contrast standard shipbuilding industry
34 methods with current authorized design-build processes; including the
35 industry use of owner's requirements or functional specifications as a
36 basis for developing contract specifications and contract guidance
37 drawings. Additional analysis of existing processes with industry
38 practices should include a comparison of the impact of the two

1 approaches on the overall, long-term vehicle operating, maintenance,
2 and preservation costs. A report of the findings shall be provided to
3 the transportation committees of the legislature by December 1, 2003.

4 (8) The next new class of auto ferries shall be known as the "San
5 Juan" class ferry.

6 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **RAIL--PROGRAM Y--CAPITAL**

8	Essential Rail Assistance Account--State Appropriation . . .	\$770,000
9	Multimodal Transportation Account--State Appropriation . .	\$49,348,000
10	Multimodal Transportation Account--Federal Appropriation .	\$9,499,000
11	Washington Fruit Express Account--State Appropriation	\$500,000
12	TOTAL APPROPRIATION	\$60,117,000

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

15 (1) \$49,348,000 of the multimodal transportation account--state
16 appropriation and \$9,499,000 of the multimodal transportation account--
17 federal appropriation, \$770,000 of the essential rail assistance
18 account--state appropriation are provided solely to implement the
19 activities and projects included in the transportation executive
20 information systems project list named 03HTCPL5--house transportation
21 committee rail project list. Changes to the list may occur under the
22 following conditions and restrictions:

23 (a) Projects that have unplanned carry-forward expenditures from
24 the 2001-03 biennium may be added to the list in order to complete the
25 project following approval by the office of financial management;

26 (b) Projects that were completed in the 2001-03 biennium and do not
27 require expenditure in the 2003-05 biennium may be removed from the
28 list following approval by the office of financial management;

29 (c) If planned construction of a project is unavoidably delayed,
30 the department may advance construction of a similar project provided
31 that funding has been identified to complete both projects following
32 approval by the office of financial management;

33 (d) In order to maximize federal funding and ensure that the state
34 does not lose any available federal funds, projects may be added to the
35 list that utilize additional federal funds provided that state match is
36 available and there are no projects where the state funds can be

1 supplanted following approval by the office of financial management;
2 and

3 (e) In the event of an emergency, the department is allowed to add
4 emergency projects to the list and delay currently funded projects in
5 order to fund the emergency projects following approval by the office
6 of financial management.

7 The department will provide every calendar quarter to the house
8 transportation committee and the senate highway and transportation
9 committee a report detailing any changes to the project list and the
10 reasons for the change.

11 (2) \$770,000 of the essential rail assistance account--state
12 appropriation and \$230,000 of the multimodal transportation account--
13 state appropriation are provided solely for emerging projects that
14 would result in maintaining service on light-density rail lines, or
15 would result in creating new jobs in rural or depressed areas.
16 Projects selected to be funded under this section and not specifically
17 identified by the list referenced in subsection (1) of this section
18 must be approved in advance by the office of financial management.

19 (3) \$662,000 of the multimodal transportation account--federal
20 appropriation is provided solely for small scale improvements on the
21 Pacific Northwest Corridor.

22 (4) \$500,000 of the Washington fruit express account--state
23 appropriation is provided solely for leasing Washington fruit express
24 cars.

25 (5) The appropriations in this section are subject to the
26 conditions and limitations of section 501 of this act.

27 (6) \$2,000,000 of the multimodal transportation account--state
28 appropriation is to be placed in reserve status by the office of
29 financial management to be held until the department identifies the
30 location for a new transload facility at either Wenatchee or Quincy.
31 The funds are to be released upon determination of a location and
32 approval by the office of financial management.

33 (7) \$7,500,000 of the multimodal transportation account--state
34 appropriation is provided solely for an additional train set for
35 operation between Seattle and Portland, Oregon. If negotiations with
36 the state of Oregon for purchase of an existing train set fail or
37 alternative options for securing a train set does not materialize, the
38 amount provided in this subsection shall lapse.

1 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--**

2 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

3 Highway Infrastructure Account--State Appropriation \$207,000
4 Highway Infrastructure Account--Federal Appropriation . . . \$1,602,000
5 Motor Vehicle Account--State Appropriation \$46,116,000
6 Multimodal Transportation Account--State Appropriation . . \$12,760,000
7 TOTAL APPROPRIATION \$60,685,000

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

10 (1) \$17,211,000 of the motor vehicle account--state appropriation
11 and \$5,034,000 of the multimodal transportation account--state
12 appropriation are provided solely to implement the activities and
13 projects included in the transportation executive information systems
14 project list named 03HTCPL4--house transportation committee project
15 list. In order to provide the flexibility needed to manage a large
16 highway construction program with a significant amount of federal
17 funds, changes to the list may occur under the following conditions and
18 restrictions:

19 (a) Projects that have unplanned carry-forward expenditures from
20 the 2001-03 biennium may be added to the list in order to complete the
21 project following approval by the office of financial management;

22 (b) Projects that were completed in the 2001-03 biennium and do not
23 require expenditure in the 2003-05 biennium may be removed from the
24 list following approval by the office of financial management;

25 (c) If planned construction of a project is unavoidably delayed,
26 the department may advance construction of a similar project provided
27 that funding has been identified to complete both projects following
28 approval by the office of financial management; and

29 (d) In the event of an emergency, the department is allowed to add
30 emergency projects to the list and delay currently funded projects in
31 order to fund the emergency projects following approval by the office
32 of financial management.

33 The department will provide every calendar quarter to the house
34 transportation committee and the senate highway and transportation
35 committee a report detailing any changes to the project list and the
36 reasons for the change.

37 (2) To manage some projects more efficiently, federal funds may be
38 transferred from program Z to programs I and P and state funds shall be

1 transferred from programs I and P to program Z to replace those federal
2 funds in a dollar-for-dollar match. Fund transfers authorized under
3 this subsection shall not affect project prioritization status.
4 Appropriations shall initially be allotted as appropriated in this act.
5 The department may not transfer funds as authorized under this
6 subsection without approval of the transportation commission and the
7 director of financial management. The department shall submit a report
8 on those projects receiving fund transfers to the transportation
9 committees of the senate and house of representatives by December 1,
10 2004.

11 (3) \$8,486,000 of the motor vehicle account--state appropriation is
12 reappropriated and provided for local freight mobility improvement
13 projects.

14 (4) The motor vehicle--state appropriation includes \$20,452,000 in
15 unexpended proceeds from bond sales authorized by RCW 47.10.843.

16 (5) \$7,576,000 of the multimodal transportation account--state
17 appropriation is reappropriated and provided solely to fund the first
18 phase of a multiphase cooperative project with the state of Oregon to
19 dredge the Columbia River. The department shall not expend the
20 appropriation in this section unless agreement on ocean disposal sites
21 has been reached that protects the state's commercial crab fishery.
22 The amount provided in this subsection shall lapse unless the state of
23 Oregon appropriates a dollar-for-dollar match to fund its share of the
24 project.

25 (6) \$1,156,000 of the motor vehicle account--state appropriation is
26 reappropriated and provided solely for additional small city pavement
27 preservation program grants, to be administered by the department's
28 highways and local programs division. The department shall review all
29 projects receiving grant awards under this program at least
30 semiannually to determine whether the projects are making satisfactory
31 progress. Any project that has been awarded small city pavement
32 preservation program grant funds, but does not report activity on the
33 project within one year of grant award, should be reviewed by the
34 department to determine whether the grant should be terminated. The
35 department must promptly close out grants when projects have been
36 completed, and identify where unused grant funds remain because actual
37 project costs were lower than estimated in the grant award. The
38 department shall expeditiously extend new grant awards to qualified

1 projects when funds become available either because grant awards have
2 been rescinded for lack of sufficient project activity or because
3 completed projects returned excess grant funds upon project closeout.

4 (7) \$4,010,000 of the motor vehicle account--state appropriation is
5 reappropriated and provided solely for additional traffic and
6 pedestrian safety improvements near schools. The highways and local
7 programs division within the department of transportation shall
8 administer this program. The department shall review all projects
9 receiving grant awards under this program at least semiannually to
10 determine whether the projects are making satisfactory progress. Any
11 project that has been awarded traffic and pedestrian safety improvement
12 grant funds, but does not report activity on the project within one
13 year of grant award should be reviewed by the department to determine
14 whether the grant should be terminated. The department must promptly
15 close out grants when projects have been completed, and identify where
16 unused grant funds remain because actual project costs were lower than
17 estimated in the grant award. The department shall expeditiously
18 extend new grant awards to qualified projects when funds become
19 available either because grant awards have been rescinded for lack of
20 sufficient project activity or because completed projects returned
21 excess grant funds upon project closeout.

22 (8) The motor vehicle account--state appropriation includes
23 \$12,000,000 in proceeds from the sale of bonds authorized by House Bill
24 No. 2232. The transportation commission may authorize the use of
25 current revenues available to the department of transportation in lieu
26 of bond proceeds for any part of the state appropriation.

27 **TRANSFERS AND DISTRIBUTIONS**

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

32 Highway Bond Retirement Account Appropriation	\$263,647,000
33 Ferry Bond Retirement Account Appropriation	\$43,340,000
34 Transportation Improvement Board Bond Retirement	
35 Account--State Appropriation	\$36,721,000

1 Motor Vehicle Account--State Appropriation \$4,247,000
 2 Special Category C Account--State Appropriation \$440,000
 3 Transportation Improvement Account--State
 4 Appropriation \$240,000
 5 TOTAL APPROPRIATION \$348,635,000

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

9 Motor Vehicle Account--State Appropriation \$360,000
 10 Special Category C Account Appropriation \$92,000
 11 Transportation Improvement Account--State
 12 Appropriation \$5,000
 13 TOTAL APPROPRIATION \$457,000

14 NEW SECTION. **Sec. 403. FOR THE STATE TREASURER--BOND RETIREMENT**
 15 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
 16 **MVFT BONDS AND TRANSFERS**

17 (1) Motor Vehicle Account--State Appropriation:
 18 For transfer to the Tacoma Narrows toll bridge
 19 account \$567,000,000

20 The department of transportation is authorized to sell up to
 21 \$567,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
 22 Narrows bridge project. Proceeds from the sale of the bonds shall be
 23 deposited into the motor vehicle account. The department of
 24 transportation shall inform the treasurer of the amount to be
 25 deposited.

26 (2) Motor Vehicle Account--State Appropriation:
 27 For transfer to the Puget Sound capital construction
 28 account \$45,000,000

29 The department of transportation is authorized to sell up to
 30 \$45,000,000 in bonds authorized by RCW 47.10.843 for vessel and
 31 terminal acquisition, major and minor improvements, and long lead-time
 32 materials acquisition for the Washington state ferries.

33 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**

1 **FOR DISTRIBUTION**

2 (1) Motor Vehicle Account--State Appropriation for
3 motor vehicle fuel tax distributions to
4 cities and counties \$441,359,000

5 (2) Motor Vehicle Account--State Appropriation:
6 For license permit and fee distributions to cities
7 and counties \$51,652,000

8 (3) Multimodal Account--State Appropriation for distributions to
9 transit agencies \$12,000,000

10 For assistance in providing special needs transportation.
11 \$6,000,000 is to be distributed quarterly in fiscal year 2004, starting
12 September 30 and \$6,000,000 is to be distributed quarterly in fiscal
13 year 2005, starting September 30. Distributions shall be prorated
14 based on the amount expended demand response service and route deviated
15 service in calendar year 2001 as reported in the "Summary of Public
16 Transportation-2001" published by the department of transportation. No
17 transit agency may receive more than thirty percent of these
18 distributions in any fiscal year. The amount over thirty percent will
19 be prorated to the remaining transit agencies based on the above demand
20 response service and route deviated service expenditures. The
21 department of transportation shall notify the state treasurer of the
22 amounts to be distributed to each transit agency.

23 (4) Multimodal Account--State Appropriation for distributions to
24 qualifying transit agencies \$10,000,000

25 Provided to implement sales tax equalization as required by House
26 Bill No. 2229. If House Bill No. 2229 is not enacted into law the
27 amount provided for distribution in this subsection shall lapse. The
28 department of revenue will notify the state treasurer of the amounts
29 and agencies to receive the distribution.

30 NEW SECTION. **Sec. 405. FOR THE STATE TREASURER--TRANSFERS**

31 (1) State Patrol Highway Account--State
32 Appropriation: For transfer to the Motor
33 Vehicle Account \$20,000,000

34 (2) Motor Vehicle Account--State
35 Appropriation: For motor vehicle fuel tax
36 refunds and transfers \$465,152,000

1 (3) Highway Safety Account--State
2 Appropriation: For transfer to the multimodal
3 transportation account--state \$10,000,000

4 The state treasurer shall perform the transfers from the state
5 patrol highway account and the highway safety account to the motor
6 vehicle account on a quarterly basis.

7 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF TRANSPORTATION--**
8 **TRANSFERS**

9 (1) Motor Vehicle Fund--State Appropriation:
10 For transfer to Puget Sound Ferry Operations
11 Account \$19,757,000

12 (2) RV Account--State Appropriation:
13 For transfer to the Motor Vehicle Fund--State \$1,954,000

14 (3) Motor Vehicle Fund--State Appropriation:
15 For transfer to Puget Sound Capital Construction
16 Account \$84,000,000

17 (4) Multimodal Account--State Appropriation:
18 For transfer to Puget Sound Ferry Operations Account . . . \$5,400,000

19 (5) Multimodal Account--State Appropriation:
20 For transfer to Puget Sound Capital Construction
21 Account \$13,300,000

22 (6) Puget Sound Ferry Operations Account--State Appropriation:
23 For transfer to Puget Sound Capital Construction
24 Account \$21,000,000

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

27 (a) The department of transportation shall only transfer funds in
28 subsections (2), (3), and (5) of this section up to the level provided,
29 on an as-needed basis.

30 (b) The department of transportation shall transfer funds in
31 subsection (6) of this section up to the amount identified, provided
32 that a minimum balance of \$5,000,000 is retained in the Puget Sound
33 ferry operations account.

34 (c) The amount identified in subsection (6) of this section may not
35 include any revenues collected as passenger fares.

1 NEW SECTION. **Sec. 407. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**
 2 **TRANSFERS**
 3 State Patrol Highway Account: For transfer to the
 4 department of retirement systems expense account:
 5 For the administrative expenses of the judicial
 6 retirement system \$223,304

7 NEW SECTION. **Sec. 408. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**
 8 **CONTRIBUTIONS TO RETIREMENT SYSTEMS AND EMPLOYEE HEALTH BENEFITS**
 9 Pilotage Account--State Appropriation \$1,000
 10 Aeronautics Account--State Appropriation \$12,000
 11 State Patrol Highway Account--State Appropriation \$2,823,000
 12 State Patrol Highway Account--Federal Appropriation \$47,000
 13 State Patrol Highway Account--Local Appropriation \$12,000
 14 Motorcycle Safety Education Account--State
 15 Appropriation \$2,000
 16 Rural Arterial Trust Account--State Appropriation \$4,000
 17 Highway Safety Account--State Appropriation \$891,000
 18 Highway Safety Account--Federal Appropriation \$19,000
 19 Motor Vehicle Account--State Appropriation \$3,919,000
 20 Puget Sound Ferry Operations Account--State
 21 Appropriation \$2,211,000
 22 Urban Arterial Trust Account--State Appropriation \$6,000
 23 Transportation Improvement Account--State
 24 Appropriation \$6,000
 25 County Arterial Preservation Account--State
 26 Appropriation \$5,000
 27 Department of Licensing Services Account--State
 28 Appropriation \$2,000
 29 TOTAL APPROPRIATION \$9,960,000

30 NEW SECTION. **Sec. 409. STATUTORY APPROPRIATIONS.**
 31 In addition to the amounts appropriated in this act for revenue for
 32 distribution, state contributions to the law enforcement officers' and
 33 fire fighters' retirement system, and bond retirement and interest
 34 including ongoing bond registration and transfer charges, transfers,
 35 interest on registered warrants, and certificates of indebtedness,

1 there is also appropriated such further amounts as may be required or
2 available for these purposes under any statutory formula or under any
3 proper bond covenant made under law.

4 NEW SECTION. **Sec. 410.** The department of transportation is
5 authorized to undertake federal advance construction projects under the
6 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
7 meeting approved highway construction and preservation objectives. The
8 legislature recognizes that the use of state funds may be required to
9 temporarily fund expenditures of the federal appropriations for the
10 highway construction and preservation programs for federal advance
11 construction projects prior to conversion to federal funding.

12 **PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS**

13 NEW SECTION. **Sec. 501.** The department of transportation shall
14 maximize the use of state, federal, and local funds to implement the
15 provisions of this act. Appropriations shall initially be allotted as
16 appropriated by this act. Subsequent allotment modifications shall not
17 permit moneys that are provided solely for a specified purpose to be
18 used for other than that specified purpose. After approval by the
19 director of the office of financial management and unless specifically
20 prohibited by this act, the department may transfer appropriations
21 between the motor vehicle account--state, motor vehicle account--
22 federal, and motor vehicle account--private/local appropriations and
23 between the multimodal transportation account--state, multimodal
24 transportation account--federal, and multimodal account--local
25 appropriations. However, the department shall not expend more than the
26 total amount appropriated for both these accounts.

27 **2001-03 BIENNIUM**

28 **TRANSPORTATION AGENCIES**

29 **Sec. 1201.** 2002 c 359 s 205 (uncodified) is amended to read as
30 follows:

1 **FOR THE LEGISLATIVE TRANSPORTATION COMMITTEE**

2 Motor Vehicle Account--State Appropriation \$3,596,000

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

6 (1) \$2,823,000 of the motor vehicle account--state appropriation is
7 provided for the operation of the house of representatives
8 transportation committee.

9 (2) To the extent possible, this appropriation shall utilize funds
10 allocated under RCW 46.68.110(2).

11 (3) To the extent possible, this appropriation shall utilize funds
12 allocated under RCW 46.68.120(3).

13 (4) The house of representatives transportation committee shall
14 conduct a study of the use of motorized scooters. The study shall, at
15 a minimum, identify and analyze the safety issues associated with use
16 of motorized scooters, including use by children, commuters, and the
17 disabled. House of representatives transportation committee cochairs
18 shall each appoint one member from their respective caucus to serve as
19 cochair of the study group. The chair of the senate transportation
20 committee may also appoint two members from the senate transportation
21 committee, one from each caucus, to participate in the study. The
22 study shall be staffed by house of representatives transportation
23 committee staff. The study group shall report back to the house of
24 representatives transportation committee by January 1, 2002.

25 ((+4)) (5) The house of representatives transportation committee
26 shall conduct a study of the effect of the weight of fire-fighting
27 apparatus on state roadways. The study shall determine, at a minimum,
28 the various types of fire-fighting apparatus currently in use on state
29 roadways; the size, weight and load effect of fire-fighting apparatus
30 that are currently in use or that potentially could be in use on the
31 state roadways, as well as on state bridges; and the effect on public
32 safety. The study may examine state and federal laws that affect fire-
33 fighting apparatuses. House of representatives transportation
34 committee cochairs shall each appoint one member from their respective
35 caucus to serve as cochair of the study group. The study shall be
36 staffed by house of representatives transportation committee staff.
37 The study group will report back to the house of representatives
38 transportation committee by January 1, 2002.

1 ~~((5))~~ (6) The legislative transportation committee shall conduct
2 a feasibility study of potential for economic partnerships between the
3 Washington state ferries and local government entities, including but
4 not limited to port districts. The study is intended to improve ferry
5 terminals. The study shall, at a minimum, identify the market,
6 physical, and economic factors that should be examined in determining
7 whether an economic or commercial development partnership project on or
8 around Washington state ferry terminals is likely to produce revenue
9 for the partners. The study shall apply those factors to an analysis
10 of each terminal used by Washington state ferries and recommend whether
11 further exploration of state and local partnerships would be of
12 potential economic benefit to the partners. The entity selected to
13 perform the study through the request for proposals process will report
14 back to the transportation committees of the legislature by December 1,
15 2001.

16 ~~((6))~~ (7) The legislative transportation committee, in
17 cooperation with an areawide transportation system or systems, shall
18 undertake an evaluation of providing locally sponsored transit services
19 in a local community supplemental to those services provided by an
20 areawide system. The evaluation shall address:

- 21 (a) The costs and benefits of providing such services;
22 (b) The impact of such service on ridership on the areawide system
23 and on any regional systems;
24 (c) Funding options for supplemental services; and
25 (d) Institutional arrangements affecting the institution of
26 supplemental services.

27 The committee shall work with the department of transportation,
28 areawide transit providers, community officials, private businesses,
29 labor organizations, and others as appropriate in conducting the
30 evaluation, and in developing a pilot project if feasible. The
31 committee shall also conduct a study of local transit systems with the
32 purpose of making recommendations to make local transit services more
33 seamless and efficient. The committee shall provide an interim
34 progress report to the legislature by January 2002. The committee
35 shall report its findings to the legislature not later than December 1,
36 2002.

37 ~~((7))~~ (8) The legislative transportation committee shall
38 undertake an evaluation of the statutory exemptions for transportation

1 taxes, including but not limited to motor vehicle fuel taxes. The
2 committee shall report its findings to the legislature by December 1,
3 2003.

4 ~~((+8))~~ (9) The legislative transportation committee will convene
5 a working group to review the costs, processes, and other
6 considerations relating to special vehicle license plates. The working
7 group will also review special license plate tabs and emblems. The
8 committee will report its findings to the legislature by December 1,
9 2002.

10 ~~((+9))~~ (10) The legislative transportation committee shall form a
11 working group to evaluate the feasibility of developing an alternative
12 corridor to Interstate 5 and Interstate 405 to expedite the movement of
13 commerce between the Canadian border, the central Puget Sound region,
14 the south Puget Sound region, and more southerly areas. The corridor
15 would run from approximately the Canadian border in the north to
16 approximately Lewis county in the south. This alternative corridor
17 analysis shall address truck, rail, pipeline, and other utility needs
18 for the corridor, to determine the feasibility of financing and
19 constructing such a corridor, taking into consideration: (a)
20 Anticipated present and future freight demand as well as freight
21 traffic relief for existing state highway and rail routes; (b) the
22 potential for carrying general purpose traffic to provide relief for
23 other state highway routes; (c) a cost-benefit analysis detailing
24 various funding possibilities, including federal funds and the use of
25 charges and tolls to fund construction and operation of the corridor as
26 a utility corridor and a toll facility; (d) an analysis detailing
27 possible right of way locations, including but not limited to property
28 donations, trades, or credits between or among the public and private
29 sector; and (e) possible private sector, local, or other partnerships
30 that may be used to fund the project. The working group shall report
31 its findings to the full committee by December 15, 2002.

32 **Sec. 1202.** 2002 c 359 s 207 (uncodified) is amended to read as
33 follows:

34 **FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU**
35 State Patrol Highway Account--
36 State Appropriation (~~(\$164,147,000)~~)
37 \$163,540,000

1	State Patrol Highway Account--	
2	Federal Appropriation	((\$7,278,000))
3		<u>\$7,544,000</u>
4	State Patrol Highway Account--	
5	Private/Local Appropriation	((\$169,000))
6		<u>\$282,000</u>
7	TOTAL APPROPRIATION	((\$171,594,000))
8		<u>\$171,366,000</u>

9 The appropriations in this section are subject to the following
10 conditions and limitations and specified amounts are provided solely
11 for the activities of the field operations bureau:

12 (1) As a result of the elimination of the vehicle inspection number
13 (VIN) program, no permanent Washington state patrol employee shall be
14 displaced from employment without the opportunity to fill a vacant
15 patrol position for which he or she has a preference and meets the
16 minimum qualifications. For the purpose of the VIN program
17 elimination, the guidelines under chapter 356-26 WAC (Registers-
18 Certifications) shall be suspended for those employees holding the
19 classification of VIN 1 or 2.

20 (2) To the extent possible, the agency shall transfer displaced VIN
21 personnel into the 20 newly created school bus inspection and motor
22 carrier safety assistance program positions. The agency shall fill
23 existing vacant positions within the commercial vehicle division with
24 displaced VIN personnel. The agency shall report by December 31, 2001,
25 to the senate and house of representatives transportation committees on
26 efforts to relocate displaced VIN personnel.

27 **Sec. 1203.** 2002 c 359 s 208 (uncodified) is amended to read as
28 follows:

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

30	Multimodal Transportation Account--State	
31	Appropriation	\$5,247,000
32	State Patrol Highway Account--	
33	State Appropriation	((\$71,736,000))
34		<u>\$71,230,000</u>
35	State Patrol Highway Account--	
36	Private/Local Appropriation	\$735,000
37	TOTAL APPROPRIATION	((\$77,718,000))

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for the activities of the support services bureau:

(1) \$67,000 of the state patrol highway account--state appropriation is provided solely for the patrol to work jointly with the department of transportation, the military department, and the department of natural resources, in coordination with the state interoperability executive committee, on the development and implementation of a secure geographical information system database to illustrate locations and specifications of statewide radio and microwave towers

(2) \$5,247,000 of the multimodal transportation account--state appropriation and \$2,299,000 of the state patrol highway account--state appropriation is a one time funding of general fund activities. The general fund will resume funding these activities beginning in the 2003-05 biennium.

(3) The Washington state patrol shall review the policy of allowing commissioned uniformed officers to use personally assigned vehicles for commuting purposes. This provision applies to every Washington state patrol officer except the chief and any officer that requires use of a vehicle for work performed throughout the day. The agency shall submit to the house of representatives and senate transportation committees by December 1, 2002, a list of officers that use vehicles for commuting purposes and any revisions to the vehicle use policy resulting from the review required under this subsection.

Sec. 1204. 2002 c 359 s 210 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES

Marine Fuel Tax Refund Account--State	
Appropriation	\$3,000
Motorcycle Safety Education Account--	
State Appropriation	\$88,000
Wildlife Account--State Appropriation	\$81,000
Highway Safety Account--State Appropriation	(\$7,724,000)
	<u>\$7,740,000</u>
Highway Safety Account--Federal Appropriation	\$55,000

1 Motor Vehicle Account--State Appropriation (~~(\$4,400,000)~~)
2 \$4,403,000
3 Licensing Services Account--State
4 Appropriation \$173,000
5 TOTAL APPROPRIATION (~~(\$12,524,000)~~)
6 \$12,543,000

7 The appropriations in this section are subject to the following
8 conditions and limitations and specified amounts are provided solely
9 for the activities referenced:

10 (1) \$6,000 of the motor vehicle account--state appropriation is
11 provided solely for the implementation of Senate Bill No. 5354 in the
12 form passed by the legislature. If Senate Bill No. 5354 is not enacted
13 in the form passed by the legislature the amount provided in this
14 subsection shall lapse.

15 (2) \$14,000 of the motor vehicle account--state appropriation and
16 \$3,000 of the highway safety account--state appropriation are provided
17 solely for the implementation of Senate Bill No. 6814 in the form
18 passed by the legislature. If Senate Bill No. 6814 is not enacted in
19 the form passed by the legislature the amounts provided in this
20 subsection shall lapse.

21 (3) \$26,000 of the motor vehicle account--state appropriation and
22 \$1,000 of the highway safety account--state appropriation are provided
23 solely for the implementation of Senate Bill No. 6748 in the form
24 passed by the legislature. If Senate Bill No. 6748 is not enacted in
25 the form passed by the legislature the amount provided in this
26 subsection shall lapse.

27 (4) \$2,000 of the motor vehicle account--state appropriation and
28 \$4,000 of the highway safety account--state appropriation is provided
29 solely for the implementation of Senate Bill No. 5626 in the form
30 passed by the legislature. If Senate Bill No. 5626 is not enacted in
31 the form passed by the legislature the amount provided in this
32 subsection shall lapse.

33 (5) \$11,000 of the highway safety account--state appropriation is
34 provided solely for the implementation of Senate Bill No. 6461 in the
35 form passed by the legislature. If Senate Bill No. 6461 is not enacted
36 in the form passed by the legislature the amount provided in this
37 subsection shall lapse.

1 **Sec. 1205.** 2002 c 359 s 211 (uncodified) is amended to read as
2 follows:

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

4	Marine Fuel Tax Refund Account--State	
5	Appropriation	\$2,000
6	Motorcycle Safety Education Account--	
7	State Appropriation	\$13,000
8	Wildlife Account--State Appropriation	\$34,000
9	Highway Safety Account--State Appropriation	(\$5,735,000)
10		<u>\$5,742,000</u>
11	Highway Safety Account--Federal Appropriation	\$31,000
12	Motor Vehicle Account--State Appropriation	\$3,695,000
13	Licensing Services Account--State	
14	Appropriation	\$213,000
15	TOTAL APPROPRIATION	(\$9,723,000)
16		<u>\$9,730,000</u>

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

19 (1) The department of licensing shall report to the legislative
20 transportation committees on the progress of the expanded internet
21 service no later than December 15, 2002.

22 (2) \$4,000 of the motor vehicle account--state appropriation is
23 provided solely for the implementation of Senate Bill No. 5354 in the
24 form passed by the legislature. If Senate Bill No. 5354 is not enacted
25 in the form passed by the legislature the amount provided in this
26 subsection shall lapse.

27 (3) \$4,000 of the motor vehicle account--state appropriation and
28 \$2,000 of the highway safety account--state appropriation are provided
29 solely for the implementation of Senate Bill No. 6814 in the form
30 passed by the legislature. If Senate Bill No. 6814 is not enacted in
31 the form passed by the legislature the amounts provided in this
32 subsection shall lapse.

33 (4) \$19,000 of the motor vehicle account--state appropriation and
34 \$1,000 of the highway safety account--state appropriation are provided
35 solely for the implementation of Senate Bill No. 6748 in the form
36 passed by the legislature. If Senate Bill No. 6748 is not enacted in
37 the form passed by the legislature the amounts provided in this
38 subsection shall lapse.

1 (5) \$1,000 of the motor vehicle account--state appropriation and
2 \$3,000 of the highway safety account--state appropriation are provided
3 solely for the implementation of Senate Bill No. 5626 in the form
4 passed by the legislature. If Senate Bill No. 5626 is not enacted in
5 the form passed by the legislature the amount provided in this
6 subsection shall lapse.

7 (6) \$8,000 of the highway safety account--state appropriation is
8 provided solely for the implementation of Senate Bill No. 6461 in the
9 form passed by the legislature. If Senate Bill No. 6461 is not enacted
10 in the form passed by the legislature the amount provided in this
11 subsection shall lapse.

12 **Sec. 1206.** 2002 c 359 s 212 (uncodified) is amended to read as
13 follows:

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

15 Marine Fuel Tax Refund Account--

16 State Appropriation	\$26,000
17 Wildlife Account--State Appropriation	\$578,000
18 Motor Vehicle Account--State Appropriation	(\$58,191,000)
19	<u>\$58,479,000</u>

20 Licensing Services Account--State

21 Appropriation	\$4,240,000
22 TOTAL APPROPRIATION	(\$63,035,000)
23	<u>\$63,323,000</u>

24 The appropriations in this section are subject to the following
25 conditions and limitations and specified amounts are provided solely
26 for the activities referenced:

27 (1) \$82,000 of the motor vehicle account--state appropriation is
28 provided solely for the implementation of Senate Bill No. 6814 in the
29 form passed by the legislature. If Senate Bill No. 6814 is not enacted
30 in the form passed by the legislature the amount provided in this
31 subsection shall lapse.

32 (2) \$376,000 of the motor vehicle account--state appropriation is
33 provided solely for the implementation of Senate Bill No. 6748 in the
34 form passed by the legislature. If Senate Bill No. 6748 is not enacted
35 in the form passed by the legislature the amount provided in this
36 subsection shall lapse.

1 (3) \$77,000 of the motor vehicle account--state appropriation is
2 provided solely for the implementation of Senate Bill No. 5354 in the
3 form passed by the legislature. If Senate Bill No. 5354 is not enacted
4 in the form passed by the legislature the amount provided in this
5 subsection shall lapse.

6 (4) The department shall work cooperatively with the national guard
7 to develop and make available a national guard sticker which may be
8 affixed to a license plate. The stickers shall be available upon
9 application. The department shall charge a fee for the stickers
10 sufficient to defray the costs of production.

11 (5) The department shall work cooperatively with the Washington
12 state council of fire fighters to develop and make available a fire
13 fighter sticker which may be affixed to a license plate. The stickers
14 shall be available upon application to members of the international
15 association of fire fighters. The department shall charge a fee for
16 the stickers sufficient to defray the costs of production.

17 (6) \$22,000 of the motor vehicle account--state appropriation is
18 provided solely for the implementation of Senate Bill No. 5626 in the
19 form passed by the legislature. If Senate Bill No. 5626 is not enacted
20 in the form passed by the legislature the amount provided in this
21 subsection shall lapse.

22 **Sec. 1207.** 2002 c 359 s 213 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES**

25 Motorcycle Safety Education Account--

26 State Appropriation	\$2,573,000
27 Highway Safety Account--State Appropriation	(\$82,175,000)
28	<u>\$82,662,000</u>
29 Highway Safety Account--Federal Appropriation	\$788,000
30 TOTAL APPROPRIATION	(\$85,536,000)
31	<u>\$86,023,000</u>

32 The appropriations in this section are subject to the following
33 conditions and limitations:

34 (1) The department of licensing shall prepare a capital project
35 plan adopting a process for using certificates of participation to
36 purchase licensing services offices if the combined principle and

1 interest payments are the same or less than existing or future leases
2 on comparable facilities.

3 (2) \$21,000 of the highway safety fund--state appropriation is
4 provided solely for the implementation of Senate Bill No. 6748 in the
5 form passed by the legislature. If Senate Bill No. 6748 is not enacted
6 in the form passed by the legislature the amount provided in this
7 subsection shall lapse.

8 (3) \$36,000 of the highway safety fund--state appropriation is
9 provided solely for the implementation of Senate Bill No. 6814 in the
10 form passed by the legislature. If Senate Bill No. 6814 is not enacted
11 in the form passed by the legislature the amount provided in this
12 subsection shall lapse.

13 (4) \$162,000 of the highway safety account--state appropriation is
14 provided solely for the implementation of Senate Bill No. 6461 in the
15 form passed by the legislature. If Senate Bill No. 6461 is not enacted
16 in the form passed by the legislature the amount provided in this
17 subsection shall lapse.

18 (5) \$56,000 of the highway safety account--state appropriation is
19 provided solely for the implementation of Senate Bill No. 5626 in the
20 form passed by the legislature. If Senate Bill No. 5626 is not enacted
21 in the form passed by the legislature the amount provided in this
22 subsection shall lapse.

23 **Sec. 1208.** 2002 c 359 s 215 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F**

26 Aeronautics Account--State Appropriation	((\$5,349,000))
27	<u>\$4,967,000</u>
28 Aircraft Search and Rescue Safety and	
29 Education Account--State Appropriation	\$160,000
30 TOTAL APPROPRIATION	((\$5,509,000))
31	<u>\$5,127,000</u>

32 **Sec. 1209.** 2002 c 359 s 223 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
35 **PROGRAM U**

1 Payments in this section represent charges from other state
2 agencies to the department of transportation.

3 (1) FOR PAYMENT OF WASHINGTON STATE FERRIES TORT LIABILITY AND
4 SETTLEMENTS

5 Motor Vehicle Account--State Appropriation \$5,626,000

6 ((+1)) (2) FOR PAYMENT OF DEPARTMENT OF GENERAL ADMINISTRATION
7 OFFICE OF RISK MANAGEMENT FEES

8 Motor Vehicle Account--State Appropriation \$464,000

9 Puget Sound Ferry Operations--State
10 Appropriation \$154,000

11 ((+2)) (3) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR

12 Motor Vehicle Account--State Appropriation \$713,000

13 ((+3)) (4) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL
14 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES

15 Motor Vehicle Account--State Appropriation \$4,047,000

16 ((+4)) (5) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL

17 Motor Vehicle Account--State Appropriation \$2,237,000

18 ((+5)) (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
19 ADMINISTRATION

20 Motor Vehicle Account--State Appropriation \$28,755,000

21 Motor Vehicle Fund--Puget Sound Ferry Operations Account--
22 State Appropriation \$4,204,000

23 The office of risk management shall evaluate the risk pool premium
24 assessments to ensure that proper tracking, measuring, and reporting
25 methods have been utilized to ensure funding equity has been
26 maintained. "Funding equity" includes but is not limited to
27 demonstrating that premiums assessed to the department of
28 transportation will, over time, not exceed claims paid in order to
29 ensure that premiums paid by the department of transportation are not
30 unconstitutionally expended for nonhighway purposes. The office of
31 risk management shall make a full report of its findings to the
32 legislature no later than January 15, 2002.

33 (6) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS
34 ENTERPRISES

35 Motor Vehicle Account--State Appropriation \$251,000

36 (7) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
37 PROJECTS SURCHARGE

38 Motor Vehicle Account--State Appropriation \$1,547,000

1 (8) FOR ARCHIVES AND RECORDS MANAGEMENT
2 Motor Vehicle Account--State Appropriation \$457,000
3 TOTAL APPROPRIATION (~~(\$42,829,000)~~)
4 \$48,455,000

5 **Sec. 1210.** 2002 c 359 s 226 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**
8 Puget Sound Ferry Operations Account--State
9 Appropriation (~~(\$311,312,000)~~)
10 \$312,612,000

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

14 (1) The appropriation is based on the budgeted expenditure of
15 \$35,159,000 for vessel operating fuel in the 2001-2003 biennium. If
16 the actual cost of fuel is less than this budgeted amount, the excess
17 amount may not be expended. If the actual cost exceeds this amount,
18 the department shall request a supplemental appropriation.

19 (2) The appropriation provides for the compensation of ferry
20 employees. The expenditures for compensation paid to ferry employees
21 during the 2001-2003 biennium may not exceed \$207,065,000 plus a dollar
22 amount, as prescribed by the office of financial management, that is
23 equal to any insurance benefit increase granted general government
24 employees in excess of \$432.82 a month annualized per eligible marine
25 employee multiplied by the number of eligible marine employees for the
26 respective fiscal year, a dollar amount as prescribed by the office of
27 financial management for costs associated with pension amortization
28 charges, and a dollar amount prescribed by the office of financial
29 management for salary increases during the 2001-2003 biennium. For the
30 purposes of this section, the expenditures for compensation paid to
31 ferry employees shall be limited to salaries and wages and employee
32 benefits as defined in the office of financial management's policies,
33 regulations, and procedures named under objects of expenditure "A" and
34 "B" (7.2.6.2).

35 The prescribed salary and insurance benefit increase or decrease
36 dollar amount that shall be allocated from the governor's compensation
37 appropriations is in addition to the appropriation contained in this

1 section and may be used to increase or decrease compensation costs,
2 effective July 1, 2001, and thereafter, as established in the 2001-2003
3 general fund operating budget.

4 (3) The department shall issue a request for information from
5 entities interested in purchasing advertising on board Washington state
6 ferry vessels. The department shall evaluate the proposals and report
7 back to the legislature's transportation committees in January 2002
8 regarding the potential for revenue from different types of
9 advertising.

10 (4) The department may enter into contracts with private vendors to
11 sell ferry tickets and medium at locations other than Washington state
12 ferry terminals or facilities.

13 (a) The department may enter into the contracts only (i) with
14 private vendors that are already established businesses offering goods
15 for sale to the general public; and (ii) if it determines that the
16 vendor's established location has the potential to serve a significant
17 percentage of the customers using a particular ferry route.

18 (b) The department may adopt necessary rules and procedures to
19 allow the use of credit and debit cards to purchase ferry tickets or
20 medium from a private vendor who has contracted with the department to
21 sell ferry tickets or medium. The department may establish a
22 convenience fee to be paid by all persons purchasing ferry tickets and
23 medium at locations other than Washington state ferry terminals or
24 facilities. The convenience fee must be sufficient to offset the
25 charges imposed on the department by the credit and debit card
26 companies. In no event may the use of credit or debit cards authorized
27 by this section create a loss of revenue to the state. The use of a
28 personal credit card does not rely upon the credit of the state as
29 prohibited by Article VIII, section 5 of the state Constitution.

30 (5) The legislature recognizes the value of a regional fare
31 collection system to promote intermodal travel throughout Washington
32 state ferries' Puget Sound service area and therefore encourages the
33 department to resume participation in the regional fare coordination
34 project (smart card). The department shall develop a request for
35 funding of the on-going operating costs associated with the regional
36 fare coordination project and shall present this request to the 2003
37 legislature. The request for funding shall be sufficient to support a
38 system that prevents the disclosure of personally identifying

1 information of persons who use a smart card to facilitate payment of
2 ferry fares. The requested system may facilitate the disclosure of
3 aggregate information on fare collection to governmental agencies or
4 groups concerned with public transportation or public safety as long as
5 the data does not contain any personally identifying information. The
6 requested system shall not prevent the release of personally
7 identifying information to law enforcement agencies when required by a
8 subpoena.

9 **TRANSPORTATION AGENCIES CAPITAL FACILITIES**

10 **Sec. 1301.** 2001 2nd sp.s. c 14 s 303 (uncodified) is amended to
11 read as follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**
13 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

14 Motor Vehicle Account--State Appropriation (~~(\$13,046,000)~~)
15 \$12,371,000

16 **TRANSFERS AND DISTRIBUTIONS**

17 **Sec. 1401.** 2002 c 359 s 401 (uncodified) is amended to read as
18 follows:

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

22 Highway Bond Retirement Account Appropriation (~~(\$208,206,000)~~)
23 \$196,524,000

24 Ferry Bond Retirement Account Appropriation \$52,473,000

25 Transportation Improvement Board Bond Retirement
26 Account--State Appropriation (~~(\$40,856,000)~~)
27 \$38,088,000

28 Motor Vehicle Account--State Appropriation (~~(\$4,588,000)~~)
29 \$1,473,000

30 Special Category C Account--State Appropriation (~~(\$631,000)~~)
31 \$114,000

32 Transportation Improvement Account--State

1 Appropriation ((\$340,000))
 2 \$76,000
 3 TOTAL APPROPRIATION ((\$307,094,000))
 4 \$288,748,000

5 **Sec. 1402.** 2002 c 359 s 402 (uncodified) is amended to read as
 6 follows:

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

10 Motor Vehicle Account--State Appropriation ((\$459,000))
 11 \$201,000
 12 Special Category C Account Appropriation ((\$41,000))
 13 \$17,000
 14 Transportation Improvement Account--State
 15 Appropriation \$34,000
 16 TOTAL APPROPRIATION ((\$534,000))
 17 \$252,000

18 **Sec. 1403.** 2002 c 359 s 403 (uncodified) is amended to read as
 19 follows:

20 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**

21 Motor Vehicle Account Appropriation for
 22 motor vehicle fuel tax distributions to
 23 cities and counties ((\$428,981,000))
 24 \$425,501,000

25 Motor Vehicle Account Appropriation for
 26 motor vehicle license, permit, and fee distributions
 27 to cities and counties \$56,304,000

28 **Sec. 1404.** 2002 c 359 s 404 (uncodified) is amended to read as
 29 follows:

30 **FOR THE STATE TREASURER--TRANSFERS**

31 (1) RV Account--State Appropriation:
 32 For transfer to the Motor Vehicle Fund--State ((\$1,344,000))
 33 \$542,000

34 The department of transportation shall only transfer funds provided
 35 under this subsection (~~((1) of this section~~)) on an as-needed basis.

1 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
2 **BOND REGISTRATION AND TRANSFER CHARGES: FOR MVFT BONDS AND TRANSFERS**

3 Motor Vehicle Account--State Appropriation: For
4 transfer to the Tacoma Narrows toll bridge
5 account \$800,000,000

6 The department of transportation is authorized to sell up to
7 \$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
8 Narrows bridge project. Proceeds from the sale of the bonds shall be
9 deposited into the motor vehicle account. The department of
10 transportation shall inform the treasurer of the amount to be
11 deposited.

12 **PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS**

13 NEW SECTION. **Sec. 1501.** If any provision of this act or its
14 application to any person or circumstance is held invalid, the
15 remainder of the act or the application of the provision to other
16 persons or circumstances is not affected.

17 NEW SECTION. **Sec. 1502.** This act is necessary for the immediate
18 preservation of the public peace, health, or safety, or support of the
19 state government and its existing public institutions, and takes effect
20 immediately.

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