

SENATE BILL 6215

State of Washington 58th Legislature 2004 Regular Session

By Senators Horn, Haugen and Swecker; by request of Governor Locke

Read first time 01/14/2004. Referred to Committee on Highways & Transportation.

1 AN ACT Relating to transportation funding and appropriations;
2 amending 2003 c 360 ss 102, 202, 203, 204, 206, 207, 208, 209, 210,
3 214, 215, 216, 217, 219, 220, 221, 222, 223, 224, 225, 227, 301, 305,
4 308, 310, 401, 402, 403, 404, 405, 406, and 407 (uncodified); adding
5 new sections to 2003 c 360 (uncodified); repealing 2003 1st sp.s. c 26
6 ss 506, 507, and 508 (uncodified); repealing 2003 c 360 ss 211, 212,
7 213, 306, 307, and 309 (uncodified); and declaring an emergency.

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

9 GENERAL GOVERNMENT AGENCIES--OPERATING

10 Sec. 101. 2003 c 360 s 102 (uncodified) is amended to read as
11 follows:

12 FOR THE MARINE EMPLOYEES COMMISSION

13 Puget Sound Ferry Operations Account--State

14 Appropriation . . . . . ((\$352,000))
15 \$362,000

16 NEW SECTION. Sec. 102. A new section is added to 2003 c 360
17 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--INITIATIVE MEASURE NO. 776**

2 **COSTS**

3	Motor Vehicle Account--State Appropriation . . . . .	\$1,200,000
4	Motor Vehicle Account--Local Appropriation . . . . .	\$2,100,000
5	TOTAL APPROPRIATION . . . . .	\$3,300,000

6 The appropriations in this section are subject to the following  
7 conditions and limitations: The motor vehicle account--state  
8 appropriation is provided solely for the administrative costs  
9 associated with refunds resulting from *Pierce County et al. v. State of*  
10 *Washington et al.* (Supreme Court Case No. 73607-3), upholding the  
11 Initiative Measure No. 776 reduction of gross vehicle weight fees.

12 **TRANSPORTATION AGENCIES--OPERATING**

13 **Sec. 201.** 2003 c 360 s 202 (uncodified) is amended to read as  
14 follows:

15 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

16	Rural Arterial Trust Account--State Appropriation . . . . .	\$769,000
17	Motor Vehicle Account--State Appropriation . . . . .	<del>(( \$1,927,000 ))</del>
18		<u>\$1,936,000</u>
19	County Arterial Preservation Account--State Appropriation . .	\$719,000
20	TOTAL APPROPRIATION . . . . .	<del>(( \$3,415,000 ))</del>
21		<u>\$3,424,000</u>

22 **Sec. 202.** 2003 c 360 s 203 (uncodified) is amended to read as  
23 follows:

24 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

25	Urban Arterial Trust Account--State Appropriation . . .	<del>(( \$1,611,000 ))</del>
26		<u>\$1,614,000</u>
27	Transportation Improvement Account--State Appropriation	<del>(( \$1,620,000 ))</del>
28		<u>\$1,623,000</u>
29	TOTAL APPROPRIATION . . . . .	<del>(( \$3,231,000 ))</del>
30		<u>\$3,237,000</u>

31 **Sec. 203.** 2003 c 360 s 204 (uncodified) is amended to read as  
32 follows:

1 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

2 Pilotage Account--State Appropriation . . . . . ((~~\$272,000~~))  
3 \$278,000

4 **Sec. 204.** 2003 c 360 s 206 (uncodified) is amended to read as  
5 follows:

6 **FOR THE TRANSPORTATION COMMISSION**

7 Motor Vehicle Account--State Appropriation . . . . . ((~~\$807,000~~))  
8 \$814,000

9 **Sec. 205.** 2003 c 360 s 207 (uncodified) is amended to read as  
10 follows:

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

12 Motor Vehicle Account--State Appropriation . . . . . ((~~\$616,000~~))  
13 \$625,000

14 **Sec. 206.** 2003 c 360 s 208 (uncodified) is amended to read as  
15 follows:

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

17 State Patrol Highway Account--State Appropriation . . ((~~\$171,269,000~~))  
18 \$172,802,000

19 State Patrol Highway Account--Federal Appropriation . . ((~~\$6,167,000~~))  
20 \$6,957,000

21 State Patrol Highway Account--Private/Local Appropriation . . \$175,000

22 Highway Safety Fund--State Appropriation . . . . . \$223,000

23 TOTAL APPROPRIATION . . . . . ((~~\$177,611,000~~))  
24 \$180,157,000

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

27 (1) Washington state patrol officers engaged in off-duty uniformed  
28 employment providing traffic control services to the department of  
29 transportation or other state agencies are authorized to use state  
30 patrol vehicles for the purposes of that employment, subject to  
31 guidelines adopted by the chief of the Washington state patrol. The  
32 Washington state patrol shall be reimbursed for the use of the vehicle  
33 at the prevailing state employee rate for mileage and hours of usage,  
34 subject to guidelines developed by the chief of the Washington state  
35 patrol. The patrol shall report to the house of representatives and

1 senate transportation committees by December 31, 2004, on the use of  
2 agency vehicles by officers engaging in the off-duty employment  
3 specified in this subsection. The report shall include an analysis  
4 that compares cost reimbursement and cost-impacts, including increased  
5 vehicle mileage, maintenance costs, and indirect impacts, associated  
6 with the private use of patrol vehicles.

7 (2) \$2,075,000 of the state patrol highway account--state  
8 appropriation in this section is provided solely for the addition of  
9 thirteen troopers to those permanently assigned to vessel and terminal  
10 security. The Washington state patrol shall continue to provide the  
11 enhanced services levels established after September 11, 2001.

12 (3) In addition to the user fees, the patrol shall transfer into  
13 the state patrol nonappropriated airplane revolving account created  
14 under section 1501 of this act, no more than the amount of appropriated  
15 state patrol highway account and general fund funding necessary to  
16 cover the costs for the patrol's use of the aircraft. The state patrol  
17 highway account and general fund--state funds shall be transferred  
18 proportionately in accordance with a cost allocation that  
19 differentiates between highway traffic enforcement services and general  
20 policing purposes.

21 (4) The patrol shall not account for or record locally provided DUI  
22 cost reimbursement payments as expenditure credits to the state patrol  
23 highway account. The patrol shall report the amount of expected  
24 locally provided DUI cost reimbursements to the transportation  
25 committees of the senate and house of representatives by December 31 of  
26 each year.

27 **Sec. 207.** 2003 c 360 s 209 (uncodified) is amended to read as  
28 follows:

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

30 State Patrol Highway Account--State Appropriation . . .	(( <del>\$69,993,000</del> ))
31	<u>\$71,113,000</u>
32 State Patrol Highway Account--Private/Local Appropriation .	\$1,290,000
33 <u>Highway Safety Fund--State Appropriation . . . . .</u>	<u>\$42,000</u>
34 TOTAL APPROPRIATION . . . . .	(( <del>\$71,283,000</del> ))
35	<u>\$72,445,000</u>

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

1 (1) Under the direction of the legislative auditor, the patrol  
 2 shall update the pursuit vehicle life-cycle cost model developed in the  
 3 1998 Washington state patrol performance audit (JLARC Report 99-4).  
 4 The patrol shall utilize the updated model as a basis for determining  
 5 maintenance and other cost impacts resulting from the increase to  
 6 pursuit vehicle mileage above 110 thousand miles in the 2003-05  
 7 biennium. The patrol shall submit a report, that includes identified  
 8 cost impacts, to the transportation committees of the senate and house  
 9 of representatives by December 31, 2003.

10 (2) The Washington state patrol shall assign two full-time  
 11 detectives to work solely to investigate incidents of identity fraud,  
 12 drivers' license fraud, and identity theft. The detectives shall work  
 13 cooperatively with the department of licensing's driver's special  
 14 investigation unit.

15 **Sec. 208.** 2003 c 360 s 210 (uncodified) is amended to read as  
 16 follows:

17 **FOR THE DEPARTMENT OF LICENSING(~~(--MANAGEMENT AND SUPPORT SERVICES)~~)**

18	Marine Fuel Tax Refund Account--State Appropriation . . . . .	(( <del>\$7,000</del> ))
19		<u>\$65,000</u>
20	Motorcycle Safety Education Account--State Appropriation . . . . .	(( <del>\$85,000</del> ))
21		<u>\$2,810,000</u>
22	Wildlife Account--State Appropriation . . . . .	(( <del>\$77,000</del> ))
23		<u>\$723,000</u>
24	Highway Safety Account--State Appropriation . . . . .	(( <del>\$8,286,000</del> ))
25		<u>\$106,258,000</u>
26	<u>Highway Safety Account--Federal Appropriation . . . . .</u>	<u>\$324,000</u>
27	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$4,623,000</del> ))
28		<u>\$68,220,000</u>
29	<u>Motor Vehicle Account--Federal Appropriation . . . . .</u>	<u>\$600,000</u>
30	<u>Motor Vehicle Account--Private/Local Appropriation . . . . .</u>	<u>\$1,372,000</u>
31	DOL Services Account--State Appropriation . . . . .	(( <del>\$107,000</del> ))
32		<u>\$4,336,000</u>
33	TOTAL APPROPRIATION . . . . .	(( <del>\$13,185,000</del> ))
34		<u>\$184,708,000</u>

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

1 (1) The department shall submit a report to the transportation  
2 committees of the legislature detailing the progress made in  
3 transitioning off of the Unisys system by December 1, 2003, and each  
4 December 1 thereafter.

5 (2) \$144,000 of the motor vehicle account--state appropriation is  
6 provided solely for the implementation of Substitute Senate Bill No.  
7 5435 or Engrossed Substitute House Bill No. 1592.

8 (3) If Engrossed Senate Bill No. 6063 is not enacted by June 30,  
9 2003, \$1,100,000 of the motor vehicle account--state appropriation  
10 shall lapse.

11 (4) \$81,000 of the DOL services account--state appropriation is  
12 provided solely for the implementation of Substitute House Bill No.  
13 1036.

14 (5) \$178,000 of the highway safety account--state appropriation is  
15 provided solely for two temporary collision processing FTEs to  
16 eliminate the backlog of collision reports. The department shall  
17 report, informally, to the house of representatives and senate  
18 transportation committees quarterly, beginning October 1, 2003, on the  
19 progress made in eliminating the backlog.

20 NEW SECTION. Sec. 209. 2003 c 360 s 211 (uncodified), 2003 c 360  
21 s 212 (uncodified), and 2003 c 360 s 213 (uncodified) are repealed.

22 **Sec. 210.** 2003 c 360 s 214 (uncodified) is amended to read as  
23 follows:

24 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
25 **C**

26	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$58,661,000</del> ))
27		<u>\$58,091,000</u>
28	Motor Vehicle Account--Federal Appropriation . . . . .	\$5,163,000
29	Puget Sound Ferry Operations Account--State	
30	Appropriation . . . . .	(( <del>\$6,583,000</del> ))
31		<u>\$6,383,000</u>
32	Multimodal Transportation Account--State Appropriation . . .	\$363,000
33	TOTAL APPROPRIATION . . . . .	(( <del>\$70,770,000</del> ))
34		<u>\$70,000,000</u>

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

1 (1) \$715,000 of the motor vehicle account--state appropriation is  
2 provided solely to retain an external consultant to provide an  
3 assessment of the department's review of current major information  
4 technology systems and planning for system and application  
5 modernization. The legislative transportation committee shall approve  
6 the statement of work before the consultant is hired. The consultant  
7 shall also work with the department to prepare an application  
8 modernization strategy and preliminary project plan.

9 The department and the consultant shall work with the office of  
10 financial management and the department of information services to  
11 ensure that (a) the department's current and future system development  
12 is consistent with the overall direction of other key state systems;  
13 and (b) when possible, common statewide information systems are used or  
14 developed to encourage coordination and integration of information used  
15 by the department and other state agencies and to avoid duplication.  
16 The department shall provide a report on its proposed application  
17 modernization plan to the transportation committees of the legislature  
18 by June 30, 2004.

19 (2)(a) \$2,963,000 of the motor vehicle account--state appropriation  
20 and \$2,963,000 of the motor vehicle account--federal appropriation are  
21 provided solely for implementation of a new revenue collection system,  
22 including the integration of the regional fare coordination system  
23 (smart card), at the Washington state ferries. By December 1st of each  
24 year, an annual update must be provided to the legislative  
25 transportation committee concerning the status of implementing and  
26 completing this project.

27 (b) (~~(\$400,000)~~) \$200,000 of the Puget Sound ferry operation  
28 account--state appropriation is provided solely for implementation of  
29 the smart card program. (~~(\$200,000 of)~~) This amount must be held in  
30 allotment reserve until a smart card report is delivered to the  
31 legislative transportation committee indicating that an agreement on  
32 which technology will be used throughout the state of Washington for  
33 the smart card program has been reached among smart card participants.

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

1 47.60.140. The department shall submit a report regarding the survey  
2 to the appropriate legislative committees by December 1, 2004.

3 **Sec. 211.** 2003 c 360 s 215 (uncodified) is amended to read as  
4 follows:

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

7 Motor Vehicle Account--State Appropriation . . . . . ((~~\$31,048,000~~))  
8 \$31,068,000

9 **Sec. 212.** 2003 c 360 s 216 (uncodified) is amended to read as  
10 follows:

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

12 Aeronautics Account--State Appropriation . . . . . ((~~\$5,107,000~~))  
13 \$5,355,000

14 Aeronautics Account--Federal Appropriation . . . . . ((~~\$650,000~~))  
15 \$2,150,000

16 Aircraft Search and Rescue Safety and Education  
17 Account--State Appropriation . . . . . ((~~\$282,000~~))  
18 \$160,000

19 TOTAL APPROPRIATION . . . . . ((~~\$6,039,000~~))  
20 \$7,665,000

21 The appropriations in this section are subject to the following  
22 conditions and limitations: ((~~\$1,381,000~~)) \$1,129,000 of the  
23 aeronautics account--state appropriation is provided solely for  
24 additional preservation grants to airports. ((~~\$122,000 of the aircraft~~  
25 ~~search and rescue safety and education account--state appropriation is~~  
26 ~~provided for additional search and rescue and safety and education~~  
27 ~~activities.~~)) If Senate Bill No. 6056 is not enacted by June 30, 2003,  
28 the amount((~~s~~)) provided shall lapse.

29 **Sec. 213.** 2003 c 360 s 217 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
32 **SUPPORT--PROGRAM H**

33 Motor Vehicle Account--State Appropriation . . . . . ((~~\$49,010,000~~))  
34 \$49,056,000

35 Motor Vehicle Account--Federal Appropriation . . . . . \$400,000



1 TOTAL APPROPRIATION . . . . . ((~~\$49,410,000~~))  
2 \$49,456,000

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

5 (1) \$14,310,000 of the motor vehicle account--state appropriation  
6 is provided solely for the staffing, activities, and overhead of the  
7 department's environmental affairs office. This funding is provided in  
8 lieu of funding provided in sections 305 and 306 of this act.

9 (2) \$3,100,000 of the motor vehicle account--state appropriation is  
10 provided solely for the staffing and activities of the transportation  
11 permit efficiency and accountability committee.

12 (3) \$300,000 of the motor vehicle account--state appropriation is  
13 provided to the department in accordance with RCW 46.68.110(2) and  
14 46.68.120(3) and shall be used by the department solely for the  
15 purposes of providing contract services to the association of  
16 Washington cities and Washington state association of counties to  
17 implement section 2(3)(c), (5), and (6), chapter 8 (ESB 5279), Laws of  
18 2003 for activities of the transportation permit efficiency and  
19 accountability committee.

20 **Sec. 214.** 2003 c 360 s 219 (uncodified) is amended to read as  
21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M**  
23 Motor Vehicle Account--State Appropriation . . . . . ((~~\$283,350,000~~))  
24 \$283,672,000  
25 Motor Vehicle Account--Federal Appropriation . . . . . \$1,426,000  
26 Motor Vehicle Account--Private/Local Appropriation . . . . . \$4,253,000  
27 TOTAL APPROPRIATION . . . . . ((~~\$289,029,000~~))  
28 \$289,351,000

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

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

36 (2) The department shall request an unanticipated receipt for any  
37 federal moneys received for emergency snow and ice removal and shall

1 place an equal amount of the motor vehicle account--state into  
2 unallotted status. This exchange shall not affect the amount of  
3 funding available for snow and ice removal.

4 (3) The department shall request an unanticipated receipt for any  
5 private or local funds received for reimbursements of third party  
6 damages that are in excess of the motor vehicle account--private/local  
7 appropriation.

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

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

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

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

19 (d) Evaluating, analyzing, and potentially redistributing resources  
20 within and among regions to provide greater consistency in delivering  
21 the program statewide and in achieving overall level of service  
22 targets.

23 **Sec. 215.** 2003 c 360 s 220 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
26 **OPERATING**

27	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$38,869,000</del> ))
28		<u>\$38,924,000</u>
29	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$125,000
30	TOTAL APPROPRIATION . . . . .	(( <del>\$38,994,000</del> ))
31		<u>\$39,049,000</u>

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

34 (1) A maximum of \$8,800,000 of the motor vehicle account--state  
35 appropriation may be expended for the incident response program,  
36 including the service patrols. The department and the Washington state  
37 patrol shall continue to consult and coordinate with private sector

1 partners, such as towing companies, media, auto, insurance and trucking  
2 associations, and the legislative transportation committees to ensure  
3 that limited state resources are used most effectively. No funds shall  
4 be used to purchase tow trucks.

5 (2) \$4,400,000 of the motor vehicle account--state appropriation is  
6 provided solely for low-cost enhancements. The department shall give  
7 priority to low-cost enhancement projects that improve safety or  
8 provide congestion relief. The department shall prioritize low-cost  
9 enhancement projects on a statewide rather than regional basis.

10 (3) At a frequency determined by the department, the interstate-5  
11 variable message signs shall display a message advising slower traffic  
12 to keep right.

13 **Sec. 216.** 2003 c 360 s 221 (uncodified) is amended to read as  
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**  
16 **SUPPORT--PROGRAM S**

17	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$24,852,000</del> ))
18		<u>\$24,888,000</u>
19	Motor Vehicle Account--Federal Appropriation . . . . .	\$636,000
20	Puget Sound Ferry Operations Account--State Appropriation .	\$1,093,000
21	Multimodal Transportation Account--State Appropriation . . .	\$973,000
22	TOTAL APPROPRIATION . . . . .	(( <del>\$27,554,000</del> ))
23		<u>\$27,590,000</u>

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

26 (1) \$627,000 of the motor vehicle account--state appropriation is  
27 provided solely for the implementation of Substitute Senate Bill No.  
28 5248. If Substitute Senate Bill No. 5248 is not enacted by June 30,  
29 2003, the amount provided in this subsection shall lapse. The agency  
30 may transfer between programs funds provided in this subsection.

31 (2) The department shall transfer at no cost to the Washington  
32 state patrol the title to the Walla Walla colocation facility.

33 **Sec. 217.** 2003 c 360 s 222 (uncodified) is amended to read as  
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**

1 **AND RESEARCH--PROGRAM T**

2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$30,064,000</del> ))
3		<u>\$30,105,000</u>
4	Motor Vehicle Account--Federal Appropriation . . . . .	\$14,814,000
5	Multimodal Transportation Account--State Appropriation . .	\$1,021,000
6	Multimodal Transportation Account--Federal Appropriation .	\$2,000,000
7	TOTAL APPROPRIATION . . . . .	(( <del>\$47,899,000</del> ))
8		<u>\$47,940,000</u>

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

11 (1) \$3,800,000 of the motor vehicle account--state appropriation is  
12 provided solely for a study of regional congestion relief solutions for  
13 Puget Sound, Spokane, and Vancouver. The study must include proposals  
14 to alleviate congestion consistent with population and land use  
15 expectations under the growth management act, and must include  
16 measurement of all modes of transportation.

17 (2) \$2,000,000 of the motor vehicle account--state appropriation is  
18 provided solely for additional assistance to support regional  
19 transportation planning organizations and long-range transportation  
20 planning efforts.

21 (3) \$3,000,000 of the motor vehicle account--state appropriation is  
22 provided solely for the costs of the regional transportation investment  
23 district (RTID) election and department of transportation project  
24 oversight. These funds are provided as a loan to the RTID and shall be  
25 repaid to the state motor vehicle account within one year following the  
26 certification of the election results related to the RTID.

27 (4) \$650,000 of the motor vehicle account--state appropriation is  
28 provided to the department in accordance with RCW 46.68.110(2) and  
29 46.68.120(3) and shall be used by the department to support the  
30 processing and analysis of the backlog of city and county collision  
31 reports.

32 (5) The department shall contribute to the report required in  
33 section 208(1) of this act in the form of an analysis of the cost  
34 impacts incurred by the department as the result of the policy  
35 implemented in section 208(1) of this act. The analysis shall contrast  
36 overtime costs charged by the patrol prior to July 1, 2003, with  
37 contract costs for similar services after July 1, 2003.

1 (6) \$60,000 of the distribution under RCW 46.68.110(2) and  
2 46.68.120(3) is provided solely to the department for the Washington  
3 strategic freight transportation analysis.

4 **Sec. 218.** 2003 c 360 s 223 (uncodified) is amended to read as  
5 follows:

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

8 Motor Vehicle Account--State Appropriation . . . . . (~~(\$61,082,000)~~)  
9 \$60,561,000

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

12 (1) \$50,799,000 of the motor vehicle fund--state appropriation is  
13 provided solely for the liabilities attributable to the department of  
14 transportation. The office of financial management must provide a  
15 detailed accounting of the revenues and expenditures of the self-  
16 insurance fund to the transportation committees of the legislature on  
17 December 31st and June 30th of each year.

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

20 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT  
21 DIVISION OF RISK MANAGEMENT FEES . . . . . (~~(\$989,000)~~)  
22 \$848,000

23 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE  
24 AUDITOR . . . . . (~~(\$823,000)~~)  
25 \$819,000

26 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL  
27 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED  
28 MAIL SERVICES . . . . . (~~(\$3,850,000)~~)  
29 \$2,673,000

30 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF  
31 PERSONNEL . . . . . (~~(\$2,252,000)~~)  
32 \$2,786,000

33 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS  
34 AND ADMINISTRATION . . . . . \$50,799,000

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

37 (g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . . (~~(\$523,000)~~)

\$538,000

(h) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY

AND WOMEN'S BUSINESS ENTERPRISES . . . . . \$252,000

**Sec. 219.** 2003 c 360 s 224 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM V**

Multimodal Transportation Account--State Appropriation . . \$46,457,000

Multimodal Transportation Account--Federal Appropriation . \$2,574,000

Multimodal Transportation Account--Private/Local

Appropriation . . . . . \$155,000

TOTAL APPROPRIATION . . . . . \$49,186,000

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

(1) \$4,000,000 of the multimodal transportation account--state appropriation is provided solely for a grant program for nonprofit providers of transportation for persons with special transportation needs. \$14,000,000 of the multimodal transportation account--state appropriation is provided solely for a grant program for transit agencies to transport persons with special transportation needs. Moneys shall be to provide additional service only and may not be used to supplant current funding. Grants shall only be used by nonprofit providers and transit agencies for capital and operating costs directly associated with adding additional service. Grants for nonprofit providers shall be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided. Grants for transit agencies shall be prorated based on the amount expended for demand response service and route deviated service in calendar year 2001 as reported in the "Summary of Public Transportation - 2001" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions.

(2) \$1,500,000 of the multimodal transportation account--state appropriation is provided solely for grants to implement section 9 of Engrossed Substitute House Bill No. 2228.

(3) Funds are provided for the rural mobility grant program as follows:

1 (a) \$6,000,000 of the multimodal transportation account--state  
2 appropriation is provided solely for grants for those transit systems  
3 serving small cities and rural areas as identified in the Summary of  
4 Public Transportation - 2001 published by the department of  
5 transportation. Noncompetitive grants must be distributed to the  
6 transit systems serving small cities and rural areas in a manner  
7 similar to past disparity equalization programs.

8 (b) \$4,000,000 of the multimodal transportation account--state  
9 appropriation is provided solely to providers of rural mobility service  
10 in areas not served or underserved by transit agencies through a  
11 competitive grant process.

12 (4) \$4,000,000 of the multimodal transportation account--state  
13 appropriation is provided solely for a vanpool grant program for public  
14 transit agencies. The grant program will cover capital costs only; no  
15 operating costs are eligible for funding under this grant program.  
16 Only grants that add vanpools are eligible, no supplanting of transit  
17 funds currently funding vanpools is allowed. Additional criteria for  
18 selecting grants will include leveraging funds other than state funds.

19 (5) \$3,000,000 of the multimodal transportation account--state  
20 appropriation is provided to the city of Seattle for the Seattle  
21 streetcar project on South Lake Union.

22 (6) Benton county has reached a statutory population threshold that  
23 now requires its development and participation in commute trip  
24 reduction programs and planning. Within existing appropriation levels,  
25 the department of transportation is directed to make available \$100,000  
26 to support Benton county in the development of its commute trip  
27 reduction program and planning. In addition, the transportation demand  
28 management office should provide technical assistance and resources  
29 appropriate to assist Benton county in this regard.

30 **Sec. 220.** 2003 c 360 s 225 (uncodified) is amended to read as  
31 follows:

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

33 Puget Sound Ferry Operations Account--State

34	Appropriation . . . . .	(( \$309,580,000 ))
35		<u>\$311,506,000</u>
36	Multimodal Transportation Account--State Appropriation . .	\$5,120,000
37	TOTAL APPROPRIATION . . . . .	(( \$314,700,000 ))

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

(1) The appropriation is based on the budgeted expenditure of (~~(\$34,701,000)~~) \$35,348,000 for vessel operating fuel in the 2003-2005 biennium. If the actual cost of fuel is less than this budgeted amount, the excess amount may not be expended. If the actual cost exceeds this amount, the department shall request a supplemental appropriation.

(2) The appropriation provides for the compensation of ferry employees. The expenditures for compensation paid to ferry employees during the 2003-2005 biennium may not exceed \$207,757,000 plus a dollar amount, as prescribed by the office of financial management, that is equal to any insurance benefit increase granted general government employees in excess of (~~(\$495.30)~~) \$504.89 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2004 and (~~(\$567.67)~~) \$583.79 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2005, a dollar amount as prescribed by the office of financial management for costs associated with pension amortization charges, and a dollar amount prescribed by the office of financial management for salary increases during the 2003-2005 biennium. For the purposes of this section, the expenditures for compensation paid to ferry employees shall be limited to salaries and wages and employee benefits as defined in the office of financial management's policies, regulations, and procedures named under objects of expenditure "A" and "B" (7.2.6.2).

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

(3) \$4,234,000 of the multimodal transportation account--state appropriation and \$800,000 of the Puget Sound ferry operations account--state appropriation are provided solely for operating costs associated with the Vashon to Seattle passenger-only ferry. The Washington state ferries will develop a plan to increase passenger-only



1 farebox recovery to at least forty percent by July 1, 2003, with an  
2 additional goal of eighty percent, through increased fares, lower  
3 operation costs, and other cost-saving measures as appropriate. In  
4 order to implement the plan, ferry system management is authorized to  
5 negotiate changes in work hours (requirements for split shift work),  
6 but only with respect to operating passenger-only ferry service, to be  
7 included in a collective bargaining agreement in effect during the  
8 2003-05 biennium that differs from provisions regarding work hours in  
9 the prior collective bargaining agreement. The department must report  
10 to the transportation committees of the legislature by December 1,  
11 2003.

12 (4) \$866,000 of the multimodal transportation account--state  
13 appropriation and \$200,000 of the Puget Sound ferry operations  
14 account--state appropriation are provided solely for operating costs  
15 associated with the Bremerton to Seattle passenger-only ferry service  
16 for thirteen weeks.

17 (5) The department shall study the potential for private or public  
18 partners, including but not limited to King county, to provide  
19 passenger-only ferry service from Vashon to Seattle. The department  
20 shall report to the legislative transportation committees by December  
21 31, 2003.

22 (6) The Washington state ferries shall continue to provide service  
23 to Sidney, British Columbia.

24 (7) When augmenting the existing ferry fleet, the department of  
25 transportation ferry capital program shall explore cost-effective  
26 options to include the leasing of ferries from private-sector  
27 organizations.

28 (8) The Washington state ferries shall work with the department of  
29 general administration, office of state procurement to improve the  
30 existing fuel procurement process and solicit, identify, and evaluate,  
31 purchasing alternatives to reduce the overall cost of fuel and mitigate  
32 the impact of market fluctuations and pressure on both short- and long-  
33 term fuel costs. Consideration shall include, but not be limited to,  
34 long-term fuel contracts, partnering with other public entities, and  
35 possibilities for fuel storage in evaluating strategies and options.  
36 The department shall report back to the transportation committees of  
37 the legislature by December 1, 2003, on the options, strategies, and  
38 recommendations for managing fuel purchases and costs.

1 (9) The department must provide a separate accounting of passenger-  
2 only ferry service costs and auto ferry service costs, and must provide  
3 periodic reporting to the legislature on the financial status of both  
4 passenger-only and auto ferry service in Washington state.

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

12 (11) The Washington state ferries shall evaluate the benefits and  
13 costs of selling the depreciation rights to ferries purchased by the  
14 state in the future through sale and lease-back agreements, as  
15 permitted under RCW 47.60.010. The department is authorized to issue  
16 a request for proposal to solicit proposals from potential buyers. The  
17 department must report to the transportation committees of the  
18 legislature by December 1, 2004, on the options, strategies, and  
19 recommendations for sale/lease-back agreements on existing ferry boats  
20 as well as future ferry boat purchases.

21 **Sec. 221.** 2003 c 360 s 227 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
24 **OPERATING**

25	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$7,057,000</del> ))
26		<u>\$7,067,000</u>
27	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,569,000
28	TOTAL APPROPRIATION . . . . .	(( <del>\$9,626,000</del> ))
29		<u>\$9,636,000</u>

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

32 (1) Up to \$75,000 of the total appropriation is provided in  
33 accordance with RCW 46.68.110(2) and 46.68.120(3) to fund the state's  
34 share of the 2004 Washington marine cargo forecast study. Public port  
35 districts, acting through their association, must provide funding to  
36 cover the remaining cost of the forecast.

1 (2) \$300,000 of the motor vehicle account--state appropriation is  
2 provided in accordance with RCW 46.68.110(2) and 46.68.120(3) solely to  
3 fund a study of the threats posed by flooding to the state and other  
4 infrastructure near the Interstate 5 crossing of the Skagit River.  
5 This funding is contingent on the receipt of federal matching funds.

6 **TRANSPORTATION AGENCIES--CAPITAL**

7 **Sec. 301.** 2003 c 360 s 301 (uncodified) is amended to read as  
8 follows:

9 **FOR THE WASHINGTON STATE PATROL**

10 State Patrol Highway Account--State Appropriation . . . (~~(\$2,205,000)~~)  
11 \$2,705,000

12 The appropriation in this section is subject to the following  
13 conditions and limitations: \$625,000 of the state patrol highway  
14 account appropriation is provided solely for the patrol's share of the  
15 Shelton area water and sewer regional plan. However, this amount is  
16 contingent on general fund--state funding of the Washington corrections  
17 center's portion of the Shelton area water and sewer regional plan. If  
18 general fund--state funding is not provided, the amount provided in  
19 this subsection shall lapse.

20 **Sec. 302.** 2003 c 360 s 305 (uncodified) is amended to read as  
21 follows:

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

23 Transportation 2003 Account (Nickel Account)--State  
24 Appropriation . . . . . \$565,300,000  
25 Transportation 2003 Account (Nickel Account)--Federal  
26 Appropriation . . . . . \$950,000  
27 Transportation 2003 Account (Nickel Account)--Local  
28 Appropriation . . . . . \$3,434,000  
29 Motor Vehicle Account--State Appropriation . . . . . (~~(\$157,374,000)~~)  
30 \$156,705,000  
31 Motor Vehicle Account--Federal Appropriation . . . . . \$192,940,000  
32 Motor Vehicle Account--Local Appropriation . . . . . \$13,258,000  
33 Special Category C Account--State Appropriation . . . . . \$50,279,000  
34 Tacoma Narrows Toll Bridge Account Appropriation . . . . . (~~(\$613,300,000)~~)

1 \$603,992,000  
2 TOTAL APPROPRIATION . . . . . (~~(\$1,596,835,000)~~)  
3 \$1,586,858,000

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

6 (1) (~~(\$157,374,000)~~) \$156,705,000 of the motor vehicle account--  
7 state appropriation, \$192,940,000 of the motor vehicle account--federal  
8 appropriation, \$13,258,000 of the motor vehicle account--local  
9 appropriation, and \$50,279,000 of the special category C account--state  
10 appropriation are provided solely to implement the activities and  
11 projects included in the Legislative 2003 Transportation Project List  
12 - Current Law report as transmitted to LEAP on April 27, 2003.

13 (2) The motor vehicle account--state appropriation includes  
14 (~~(\$78,000,000)~~) \$93,615,000 in proceeds from the sale of bonds  
15 authorized by RCW 47.10.843. The transportation commission may  
16 authorize the use of current revenues available to the department of  
17 transportation in lieu of bond proceeds for any part of the state  
18 appropriation. The motor vehicle account--state appropriation includes  
19 (~~(\$18,038,000)~~) \$17,380,000 in unexpended proceeds from bond sales  
20 authorized in RCW 47.10.843 for mobility and economic initiative  
21 improvement projects.

22 (3) The Tacoma Narrows toll bridge account--state appropriation  
23 includes \$567,000,000 in proceeds from the sale of bonds authorized by  
24 RCW 47.10.843. The Tacoma Narrows toll bridge account--state  
25 appropriation includes (~~(\$46,300,000)~~) \$36,992,000 in unexpended  
26 proceeds from the January 2003 bond sale authorized in RCW 47.10.843  
27 for the Tacoma Narrows bridge project.

28 (4) The special category C account--state appropriation includes  
29 \$44,000,000 in proceeds from the sale of bonds authorized by RCW  
30 47.10.812. The transportation commission may authorize the use of  
31 current revenues available in the special category C account in lieu of  
32 bond proceeds for any part of the state appropriation.

33 (5) The entire transportation 2003 account (nickel account)  
34 appropriation is provided solely for the projects and activities as  
35 indicated in the Legislative 2003 Transportation Project List - New Law  
36 report transmitted to LEAP on April 27, 2003.

37 (6) The (~~motor vehicle account~~) transportation 2003 account  
38 (nickel account)--state appropriation includes \$280,000,000 in proceeds

1 from the sale of bonds authorized by Senate Bill No. 6062. The  
2 transportation commission may authorize the use of current revenues  
3 available to the department of transportation in lieu of bond proceeds  
4 for any part of the state appropriation.

5 (7) \$11,000,000 of the (~~motor vehicle account~~) transportation  
6 2003 account (nickel account)--state appropriation is provided solely  
7 for the environmental impact statement on the SR 520 Evergreen floating  
8 bridge.

9 (8) \$250,000 of the transportation 2003 account (Nickel Account)--  
10 state appropriation and an equal amount from the city of Seattle are  
11 provided solely for an analysis of the impacts that an expansion of the  
12 SR 520 Evergreen floating bridge will have on the streets of North  
13 Capitol Hill, Roanoke Park, and Montlake. An advisory committee with  
14 two members each from Portage Bay/Roanoke Park Community Council,  
15 Montlake Community Council, and the North Capitol Hill community  
16 organization along with the secretary of transportation is established.  
17 The seven-member committee shall hire and oversee the contract with a  
18 transportation consulting organization to: (a) Perform an analysis of  
19 such impacts; and (b) design a traffic and circulation plan that  
20 mitigates the adverse consequences of such impacts. If the city of  
21 Seattle does not agree to provide \$250,000 by January 1, 2004, the  
22 amount provided in this subsection shall lapse.

23 (9)(a) \$500,000 of the motor vehicle account--state appropriation  
24 is provided solely for a study to provide the legislature with  
25 information regarding the feasibility of pursuing a Washington commerce  
26 corridor. The department shall retain outside experts to conduct the  
27 study. The study must include the following conditions:

28 (i) The Washington commerce corridor must be a north-south corridor  
29 starting in the vicinity of Lewis county and extending northerly to the  
30 vicinity of the Canadian border. The corridor must be situated east of  
31 state route number 405 and west of the Cascades. The corridor may  
32 include any of the following features:

- 33 (A) Ability to carry long-haul freight;
- 34 (B) Ability to provide for passenger auto travel;
- 35 (C) Freight rail;
- 36 (D) Passenger rail;
- 37 (E) Public utilities; and

1 (F) Other ancillary facilities as may be desired to maximize use of  
2 the corridor;

3 (ii) The Washington commerce corridor must be developed, financed,  
4 designed, constructed, and operated by private sector consortiums; and

5 (iii) The Washington commerce corridor must be subject to a joint  
6 permitting process involving federal, state, and local agencies with  
7 jurisdiction.

8 (b) The legislative transportation committee shall form a working  
9 group to work with the department and the outside consultant on the  
10 study.

11 (10) \$8,000,000 of the (~~motor vehicle account~~) transportation  
12 2003 account (nickel account)--state appropriation is provided for the  
13 SR 522, University of Washington-Bothell campus access project. This  
14 amount (~~will cover approximately one half of the~~) may be used for  
15 design or construction costs.

16 (11) The transportation permit efficiency and accountability  
17 committee (TPEAC) shall select from the project list under (~~this~~)  
18 subsection (5) of this section ten projects that have not yet secured  
19 state permits. TPEAC shall select projects from both urban and rural  
20 areas representing a wide variety of locations within the state. These  
21 projects shall be designated "Department of Transportation Permit  
22 Drafting Pilot Projects" and shall become a part of the work plan of  
23 TPEAC required under section 2(1)(b), chapter 8 (ESB 5279), Laws of  
24 2003.

25 (12) Of the amounts appropriated in this section and section 306 of  
26 this act, no more than \$124,000 is provided for increased project costs  
27 due to the enactment of Substitute Senate Bill No. 5457.

28 (~~(14)~~) (13) To manage some projects more efficiently, federal  
29 funds may be transferred from program Z to program I to replace those  
30 federal funds in a dollar-for-dollar match. However, funds may not be  
31 transferred between federal programs. Fund transfers authorized under  
32 this subsection shall not affect project prioritization status.  
33 Appropriations shall initially be allotted as appropriated in this act.  
34 The department shall not transfer funds as authorized under this  
35 subsection without approval of the transportation commission and the  
36 director of financial management. The department shall submit a report  
37 on those projects receiving fund transfers to the transportation

1 committees of the senate and house of representatives by December 1,  
2 2004.

3 NEW SECTION. **Sec. 303.** A new section is added to 2003 c 360  
4 (uncodified) to read as follows:

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

6	Transportation 2003 Account (Nickel Account) . . . . .	\$2,000,000
7	Motor Vehicle Account--State Appropriation . . . . .	\$186,399,000
8	Motor Vehicle Account--Federal Appropriation . . . . .	\$454,787,000
9	Motor Vehicle Account--Local Appropriation . . . . .	\$12,666,000
10	Multimodal Account--State Appropriation . . . . .	\$1,690,000
11	Puyallup Tribal Settlement Account--State Appropriation .	\$10,706,000
12	TOTAL APPROPRIATION . . . . .	\$668,248,000

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

15 (1) \$186,399,000 of the motor vehicle account--state appropriation,  
16 \$454,787,000 of the motor vehicle account--federal appropriation,  
17 \$12,666,000 of the motor vehicle account--local appropriation, and  
18 \$1,690,000 of the multimodal transportation account--state  
19 appropriation are provided solely to implement the activities and  
20 projects included in the Legislative 2003 Transportation Project List -  
21 Current Law report transmitted to LEAP on April 27, 2003.

22 (2) The motor vehicle account--state appropriation includes  
23 \$3,066,000 in proceeds from the sale of bonds authorized in RCW  
24 47.10.761 and 47.10.762 for emergency purposes. The motor vehicle  
25 account--state appropriation includes \$338,000 in unexpended proceeds  
26 from the January 2003 bond sale authorized in RCW 47.10.761 and  
27 47.10.762 for emergency purposes.

28 (3) The motor vehicle account--state appropriation includes  
29 \$77,700,000 in proceeds from the sale of bonds authorized by RCW  
30 47.10.843. The transportation commission may authorize the use of  
31 current revenues available to the department of transportation in lieu  
32 of bond proceeds for any part of the state appropriation.

33 (4) The entire transportation 2003 account (nickel account)  
34 appropriation is provided solely for the projects and activities as  
35 indicated in the Legislative 2003 Transportation Project List - New Law  
36 report transmitted to LEAP on April 27, 2003.

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

7 (6) Of the amounts appropriated in this section and section 305 of  
8 this act, no more than \$124,000 is provided for increased project costs  
9 due to the enactment of Substitute Senate Bill No. 5457.

10 (7) To manage some projects more efficiently, federal funds may be  
11 transferred from program Z to program P to replace those federal funds  
12 in a dollar-for-dollar match. However, funds may not be transferred  
13 between federal programs. Fund transfers authorized under this  
14 subsection shall not affect project prioritization status.  
15 Appropriations shall initially be allotted as appropriated in this act.  
16 The department shall not transfer funds as authorized under this  
17 subsection without approval of the transportation commission and the  
18 director of financial management. The department shall submit a report  
19 on those projects receiving fund transfers to the transportation  
20 committees of the senate and house of representatives by December 1,  
21 2004.

22 NEW SECTION. **Sec. 304.** 2003 1st sp.s. c 26 s 506 (uncodified) and  
23 2003 c 360 s 306 (uncodified) are each repealed.

24 NEW SECTION. **Sec. 305.** A new section is added to 2003 c 360  
25 (uncodified) to read as follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
27 **CAPITAL**

28 Motor Vehicle Account--State Appropriation . . . . .	\$14,688,000
29 Motor Vehicle Account--Federal Appropriation . . . . .	\$14,510,000
30 TOTAL APPROPRIATION . . . . .	\$29,198,000

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

33 (1) The amounts provided in this section are provided solely to  
34 implement the activities and projects included in the Legislative 2003  
35 Transportation Project List - Current Law report transmitted to LEAP on  
36 April 27, 2003.



1 (2) The motor vehicle account--state appropriation includes  
2 \$9,408,000 for state matching funds for federally selected competitive  
3 grant or congressional earmark projects other than the commercial  
4 vehicle information systems and network. These moneys shall be placed  
5 into reserve status until such time as federal funds are secured that  
6 require a state match.

7 NEW SECTION. Sec. 306. 2003 1st sp.s. c 26 s 507 (uncodified) and  
8 2003 c 360 s 307 (uncodified) are each repealed.

9 **Sec. 307.** 2003 c 360 s 308 (uncodified) is amended to read as  
10 follows:

11 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
12 **CONSTRUCTION--PROGRAM W**

13 Puget Sound Capital Construction Account--  
14 State Appropriation . . . . . ((~~\$129,066,000~~))  
15 \$110,451,000  
16 Puget Sound Capital Construction Account--  
17 Federal Appropriation . . . . . ((~~\$34,400,000~~))  
18 \$53,015,000  
19 Multimodal Transportation Account--State Appropriation . . \$13,381,000  
20 Transportation 2003 Account (nickel account)  
21 Appropriation . . . . . \$5,749,000  
22 TOTAL APPROPRIATION . . . . . \$182,596,000

23 The appropriations in this section are provided for improving the  
24 Washington state ferry system, including, but not limited to, vessel  
25 construction, major and minor vessel improvements, and terminal  
26 construction and improvements. The appropriations in this section are  
27 subject to the following conditions and limitations:

28 (1) The multimodal transportation account--state appropriation  
29 includes \$11,772,000 in proceeds from the sale of bonds authorized by  
30 Senate Bill No. 6062. The transportation commission may authorize the  
31 use of current revenues available to the department of transportation  
32 in lieu of bond proceeds for any part of the state appropriation.

33 (2) ((~~\$129,066,000~~)) \$110,451,000 of the Puget Sound capital  
34 construction account--state appropriation ((~~and~~ ~~\$34,400,000~~),  
35 \$53,015,000 of the Puget Sound capital construction account--federal  
36 appropriation, and \$1,609,000 of the multimodal transportation

1 account--state appropriation are provided solely for capital projects  
2 as listed in the Legislative 2003 Transportation Project List - Current  
3 Law as transmitted to the LEAP on April 27, 2003.

4 (3) (~~(\$17,521,000)~~) \$5,749,000 of the transportation 2003 account  
5 (nickel account)--state appropriation (~~(is)~~) and \$11,772,000 of the  
6 multimodal transportation account--state appropriation are provided  
7 solely for capital projects as listed in the Legislative 2003  
8 Transportation Project List - New Law as transmitted to the LEAP on  
9 April 27, 2003.

10 (4) The Puget Sound capital construction account--state  
11 appropriation includes (~~(\$45,000,000)~~) \$29,385,000 in proceeds from the  
12 sale of bonds authorized by RCW 47.10.843 for vessel and terminal  
13 acquisition, major and minor improvements, and long lead time materials  
14 acquisition for the Washington state ferries. The transportation  
15 commission may authorize the use of current revenues available to the  
16 motor vehicle account in lieu of bond proceeds for any part of the  
17 state appropriation.

18 (5) The Washington state ferries shall consult with the United  
19 States Coast Guard regarding operational and design standards required  
20 to meet Safety of Life at Sea requirements, in an effort to determine  
21 the most efficient and cost-effective vessel design that meets these  
22 requirements.

23 NEW SECTION. Sec. 308. A new section is added to 2003 c 360  
24 (uncodified) to read as follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL**

26	Essential Rail Assistance Account--State Appropriation . . .	\$770,000
27	Multimodal Transportation Account--State Appropriation . .	\$34,530,000
28	Multimodal Transportation Account--Federal Appropriation .	\$9,499,000
29	Washington Fruit Express Account--State Appropriation . . . .	\$500,000
30	TOTAL APPROPRIATION . . . . .	\$45,299,000

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

33 (1) The multimodal transportation account--state appropriation  
34 includes \$30,000,000 in proceeds from the sale of bonds authorized by  
35 Senate Bill No. 6062. The transportation commission may authorize the  
36 use of current revenues available to the department of transportation  
37 in lieu of bond proceeds for any part of the state appropriation.

1 (2) \$4,530,000 of the multimodal transportation account--state  
2 appropriation, \$9,499,000 of the multimodal transportation account--  
3 federal appropriation, \$500,000 of the Washington fruit express  
4 account--state appropriation, and \$770,000 of the essential rail  
5 assistance account--state appropriation are provided solely for capital  
6 projects as listed in the Legislative 2003 Transportation Project List  
7 - Current Law as transmitted to the LEAP on April 27, 2003.

8 (3) \$1,230,000 of the multimodal transportation account--state  
9 appropriation and \$770,000 of the essential rail assistance account--  
10 state appropriation are to be placed in reserve status by the office of  
11 financial management to be held until the department identifies the  
12 location for a new transload facility at either Wenatchee or Quincy.  
13 The funds are to be released upon determination of a location and  
14 approval by the office of financial management.

15 (4) \$30,000,000 of the multimodal transportation account--state  
16 appropriation is provided solely for capital projects as listed in the  
17 Legislative 2003 Transportation Project List - New Law as transmitted  
18 to the LEAP on April 27, 2003.

19 (5) If federal block grant funding for freight or passenger rail is  
20 received, the department shall consult with the legislative  
21 transportation committee prior to spending the funds on additional  
22 projects.

23 (6) If the department issues a call for projects, applications must  
24 be received by the department by November 1, 2003, and November 1,  
25 2004.

26 NEW SECTION. **Sec. 309.** 2003 1st sp.s. c 26 s 508 (uncodified) and  
27 2003 c 360 s 309 (uncodified) are each repealed.

28 **Sec. 310.** 2003 c 360 s 310 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
31 **CAPITAL**

32 Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
33 Highway Infrastructure Account--Federal Appropriation . . . . .	\$1,602,000
34 Motor Vehicle Account--State Appropriation . . . . .	<del>(\$28,425,000)</del>
35	<u>\$21,826,000</u>
36 <u>Motor Vehicle Account--Federal Appropriation . . . . .</u>	<u>\$1,000,000</u>

1 Multimodal Transportation Account--State Appropriation . . \$13,726,000  
2 TOTAL APPROPRIATION . . . . . ((~~\$43,960,000~~))  
3 \$38,361,000

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

6 (1) \$6,000,000 of the multimodal transportation account--state  
7 appropriation is provided solely for the projects and activities as  
8 indicated in the Legislative 2003 Transportation Project List - New Law  
9 Local Projects report transmitted to LEAP on April 27, 2003.

10 (2) (~~To manage some projects more efficiently,~~) \$1,000,000 of the  
11 motor vehicle account--federal appropriation is provided solely for  
12 managing some projects more efficiently. Federal funds may be  
13 transferred from program Z to programs I and P and state funds shall be  
14 transferred from programs I and P to program Z to replace those federal  
15 funds in a dollar-for-dollar match. However, funds may not be  
16 transferred between federal programs. Fund transfers authorized under  
17 this subsection shall not affect project prioritization status.  
18 Appropriations shall initially be allotted as appropriated in this act.  
19 The department may not transfer funds as authorized under this  
20 subsection without approval of the transportation commission. The  
21 department shall submit a report on those projects receiving fund  
22 transfers to the transportation committees of the senate and house of  
23 representatives by December 1, 2004.

24 (3) \$7,576,000 of the multimodal transportation account--state  
25 appropriation is reappropriated and provided solely to fund the first  
26 phase of a multiphase cooperative project with the state of Oregon to  
27 dredge the Columbia River. If dredge material is disposed of in the  
28 ocean, the department shall not expend the appropriation in this  
29 subsection unless agreement on ocean disposal sites has been reached  
30 that protects the state's commercial crab fishery. The amount provided  
31 in this subsection shall lapse unless the state of Oregon appropriates  
32 a dollar-for-dollar match to fund its share of the project.

33 (4) (~~(\$1,156,000)~~) \$647,000 of the motor vehicle account--state  
34 appropriation is reappropriated and provided solely for additional  
35 small city pavement preservation program grants, to be administered by  
36 the department's highways and local programs division. The department  
37 shall review all projects receiving grant awards under this program at  
38 least semiannually to determine whether the projects are making

1 satisfactory progress. Any project that has been awarded small city  
2 pavement preservation program grant funds, but does not report activity  
3 on the project within one year of grant award, should be reviewed by  
4 the department to determine whether the grant should be terminated.  
5 The department must promptly close out grants when projects have been  
6 completed, and identify where unused grant funds remain because actual  
7 project costs were lower than estimated in the grant award. The  
8 department shall expeditiously extend new grant awards to qualified  
9 projects when funds become available either because grant awards have  
10 been rescinded for lack of sufficient project activity or because  
11 completed projects returned excess grant funds upon project closeout.

12 (5) (~~(\$4,010,000)~~) \$3,156,000 of the motor vehicle account--state  
13 appropriation is reappropriated and provided solely for additional  
14 traffic and pedestrian safety improvements near schools. The highways  
15 and local programs division within the department of transportation  
16 shall administer this program. The department shall review all  
17 projects receiving grant awards under this program at least  
18 semiannually to determine whether the projects are making satisfactory  
19 progress. Any project that has been awarded traffic and pedestrian  
20 safety improvement grant funds, but does not report activity on the  
21 project within one year of grant award should be reviewed by the  
22 department to determine whether the grant should be terminated. The  
23 department must promptly close out grants when projects have been  
24 completed, and identify where unused grant funds remain because actual  
25 project costs were lower than estimated in the grant award. The  
26 department shall expeditiously extend new grant awards to qualified  
27 projects when funds become available either because grant awards have  
28 been rescinded for lack of sufficient project activity or because  
29 completed projects returned excess grant funds upon project closeout.

30 (6) The motor vehicle account--state appropriation includes  
31 (~~(\$20,452,000)~~) \$15,317,000 in unexpended proceeds from the sale of  
32 bonds authorized by RCW 47.10.843.

33 (7) The multimodal transportation account--state appropriation  
34 includes \$6,000,000 in proceeds from the sale of bonds authorized by  
35 Senate Bill No. 6062. The transportation commission may authorize the  
36 use of current revenues available to the department of transportation  
37 in lieu of bond proceeds for any part of the state appropriation.

1        NEW SECTION.    **Sec. 311.** A new section is added to 2003 c 360  
2 (uncodified) to read as follows:

3        The appropriations provided in sections 302(5), 303(4), 307(3),  
4 308(4), and 310(1) of this act are provided solely to implement the  
5 activities and projects included in the Legislative 2003 Transportation  
6 Project List - New Law report transmitted to LEAP on April 27, 2003.  
7 Changes to specific projects may be made under the following conditions  
8 and limitations:

9        (1) No projects may be removed from the 2003 Transportation Project  
10 List - New Law. Projects may be added to implement and detail the  
11 Highway Improvement Statewide Guardrail Retrofit and Statewide Bridge  
12 Rail Retrofit projects and for the Washington state ferries  
13 construction project Catch Up Preservation.

14        (2) The department of transportation may adjust the schedules of  
15 listed projects to ensure efficient project delivery, achieve necessary  
16 milestones, and take advantage of partnership or other financial  
17 opportunities that may arise. The transportation commission must  
18 approve any project schedule changes. These schedule adjustments shall  
19 not impact the overall financial plan in a way that reduces the overall  
20 amount of planned expenditures or delays any project beyond the ten-  
21 year plan.

22        (3) The department of transportation may adjust the expenditure  
23 plan of listed projects to ensure efficient project delivery, achieve  
24 necessary milestones, and take advantage of partnership or other  
25 financial opportunities that may arise. The transportation commission  
26 must approve any project expenditure plan changes. These expenditure  
27 plan adjustments shall not impact the overall financial plan in a way  
28 that reduces the overall amount of planned expenditures or delays any  
29 project beyond the ten-year plan.

30        (4) Every calendar quarter, the department of transportation will  
31 provide to the office of financial management, house of representatives  
32 transportation committee, and the senate highways and transportation  
33 committee a report detailing any changes to the project list and the  
34 reasons for the changes.

35        NEW SECTION.    **Sec. 312.** A new section is added to 2003 c 360  
36 (uncodified) to read as follows:

37        The appropriations provided in sections 302(1), 303(1), 305(1),

1 307(2), 308(2) of this act and 2003 c 360 s 304(1) are provided solely  
2 to implement the activities and projects included in the Legislative  
3 2003 Transportation Project List - Current Law report transmitted to  
4 LEAP on April 27, 2003. Changes to specific projects may be made under  
5 the following conditions and limitations:

6 (1) The department of transportation may adjust the schedules of  
7 listed projects to ensure efficient project delivery, achieve necessary  
8 milestones, and take advantage of partnership or other financial  
9 opportunities that may arise. The transportation commission must  
10 approve any project schedule changes. These schedule adjustments shall  
11 not impact the overall financial plan in a way that reduces the overall  
12 amount of planned expenditures or delays any project beyond the ten-  
13 year plan.

14 (2) The department of transportation may adjust the expenditure  
15 plan of listed projects to ensure efficient project delivery, achieve  
16 necessary milestones, and take advantage of partnership or other  
17 financial opportunities that may arise. The transportation commission  
18 must approve any project expenditure plan changes. These expenditure  
19 plan adjustments shall not impact the overall financial plan in a way  
20 that reduces the overall amount of planned expenditures or delays any  
21 project beyond the ten-year plan.

22 (3) Every calendar quarter, the department of transportation will  
23 provide to the office of financial management, house of representatives  
24 transportation committee, and the senate highways and transportation  
25 committee a report detailing any changes to the project list and the  
26 reasons for the changes.

27 **TRANSFERS AND DISTRIBUTIONS**

28 **Sec. 401.** 2003 c 360 s 401 (uncodified) is amended to read as  
29 follows:

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

33 Highway Bond Retirement Account Appropriation . . . . . (~~(\$258,971,000)~~)  
34 \$250,000,000  
35 Nondebt-Limit Reimbursable Account Appropriation . . . . . \$4,131,000

1 Ferry Bond Retirement Account Appropriation . . . . . \$43,340,000  
2 Transportation Improvement Board Bond Retirement  
3 Account--State Appropriation . . . . . \$36,721,000  
4 Motor Vehicle Account--State Appropriation . . . . . (~~(\$3,876,000)~~)  
5 \$5,254,000  
6 Special Category C Account--State Appropriation . . . . . (~~(\$331,000)~~)  
7 \$338,000  
8 Transportation Improvement Account--State  
9 Appropriation . . . . . \$240,000  
10 Multimodal Transportation Account--State Appropriation . . . \$358,000  
11 Transportation 2003 Account (nickel account)  
12 Appropriation . . . . . (~~(\$2,100,000)~~)  
13 \$2,117,000  
14 TOTAL APPROPRIATION . . . . . (~~(\$350,068,000)~~)  
15 \$342,499,000

16 **Sec. 402.** 2003 c 360 s 402 (uncodified) is amended to read as  
17 follows:

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

21 Motor Vehicle Account--State Appropriation . . . . . \$1,293,000  
22 Special Category C Account Appropriation . . . . . \$111,000  
23 Transportation Improvement Account--State  
24 Appropriation . . . . . (~~(\$5,000)~~)  
25 \$21,000  
26 Multimodal Transportation Account--State Appropriation . . . \$119,000  
27 Transportation 2003 Account (nickel account)--State  
28 Appropriation . . . . . \$700,000  
29 TOTAL APPROPRIATION . . . . . (~~(\$2,228,000)~~)  
30 \$2,244,000

31 **Sec. 403.** 2003 c 360 s 403 (uncodified) is amended to read as  
32 follows:

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

35 (1) Motor Vehicle Account--State Reappropriation:

36 For transfer to the Tacoma Narrows toll bridge



1 account . . . . . \$567,000,000

2 The department of transportation is authorized to sell up to  
3 \$567,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma  
4 Narrows bridge project. Proceeds from the sale of the bonds shall be  
5 deposited into the motor vehicle account. The department of  
6 transportation shall inform the treasurer of the amount to be  
7 deposited.

8 (2) Motor Vehicle Account--State Appropriation:  
9 For transfer to the Puget Sound capital construction  
10 account . . . . . ((~~\$45,000,000~~))  
11 \$29,385,000

12 The department of transportation is authorized to sell up to  
13 ((~~\$45,000,000~~)) \$29,385,000 in bonds authorized by RCW 47.10.843 for  
14 vessel and terminal acquisition, major and minor improvements, and long  
15 lead-time materials acquisition for the Washington state ferries.

16 **Sec. 404.** 2003 c 360 s 404 (uncodified) is amended to read as  
17 follows:

18 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**  
19 Motor Vehicle Account Appropriation for  
20 motor vehicle fuel tax distributions to  
21 cities and counties . . . . . ((~~\$441,359,000~~))  
22 \$439,518,000

23 Motor Vehicle Account--State Appropriation:  
24 For license permit and fee distributions to cities  
25 and counties . . . . . ((~~\$51,652,000~~))  
26 \$13,119,000

27 **Sec. 405.** 2003 c 360 s 405 (uncodified) is amended to read as  
28 follows:

29 **FOR THE STATE TREASURER--TRANSFERS**  
30 (1) State Patrol Highway Account--State  
31 Appropriation: For transfer to the Motor  
32 Vehicle Account . . . . . \$20,000,000  
33 (2) Motor Vehicle Account--State  
34 Appropriation: For motor vehicle fuel tax  
35 refunds and transfers . . . . . ((~~\$465,152,000~~))

(3) Highway Safety Account--State  
Appropriation: For transfer to the motor  
vehicle account--state . . . . . \$12,000,000

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

**Sec. 406.** 2003 c 360 s 406 (uncodified) is amended to read as  
follows:

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

(1) Motor Vehicle Account--State Appropriation:  
For transfer to Puget Sound Ferry Operations  
Account . . . . . \$21,757,000

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

(3) Motor Vehicle Account--State Appropriation:  
For transfer to Puget Sound Capital Construction  
Account . . . . . ((~~\$64,287,000~~))  
\$61,287,000

(4) Puget Sound Ferry Operations Account--State  
Appropriation: For transfer to Puget Sound  
Capital Construction Account . . . . . \$22,000,000

(5) Transportation Equipment Fund--State  
Appropriation: For transfer to the Motor Vehicle  
Account--State . . . . . \$8,000,000

(6) Multimodal Transportation Account--State  
Appropriation: For transfer to the Motor Vehicle  
Account--State . . . . . \$3,000,000

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

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

(b) The department of transportation shall transfer funds in  
subsection (4) of this section up to the amount identified, provided  
that a minimum balance of \$5,000,000 is retained in the Puget Sound  
ferry operations account.

1 (c) The amount identified in subsection (4) of this section may not  
2 include any revenues collected as passenger fares.

3 **Sec. 407.** 2003 c 360 s 407 (uncodified) is amended to read as  
4 follows:

5 **FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--TRANSFERS**

6 State Patrol Highway Account: For transfer to the  
7 department of retirement systems expense account:  
8 For the administrative expenses of the (~~judicial~~)  
9 Washington state patrol retirement system . . . . . (~~(\$223,304)~~)  
10 \$290,000

11 **MISCELLANEOUS**

12 NEW SECTION. **Sec. 501.** A new section is added to 2003 c 360  
13 (uncodified) to read as follows:

14 **AGENCY EXPENDITURES FOR MOTOR VEHICLES.** The use of hybrid motor  
15 vehicles reduces air contaminants, greenhouse gas emissions and  
16 reliance on imported sources of petroleum. To foster the use of hybrid  
17 motor vehicles, beginning July 1, 2004, before the purchase or lease of  
18 a motor vehicle, state agencies should first consider the feasibility  
19 of hybrid motor vehicles. State agencies should strive to purchase or  
20 lease a hybrid motor vehicle when the use of such a vehicle is  
21 consistent with and can accomplish the agency's mission and when the  
22 purchase is financially reasonable. The financial assessment should  
23 include savings accruing from reduced fuel purchases over the life of  
24 the vehicle. Agencies shall report on their purchases of hybrid  
25 vehicles in their biennial sustainability plans as required under  
26 executive order 02-03.

27 **PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS**

28 NEW SECTION. **Sec. 601.** If any provision of this act or its  
29 application to any person or circumstance is held invalid, the  
30 remainder of the act or the application of the provision to other  
31 persons or circumstances is not affected.

1        NEW SECTION.    **Sec. 602.**    This act is necessary for the immediate  
2    preservation of the public peace, health, or safety, or support of the  
3    state government and its existing public institutions, and takes effect  
4    immediately.

(End of bill)

INDEX	PAGE #
AGENCY EXPENDITURES FOR MOTOR VEHICLES . . . . .	35
BOARD OF PILOTAGE COMMISSIONERS . . . . .	3
COUNTY ROAD ADMINISTRATION BOARD . . . . .	2
DEPARTMENT OF LICENSING . . . . .	5
DEPARTMENT OF RETIREMENT SYSTEMS	
TRANSFERS . . . . .	35
DEPARTMENT OF TRANSPORTATION	
AVIATION--PROGRAM F . . . . .	8
CHARGES FROM OTHER AGENCIES--PROGRAM U . . . . .	13
FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D . . . . .	8
HIGHWAY MAINTENANCE--PROGRAM M . . . . .	9
IMPROVEMENTS--PROGRAM I . . . . .	19
INFORMATION TECHNOLOGY--PROGRAM C . . . . .	6
LOCAL PROGRAMS--PROGRAM Z--CAPITAL . . . . .	27
LOCAL PROGRAMS--PROGRAM Z--OPERATING . . . . .	18
MARINE--PROGRAM X . . . . .	15
PRESERVATION--PROGRAM P . . . . .	23
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H . . . . .	8
PUBLIC TRANSPORTATION--PROGRAM V . . . . .	14
RAIL--PROGRAM Y--CAPITAL . . . . .	26
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING . . . . .	10
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL . . . . .	24
TRANSFERS . . . . .	34
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S . . . . .	11
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T . . . . .	11
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W . . . . .	25
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD . . . . .	3
MARINE EMPLOYEES COMMISSION . . . . .	1
OFFICE OF FINANCIAL MANAGEMENT	
INITIATIVE MEASURE NO. 776 COSTS . . . . .	2
STATE TREASURER	
BOND RETIREMENT AND INTEREST . . . . .	31, 32
TRANSFERS . . . . .	33
TRANSPORTATION COMMISSION . . . . .	3
TRANSPORTATION IMPROVEMENT BOARD . . . . .	2
WASHINGTON STATE PATROL . . . . .	19
FIELD OPERATIONS BUREAU . . . . .	3

SUPPORT SERVICES BUREAU . . . . . 4

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