

CERTIFICATION OF ENROLLMENT

ENGROSSED SUBSTITUTE HOUSE BILL 1163

Chapter 360, Laws of 2003

(partial veto)

58th Legislature
2003 Regular Session

TRANSPORTATION BUDGET

EFFECTIVE DATE: 5/19/03

Passed by the House April 26, 2003
Yeas 71 Nays 27

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 26, 2003
Yeas 48 Nays 1

BRAD OWEN

President of the Senate

Approved May 19, 2003, with the exception of sections 212(4), 305(13), 305(15), 306(7), and 409, which are vetoed.

GARY F. LOCKE

Governor of the State of Washington

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1163** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER

Chief Clerk

FILED

May 19, 2003 - 10:30 a.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1163

AS AMENDED BY THE SENATE

Passed Legislature - 2003 Regular Session

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,
3 225, 226, 216, 401, 402, 403, and 404 (uncodified); amending 2001 2nd
4 sp.s. c 14 s 303 (uncodified); adding a new section to chapter 43.79
5 RCW; adding a new section to 2001 2nd sp.s. c 14 (uncodified); creating
6 new sections; making appropriations and authorizing expenditures for
7 capital improvements; providing an effective date; and providing a
8 contingent effective date.

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

2003-05 BIENNIUM

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

1 judgments arising out of such activities, for the period ending June
2 30, 2005.

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

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

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

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

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

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

14 (f) "Reappropriation" means appropriation and, unless the context
15 clearly provides otherwise, is subject to the relevant conditions and
16 limitations applicable to appropriations.

17 (g) "LEAP" means the legislative evaluation and accountability
18 program committee.

19 **GENERAL GOVERNMENT AGENCIES--OPERATING**

20 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
21 **COMMISSION**

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

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

24 Puget Sound Ferry Operations Account--State
25 Appropriation \$352,000

26 NEW SECTION. **Sec. 103. FOR THE STATE PARKS AND RECREATION**
27 **COMMISSION**

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

29 The appropriation in this section is subject to the following
30 conditions and limitations: The entire appropriation in this section
31 is provided solely for road maintenance purposes.

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

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

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

4 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

5 NEW SECTION. **Sec. 105. FOR WASHINGTON STATE PARKS AND**
6 **RECREATION--CAPITAL PROJECTS**

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

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

14 **TRANSPORTATION AGENCIES--OPERATING**

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

17 Highway Safety Account--State Appropriation \$2,017,000
18 Highway Safety Account--Federal Appropriation \$15,744,000
19 School Zone Safety Account--State Appropriation \$3,059,000
20 TOTAL APPROPRIATION \$20,820,000

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

23 (1) The commission may oversee up to four pilot projects
24 implementing the use of traffic safety cameras to detect failure to
25 stop at railroad crossings, stoplights, and school zones.

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

29 (b) If a county or city has established an authorized automated
30 traffic safety camera program under this section, the compensation paid
31 to the manufacturer or vendor of the equipment used must be based only

1 upon the value of the equipment and services provided or rendered in
2 support of the system, and may not be based upon a portion of the fine
3 or civil penalty imposed or the revenue generated by the equipment.

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

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

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

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

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

18 (v) The owner of the vehicle is not responsible for the violation
19 if the owner of the vehicle, within fourteen days of receiving
20 notification of the violation, mails to the issuing law enforcement
21 agency, a declaration under penalty of perjury, stating that the
22 vehicle involved was, at the time, stolen or in the care, custody, or
23 control of some person other than the registered owner, or any other
24 extenuating circumstances;

25 (vi) Infractions detected through the use of traffic safety cameras
26 are not part of the registered owner's driving record under RCW
27 46.52.101 and 46.52.120;

28 (vii) If a notice of infraction is sent to the registered owner and
29 the registered owner is a rental car business, the infraction will be
30 dismissed against the business if it mails to the issuing agency,
31 within fourteen days of receiving the notice, a declaration under
32 penalty of perjury of the name and known mailing address of the
33 individual driving or renting the vehicle when the infraction occurred.
34 If the business is unable to determine who was driving or renting the
35 vehicle at the time the infraction occurred, the business must sign a
36 declaration under penalty of perjury to this effect. The declaration
37 must be mailed to the issuing agency within fourteen days of receiving
38 the notice of traffic infraction. Timely mailing of this declaration

1 to the issuing agency relieves a rental car business of any liability
2 under this section for the notice of infraction. A declaration form
3 suitable for this purpose must be included with each automated traffic
4 infraction notice issued, along with instructions for its completion
5 and use;

6 (viii) For purposes of the 2003-05 biennium pilot projects,
7 infractions generated by the use of traffic safety cameras are exempt
8 from the provisions of RCW 3.46.120, 3.50.100, and 35.20.220, and must
9 be processed in the same manner as parking violations; and

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

14 (2) \$210,000 of the highway safety account--state appropriation is
15 provided solely for continuing the five existing DUI/traffic safety
16 task forces that receive federal project funding that expires during
17 the 2003-05 biennium. However, the appropriation in this subsection
18 may only be expended for a task force when the federal funding for that
19 task force has expired.

20 (3)(a) \$1,555,000 of the school zone safety account--state
21 appropriation is provided solely as matching funds for the following
22 school safety enhancement projects, as proposed by local agencies,
23 schools, and tribal governments in response to the department of
24 transportation's highways and local programs request for information
25 for potential projects to be financed under Referendum No. 51:

26 Agency	Project Title
27 Cheney	School Crosswalk Improvement Project
28 Skokomish Indian Tribe	Skokomish School Safety Sidewalk Program
29 Brier	37th Pl SW & 233rd Pl SW Sidewalk
30 Sunnyside	Lincoln Ave Sidewalks
31 Lynnwood	Olympic View Dr - 76th Ave SW to 169th St SW
32 Steilacoom	Cherrydale Elementary School Safety Enhancement
33 Yakima	W Valley School Zone Flashers
34 Camas SD	SR 500 at 15th St Interchange
35 Seattle	Meadowbrook Playfield - NE 105th St
36 Vancouver	Franklin ES Sidewalk Improvements

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

4 Agency	Project Title
5 Davenport	Davenport Sixth St School Sidewalk
6 Edmonds	96th Ave W Pedestrian Improvements
7 Mountlake Terrace	223rd St SW - 44th Ave W to Cedar Way Elementary
8 Yakima	Englewood/Powerhouse Intersection Safety Project

9 (c) The highways and local programs division within the department
10 of transportation shall provide assistance to the commission in
11 administering this program.

12 (d) The legislature intends to tie funding to specific projects
13 only for the 2003-05 biennium.

14 **NEW SECTION. Sec. 202. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

15 Rural Arterial Trust Account--State Appropriation	\$769,000
16 Motor Vehicle Account--State Appropriation	\$1,927,000
17 County Arterial Preservation Account--State Appropriation . .	\$719,000
18 TOTAL APPROPRIATION	\$3,415,000

19 **NEW SECTION. Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

20 Urban Arterial Trust Account--State Appropriation	\$1,611,000
21 Transportation Improvement Account--State Appropriation . .	\$1,620,000
22 TOTAL APPROPRIATION	\$3,231,000

23 **NEW SECTION. Sec. 204. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

24 Pilotage Account--State Appropriation	\$272,000
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25 **NEW SECTION. Sec. 205. FOR THE LEGISLATIVE TRANSPORTATION**
26 **COMMITTEE**

27 Motor Vehicle Account--State Appropriation	\$2,374,000
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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 of the transportation committee shall be transferred to

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

10 (2) \$1,600,000 of the motor vehicle state appropriation in this
11 section is provided for the purposes of (a) and (b) of this subsection:

12 (a)(i) If Substitute Senate Bill No. 5748 becomes law by June 30,
13 2003, the amount provided in this subsection shall be for performance
14 and functional audits of transportation agencies and departments as
15 provided in Substitute Senate Bill No. 5748; and

16 (ii) If Substitute Senate Bill No. 5748 does not become law by June
17 30, 2003, the amount provided in this subsection shall be for
18 performance and functional audits of transportation agencies and
19 departments paid for and ordered by the executive committee of the
20 legislative transportation committee, pursuant to a recommendation of
21 the transportation performance audit board hereby created. The
22 transportation performance audit board shall consist of the majority
23 and minority leaders of the transportation committees of the
24 legislature, five citizen members with transportation-related expertise
25 who shall be nominated by professional associations chosen by the
26 board's legislative members and appointed by the governor, the
27 legislative auditor as an ex officio member, and one at-large member
28 appointed by the governor. The citizen members may not currently, or
29 within one year of their appointment, be employed by the Washington
30 state department of transportation, and shall include:

31 (A) One member with expertise in construction project planning,
32 including permitting and assuring regulatory compliance;

33 (B) One member with expertise in construction means and methods and
34 construction management, crafting and implementing environmental
35 mitigation plans, and administration;

36 (C) One member with expertise in construction engineering services,
37 including construction management, materials testing, materials

1 documentation, contractor payments, inspection, surveying, and project
2 oversight;

3 (D) One member with expertise in project management, including
4 design estimating, contract packaging, and procurement; and

5 (E) One member with expertise in transportation planning and
6 congestion management.

7 (b) Within the amount provided in this subsection, the legislative
8 transportation committee shall consider contracting with the joint
9 legislative audit and review committee to conduct a targeted
10 performance audit of the Washington state patrol. For this performance
11 audit, the joint legislative audit and review committee shall put its
12 highest priority on the following topics: (i) An assessment of the
13 types and categories of services, including a contrast of public
14 highway policing and general policing services provided by the patrol,
15 and the organizational structures used to deliver these services; (ii)
16 an evaluation of the patrol's fiscal policies and procedures, including
17 a differentiation between transportation and general fund expenditures;
18 and (iii) an evaluation of the linkages among expenditures,
19 organizational structures, service delivery, accountability, and
20 outcomes. If a contract is entered into under this subsection (b), the
21 joint legislative audit and review committee shall provide a progress
22 report to the appropriate committees of the legislature by December 31,
23 2003, and a final report, including findings and recommendations, by
24 September 30, 2004.

25 (3) The legislative transportation committee shall develop a
26 mission and organizational plan during the 2003 legislative interim
27 that:

28 (a) Reconciles any newly-mandated responsibilities (such as
29 performance auditing and benchmarking) with current statutory
30 responsibilities;

31 (b) Develops a process for adopting interim work plans, including
32 identifying subcommittees of the legislative transportation committee,
33 special studies or activities to be undertaken (which may include a
34 study of administrative costs funded with commute trip reduction funds
35 and how administrative cost savings can be achieved), deliverables
36 and/or expected outcomes, and resources required to accomplish the work
37 plan;

- 1 (c) Develops a long-range staffing plan to fit any new statutory
- 2 requirements and a redefined mission and organizational plan; and
- 3 (d) Ensures that all basic legislative transportation committee
- 4 functions and the adopted interim work plan are appropriately funded.

5 NEW SECTION. **Sec. 206. FOR THE TRANSPORTATION COMMISSION**

6 Motor Vehicle Account--State Appropriation \$807,000

7 NEW SECTION. **Sec. 207. FOR THE FREIGHT MOBILITY STRATEGIC**
8 **INVESTMENT BOARD**

9 Motor Vehicle Account--State Appropriation \$616,000

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

12 State Patrol Highway Account--State Appropriation \$171,269,000

13 State Patrol Highway Account--Federal Appropriation \$6,167,000

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

15 TOTAL APPROPRIATION \$177,611,000

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

18 (1) Washington state patrol officers engaged in off-duty uniformed
19 employment providing traffic control services to the department of
20 transportation or other state agencies are authorized to use state
21 patrol vehicles for the purposes of that employment, subject to
22 guidelines adopted by the chief of the Washington state patrol. The
23 Washington state patrol shall be reimbursed for the use of the vehicle
24 at the prevailing state employee rate for mileage and hours of usage,
25 subject to guidelines developed by the chief of the Washington state
26 patrol. The patrol shall report to the house of representatives and
27 senate transportation committees by December 31, 2004, on the use of
28 agency vehicles by officers engaging in the off-duty employment
29 specified in this subsection. The report shall include an analysis
30 that compares cost reimbursement and cost-impacts, including increased
31 vehicle mileage, maintenance costs, and indirect impacts, associated
32 with the private use of patrol vehicles.

33 (2) \$2,075,000 of the state patrol highway account--state
34 appropriation in this section is provided solely for the addition of

1 thirteen troopers to those permanently assigned to vessel and terminal
2 security. The Washington state patrol shall continue to provide the
3 enhanced services levels established after September 11, 2001.

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

13 (4) The patrol shall not account for or record locally provided DUI
14 cost reimbursement payments as expenditure credits to the state patrol
15 highway account. The patrol shall report the amount of expected
16 locally provided DUI cost reimbursements to the transportation
17 committees of the senate and house of representatives by December 31 of
18 each year.

19 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--SUPPORT**
20 **SERVICES BUREAU**

21 State Patrol Highway Account--State Appropriation	\$69,993,000
22 State Patrol Highway Account--Private/Local Appropriation .	\$1,290,000
23 TOTAL APPROPRIATION	\$71,283,000

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

26 (1) Under the direction of the legislative auditor, the patrol
27 shall update the pursuit vehicle life-cycle cost model developed in the
28 1998 Washington state patrol performance audit (JLARC Report 99-4).
29 The patrol shall utilize the updated model as a basis for determining
30 maintenance and other cost impacts resulting from the increase to
31 pursuit vehicle mileage above 110 thousand miles in the 2003-05
32 biennium. The patrol shall submit a report, that includes identified
33 cost impacts, to the transportation committees of the senate and house
34 of representatives by December 31, 2003.

35 (2) The Washington state patrol shall assign two full-time
36 detectives to work solely to investigate incidents of identity fraud,

1 drivers' license fraud, and identity theft. The detectives shall work
2 cooperatively with the department of licensing's driver's special
3 investigation unit.

4 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF LICENSING--**
5 **MANAGEMENT AND SUPPORT SERVICES**

6	Marine Fuel Tax Refund Account--State Appropriation	\$7,000
7	Motorcycle Safety Education Account--State Appropriation	\$85,000
8	Wildlife Account--State Appropriation	\$77,000
9	Highway Safety Account--State Appropriation	\$8,286,000
10	Motor Vehicle Account--State Appropriation	\$4,623,000
11	DOL Services Account--State Appropriation	\$107,000
12	TOTAL APPROPRIATION	\$13,185,000

13 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF LICENSING--**
14 **INFORMATION SERVICES**

15	Marine Fuel Tax Refund Account--State Appropriation	\$2,000
16	Motorcycle Safety Education Account--State Appropriation	\$133,000
17	Wildlife Account--State Appropriation	\$58,000
18	Highway Safety Account--State Appropriation	\$10,489,000
19	Highway Safety Account--Federal Appropriation	\$6,000
20	Motor Vehicle Account--State Appropriation	\$6,569,000
21	DOL Services Account--State Appropriation	\$670,000
22	TOTAL APPROPRIATION	\$17,927,000

23 The appropriations in this section are subject to the following
24 conditions and limitations: The department shall submit a report to
25 the transportation committees of the legislature detailing the progress
26 made in transitioning off of the Unisys system by December 1, 2003, and
27 each December 1 thereafter.

28 *NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
29 **SERVICES**

30	Marine Fuel Tax Refund Account--State Appropriation	\$60,000
31	Wildlife Account--State Appropriation	\$585,000
32	Motor Vehicle Account--Local Appropriation	\$1,372,000
33	Motor Vehicle Account--State Appropriation	\$61,509,000
34	Motor Vehicle Account--Federal Appropriation	\$600,000
35	DOL Services Account--State Appropriation	\$3,211,000

1 TOTAL APPROPRIATION \$67,337,000

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

4 (1) \$144,000 of the motor vehicle account--state appropriation is
5 provided solely for the implementation of Substitute Senate Bill No.
6 5435 or Engrossed Substitute House Bill No. 1592.

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

10 (3) \$81,000 of the DOL services account--state appropriation is
11 provided solely for the implementation of Substitute House Bill No.
12 1036.

13 (4) *\$2,901,000 of the motor vehicle account--state appropriation is
14 provided solely for the implementation of House Bill No. 2065. Within
15 the amount provided, the department shall fund the implementation of a
16 digital license plate system including the purchase of digital license
17 plate printing equipment for correctional industries; the remodeling of
18 space to provide climate control, ventilation, and power requirements,
19 for the equipment that will be housed at correctional industries; and
20 the purchase of digital license plate inventory. By December 1, 2003,
21 the department and correctional industries shall submit a report to the
22 transportation committees of the legislature detailing the digital
23 license plate printing system implementation plan. By January 1, 2005,
24 the department and correctional industries shall submit a report to the
25 transportation committees of the legislature concerning the cost of the
26 consumables used in the digital license plate printing process. If
27 House Bill No. 2065 is not enacted by June 30, 2003, \$2,901,000 of the
28 motor vehicle account--state appropriation shall lapse.*

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

29 NEW SECTION. Sec. 213. FOR THE DEPARTMENT OF LICENSING--DRIVER
30 SERVICES

31 Motorcycle Safety Education Account--State Appropriation . \$2,576,000
32 Highway Safety Account--State Appropriation \$84,809,000
33 Highway Safety Account--Federal Appropriation \$318,000
34 TOTAL APPROPRIATION \$87,703,000

35 The appropriations in this section are subject to the following
36 conditions and limitations: \$178,000 of the highway safety account--
37 state appropriation is provided solely for two temporary collision

1 processing FTEs to eliminate the backlog of collision reports. The
2 department shall report, informally, to the house of representatives
3 and senate transportation committees quarterly, beginning October 1,
4 2003, on the progress made in eliminating the backlog.

5 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **INFORMATION TECHNOLOGY--PROGRAM C**

7	Motor Vehicle Account--State Appropriation	\$58,661,000
8	Motor Vehicle Account--Federal Appropriation	\$5,163,000
9	Puget Sound Ferry Operations Account--State	
10	Appropriation	\$6,583,000
11	Multimodal Transportation Account--State Appropriation . . .	\$363,000
12	TOTAL APPROPRIATION	\$70,770,000

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

15 (1) \$715,000 of the motor vehicle account--state appropriation is
16 provided solely to retain an external consultant to provide an
17 assessment of the department's review of current major information
18 technology systems and planning for system and application
19 modernization. The legislative transportation committee shall approve
20 the statement of work before the consultant is hired. The consultant
21 shall also work with the department to prepare an application
22 modernization strategy and preliminary project plan.

23 The department and the consultant shall work with the office of
24 financial management and the department of information services to
25 ensure that (a) the department's current and future system development
26 is consistent with the overall direction of other key state systems;
27 and (b) when possible, common statewide information systems are used or
28 developed to encourage coordination and integration of information used
29 by the department and other state agencies and to avoid duplication.
30 The department shall provide a report on its proposed application
31 modernization plan to the transportation committees of the legislature
32 by June 30, 2004.

33 (2)(a) \$2,963,000 of the motor vehicle account--state appropriation
34 and \$2,963,000 of the motor vehicle account--federal appropriation are
35 provided solely for implementation of a new revenue collection system,
36 including the integration of the regional fare coordination system
37 (smart card), at the Washington state ferries. By December 1st of each

1 year, an annual update must be provided to the legislative
2 transportation committee concerning the status of implementing and
3 completing this project.

4 (b) \$400,000 of the Puget Sound ferry operation account--state
5 appropriation is provided solely for implementation of the smart card
6 program. \$200,000 of this amount must be held in allotment reserve
7 until a smart card report is delivered to the legislative
8 transportation committee indicating that an agreement on which
9 technology will be used throughout the state of Washington for the
10 smart card program has been reached among smart card participants.

11 (3) The department shall contract with the department of
12 information services to conduct a survey that identifies possible
13 opportunities and benefits associated with siting and use of technology
14 and wireless facilities located on state right of way authorized by RCW
15 47.60.140. The department shall submit a report regarding the survey
16 to the appropriate legislative committees by December 1, 2004.

17 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--**
19 **OPERATING**

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

21 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **AVIATION--PROGRAM F**

23 Aeronautics Account--State Appropriation \$5,107,000

24 Aeronautics Account--Federal Appropriation \$650,000

25 Aircraft Search and Rescue Safety and Education

26 Account--State Appropriation \$282,000

27 TOTAL APPROPRIATION \$6,039,000

28 The appropriations in this section are subject to the following
29 conditions and limitations: \$1,381,000 of the aeronautics account--
30 state appropriation is provided solely for additional preservation
31 grants to airports. \$122,000 of the aircraft search and rescue safety
32 and education account--state appropriation is provided for additional
33 search and rescue and safety and education activities. If Senate Bill
34 No. 6056 is not enacted by June 30, 2003, the amounts provided shall
35 lapse.

1 federal emergency funds such as fire, flooding, and major slides,
2 supplemental appropriations must be requested to restore state funding
3 for ongoing maintenance activities.

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

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

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

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

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

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

24 (d) Evaluating, analyzing, and potentially redistributing resources
25 within and among regions to provide greater consistency in delivering
26 the program statewide and in achieving overall level of service
27 targets.

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

30	Motor Vehicle Account--State Appropriation	\$38,869,000
31	Motor Vehicle Account--Private/Local Appropriation	\$125,000
32	TOTAL APPROPRIATION	\$38,994,000

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

35 (1) A maximum of \$8,800,000 of the motor vehicle account--state
36 appropriation may be expended for the incident response program,
37 including the service patrols. The department and the Washington state

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

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

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

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

16	Motor Vehicle Account--State Appropriation	\$24,852,000
17	Motor Vehicle Account--Federal Appropriation	\$636,000
18	Puget Sound Ferry Operations Account--State Appropriation .	\$1,093,000
19	Multimodal Transportation Account--State Appropriation . . .	\$973,000
20	TOTAL APPROPRIATION	\$27,554,000

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

23 (1) \$627,000 of the motor vehicle account--state appropriation is
24 provided solely for the implementation of Substitute Senate Bill No.
25 5248. If Substitute Senate Bill No. 5248 is not enacted by June 30,
26 2003, the amount provided in this subsection shall lapse. The agency
27 may transfer between programs funds provided in this subsection.

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

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

32	Motor Vehicle Account--State Appropriation	\$30,064,000
33	Motor Vehicle Account--Federal Appropriation	\$14,814,000
34	Multimodal Transportation Account--State Appropriation . .	\$1,021,000
35	Multimodal Transportation Account--Federal Appropriation .	\$2,000,000
36	TOTAL APPROPRIATION	\$47,899,000

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

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

9 (2) \$2,000,000 of the motor vehicle account--state appropriation is
10 provided solely for additional assistance to support regional
11 transportation planning organizations and long-range transportation
12 planning efforts.

13 (3) \$3,000,000 of the motor vehicle account--state appropriation is
14 provided solely for the costs of the regional transportation investment
15 district (RTID) election and department of transportation project
16 oversight. These funds are provided as a loan to the RTID and shall be
17 repaid to the state motor vehicle account within one year following the
18 certification of the election results related to the RTID.

19 (4) \$650,000 of the motor vehicle account--state appropriation is
20 provided to the department in accordance with RCW 46.68.110(2) and
21 46.68.120(3) and shall be used by the department to support the
22 processing and analysis of the backlog of city and county collision
23 reports.

24 (5) The department shall contribute to the report required in
25 section 208(1) of this act in the form of an analysis of the cost
26 impacts incurred by the department as the result of the policy
27 implemented in section 208(1) of this act. The analysis shall contrast
28 overtime costs charged by the patrol prior to July 1, 2003, with
29 contract costs for similar services after July 1, 2003.

30 (6) \$60,000 of the distribution under RCW 46.68.110(2) and
31 46.68.120(3) is provided solely to the department for the Washington
32 strategic freight transportation analysis.

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

35 Motor Vehicle Account--State Appropriation \$61,082,000

36 The appropriation in this section is subject to the following
37 conditions and limitations:

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

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

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

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

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

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

17 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
18 ADMINISTRATION \$50,799,000

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

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

22 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
23 **PUBLIC TRANSPORTATION--PROGRAM V**

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

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

26 Multimodal Transportation Account--Private/Local
27 Appropriation \$155,000

28 TOTAL APPROPRIATION \$49,186,000

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

31 (1) \$4,000,000 of the multimodal transportation account--state
32 appropriation is provided solely for a grant program for nonprofit
33 providers of transportation for persons with special transportation
34 needs. \$14,000,000 of the multimodal transportation account--state
35 appropriation is provided solely for a grant program for transit
36 agencies to transport persons with special transportation needs.
37 Moneys shall be to provide additional service only and may not be used

1 to supplant current funding. Grants shall only be used by nonprofit
2 providers and transit agencies for capital and operating costs directly
3 associated with adding additional service. Grants for nonprofit
4 providers shall be based on need, including the availability of other
5 providers of service in the area, efforts to coordinate trips among
6 providers and riders, and the cost effectiveness of trips provided.
7 Grants for transit agencies shall be prorated based on the amount
8 expended for demand response service and route deviated service in
9 calendar year 2001 as reported in the "Summary of Public Transportation
10 - 2001" published by the department of transportation. No transit
11 agency may receive more than thirty percent of these distributions.

12 (2) \$1,500,000 of the multimodal transportation account--state
13 appropriation is provided solely for grants to implement section 9 of
14 Engrossed Substitute House Bill No. 2228.

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

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

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

28 (4) \$4,000,000 of the multimodal transportation account--state
29 appropriation is provided solely for a vanpool grant program for public
30 transit agencies. The grant program will cover capital costs only; no
31 operating costs are eligible for funding under this grant program.
32 Only grants that add vanpools are eligible, no supplanting of transit
33 funds currently funding vanpools is allowed. Additional criteria for
34 selecting grants will include leveraging funds other than state funds.

35 (5) \$3,000,000 of the multimodal transportation account--state
36 appropriation is provided to the city of Seattle for the Seattle
37 streetcar project on South Lake Union.

1 (3) \$4,234,000 of the multimodal transportation account--state
2 appropriation and \$800,000 of the Puget Sound ferry operations
3 account--state appropriation are provided solely for operating costs
4 associated with the Vashon to Seattle passenger-only ferry. The
5 Washington state ferries will develop a plan to increase passenger-only
6 farebox recovery to at least forty percent by July 1, 2003, with an
7 additional goal of eighty percent, through increased fares, lower
8 operation costs, and other cost-saving measures as appropriate. In
9 order to implement the plan, ferry system management is authorized to
10 negotiate changes in work hours (requirements for split shift work),
11 but only with respect to operating passenger-only ferry service, to be
12 included in a collective bargaining agreement in effect during the
13 2003-05 biennium that differs from provisions regarding work hours in
14 the prior collective bargaining agreement. The department must report
15 to the transportation committees of the legislature by December 1,
16 2003.

17 (4) \$866,000 of the multimodal transportation account--state
18 appropriation and \$200,000 of the Puget Sound ferry operations
19 account--state appropriation are provided solely for operating costs
20 associated with the Bremerton to Seattle passenger-only ferry service
21 for thirteen weeks.

22 (5) The department shall study the potential for private or public
23 partners, including but not limited to King county, to provide
24 passenger-only ferry service from Vashon to Seattle. The department
25 shall report to the legislative transportation committees by December
26 31, 2003.

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

29 (7) When augmenting the existing ferry fleet, the department of
30 transportation ferry capital program shall explore cost-effective
31 options to include the leasing of ferries from private-sector
32 organizations.

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

1 long-term fuel contracts, partnering with other public entities, and
2 possibilities for fuel storage in evaluating strategies and options.
3 The department shall report back to the transportation committees of
4 the legislature by December 1, 2003, on the options, strategies, and
5 recommendations for managing fuel purchases and costs.

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

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

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

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

28 Multimodal Transportation Account--State
29 Appropriation \$35,075,000

30 The appropriation in this section is subject to the following
31 conditions and limitations:

32 (1) \$30,831,000 of the multimodal transportation account--state
33 appropriation is provided solely for the Amtrak service contract and
34 Talgo maintenance contract associated with providing and maintaining
35 the state-supported passenger rail service.

36 (2) No Amtrak Cascade runs may be eliminated.

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

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

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

10	Motor Vehicle Account--State Appropriation	\$7,057,000
11	Motor Vehicle Account--Federal Appropriation	\$2,569,000
12	TOTAL APPROPRIATION	\$9,626,000

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

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

20 (2) \$300,000 of the motor vehicle account--state appropriation is
21 provided in accordance with RCW 46.68.110(2) and 46.68.120(3) solely to
22 fund a study of the threats posed by flooding to the state and other
23 infrastructure near the Interstate 5 crossing of the Skagit River.
24 This funding is contingent on the receipt of federal matching funds.

25 **TRANSPORTATION AGENCIES--CAPITAL**

26 NEW SECTION. **Sec. 301. FOR THE WASHINGTON STATE PATROL**
27 State Patrol Highway Account--State Appropriation \$2,205,000

28 The appropriation in this section is subject to the following
29 conditions and limitations: \$625,000 of the state patrol highway
30 account appropriation is provided solely for the patrol's share of the
31 Shelton area water and sewer regional plan. However, this amount is
32 contingent on general fund--state funding of the Washington corrections
33 center's portion of the Shelton area water and sewer regional plan. If

1 general fund--state funding is not provided, the amount provided in
2 this subsection shall lapse.

3 NEW SECTION. **Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

4 Rural Arterial Trust Account--State Appropriation	\$61,660,000
5 Motor Vehicle Account--State Appropriation	\$362,000
6 County Arterial Preservation Account--State	
7 Appropriation	\$28,747,000
8 TOTAL APPROPRIATION	\$90,769,000

9 The appropriations in this section are subject to the following
10 conditions and limitations: \$362,000 of the motor vehicle account--
11 state appropriation is provided for county ferries as set forth in RCW
12 47.56.725(4).

13 NEW SECTION. **Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

14 Urban Arterial Trust Account--State Appropriation	\$99,201,000
15 Transportation Improvement Account--State Appropriation	\$98,215,000
16 TOTAL APPROPRIATION	\$197,416,000

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

19 (1) The transportation improvement account--state appropriation
20 includes \$23,955,000 in proceeds from the sale of bonds authorized in
21 RCW 47.26.500. The transportation improvement board may authorize the
22 use of current revenues available to the agency in lieu of bond
23 proceeds for any part of the state appropriation.

24 (2) The transportation improvement board shall maintain grant
25 funding currently approved for the SR 3/SR 303 Interchange (Waaga Way).

26 NEW SECTION. **Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--**
27 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

28 Motor Vehicle Account--State Appropriation	\$17,296,000
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29 The appropriation in this section is subject to the following
30 conditions and limitations:

31 (1) The entire motor vehicle account--state appropriation is
32 provided solely to implement the activities and projects included in

1 the Legislative 2003 Transportation Project List - Current Law report
2 as transmitted to LEAP on April 27, 2003.

3 (2) The department shall develop a standard design for all
4 maintenance facilities to be funded under this section. Prior to
5 developing design standards, the department must solicit input from all
6 personnel classifications typically employed at maintenance facilities.
7 By September 1, 2003, the department shall submit a report to the
8 legislative transportation committees describing the stakeholder
9 involvement process undertaken and the adopted design standards for
10 maintenance facilities.

11 *NEW SECTION. Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--
12 IMPROVEMENTS--PROGRAM I

13	Transportation 2003 Account (Nickel Account)--State	
14	Appropriation	\$565,300,000
15	Transportation 2003 Account (Nickel Account)--Federal	
16	Appropriation	\$950,000
17	Transportation 2003 Account (Nickel Account)--Local	
18	Appropriation	\$3,434,000
19	Motor Vehicle Account--State Appropriation	\$157,374,000
20	Motor Vehicle Account--Federal Appropriation	\$192,940,000
21	Motor Vehicle Account--Local Appropriation	\$13,258,000
22	Special Category C Account--State Appropriation	\$50,279,000
23	Tacoma Narrows Toll Bridge Account Appropriation	\$613,300,000
24	TOTAL APPROPRIATION	\$1,596,835,000

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

27 (1) \$157,374,000 of the motor vehicle account--state appropriation,
28 \$192,940,000 of the motor vehicle account--federal appropriation,
29 \$13,258,000 of the motor vehicle account--local appropriation, and
30 \$50,279,000 of the special category C account--state appropriation are
31 provided solely to implement the activities and projects included in
32 the Legislative 2003 Transportation Project List - Current Law report
33 as transmitted to LEAP on April 27, 2003.

34 (2) The motor vehicle account--state appropriation includes
35 \$78,000,000 in proceeds from the sale of bonds authorized by RCW
36 47.10.843. The transportation commission may authorize the use of
37 current revenues available to the department of transportation in lieu

1 of bond proceeds for any part of the state appropriation. The motor
2 vehicle account--state appropriation includes \$18,038,000 in unexpended
3 proceeds from bond sales authorized in RCW 47.10.843 for mobility and
4 economic initiative improvement projects.

5 (3) The Tacoma Narrows toll bridge account--state appropriation
6 includes \$567,000,000 in proceeds from the sale of bonds authorized by
7 RCW 47.10.843. The Tacoma Narrows toll bridge account--state
8 appropriation includes \$46,300,000 in unexpended proceeds from the
9 January 2003 bond sale authorized in RCW 47.10.843 for the Tacoma
10 Narrows bridge project.

11 (4) The special category C account--state appropriation includes
12 \$44,000,000 in proceeds from the sale of bonds authorized by RCW
13 47.10.812. The transportation commission may authorize the use of
14 current revenues available in the special category C account in lieu of
15 bond proceeds for any part of the state appropriation.

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

20 (6) The motor vehicle account--state appropriation includes
21 \$280,000,000 in proceeds from the sale of bonds authorized by Senate
22 Bill No. 6062. 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 (7) \$11,000,000 of the motor vehicle account--state appropriation
26 is provided solely for the environmental impact statement on the SR 520
27 Evergreen floating bridge.

28 (8) \$250,000 of the transportation 2003 account (Nickel Account)--
29 state appropriation and an equal amount from the city of Seattle are
30 provided solely for an analysis of the impacts that an expansion of the
31 SR 520 Evergreen floating bridge will have on the streets of North
32 Capitol Hill, Roanoke Park, and Montlake. An advisory committee with
33 two members each from Portage Bay/Roanoke Park Community Council,
34 Montlake Community Council, and the North Capitol Hill community
35 organization along with the secretary of transportation is established.
36 The seven-member committee shall hire and oversee the contract with a
37 transportation consulting organization to: (a) Perform an analysis of
38 such impacts; and (b) design a traffic and circulation plan that

1 mitigates the adverse consequences of such impacts. If the city of
2 Seattle does not agree to provide \$250,000 by January 1, 2004, the
3 amount provided in this subsection shall lapse.

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

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

14 (A) Ability to carry long-haul freight;

15 (B) Ability to provide for passenger auto travel;

16 (C) Freight rail;

17 (D) Passenger rail;

18 (E) Public utilities; and

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

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

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

26 (b) The legislative transportation committee shall form a working
27 group to work with the department and the outside consultant on the
28 study.

29 (10) \$8,000,000 of the motor vehicle account--state appropriation
30 is provided for the SR 522, University of Washington-Bothell campus
31 access project. This amount will cover approximately one-half of the
32 construction costs.

33 (11) The transportation permit efficiency and accountability
34 committee (TPEAC) shall select from the project list under this
35 subsection ten projects that have not yet secured state permits. TPEAC
36 shall select projects from both urban and rural areas representing a
37 wide variety of locations within the state. These projects shall be

1 designated "Department of Transportation Permit Drafting Pilot
2 Projects" and shall become a part of the work plan of TPEAC required
3 under section 2(1)(b), chapter 8 (ESB 5279), Laws of 2003.

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

7 **(13) If federal earmarks are received by the department, the
8 funding must not be used to expand the scope of any project.**

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

21 **(15) The department of transportation may not operate any existing
22 high-occupancy vehicle lanes and may not open or operate any new high-
23 occupancy vehicle lane projects in counties with a population of
24 300,000 or more that border the state of Oregon unless: (a) Vehicle
25 spaces at park and ride lots within the county are three times the
26 capacity in existence on the effective date of this act; (b) the
27 Interstate 5 bridge over the Columbia River is retrofitted to include
28 four southbound general purpose lanes; and (c) the department of
29 transportation determines that high-occupancy vehicle lanes will
30 improve travel time by at least eight minutes over the length of the
31 high-occupancy vehicle lanes.**

**Sec. 305 was partially vetoed. See message at end of chapter.*

32 ***NEW SECTION. Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--
33 PRESERVATION--PROGRAM P**

34	Transportation 2003 Account (Nickel Account)	\$2,000,000
35	Motor Vehicle Account--State Appropriation	\$178,909,000
36	Motor Vehicle Account--Federal Appropriation	\$457,467,000
37	Motor Vehicle Account--Local Appropriation	\$12,666,000

1 Multimodal Account--State Appropriation \$6,000,000
2 Multimodal Account--Federal Appropriation \$4,247,000
3 TOTAL APPROPRIATION \$661,289,000

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

6 (1) \$178,909,000 of the motor vehicle account--state appropriation,
7 \$457,467,000 of the motor vehicle account--federal appropriation,
8 \$12,666,000 of the motor vehicle account--local appropriation,
9 \$6,000,000 of the multimodal transportation account--state
10 appropriation, and \$4,247,000 of the multimodal transportation
11 account--federal appropriation are provided solely to implement the
12 activities and projects included in the Legislative 2003 Transportation
13 Project List - Current Law report transmitted to LEAP on April 27,
14 2003.

15 (2) The motor vehicle account--state appropriation includes
16 \$2,850,000 in proceeds from the sale of bonds authorized in RCW
17 47.10.761 and 47.10.762 for emergency purposes.

18 (3) 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 (4) The entire transportation 2003 account (nickel account)
24 appropriation is provided solely for the projects and activities as
25 indicated in the Legislative 2003 Transportation Project List - New Law
26 report transmitted to LEAP on April 27, 2003.

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

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

36 (7) ***If federal earmarks are received by the department, the funding***
37 ***must not be used to expand the scope of any project.***

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

**Sec. 306 was partially vetoed. See message at end of chapter.*

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

15	Motor Vehicle Account--State Appropriation	\$11,688,000
16	Motor Vehicle Account--Federal Appropriation	\$14,510,000
17	Multimodal Transportation Account--State Appropriation . .	\$3,000,000
18	TOTAL APPROPRIATION	\$29,198,000

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

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

25 (2) The motor vehicle account--state appropriation includes
26 \$9,408,000 for state matching funds for federally selected competitive
27 grant or congressional earmark projects other than the commercial
28 vehicle information systems and network. These moneys shall be placed
29 into reserve status until such time as federal funds are secured that
30 require a state match.

31 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**
32 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

33	Puget Sound Capital Construction Account--	
34	State Appropriation	\$129,066,000
35	Puget Sound Capital Construction Account--	
36	Federal Appropriation	\$34,400,000

1	Multimodal Transportation Account--State Appropriation . . .	\$13,381,000
2	Transportation 2003 Account (nickel account)	
3	Appropriation	\$5,749,000
4	TOTAL APPROPRIATION	\$182,596,000

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

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

15 (2) \$129,066,000 of the Puget Sound capital construction account--
16 state appropriation and \$34,400,000 of the Puget Sound capital
17 construction account--federal appropriation are provided solely for
18 capital projects as listed in the Legislative 2003 Transportation
19 Project List - Current Law as transmitted to the LEAP on April 27,
20 2003.

21 (3) \$17,521,000 of the transportation 2003 account (nickel
22 account)--state appropriation is provided solely for capital projects
23 as listed in the Legislative 2003 Transportation Project List - New Law
24 as transmitted to the LEAP on April 27, 2003.

25 (4) The Puget Sound capital construction account--state
26 appropriation includes \$45,000,000 in proceeds from the sale of bonds
27 authorized by RCW 47.10.843 for vessel and terminal acquisition, major
28 and minor improvements, and long lead time materials acquisition for
29 the Washington state ferries. The transportation commission may
30 authorize the use of current revenues available to the motor vehicle
31 account in lieu of bond proceeds for any part of the state
32 appropriation.

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

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 \$28,425,000
6 Multimodal Transportation Account--State Appropriation . . \$13,726,000
7 TOTAL APPROPRIATION \$43,960,000

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

10 (1) \$6,000,000 of the multimodal transportation account--state
11 appropriation is provided solely for the projects and activities as
12 indicated in the Legislative 2003 Transportation Project List - New Law
13 Local Projects report transmitted to LEAP on April 27, 2003.

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

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

35 (4) \$1,156,000 of the motor vehicle account--state appropriation is
36 reappropriated and provided solely for additional small city pavement
37 preservation program grants, to be administered by the department's
38 highways and local programs division. The department shall review all

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

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

32 (6) The motor vehicle account--state appropriation includes
33 \$20,452,000 in unexpended proceeds from the sale of bonds authorized by
34 RCW 47.10.843.

35 (7) The multimodal transportation account--state appropriation
36 includes \$6,000,000 in proceeds from the sale of bonds authorized by
37 Senate Bill No. 6062. The transportation commission may authorize the

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

3 **TRANSFERS AND DISTRIBUTIONS**

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

8	Highway Bond Retirement Account Appropriation	\$258,971,000
9	Nondebt-Limit Reimbursable Account Appropriation	\$4,131,000
10	Ferry Bond Retirement Account Appropriation	\$43,340,000
11	Transportation Improvement Board Bond Retirement	
12	Account--State Appropriation	\$36,721,000
13	Motor Vehicle Account--State Appropriation	\$3,876,000
14	Special Category C Account--State Appropriation	\$331,000
15	Transportation Improvement Account--State	
16	Appropriation	\$240,000
17	Multimodal Transportation Account--State Appropriation	\$358,000
18	Transportation 2003 Account (nickel account)	
19	Appropriation	\$2,100,000
20	TOTAL APPROPRIATION	\$350,068,000

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

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

32 NEW SECTION. **Sec. 403. FOR THE STATE TREASURER--BOND RETIREMENT**

1 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
2 **MVFT BONDS AND TRANSFERS**

3 (1) Motor Vehicle Account--State Reappropriation:
4 For transfer to the Tacoma Narrows toll bridge
5 account \$567,000,000

6 The department of transportation is authorized to sell up to
7 \$567,000,000 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 (2) Motor Vehicle Account--State Appropriation:
13 For transfer to the Puget Sound capital construction
14 account \$45,000,000

15 The department of transportation is authorized to sell up to
16 \$45,000,000 in bonds authorized by RCW 47.10.843 for vessel and
17 terminal acquisition, major and minor improvements, and long lead-time
18 materials acquisition for the Washington state ferries.

19 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**
20 **FOR DISTRIBUTION**

21 Motor Vehicle Account Appropriation for
22 motor vehicle fuel tax distributions to
23 cities and counties \$441,359,000

24 Motor Vehicle Account--State Appropriation:
25 For license permit and fee distributions to cities
26 and counties \$51,652,000

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

28 (1) State Patrol Highway Account--State
29 Appropriation: For transfer to the Motor
30 Vehicle Account \$20,000,000

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

34 (3) Highway Safety Account--State
35 Appropriation: For transfer to the motor

1 vehicle account--state \$12,000,000

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

5 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF TRANSPORTATION--**
6 **TRANSFERS**

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

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

12 (3) Motor Vehicle Account--State Appropriation:
13 For transfer to Puget Sound Capital Construction
14 Account \$64,287,000

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

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

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

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

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

29 NEW SECTION. **Sec. 407. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**
30 **TRANSFERS**

31 State Patrol Highway Account: For transfer to the
32 department of retirement systems expense account:
33 For the administrative expenses of the judicial
34 retirement system \$223,304

1 NEW SECTION. **Sec. 408. FOR THE OFFICE OF FINANCIAL MANAGEMENT--**

2 **CONTRIBUTIONS TO RETIREMENT SYSTEMS AND EMPLOYEE HEALTH BENEFITS**

3	Pilotage Account--State Appropriation	\$2,000
4	Aeronautics Account--State Appropriation	\$12,000
5	State Patrol Highway Account--State Appropriation	\$2,044,000
6	State Patrol Highway Account--Federal Appropriation	\$34,000
7	State Patrol Highway Account--Local Appropriation	\$10,000
8	Motorcycle Safety Education Account--State	
9	Appropriation	\$2,000
10	Rural Arterial Trust Account--State Appropriation	\$4,000
11	Highway Safety Account--State Appropriation	\$634,000
12	Highway Safety Account--Federal Appropriation	\$19,000
13	Motor Vehicle Account--State Appropriation	\$2,770,000
14	Puget Sound Ferry Operations Account--State	
15	Appropriation	\$1,556,000
16	Urban Arterial Trust Account--State Appropriation	\$8,000
17	Transportation Improvement Account--State	
18	Appropriation	\$3,000
19	County Arterial Preservation Account--State	
20	Appropriation	\$5,000
21	Department of Licensing Services Account--State	
22	Appropriation	\$3,000
23	TOTAL APPROPRIATION	\$7,106,000

24 ***NEW SECTION. Sec. 409. FOR THE STATE TREASURER--TRANSFERS**

25 **License Plate Technology Account: For**
26 **transfer to the motor vehicle account--state:**
27 **For the implementation of House Bill No. 2065 \$2,901,000**
28 **If House Bill No. 2065 is not enacted by June 30, 2003, this**
29 **section is null and void.**

**Sec. 409 was vetoed. See message at end of chapter.*

30 NEW SECTION. **Sec. 410. 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. 411.** 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 **2001-03 BIENNIUM**

13 **TRANSPORTATION AGENCIES**

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

16 **FOR THE LEGISLATIVE TRANSPORTATION COMMITTEE**

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

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

21 (1) \$2,823,000 of the motor vehicle account--state appropriation is
22 provided for the operation of the house of representatives
23 transportation committee.

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

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

28 (4) The house of representatives transportation committee shall
29 conduct a study of the use of motorized scooters. The study shall, at
30 a minimum, identify and analyze the safety issues associated with use
31 of motorized scooters, including use by children, commuters, and the
32 disabled. House of representatives transportation committee cochairs

1 shall each appoint one member from their respective caucus to serve as
2 cochair of the study group. The chair of the senate transportation
3 committee may also appoint two members from the senate transportation
4 committee, one from each caucus, to participate in the study. The
5 study shall be staffed by house of representatives transportation
6 committee staff. The study group shall report back to the house of
7 representatives transportation committee by January 1, 2002.

8 ~~((+4))~~ (5) The house of representatives transportation committee
9 shall conduct a study of the effect of the weight of fire-fighting
10 apparatus on state roadways. The study shall determine, at a minimum,
11 the various types of fire-fighting apparatus currently in use on state
12 roadways; the size, weight and load effect of fire-fighting apparatus
13 that are currently in use or that potentially could be in use on the
14 state roadways, as well as on state bridges; and the effect on public
15 safety. The study may examine state and federal laws that affect fire-
16 fighting apparatuses. House of representatives transportation
17 committee cochairs shall each appoint one member from their respective
18 caucus to serve as cochair of the study group. The study shall be
19 staffed by house of representatives transportation committee staff.
20 The study group will report back to the house of representatives
21 transportation committee by January 1, 2002.

22 ~~((+5))~~ (6) The legislative transportation committee shall conduct
23 a feasibility study of potential for economic partnerships between the
24 Washington state ferries and local government entities, including but
25 not limited to port districts. The study is intended to improve ferry
26 terminals. The study shall, at a minimum, identify the market,
27 physical, and economic factors that should be examined in determining
28 whether an economic or commercial development partnership project on or
29 around Washington state ferry terminals is likely to produce revenue
30 for the partners. The study shall apply those factors to an analysis
31 of each terminal used by Washington state ferries and recommend whether
32 further exploration of state and local partnerships would be of
33 potential economic benefit to the partners. The entity selected to
34 perform the study through the request for proposals process will report
35 back to the transportation committees of the legislature by December 1,
36 2001.

37 ~~((+6))~~ (7) The legislative transportation committee, in
38 cooperation with an areawide transportation system or systems, shall

1 undertake an evaluation of providing locally sponsored transit services
2 in a local community supplemental to those services provided by an
3 areawide system. The evaluation shall address:

4 (a) The costs and benefits of providing such services;

5 (b) The impact of such service on ridership on the areawide system
6 and on any regional systems;

7 (c) Funding options for supplemental services; and

8 (d) Institutional arrangements affecting the institution of
9 supplemental services.

10 The committee shall work with the department of transportation,
11 areawide transit providers, community officials, private businesses,
12 labor organizations, and others as appropriate in conducting the
13 evaluation, and in developing a pilot project if feasible. The
14 committee shall also conduct a study of local transit systems with the
15 purpose of making recommendations to make local transit services more
16 seamless and efficient. The committee shall provide an interim
17 progress report to the legislature by January 2002. The committee
18 shall report its findings to the legislature not later than December 1,
19 2002.

20 ~~((7))~~ (8) The legislative transportation committee shall
21 undertake an evaluation of the statutory exemptions for transportation
22 taxes, including but not limited to motor vehicle fuel taxes. The
23 committee shall report its findings to the legislature by December 1,
24 2003.

25 ~~((8))~~ (9) The legislative transportation committee will convene
26 a working group to review the costs, processes, and other
27 considerations relating to special vehicle license plates. The working
28 group will also review special license plate tabs and emblems. The
29 committee will report its findings to the legislature by December 1,
30 2002.

31 ~~((9))~~ (10) The legislative transportation committee shall form a
32 working group to evaluate the feasibility of developing an alternative
33 corridor to Interstate 5 and Interstate 405 to expedite the movement of
34 commerce between the Canadian border, the central Puget Sound region,
35 the south Puget Sound region, and more southerly areas. The corridor
36 would run from approximately the Canadian border in the north to
37 approximately Lewis county in the south. This alternative corridor
38 analysis shall address truck, rail, pipeline, and other utility needs

1 for the corridor, to determine the feasibility of financing and
2 constructing such a corridor, taking into consideration: (a)
3 Anticipated present and future freight demand as well as freight
4 traffic relief for existing state highway and rail routes; (b) the
5 potential for carrying general purpose traffic to provide relief for
6 other state highway routes; (c) a cost-benefit analysis detailing
7 various funding possibilities, including federal funds and the use of
8 charges and tolls to fund construction and operation of the corridor as
9 a utility corridor and a toll facility; (d) an analysis detailing
10 possible right of way locations, including but not limited to property
11 donations, trades, or credits between or among the public and private
12 sector; and (e) possible private sector, local, or other partnerships
13 that may be used to fund the project. The working group shall report
14 its findings to the full committee by December 15, 2002.

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

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

18 State Patrol Highway Account--

19 State Appropriation ((~~\$164,147,000~~))
20 \$163,727,000

21 State Patrol Highway Account--

22 Federal Appropriation ((~~\$7,278,000~~))
23 \$7,544,000

24 State Patrol Highway Account--

25 Private/Local Appropriation ((~~\$169,000~~))
26 \$282,000

27 TOTAL APPROPRIATION ((~~\$171,594,000~~))
28 \$171,553,000

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

32 (1) As a result of the elimination of the vehicle inspection number
33 (VIN) program, no permanent Washington state patrol employee shall be
34 displaced from employment without the opportunity to fill a vacant
35 patrol position for which he or she has a preference and meets the
36 minimum qualifications. For the purpose of the VIN program

1 elimination, the guidelines under chapter 356-26 WAC (Registers-
2 Certifications) shall be suspended for those employees holding the
3 classification of VIN 1 or 2.

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

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

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

14	Multimodal Transportation Account--State	
15	Appropriation	\$5,247,000
16	State Patrol Highway Account--	
17	State Appropriation	((\$71,736,000))
18		<u>\$71,418,000</u>
19	State Patrol Highway Account--	
20	Private/Local Appropriation	\$735,000
21	TOTAL APPROPRIATION	((\$77,718,000))
22		<u>\$77,400,000</u>

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

26 (1) \$67,000 of the state patrol highway account--state
27 appropriation is provided solely for the patrol to work jointly with
28 the department of transportation, the military department, and the
29 department of natural resources, in coordination with the state
30 interoperability executive committee, on the development and
31 implementation of a secure geographical information system database to
32 illustrate locations and specifications of statewide radio and
33 microwave towers

34 (2) \$5,247,000 of the multimodal transportation account--state
35 appropriation and \$2,299,000 of the state patrol highway account--state
36 appropriation is a one time funding of general fund activities. The

1 general fund will resume funding these activities beginning in the
2 2003-05 biennium.

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

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

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

15 Marine Fuel Tax Refund Account--State	
16 Appropriation	\$3,000
17 Motorcycle Safety Education Account--	
18 State Appropriation	\$88,000
19 Wildlife Account--State Appropriation	\$81,000
20 Highway Safety Account--State Appropriation	(\$7,724,000)
21	<u>\$7,763,000</u>
22 Highway Safety Account--Federal Appropriation	\$55,000
23 Motor Vehicle Account--State Appropriation	(\$4,400,000)
24	<u>\$4,415,000</u>
25 Licensing Services Account--State	
26 Appropriation	\$173,000
27 TOTAL APPROPRIATION	(\$12,524,000)
28	<u>\$12,578,000</u>

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

32 (1) \$6,000 of the motor vehicle account--state appropriation is
33 provided solely for the implementation of Senate Bill No. 5354 in the
34 form passed by the legislature. If Senate Bill No. 5354 is not enacted
35 in the form passed by the legislature the amount provided in this
36 subsection shall lapse.

1 (2) \$14,000 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. 6814 in the form
4 passed by the legislature. If Senate Bill No. 6814 is not enacted in
5 the form passed by the legislature the amounts provided in this
6 subsection shall lapse.

7 (3) \$26,000 of the motor vehicle account--state appropriation and
8 \$1,000 of the highway safety account--state appropriation are provided
9 solely for the implementation of Senate Bill No. 6748 in the form
10 passed by the legislature. If Senate Bill No. 6748 is not enacted in
11 the form passed by the legislature the amount provided in this
12 subsection shall lapse.

13 (4) \$2,000 of the motor vehicle account--state appropriation and
14 \$4,000 of the highway safety account--state appropriation is provided
15 solely for the implementation of Senate Bill No. 5626 in the form
16 passed by the legislature. If Senate Bill No. 5626 is not enacted in
17 the form passed by the legislature the amount provided in this
18 subsection shall lapse.

19 (5) \$11,000 of the highway safety account--state appropriation is
20 provided solely for the implementation of Senate Bill No. 6461 in the
21 form passed by the legislature. If Senate Bill No. 6461 is not enacted
22 in the form passed by the legislature the amount provided in this
23 subsection shall lapse.

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

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

27	Marine Fuel Tax Refund Account--State	
28	Appropriation	\$2,000
29	Motorcycle Safety Education Account--	
30	State Appropriation	\$13,000
31	Wildlife Account--State Appropriation	\$34,000
32	Highway Safety Account--State Appropriation	(\$5,735,000)
33		<u>\$5,763,000</u>
34	Highway Safety Account--Federal Appropriation	\$31,000
35	Motor Vehicle Account--State Appropriation	(\$3,695,000)
36		<u>\$3,707,000</u>
37	Licensing Services Account--State	

1	Appropriation	((\$213,000))
2		<u>\$214,000</u>
3	TOTAL APPROPRIATION	((\$9,723,000))
4		<u>\$9,764,000</u>

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

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

10 (2) \$4,000 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 (3) \$4,000 of the motor vehicle account--state appropriation and
16 \$2,000 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 (4) \$19,000 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 amounts provided in this
26 subsection shall lapse.

27 (5) \$1,000 of the motor vehicle account--state appropriation and
28 \$3,000 of the highway safety account--state appropriation are 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 (6) \$8,000 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. 1206.** 2002 c 359 s 212 (uncodified) is amended to read as
2 follows:

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

4 Marine Fuel Tax Refund Account--

5 State Appropriation	\$26,000
6 Wildlife Account--State Appropriation	\$578,000
7 Motor Vehicle Account--State Appropriation	(\$58,191,000)
8	<u>\$58,479,000</u>
9 Licensing Services Account--State	
10 Appropriation	\$4,240,000
11 TOTAL APPROPRIATION	(\$63,035,000)
12	<u>\$63,323,000</u>

13 The appropriations in this section are subject to the following
14 conditions and limitations and specified amounts are provided solely
15 for the activities referenced:

16 (1) \$82,000 of the motor vehicle account--state appropriation is
17 provided solely for the implementation of Senate Bill No. 6814 in the
18 form passed by the legislature. If Senate Bill No. 6814 is not enacted
19 in the form passed by the legislature the amount provided in this
20 subsection shall lapse.

21 (2) \$376,000 of the motor vehicle account--state appropriation is
22 provided solely for the implementation of Senate Bill No. 6748 in the
23 form passed by the legislature. If Senate Bill No. 6748 is not enacted
24 in the form passed by the legislature the amount provided in this
25 subsection shall lapse.

26 (3) \$77,000 of the motor vehicle account--state appropriation is
27 provided solely for the implementation of Senate Bill No. 5354 in the
28 form passed by the legislature. If Senate Bill No. 5354 is not enacted
29 in the form passed by the legislature the amount provided in this
30 subsection shall lapse.

31 (4) The department shall work cooperatively with the national guard
32 to develop and make available a national guard sticker which may be
33 affixed to a license plate. The stickers shall be available upon
34 application. The department shall charge a fee for the stickers
35 sufficient to defray the costs of production.

36 (5) The department shall work cooperatively with the Washington
37 state council of fire fighters to develop and make available a fire
38 fighter sticker which may be affixed to a license plate. The stickers

1 shall be available upon application to members of the international
2 association of fire fighters. The department shall charge a fee for
3 the stickers sufficient to defray the costs of production.

4 (6) \$22,000 of the motor vehicle account--state appropriation is
5 provided solely for the implementation of Senate Bill No. 5626 in the
6 form passed by the legislature. If Senate Bill No. 5626 is not enacted
7 in the form passed by the legislature the amount provided in this
8 subsection shall lapse.

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

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

12 Motorcycle Safety Education Account--

13	State Appropriation	\$2,573,000
14	Highway Safety Account--State Appropriation	((\$82,175,000))
15		<u>\$82,667,000</u>
16	Highway Safety Account--Federal Appropriation	((\$788,000))
17		<u>\$824,000</u>
18	TOTAL APPROPRIATION	((\$85,536,000))
19		<u>\$86,064,000</u>

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

22 (1) The department of licensing shall prepare a capital project
23 plan adopting a process for using certificates of participation to
24 purchase licensing services offices if the combined principle and
25 interest payments are the same or less than existing or future leases
26 on comparable facilities.

27 (2) \$21,000 of the highway safety fund--state appropriation is
28 provided solely for the implementation of Senate Bill No. 6748 in the
29 form passed by the legislature. If Senate Bill No. 6748 is not enacted
30 in the form passed by the legislature the amount provided in this
31 subsection shall lapse.

32 (3) \$36,000 of the highway safety fund--state appropriation is
33 provided solely for the implementation of Senate Bill No. 6814 in the
34 form passed by the legislature. If Senate Bill No. 6814 is not enacted
35 in the form passed by the legislature the amount provided in this
36 subsection shall lapse.

1 (4) \$162,000 of the highway safety account--state appropriation is
2 provided solely for the implementation of Senate Bill No. 6461 in the
3 form passed by the legislature. If Senate Bill No. 6461 is not enacted
4 in the form passed by the legislature the amount provided in this
5 subsection shall lapse.

6 (5) \$56,000 of the highway safety account--state appropriation is
7 provided solely for the implementation of Senate Bill No. 5626 in the
8 form passed by the legislature. If Senate Bill No. 5626 is not enacted
9 in the form passed by the legislature the amount provided in this
10 subsection shall lapse.

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

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

14 Aeronautics Account--State Appropriation	((\$5,349,000))
15	<u>\$4,967,000</u>
16 Aircraft Search and Rescue Safety and	
17 Education Account--State Appropriation	\$160,000
18 TOTAL APPROPRIATION	((\$5,509,000))
19	<u>\$5,127,000</u>

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

22 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
23 **PROGRAM U**

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

26 (1) FOR PAYMENT OF WASHINGTON STATE FERRIES TORT LIABILITY AND
27 SETTLEMENTS

28 <u>Motor Vehicle Account--State Appropriation</u>	<u>\$5,626,000</u>
29 ((+1)) (2) FOR PAYMENT OF DEPARTMENT OF GENERAL ADMINISTRATION	
30 OFFICE OF RISK MANAGEMENT FEES	
31 Motor Vehicle Account--State Appropriation	\$464,000
32 Puget Sound Ferry Operations--State	
33 Appropriation	\$154,000
34 ((+2)) (3) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR	
35 Motor Vehicle Account--State Appropriation	\$713,000

1	((3)) (4) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL	
2	ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES	
3	Motor Vehicle Account--State Appropriation	\$4,047,000
4	((4)) (5) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL	
5	Motor Vehicle Account--State Appropriation	\$2,237,000
6	((5)) (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND	
7	ADMINISTRATION	
8	Motor Vehicle Account--State Appropriation	\$28,755,000
9	Motor Vehicle Fund--Puget Sound Ferry Operations Account--	
10	State Appropriation	\$4,204,000
11	The office of risk management shall evaluate the risk pool premium	
12	assessments to ensure that proper tracking, measuring, and reporting	
13	methods have been utilized to ensure funding equity has been	
14	maintained. "Funding equity" includes but is not limited to	
15	demonstrating that premiums assessed to the department of	
16	transportation will, over time, not exceed claims paid in order to	
17	ensure that premiums paid by the department of transportation are not	
18	unconstitutionally expended for nonhighway purposes. The office of	
19	risk management shall make a full report of its findings to the	
20	legislature no later than January 15, 2002.	
21	(6) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS	
22	ENTERPRISES	
23	Motor Vehicle Account--State Appropriation	\$251,000
24	(7) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL	
25	PROJECTS SURCHARGE	
26	Motor Vehicle Account--State Appropriation	\$1,547,000
27	(8) FOR ARCHIVES AND RECORDS MANAGEMENT	
28	Motor Vehicle Account--State Appropriation	\$457,000
29	TOTAL APPROPRIATION	(\$42,829,000)
30		<u>\$48,455,000</u>

31 **Sec. 1210.** 2002 c 359 s 225 (uncodified) is amended to read as
32 follows:

33	FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES	
34	CONSTRUCTION--PROGRAM W	
35	Motor Vehicle Account--State	
36	Appropriation	\$(134,390,000)
37		<u>\$136,052,000</u>

1	Motor Vehicle Account--Federal	
2	Appropriation	((\$37,472,000))
3		<u>\$35,810,000</u>
4	Passenger Ferry Account--State Appropriation	\$1,500,000
5	Passenger Ferry Account--Federal	
6	Appropriation	\$4,000,000
7	TOTAL APPROPRIATION	\$177,362,000

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

14 (1) The motor vehicle account--state appropriation includes
15 \$50,000,000 in proceeds from the sale of bonds authorized by RCW
16 47.10.843 for vessel and terminal acquisition, major and minor
17 improvements, and long lead time materials acquisition for the
18 Washington state ferries. The transportation commission may authorize
19 the use of current revenues available to the motor vehicle account in
20 lieu of bond proceeds for any part of the state appropriation.

21 (2) Appropriations in this section include funding for the purchase
22 or lease-purchase of one passenger ferry and assume the proceeds of the
23 sale of the MV Kalama and MV Skagit passenger ferries shall be
24 deposited in the passenger ferry account.

25 (3) The department shall provide staff support to a legislative
26 oversight committee that will manage a study of the Eagle Harbor
27 maintenance facility. The legislative oversight committee shall
28 consist of two members from each caucus in each house of the
29 legislature, appointed by the leadership of the members' respective
30 caucus. The department shall issue a request for proposals on behalf
31 of the legislative oversight committee for an outside consulting firm
32 to conduct a study on the preservation, replacement, or supplementation
33 of the Eagle Harbor maintenance facility. The study must analyze: (a)
34 The costs and benefits to preserve and maintain or relocate the
35 facility; (b) the impact of Eagle Harbor employment on the local
36 community and Kitsap county; and (c) a recommendation on future
37 investment in the Eagle Harbor maintenance facility or possible

1 alternatives. The contractor and the legislative oversight committee
2 must report back to the legislature's transportation committees no
3 later than December 10, 2002.

4 **Sec. 1211.** 2002 c 359 s 226 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**
7 Puget Sound Ferry Operations Account--State
8 Appropriation ((~~\$311,312,000~~))
9 \$313,250,000

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

13 (1) The appropriation is based on the budgeted expenditure of
14 ((~~\$35,159,000~~)) \$35,797,000 for vessel operating fuel in the 2001-2003
15 biennium. If the actual cost of fuel is less than this budgeted
16 amount, the excess amount may not be expended. If the actual cost
17 exceeds this amount, the department shall request a supplemental
18 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**

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 **Sec. 1302.** 2002 c 359 s 216 (uncodified) is amended to read as
17 follows:

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

19 Motor Vehicle Account--State Appropriation (~~(\$417,472,000)~~)
20 \$416,921,000

21 Motor Vehicle Account--Federal Appropriation \$230,929,000

22 Motor Vehicle Account--Private/Local
23 Appropriation \$48,872,000

24 Tacoma Narrows Toll Bridge Account--State
25 Appropriation \$839,000,000

26 Special Category C Account--State
27 Appropriation \$49,608,000

28 TOTAL APPROPRIATION (~~(\$1,585,881,000)~~)
29 \$1,585,330,000

30 The appropriations in this section are provided for the location,
31 design, right of way acquisition, or construction of state highway
32 projects designated as improvements under RCW 47.05.030. The
33 appropriations in this section are subject to the following conditions

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

3 (1) The special category C account--state appropriation of
4 \$49,608,000 includes \$41,500,000 in proceeds from the sale of bonds
5 authorized in RCW 47.10.812. The transportation commission may
6 authorize the use of current revenues available to the department of
7 transportation in lieu of bond proceeds for any part of the state
8 appropriation.

9 (2) The department shall report December 1st and June 1st of each
10 year to the senate and the house of representatives transportation
11 committees and the office of financial management on the timing and the
12 scope of work being performed for the regional transit authority known
13 as sound transit. This report shall provide a description of all
14 department activities related to the regional transit authority
15 including investments in state-owned infrastructure.

16 (3) The motor vehicle account--state appropriation includes
17 \$348,364,000 in proceeds from the sale of bonds authorized by RCW
18 47.10.843. The transportation commission may authorize the use of
19 current revenues available to the department of transportation in lieu
20 of bond proceeds for any part of the state appropriation.

21 (4) \$4,880,000 of the motor vehicle account--state appropriation is
22 provided solely for the state program share of freight mobility
23 projects as identified by the freight mobility strategic investment
24 board.

25 (5) To manage some projects more efficiently, federal funds may be
26 transferred from program Z to programs I and P and state funds shall be
27 transferred from programs I and P to program Z to replace those federal
28 funds in a dollar-for-dollar match. Fund transfers authorized under
29 this subsection shall not affect project prioritization status.
30 Appropriations shall initially be allotted as appropriated in this act.
31 The department shall not transfer funds as authorized under this
32 subsection without approval of the transportation commission and the
33 director of financial management. The department shall submit a report
34 on those projects receiving fund transfers to the transportation
35 committees of the senate and house of representatives by December 1,
36 2002.

37 (6) The motor vehicle account--state appropriation includes
38 \$3,898,000 in unexpended proceeds from the January 2001 bond sale

1 authorized in RCW 47.10.834 for the Tacoma Narrows bridge project. 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) The Tacoma narrows toll bridge account--state appropriation
6 includes \$800,000,000 in proceeds from the sale of bonds authorized by
7 RCW 47.10.843.

8 **TRANSFERS AND DISTRIBUTIONS**

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

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

14 Highway Bond Retirement Account Appropriation	((\$208,206,000))
	<u>\$196,524,000</u>
16 Ferry Bond Retirement Account Appropriation	((\$52,473,000))
	<u>\$52,474,000</u>
18 Transportation Improvement Board Bond Retirement	
19 Account--State Appropriation	((\$40,856,000))
	<u>\$38,088,000</u>
21 Motor Vehicle Account--State Appropriation	((\$4,588,000))
	<u>\$3,136,000</u>
23 Special Category C Account--State Appropriation	((\$631,000))
	<u>\$114,000</u>
25 Transportation Improvement Account--State	
26 Appropriation	((\$340,000))
	<u>\$76,000</u>
28 TOTAL APPROPRIATION	((\$307,094,000))
	<u>\$290,412,000</u>

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

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

1	AGENT CHARGES	
2	Motor Vehicle Account--State Appropriation	((\$459,000))
3		<u>\$334,000</u>
4	Special Category C Account Appropriation	((\$41,000))
5		<u>\$18,000</u>
6	Transportation Improvement Account--State	
7	Appropriation	\$34,000
8	TOTAL APPROPRIATION	((\$534,000))
9		<u>\$386,000</u>

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

12	FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION	
13	Motor Vehicle Account Appropriation for	
14	motor vehicle fuel tax distributions to	
15	cities and counties	((\$428,981,000))
16		<u>\$425,501,000</u>
17	<u>Motor Vehicle Account Appropriation for</u>	
18	<u>motor vehicle license, permit, and fee distributions</u>	
19	<u>to cities and counties</u>	<u>\$56,304,000</u>

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

22	FOR THE STATE TREASURER--TRANSFERS	
23	(1) RV Account--State Appropriation:	
24	For transfer to the Motor Vehicle Fund--State	((\$1,344,000))
25		<u>\$542,000</u>

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

28	(2) (Public Transportation Systems Account--	
29	State Appropriation: For transfer to the	
30	Multimodal Transportation Account--State	\$1,911,000
31	(3)) State Patrol Highway Account--State	
32	Appropriation: For transfer to the Motor	
33	Vehicle Account	\$48,657,000
34	((4)) (3) Motor Vehicle Account--State	
35	Appropriation: For motor vehicle fuel tax	
36	refunds and transfers	((\$453,279,000))

\$448,264,000

((+6)) (4) Urban Arterial Trust Account--State

Appropriation: For transfer of excess City
Hardship Assistance Program revenues to
cities \$1,500,000

((+7)) (5) Highway Safety Account--State

Appropriation: For transfer to the multimodal
transportation account \$20,000,000

((+8)) (6) Motor Vehicle Account--State

Appropriation: For transfer to the Tacoma
Narrows toll bridge account ((\$839,000,000))
\$39,000,000

((+9)) (7) Highway Safety Account--State

Appropriation: For transfer to the motor
vehicle account--state \$5,000,000

((+1)) If Senate Bill No. 6814 is enacted in the form passed by
the legislature, \$16,191,000 of the transfer from the Washington state
patrol account--state to the motor vehicle account--state shall lapse.
The state treasurer shall perform the transfers from the state patrol
highway account to the motor vehicle account on a quarterly basis.

~~((+2) The department of transportation is authorized to sell up to
\$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
Narrows bridge project. Proceeds from the sale of the bonds shall be
deposited into the motor vehicle account. The department of
transportation shall inform the treasurer of the amount to be
deposited.))~~

NEW SECTION. Sec. 1405. A new section is added to 2001 2nd sp.s.
c 14 (uncodified) to read as follows:

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

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

The department of transportation is authorized to sell up to
\$800,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma
Narrows bridge project. Proceeds from the sale of the bonds shall be

1 deposited into the motor vehicle account. The department of
2 transportation shall inform the treasurer of the amount to be
3 deposited.

4 **PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS**

5 NEW SECTION. **Sec. 1501.** A new section is added to chapter 43.79
6 RCW to read as follows:

7 The state patrol nonappropriated airplane revolving account is
8 created in the custody of the state treasurer. All receipts from
9 aircraft user fees paid by other agencies and private users as
10 reimbursement for the use of the patrol's aircraft that are primarily
11 for purposes other than highway patrol must be deposited into the
12 account. Expenditures from the account may be used only for expenses
13 related to these aircraft. Only the chief of the Washington state
14 patrol or the chief's designee may authorize expenditures from the
15 account. The account is subject to allotment procedures under chapter
16 43.88 RCW, but an appropriation is not required for expenditures.

17 NEW SECTION. **Sec. 1502.** If any provision of this act or its
18 application to any person or circumstance is held invalid, the
19 remainder of the act or the application of the provision to other
20 persons or circumstances is not affected.

21 NEW SECTION. **Sec. 1503.** This act is necessary for the immediate
22 preservation of the public peace, health, or safety, or support of the
23 state government and its existing public institutions, and takes effect
24 immediately.

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Passed by the House April 26, 2003.

Passed by the Senate April 26, 2003.

Approved by the Governor May 19, 2003, with the exception of certain items that were vetoed.

Filed in Office of Secretary of State May 19, 2003.

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

"I am returning herewith, without my approval as to sections 212(4); 305(13); 305(15); 306(7); and 409, Engrossed Substitute House Bill No. 1163, entitled:

"AN ACT Relating to transportation funding and appropriations;"

Section 212(4), Page 12, House Bill No. 2065

This proviso allocates \$2,901,000 from the motor vehicle account - state to the Department of Licensing (DOL) for implementation of House Bill No. 2065 relating to new license plate technology.

House Bill No. 2065 would require DOL to phase-in digital license plates starting July 1, 2004, with full implementation by January 1, 2007.

With so many other pressing transportation demands, the substantial six-year cost of \$10.3 million is not warranted at this time. However, I support digital license plate technology and intend to retain the twenty-five cent registration fee for deposit in the license plate technology account as provided in House Bill No. 2065. While providing the savings for this eventual transition, we can take a more deliberative approach to designing a system that best fits the state's needs. I intend to veto much of House Bill No. 2065, thus, this proviso is unnecessary.

In the meantime, I have directed the DOL to continue to explore new and innovative ways to utilize technology advancements to improve services and to provide the most cost effective business practices possible. We will continue to work with the appropriate legislative committees to address the intent of House Bill No. 2065 in a more cost effective manner.

Section 305(13), Page 29, Department of Transportation - Improvements - Program I

Section 305(13) would have prevented federal funds from being used to expand the scope of any improvement project receiving appropriation in section 305.

The provisions outlined in this subsection could unnecessarily limit the department from receiving federal funds earmarked for an existing transportation improvement project. I believe it is unwise to preclude the expenditure of federal monies that may even further advance these projects.

Section 305(15), Page 29, Department of Transportation - Improvements - Program I

Section 305(15) would have prevented the continued operation of the high-occupancy vehicle (HOV) lane pilot project in Clark County, which was established in partnership with the Regional Transportation Council.

The provisions outlined in this subsection would effectively eliminate the ability to continue the HOV pilot project in Clark County. There is strong support by a majority of local agencies in Clark County to continue this pilot project for two more years. Additionally, the HOV lane is achieving six of the eight goals established at the beginning of the pilot project.

Section 306(7), Page 30, Department of Transportation - Preservation - Program P

Section 306(7) would have prevented federal funds from being used to expand the scope of any preservation project receiving appropriation in section 306.

The provisions outlined in this subsection could unnecessarily limit the department from receiving federal earmarks for existing preservation projects. I believe it is unwise to preclude the expenditure of federal monies that may even further advance these projects.

Section 409, Page 39, For the State Treasurer - Transfers

This section transfers \$2,901,000 from the License Plate Technology Account to the motor vehicle account - state pursuant to House Bill No. 2065, which I intend to veto substantial portions of. For the reasons outlined with respect to section 212(4) above, this transfer is not required.

I also have concerns about the following section of this bill that I would have vetoed but for the following interpretations of legislative intent.

Section 225(3), Page 22, Multimodal Transportation Account - State

This section directs the Washington State Ferries to "...develop a plan to increase passenger-only farebox recovery to at least forty percent by July 1, 2003 with an additional goal of eighty percent, through increased fares, lower operating costs, and other cost-saving measures as appropriate." Given that the time required to implement

a fare increase sufficient to achieve 40% farebox recovery would extend well beyond July 1, 2003, I therefore understand the intent of this proviso to mean that the Washington State Ferries must complete the referenced plan by July 1, 2003 and report on the plan to the transportation committees of the legislature by December 1, 2003.

In order to implement the aforementioned plan, subsection 225(3) also authorizes the Washington State Ferry System to "...negotiate changes in work hours (requirements for split shift work), but only with respect to operating passenger-only ferry service..." I believe that this proviso is in no way intended to limit or alter the rights of ferry system management or ferry system employee organizations under RCW 47.64.120 to negotiate with respect to work hours and schedules for auto ferry service.

For these reasons, I have vetoed sections 212(4); 305(13); 305(15); 306(7); and 409 of Engrossed Substitute House Bill No. 1163.

With the exception of sections 212 (4); 305(13); 305(15); 306(7); and 409, Engrossed Substitute House Bill No. 1163 is approved."