



1 compensation and other expenses, for capital projects, and for other  
2 specified purposes, including the payment of any final judgments  
3 arising out of such activities, for the period ending June 30, 2007.

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

6 (a) "Fiscal year 2006" or "FY 2006" means the fiscal year ending  
7 June 30, 2006.

8 (b) "Fiscal year 2007" or "FY 2007" means the fiscal year ending  
9 June 30, 2007.

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

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

13 (e) "Provided solely" means the specified amount may be spent only  
14 for the specified purpose. Unless otherwise specifically authorized in  
15 this act, any portion of an amount provided solely for a specified  
16 purpose which is not expended subject to the specified conditions and  
17 limitations to fulfill the specified purpose shall lapse.

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

21 (g) "LEAP" means the legislative evaluation and accountability  
22 program committee.

23 **GENERAL GOVERNMENT AGENCIES--OPERATING**

24 NEW SECTION. **Sec. 101.** A new section is added to 2005 c 313  
25 (uncodified) to read as follows:

26 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

27 Multimodal Transportation Account--State Appropriation . . . \$234,000

28 **Sec. 102.** 2005 c 313 s 102 (uncodified) is amended to read as  
29 follows:

30 **FOR THE MARINE EMPLOYEES COMMISSION**

31 Puget Sound Ferry Operations Account--State  
32 Appropriation . . . . . ((\$390,000))  
33 \$407,000

34 The appropriation in this section is subject to the following  
35 conditions and limitations:

1       (1) To address its growing caseload, the marine employees  
2 commission shall develop a plan for prioritizing cases to schedule for  
3 hearings. The commission shall report back to the transportation  
4 committees of the legislature on its case prioritization plan by  
5 December 15, 2005.

6       (2) \$13,000 of the Puget Sound ferry operations account--state  
7 appropriation is provided solely for the implementation of Substitute  
8 Senate Bill No. 6794 (marine employees collective bargaining). If  
9 Substitute Senate Bill No. 6794 is not enacted by June 30, 2006, the  
10 amount provided in this subsection shall lapse.

11       **Sec. 103.** 2005 c 313 s 104 (uncodified) is amended to read as  
12 follows:

13 **FOR THE DEPARTMENT OF AGRICULTURE**

14 Motor Vehicle Account--State Appropriation . . . . . ((\$329,000))  
15 \$330,000

16       The appropriation in this section is subject to the following  
17 conditions and limitations: ((\$329,000)) \$330,000 of the motor vehicle  
18 account--state appropriation is provided solely for costs associated  
19 with the motor fuel quality program.

20       **Sec. 104.** 2005 c 313 s 105 (uncodified) is amended to read as  
21 follows:

22 **FOR THE DEPARTMENT OF ARCHEOLOGY AND HISTORIC PRESERVATION**

23 Motor Vehicle Account--State Appropriation . . . . . ((\$200,000))  
24 \$487,000

25       The appropriation in this section is subject to the following  
26 conditions and limitations:

27       (1) ~~((If Second Substitute Senate Bill No. 5056 is not enacted by~~  
28 ~~June 30, 2005, the entire appropriation shall lapse.~~

29       ~~(2) The entire))~~ \$200,000 of the motor vehicle account--state  
30 appropriation is for additional staffing costs to be dedicated to state  
31 transportation activities. Furthermore, any staff hired to support  
32 transportation activities must have practical experience with complex  
33 construction projects.

34       (2) \$236,000 of the motor vehicle account--state appropriation is  
35 provided solely for legal expenses related to the *Lower Elwha Klallam*  
36 *Tribe v. Washington* (graving dock) case.





1       **Sec. 203.** 2005 c 313 s 203 (uncodified) is amended to read as  
2 follows:

3 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

4	Urban Arterial Trust Account--State Appropriation . . .	(( <del>\$1,624,000</del> ))
5		<u>\$1,630,000</u>
6	Transportation Improvement Account--State Appropriation	(( <del>\$1,625,000</del> ))
7		<u>\$1,632,000</u>
8	TOTAL APPROPRIATION . . . . .	(( <del>\$3,249,000</del> ))
9		<u>\$3,262,000</u>

10       **Sec. 204.** 2005 c 313 s 204 (uncodified) is amended to read as  
11 follows:

12 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

13	Pilotage Account--State Appropriation . . . . .	(( <del>\$417,000</del> ))
14		<u>\$1,020,000</u>

15       The appropriation in this section is subject to the following  
16 conditions and limitations: \$500,000 of the appropriation is provided  
17 solely for stipends to trainees in the training program as set forth in  
18 rules adopted by the board; however, if Engrossed Substitute Senate  
19 Bill No. 6870 (pilot trainees stipends) is enacted by June 30, 2006,  
20 then \$600,000 of the total appropriation provided in this act shall  
21 lapse and the appropriation provided in Engrossed Substitute Senate  
22 Bill No. 6870 shall govern.

23       **Sec. 205.** 2005 c 313 s 205 (uncodified) is amended to read as  
24 follows:

25 **FOR THE JOINT TRANSPORTATION COMMITTEE**

26	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$1,400,000</del> ))
27		<u>\$1,604,000</u>

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

30       (1)(a) \$200,000 of the total appropriation is provided solely for  
31 the joint transportation committee to conduct a marine finance study  
32 that will facilitate policy discussions and decisions by the  
33 legislature regarding the Washington state ferry system. The committee  
34 may hire an expert consultant to act as a resource and assist the  
35 committee in conducting the study. The study is due by December 1,  
36 2006. In addition to committee members, or their designees, a

1 representative of the governor shall also assist with this study. The  
2 study must include, at a minimum, a review and evaluation of current  
3 practices and past studies in the following areas:

4 (i) Forecasts and budgeting methodologies used for projecting:

5 (A) Ferry compensation increases;

6 (B) Fuel costs;

7 (C) Other operating costs;

8 (D) Ridership; and

9 (E) Farebox revenues; and

10 (ii) Capital projects, including:

11 (A) Project cost estimates;

12 (B) Project scope determinations;

13 (C) Project changes;

14 (D) Appropriateness of projects in the capital budget;

15 (E) Project prioritization;

16 (F) Reporting on project progress;

17 (G) Performance measures for benchmarking and identifying success  
18 over time; and

19 (H) Legislative input regarding significant project changes; and

20 (iii) Operations review, including, but not limited to the  
21 following issues:

22 (A) Zero base of the operating budget;

23 (B) Business plan for uniform boat size; and

24 (C) Organizational structure.

25 (b) The purpose of the study is to facilitate policy discussions  
26 and decisions by members of the legislature, regarding the Washington  
27 state ferry system, including tariff policy, management review, and the  
28 potential for public private initiatives. The legislature recognizes  
29 there is a need, within the Washington state ferry system, for  
30 predictable cash flows, transparency, further integration with the rest  
31 of Washington state department of transportation, verification that the  
32 Washington state ferry system is operating at maximum efficiency, and  
33 better labor relations, and this study is to help move in that  
34 direction.

35 (2) The joint transportation committee shall conduct a study  
36 regarding the feasibility of a statewide uniform motor vehicle excise  
37 tax (MVET) depreciation schedule. In addition to committee members,  
38 the participants in the study must include at a minimum the following

1 individuals: (a) A representative of a regional transit authority  
2 (Sound Transit); (b) a representative of a regional transportation  
3 planning organization; (c) the secretary of transportation, or his or  
4 her designee; (d) a representative of the attorney general's office;  
5 (e) a representative of the department of licensing; and (f) a  
6 representative of the financial community. The purpose of the study is  
7 to develop an MVET depreciation schedule that more accurately reflects  
8 vehicle value but does not hinder outstanding contractual obligations.

9 (3) Funds provided in this section are sufficient for the committee  
10 to administer a study of the most reliable and cost-effective means of  
11 providing passenger-only ferry service.

12 (a) The study shall be guided by a 18 member task force consisting  
13 of the chairs and ranking members of the house of representatives and  
14 senate transportation committees, a designee of the director of the  
15 office of financial management, a member of the transportation  
16 commission, a designee of the secretary of transportation, a  
17 representative of organized labor, and ten stakeholders to be appointed  
18 by the governor as follows: Six representatives of ferry user  
19 communities, two representatives of public transportation agencies, and  
20 two representatives of commercial ferry operators.

21 (b) The study shall examine issues including but not limited to the  
22 long-term viability of different service providers, cost to ferry  
23 passengers, the state subsidies required by each provider, and the  
24 availability of federal funding for the different service providers.

25 (c) By November 30, 2005, the task force shall make its  
26 recommendations to the house of representatives and senate  
27 transportation committees.

28 (4) \$450,000 of the motor vehicle account--state appropriation is  
29 provided solely to administer a consultant study of the long-term  
30 viability of the state's transportation financing methods and sources.

31 (a) At a minimum, the study must examine the following: (i) The  
32 short and long-term viability of the motor fuel tax (both state and  
33 federal) as a major source of funding for transportation projects and  
34 programs; (ii) the desirability and effectiveness of state-distributed  
35 transportation funds for the benefit of local units of government;  
36 (iii) the potential for alternative and/or emerging sources of  
37 transportation revenues, with particular emphasis on user-based fees  
38 and charges; and (iv) trends and implications of debt financing for



1 transportation projects. The scope of work for the study may be  
2 expanded to include analysis of other financing issues relevant to the  
3 long-term viability of the state's transportation system.

4 (b) The findings and recommendations must be submitted to the  
5 fiscal committees of the legislature by November 1, 2006.

6 **Sec. 206.** 2005 c 313 s 206 (uncodified) is amended to read as  
7 follows:

8 **FOR THE TRANSPORTATION COMMISSION**

9	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$4,607,000</del> ))
10		<u>\$4,167,000</u>
11	Multimodal Transportation Account--State	
12	Appropriation . . . . .	(( <del>\$1,150,000</del> ))
13		<u>\$1,507,000</u>
14	TOTAL APPROPRIATION . . . . .	(( <del>\$5,757,000</del> ))
15		<u>\$5,674,000</u>

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

18 (1) \$1,500,000 of the motor vehicle fund account--state  
19 appropriation is provided solely for a comprehensive tolling study.  
20 The transportation commission, with the technical assistance of the  
21 department, must conduct a study of the state's transportation system  
22 to determine the feasibility of administering tolls on specific  
23 transportation facilities or a network of facilities. This study shall  
24 serve as the statewide tolling feasibility study required in Engrossed  
25 Substitute House Bill No. 1541, and shall serve as the tolling study  
26 necessary to implement toll facilities within a regional transportation  
27 investment district or its successor entity.

28 (a) The study must include an analysis of the only currently-  
29 authorized toll facility, the Tacoma Narrows bridge project. The study  
30 findings must include (i) the development of more uniform and equitable  
31 policies regarding the distribution of financial obligations imposed on  
32 those paying the tolls on the Tacoma Narrows bridge, and (ii)  
33 opportunities and options for reducing the outstanding indebtedness on  
34 the bridge project, including the possibility of buy-downs and other  
35 means of spreading the cost of the project more equitably.

36 (b) The study element for the benefit of a regional transportation  
37 investment district or regional transportation improvement authority

1 must also address the state highway system and other transportation  
2 facilities in King, Pierce, and Snohomish counties to determine the  
3 feasibility of value pricing on a facility or network of facilities.  
4 This study element should: (i) Determine the potential for value  
5 pricing to generate revenues for needed transportation facilities; (ii)  
6 maximize the efficient operation of facilities and the transportation  
7 network; and (iii) provide economic indicators for future system  
8 investments. This element of the study must take into account  
9 congestion levels, facility and corridor capacity, time of use,  
10 economic considerations, and other factors deemed appropriate. The  
11 study must recommend any additional laws, rules, procedures, resources,  
12 studies, reports, or support infrastructure necessary or desirable  
13 before proceeding with the review, evaluation, or implementation of any  
14 toll projects or a system-wide, value priced transportation structure.

15 (c) The study must specifically analyze the potential for a toll  
16 facility on SR 704, the cross-base highway located in Pierce county.

17 ~~(2) ((\$2,270,000 of the motor vehicle account--state appropriation  
18 is provided solely for the transportation performance audit board.  
19 Within this amount, the transportation performance audit board shall  
20 conduct a study and make recommendations to the legislature regarding  
21 the modification RCW 47.01.012, state transportation goals and  
22 benchmarks. In conducting the study, the board shall consider at a  
23 minimum: Original recommendations of the Blue Ribbon Commission on  
24 Transportation; the current policy goals and benchmark categories; the  
25 goals outlined in Substitute House Bill No. 1969; the recent work  
26 related to benchmarks completed by the transportation commission and  
27 the Washington state department of transportation; the measures review  
28 completed by TPAB; and best practices.~~

29 ~~The board shall submit study results, including any legislative  
30 recommendations, to the transportation committees of the legislature by  
31 January 1, 2006.~~

32 ~~(3))~~ \$1,150,000 of the multimodal account--state appropriation is  
33 provided solely for a statewide rail capacity and needs analysis. The  
34 purpose of this study is to (a) assess the rail freight and rail  
35 passenger infrastructure needs in this state; (b) review the current  
36 powers, authorities, and interests the state has in both passenger and  
37 freight rail; (c) recommend public policies for state participation and  
38 ownership in rail infrastructure and service delivery, including but

1 not limited to planning and governance issues; and (d) develop a rail  
2 asset management plan. The commission shall report their findings and  
3 conclusions of the study to the transportation committees of the  
4 legislature by December 1, 2006.

5 **Sec. 207.** 2005 c 313 s 207 (uncodified) is amended to read as  
6 follows:

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

8 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$664,000</del> ))
	<u>\$666,000</u>

10 **Sec. 208.** 2005 c 313 s 208 (uncodified) is amended to read as  
11 follows:

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

13 State Patrol Highway Account--State Appropriation . .	(( <del>\$202,530,000</del> ))
	<u>\$200,893,000</u>
15 State Patrol Highway Account--Federal Appropriation . . .	\$10,544,000
16 State Patrol Highway Account--Private/Local Appropriation . .	\$169,000
17 TOTAL APPROPRIATION . . . . .	(( <del>\$213,243,000</del> ))
	<u>\$211,606,000</u>

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

21 (1) Washington state patrol officers engaged in off-duty uniformed  
22 employment providing traffic control services to the department of  
23 transportation or other state agencies may use state patrol vehicles  
24 for the purpose of that employment, subject to guidelines adopted by  
25 the chief of the Washington state patrol. The Washington state patrol  
26 shall be reimbursed for the use of the vehicle at the prevailing state  
27 employee rate for mileage and hours of usage, subject to guidelines  
28 developed by the chief of the Washington state patrol. The patrol  
29 shall report to the house of representatives and senate transportation  
30 committees by December 31, 2005, on the use of agency vehicles by  
31 officers engaging in the off-duty employment specified in this  
32 subsection. The report shall include an analysis that compares cost  
33 reimbursement and cost-impacts, including increased vehicle mileage,  
34 maintenance costs, and indirect impacts, associated with the private  
35 use of patrol vehicles.

1 (2) In addition to the user fees, the patrol shall transfer into  
2 the state patrol nonappropriated airplane revolving account under RCW  
3 43.79.470 no more than the amount of appropriated state patrol highway  
4 account and general fund funding necessary to cover the costs for the  
5 patrol's use of the aircraft. The state patrol highway account and  
6 general fund--state funds shall be transferred proportionately in  
7 accordance with a cost allocation that differentiates between highway  
8 traffic enforcement services and general policing purposes.

9 (3) The patrol shall not account for or record locally provided DUI  
10 cost reimbursement payments as expenditure credits to the state patrol  
11 highway account. The patrol shall report the amount of expected  
12 locally provided DUI cost reimbursements to the transportation  
13 committees of the senate and house of representatives by December 31st  
14 of each year.

15 (4) The state patrol highway account--state appropriation for DUI  
16 reimbursements shall only be spent for pursuit vehicle video cameras,  
17 datamaster DUI testing equipment, tire deflator equipment, and taser  
18 guns. The Washington state patrol prior to the issuance of any taser  
19 guns will train the troopers on using the equipment. The agency will  
20 provide a report to the transportation committees of the senate and  
21 house of representatives by December 31st of each year on the  
22 occurrences where the taser guns were utilized along with any issues  
23 that have been identified.

24 (5) \$29,000 of the state patrol highway account--state  
25 appropriation is provided solely for the implementation of House Bill  
26 No. 1469. If House Bill No. 1469 is not enacted by June 30, 2005, the  
27 amount provided in this subsection shall lapse.

28 (6) \$5,580,000 of the total appropriation is provided solely for a  
29 3.8% salary increase for commissioned officers effective July 1, 2005,  
30 in addition to any other salary increases provided for in this act.

31 ~~((+8))~~ (7) The Washington state patrol is authorized to use  
32 certificates of participation to fund the King Air aircraft replacement  
33 over a term of not more than ten years and an amount not to exceed  
34 \$1,900,000.

35 (8)(a) \$834,000 of the state patrol highway account--state  
36 appropriation is provided solely for the collective bargaining  
37 agreement reached between the governor and the Washington state patrol  
38 troopers association under chapter 438, Laws of 2005. For commissioned

1 troopers and sergeants covered under this section, funding is provided  
2 for a 2.6% salary increase effective July 1, 2006. This increase  
3 supersedes the fiscal year 2007 increase granted under section 501,  
4 chapter 313, Laws of 2005. Provisions of the collective bargaining  
5 agreement contained in this subsection are described in general terms.  
6 Only major economic terms are included in this description. This  
7 description does not contain the complete contents of the agreement.  
8 Due to the timing challenges in negotiating the initial collective  
9 bargaining agreement under chapter 438, Laws of 2005, this agreement  
10 was not concluded by the October 1st statutory deadline. However, the  
11 legislature does not intend to fund bargaining agreements concluded  
12 after the October 1st deadline, or other salary increases not included  
13 in the governor's budget proposal, in future biennia.

14 (b) \$62,000 of the state patrol highway account--state  
15 appropriation is provided solely for salary increases for commissioned  
16 captains and lieutenants covered under this section, if a new  
17 collective bargaining agreement is reached between the governor and the  
18 Washington state patrol lieutenants association by July 1, 2006. The  
19 amount provided in this subsection is contingent on an agreement being  
20 reached by July 1, 2006, and shall be held in reserve status until the  
21 agreement is reached. If an agreement is not reached by July 1, 2006,  
22 the amount provided in this subsection shall lapse. If an agreement is  
23 reached by July 1, 2006, the increase supersedes the fiscal year 2007  
24 increase granted under section 501, chapter 313, Laws of 2005. Due to  
25 the timing challenges in negotiating a collective bargaining agreement  
26 funded under this subsection, the agreement will not have been  
27 concluded by the October 1st statutory deadline. However, the  
28 legislature does not intend to fund bargaining agreements concluded  
29 after the October 1st deadline, or other salary increases not included  
30 in the governor's budget proposal, in future biennia.

31 (9) \$1,870,000 is provided solely for twelve additional troopers in  
32 the vessel and terminal security division.

33 NEW SECTION. Sec. 209. A new section is added to 2005 c 313  
34 (uncodified) to read as follows:

35 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**  
36 State Patrol Highway Account--State Appropriation . . . . \$1,358,000

1       **Sec. 210.** 2005 c 313 s 209 (uncodified) is amended to read as  
2 follows:

3       **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**

4 State Patrol Highway Account--State Appropriation . . .	(( <del>\$82,748,000</del> ))
	<u>\$91,359,000</u>
6 State Patrol Highway Account--Private/Local	
7       Appropriation . . . . .	\$2,008,000
8       TOTAL APPROPRIATION . . . . .	(( <del>\$84,756,000</del> ))
	<u>\$93,367,000</u>

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

12       (1) \$247,000 of the state patrol highway account--state  
13 appropriation is provided solely for the implementation of Second  
14 Substitute House Bill No. 1188. If Second Substitute House Bill No.  
15 1188 is not enacted by June 30, 2005, the amount provided in this  
16 subsection shall lapse.

17       (2) The Washington state patrol is instructed to work with the risk  
18 management division in the office of financial management in compiling  
19 the state patrol data for establishing the agency's risk management  
20 insurance premiums to the tort claims account. The office of financial  
21 management and the Washington state patrol shall submit a report to the  
22 transportation committees of the senate and house of representatives by  
23 December 31st of each year on the number of claims, estimated claims to  
24 be paid, method of calculation, and the adjustment in the premium.

25       ~~(3) ((\$6,228,000 of the total appropriation is provided solely for~~  
26 ~~automobile fuel in the 2005-2007 biennium.~~

27       ~~(4))~~ \$8,678,000 of the total appropriation is provided solely for  
28 the purchase of pursuit vehicles.

29       ~~((5))~~ (4) \$5,254,000 of the total appropriation is provided  
30 solely for vehicle repair and maintenance costs of vehicles used for  
31 highway purposes.

32       ~~((6))~~ (5) \$384,000 of the total appropriation is provided solely  
33 for the purchase of mission vehicles used for highway purposes in the  
34 commercial vehicle and traffic investigation sections of the patrol.

35       (6)(a) \$28,000 of the state patrol highway account--state  
36 appropriation is provided solely for the collective bargaining  
37 agreement reached between the governor and the Washington state patrol  
38 troopers association under chapter 438, Laws of 2005. For commissioned

1 troopers and sergeants covered under this section, funding is provided  
2 for a 2.6% salary increase effective July 1, 2006. This increase  
3 supersedes the fiscal year 2007 increase granted under section 501,  
4 chapter 313, Laws of 2005. Provisions of the collective bargaining  
5 agreement contained in this subsection are described in general terms.  
6 Only major economic terms are included in this description. This  
7 description does not contain the complete contents of the agreement.  
8 Due to the timing challenges in negotiating the initial collective  
9 bargaining agreement under chapter 438, Laws of 2005, this agreement  
10 was not concluded by the October 1st statutory deadline. However, the  
11 legislature does not intend to fund bargaining agreements concluded  
12 after the October 1st deadline, or other salary increases not included  
13 in the governor's budget proposal, in future biennia.

14 (b) \$2,000 of the state patrol highway account--state appropriation  
15 is provided solely for salary increases for commissioned captains and  
16 lieutenants covered under this section, if a new collective bargaining  
17 agreement is reached between the governor and the Washington state  
18 patrol lieutenants association by July 1, 2006. The amount provided in  
19 this subsection is contingent on an agreement being reached by July 1,  
20 2006, and shall be held in reserve status until the agreement is  
21 reached. If an agreement is not reached by July 1, 2006, the amount  
22 provided in this subsection shall lapse. If an agreement is reached by  
23 July 1, 2006, the increase supersedes the fiscal year 2007 increase  
24 granted under section 501, chapter 313, Laws of 2005. Due to the  
25 timing challenges in negotiating a collective bargaining agreement  
26 funded under this subsection, the agreement will not have been  
27 concluded by the October 1st statutory deadline. However, the  
28 legislature does not intend to fund bargaining agreements concluded  
29 after the October 1st deadline, or other salary increases not included  
30 in the governor's budget proposal, in future biennia.

31 **Sec. 211.** 2005 c 313 s 210 (uncodified) is amended to read as  
32 follows:

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

34 Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$3,000
35 Motorcycle Safety Education Account--State Appropriation . . . . .	\$96,000
36 Wildlife Account--State Appropriation . . . . .	<del>(\$82,000)</del>
37	<u>\$95,000</u>

1	Highway Safety Account--State Appropriation . . . . .	(( <del>\$11,418,000</del> ))
2		<u>\$11,676,000</u>
3	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$7,043,000</del> ))
4		<u>\$7,381,000</u>
5	DOL Services Account--State Appropriation . . . . .	(( <del>\$88,000</del> ))
6		<u>\$102,000</u>
7	<del>((Biometric Security Account--State Appropriation . . . . .</del>	<del>\$57,000))</del>
8	TOTAL APPROPRIATION . . . . .	(( <del>\$18,787,000</del> ))
9		<u>\$19,353,000</u>

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

12 (1) \$1,134,000 of the motor vehicle account--state appropriation is  
13 provided solely for the implementation of Engrossed Substitute Senate  
14 Bill No. 6103. If Engrossed Substitute Senate Bill No. 6103 is not  
15 enacted by June 30, 2005, the amount provided in this subsection shall  
16 lapse.

17 (2) \$52,000 of the highway safety account--state appropriation is  
18 provided solely for the implementation of House Bill No. 2829 (driver  
19 training schools). If House Bill No. 2829 is not enacted by June 30,  
20 2006, the amount provided in this subsection shall lapse.

21 **Sec. 212.** 2005 c 313 s 211 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF LICENSING--INFORMATION SERVICES**

24	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$2,000
25	Motorcycle Safety Education Account--State Appropriation . . .	\$35,000
26	Wildlife Account--State Appropriation . . . . .	\$102,000
27	Highway Safety Account--State Appropriation . . . . .	(( <del>\$20,698,000</del> ))
28		<u>\$22,740,000</u>
29	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$12,095,000</del> ))
30		<u>\$12,149,000</u>
31	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$500,000
32	DOL Services Account--State Appropriation . . . . .	(( <del>\$7,825,000</del> ))
33		<u>\$5,919,000</u>
34	<del>((Biometric Security Account--State Appropriation . . . . .</del>	<del>\$728,000))</del>
35	TOTAL APPROPRIATION . . . . .	(( <del>\$41,985,000</del> ))
36		<u>\$41,447,000</u>



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

3 (1) The department shall submit a report to the transportation  
4 committees of the legislature, detailing the progress made in  
5 transitioning from the HP3000 system, by December 30, 2005, and each  
6 December 1st thereafter until the project is fully completed.

7 (2) \$357,000 of the motor vehicle account--state appropriation is  
8 provided solely for the implementation of all special license plate  
9 bills introduced during the 2005 legislative session and approved by  
10 the special license plate review board. The amount provided in this  
11 subsection shall be reduced accordingly for any of those bills that are  
12 not enacted by June 30, 2005.

13 (3) \$58,000 of the state wildlife account--state appropriation is  
14 provided solely for the implementation of Substitute Senate Bill No.  
15 5423. If Substitute Senate Bill No. 5423 is not enacted by June 30,  
16 2005, the amount provided in this subsection shall lapse.

17 (4) \$145,000 of the motor vehicle account--state appropriation is  
18 provided solely for the implementation of Engrossed Substitute Senate  
19 Bill No. 6103. If Engrossed Substitute Senate Bill No. 6103 is not  
20 enacted by June 30, 2005, the amount provided in this subsection shall  
21 lapse.

22 (5) \$8,000 of the motor vehicle account--state appropriation is  
23 provided solely for the implementation of Engrossed Substitute Senate  
24 Bill No. 6287 (parking privileges for legally blind). If Engrossed  
25 Substitute Senate Bill No. 6287 is not enacted by June 30, 2006, the  
26 amount provided in this subsection shall lapse.

27 (6) \$49,000 of the highway safety account--state appropriation is  
28 provided solely for the implementation of House Bill No. 2829 (driver  
29 training schools). If House Bill No. 2829 is not enacted by June 30,  
30 2006, the amount provided in this subsection shall lapse.

31 **Sec. 213.** 2005 c 313 s 212 (uncodified) is amended to read as  
32 follows:

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

34 Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$26,000
35 Wildlife Account--State Appropriation . . . . .	<del>(\$626,000)</del>
36	<u>\$627,000</u>
37 Motor Vehicle Account--State Appropriation . . . . .	<del>(\$49,894,000)</del>

1		<u>\$51,271,000</u>
2	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$872,000
3	DOL Services Account--State Appropriation . . . . .	\$1,146,000
4	Highway Safety Account--State Appropriation . . . . .	\$404,000
5	TOTAL APPROPRIATION . . . . .	(( <del>\$52,968,000</del> ))
6		<u>\$54,346,000</u>

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

9 (1) \$247,000 of the motor vehicle account--state appropriation is  
10 provided solely for the implementation of all special license plate  
11 bills introduced during the 2005 legislative session and approved by  
12 the special license plate review board. The amount provided in this  
13 subsection shall be reduced accordingly for any of those bills that are  
14 not enacted by June 30, 2005.

15 (2) \$11,000 of the wildlife account--state appropriation is  
16 provided solely for the implementation of Engrossed Senate Bill No.  
17 5423. If Engrossed Senate Bill No. 5423 is not enacted by June 30,  
18 2005, the amount provided in this subsection shall lapse.

19 (3) \$404,000 of the motor vehicle account--state appropriation is  
20 provided solely for the implementation of Engrossed Substitute Senate  
21 Bill No. 6103. If Engrossed Substitute Senate Bill No. 6103 is not  
22 enacted by June 30, 2005, the amount provided in this subsection shall  
23 lapse.

24 (4) \$37,000 of the motor vehicle account--state appropriation is  
25 provided solely for the implementation of Engrossed Substitute Senate  
26 Bill No. 6287 (parking privileges for legally blind). If Engrossed  
27 Substitute Senate Bill No. 6287 is not enacted by June 30, 2006, the  
28 amount provided in this subsection shall lapse.

29 **Sec. 214.** 2005 c 313 s 213 (uncodified) is amended to read as  
30 follows:

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

32	Motorcycle Safety Education Account--State	
33	Appropriation . . . . .	(( <del>\$3,005,000</del> ))
34		<u>\$3,006,000</u>
35	Highway Safety Account--State Appropriation . . . . .	(( <del>\$85,051,000</del> ))
36		<u>\$87,078,000</u>
37	Highway Safety Account--Federal Appropriation . . . . .	\$8,000

1 ((~~Biometric Security Account--State Appropriation . . . . . \$1,523,000~~))  
2 TOTAL APPROPRIATION . . . . . ((~~\$89,587,000~~))  
3 \$90,092,000

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

6 (1) \$970,000 of the highway safety account--state appropriation is  
7 provided solely for the commercial driver license program. The  
8 department shall informally report to the transportation committees of  
9 the legislature on the progress made in addressing federal audit  
10 findings and in implementing the federal motor carrier safety  
11 improvement act. Reports shall be made by the following dates:  
12 November 1, 2005, and each November 1st thereafter.

13 (2) \$412,000 of the motorcycle safety and education account--state  
14 appropriation is provided solely for the department's motorcycle safety  
15 program. The department shall informally report to the transportation  
16 committees of the legislature detailing the progress made in  
17 implementing national highway traffic safety assessment guidelines.  
18 Reports shall be made by the following dates: November 1, 2005, and  
19 each November 1st thereafter.

20 (3) The department of licensing, in consultation with the  
21 department of transportation and other stakeholders, shall draft  
22 legislation to bring the state into compliance with any federal  
23 legislation or rules enacted relative to identification necessary for  
24 persons crossing international borders. The department shall report to  
25 the transportation committees of the legislature by December 1, 2005,  
26 on the recommended legislation for bringing the state into compliance  
27 with federal requirements.

28 (4) \$738,000 of the highway safety account--state appropriation is  
29 provided solely for the implementation of House Bill No. 2829 (driver  
30 training schools). If House Bill No. 2829 is not enacted by June 30,  
31 2006, the amount provided in this subsection shall lapse.

32 **Sec. 215.** 2005 c 313 s 214 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**  
35 **MAINTENANCE--PROGRAM B**

36 Tacoma Narrows Toll Bridge Account--State Appropriation ((~~\$8,615,000~~))  
37 \$8,624,000

1       **Sec. 216.** 2005 c 313 s 215 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
4 **C**

5	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$55,941,000</del> ))
6		<u>\$56,597,000</u>
7	Motor Vehicle Account--Federal Appropriation . . . . .	\$1,973,000
8	Puget Sound Ferry Operations Account--State	
9	Appropriation . . . . .	(( <del>\$8,558,000</del> ))
10		<u>\$8,572,000</u>
11	Multimodal Transportation Account--State Appropriation . . .	\$363,000
12	TOTAL APPROPRIATION . . . . .	(( <del>\$66,835,000</del> ))
13		<u>\$67,505,000</u>

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

16       (1) ((~~\$850,000~~)) \$800,000 of the motor vehicle account--state  
17 appropriation is provided solely for the continued maintenance and  
18 support of the transportation executive information system (TEIS). The  
19 TEIS shall be enhanced during the ((~~2005~~)) 2006 legislative interim to  
20 continue the shift towards a monitoring and reporting system capable of  
21 tracking and reporting on major project milestones and measurements.  
22 The department shall work with the legislature to identify and define  
23 meaningful milestones and measures to be used in monitoring the scope,  
24 schedule, and cost of projects. The department shall provide updated  
25 information on six project milestones for all active projects, funded  
26 in part or in whole with 2005 transportation partnership account funds  
27 or 2003 nickel account funds, on a quarterly basis in TEIS. The  
28 department shall also provide updated information on six project  
29 milestones for projects agreed to by the legislature, office of  
30 financial management, and the department, and funded with preexisting  
31 funds, on a quarterly basis in TEIS.

32       (2) \$350,000 of the motor vehicle account--state appropriation is  
33 provided solely for a financial and capital project system needs  
34 assessment for future automation development and enhancements. The  
35 completed assessment will identify options which shall be presented to  
36 the transportation committees of the senate and the house of  
37 representatives by December 31, 2005.

1       (3) The department shall consult with the office of financial  
2 management and the department of information services to ensure that  
3 (a) the department's current and future system development is  
4 consistent with the overall direction of other key state systems; and  
5 (b) when possible, use or develop common statewide information systems  
6 to encourage coordination and integration of information used by the  
7 department and other state agencies and to avoid duplication.

8       (4) \$245,000 of the motor vehicle account--state appropriation is  
9 provided solely for expanding the department's existing agreement with  
10 the department of information services. This amount is provided for  
11 additional bandwidth to accommodate web demand, particularly during  
12 peak periods.

13       (5) \$302,000 of the motor vehicle account--state appropriation is  
14 provided solely for the department's share of the costs for the Union  
15 Gap disaster recovery facility.

16       (6) The department shall review its GPS network services and survey  
17 data, and evaluate the added benefits of using real-time data from a  
18 regional cooperative GPS network.

19       **Sec. 217.** 2005 c 313 s 216 (uncodified) is amended to read as  
20 follows:

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

23 Motor Vehicle Account--State Appropriation . . . . . (~~(\$33,499,000)~~)  
24 \$33,600,000

25       **Sec. 218.** 2005 c 313 s 217 (uncodified) is amended to read as  
26 follows:

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

28 Aeronautics Account--State Appropriation . . . . . (~~(\$5,632,000)~~)  
29 \$7,137,000

30 Aeronautics Account--Federal Appropriation . . . . . \$2,150,000

31 (~~Aircraft Search and Rescue Safety and~~  
32 ~~Education Account--State Appropriation . . . . . \$262,000)~~)

33 Multimodal Transportation Account--State Appropriation . . . \$100,000

34 Multimodal Transportation Account--Federal Appropriation . . \$900,000

35       TOTAL APPROPRIATION . . . . . (~~(\$9,044,000)~~)  
36 \$10,287,000

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

3 (1)(a) \$433,000 of the aeronautics account--state appropriation is  
4 provided solely for airport pavement projects. The department's  
5 aviation division shall complete a priority airport pavement project  
6 list by January 1, 2006, to be considered by the legislature in the  
7 2006 supplemental budget. If Substitute Senate Bill No. 5414 is not  
8 enacted by June 30, 2005, the amount provided in this subsection shall  
9 lapse.

10 (b) ~~((The entire aircraft search and rescue safety and education  
11 account appropriation shall lapse if Substitute Senate Bill No. 5414 is  
12 enacted by June 30, 2005.~~

13 ~~(e))~~ If Substitute Senate Bill No. 5414 is enacted by July 1,  
14 2005, then the remaining unexpended fund balance in the aircraft search  
15 and rescue, safety, and education account shall be deposited into the  
16 state aeronautics account.

17 (2) The entire multimodal transportation account--state and federal  
18 appropriations are provided solely for implementing Engrossed  
19 Substitute Senate Bill No. 5121. If Engrossed Substitute Senate Bill  
20 No. 5121 is not enacted by June 30, 2005, or if federal funds are not  
21 received by March 1, 2006, for the purpose of implementing Engrossed  
22 Substitute Senate Bill No. 5121, the amount provided in this subsection  
23 shall lapse.

24 **Sec. 219.** 2005 c 313 s 218 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
27 **SUPPORT--PROGRAM H**

28	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$48,961,000</del> ))
29		<u>\$52,828,000</u>
30	Motor Vehicle Account--Federal Appropriation . . . . .	\$500,000
31	Multimodal Account--State Appropriation . . . . .	\$250,000
32	TOTAL APPROPRIATION . . . . .	(( <del>\$49,711,000</del> ))
33		<u>\$53,578,000</u>

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

36 (1) \$300,000 of the motor vehicle account--state appropriation is  
37 provided to the department in accordance with RCW 46.68.110(2) and

1 46.68.120(3) and shall be used by the department solely for the  
2 purposes of providing contract services to the association of  
3 Washington cities and Washington state association of counties for (a)  
4 activities of the transportation permit efficiency and accountability  
5 committee, including pilot mitigation banking activities, and (b) other  
6 permit delivery efforts.

7 (2) (~~(\$1,475,000)~~) \$1,775,000 of the motor vehicle account--state  
8 appropriation is provided solely for the staffing activities of the  
9 transportation permit efficiency and accountability committee.

10 (3) \$3,500,000 of the motor vehicle account--state appropriation is  
11 provided solely for consultant contracts to assist the department in  
12 the delivery of the capital construction program by identifying  
13 improvements to program delivery, program management, project controls,  
14 program and project monitoring, forecasting, and reporting. The  
15 consultants shall work with the department of information services and  
16 include department of information services' recommendations in their  
17 reports.

18 The consultants shall develop a capital construction strategic  
19 plan, due to the transportation committees of the house of  
20 representatives and senate and to the office of financial management,  
21 by June 30, 2006.

22 The consultants shall also coordinate their work with other budget  
23 and performance efforts, including Roadmap, the joint transportation  
24 committee budget study, the findings of the critical applications  
25 modernization and integration strategies study, including proposed next  
26 steps, and the priorities of government process.

27 The department shall report to the transportation committees of the  
28 house of representatives and senate, and the office of financial  
29 management, by July 31, 2006, on recommended capital budgeting and  
30 reporting options. Options must include appropriate project groupings  
31 for reporting purposes, and appropriate measures for reporting project  
32 progress, timeliness, cost, and criteria and processes for project  
33 transfers.

34 **Sec. 220.** 2005 c 313 s 219 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM**

1 **K**  
2 Motor Vehicle Account--State Appropriation . . . . . (~~(\$1,068,000)~~)  
3 \$1,072,000

4 **Sec. 221.** 2005 c 313 s 220 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M**  
7 Motor Vehicle Account--State Appropriation . . . . . (~~(\$296,648,000)~~)  
8 \$299,428,000  
9 Motor Vehicle Account--Federal Appropriation . . . . . \$1,426,000  
10 Motor Vehicle Account--Private/Local Appropriation . . . . . \$4,315,000  
11 TOTAL APPROPRIATION . . . . . (~~(\$302,389,000)~~)  
12 \$305,169,000

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

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

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

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

29 (4) Funding is provided for maintenance on the state system to  
30 allow for a continuation of the level of service targets included in  
31 the 2003-05 biennium. In delivering the program, the department should  
32 concentrate on the following areas:

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

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



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

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

8 (5) The department shall develop and implement a plan to improve  
9 work zone safety on a statewide basis. As part of the strategy  
10 included in the plan, the department shall fund equipment purchases  
11 using a portion of the money from the annual OTEF equipment purchasing  
12 and replacement process. The department shall also identify and  
13 evaluate statewide equipment needs (such as work zone safety equipment)  
14 and prioritize any such needs on a statewide basis. Substitute  
15 purchasing at the statewide level, when appropriate, shall be utilized  
16 to meet those identified needs. The department must report to the  
17 transportation committees of the legislature by December 1, 2005, on  
18 the plan, and by December 1, 2006, on the status of implementing the  
19 plan.

20 **Sec. 222.** 2005 c 313 s 221 (uncodified) is amended to read as  
21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
23 **OPERATING**

24	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$42,811,000</del> ))
25		<u>\$38,777,000</u>
26	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
27	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$128,000
28	<u>Highway Safety Account--State Appropriation . . . . .</u>	<u>\$5,070,000</u>
29	TOTAL APPROPRIATION . . . . .	(( <del>\$44,989,000</del> ))
30		<u>\$46,025,000</u>

31 The appropriations in this section are subject to the following  
32 conditions and limitations: \$4,400,000 of the motor vehicle account--  
33 state appropriation is provided solely for low-cost enhancements. The  
34 department shall give priority to low-cost enhancement projects that  
35 improve safety or provide congestion relief. The department shall  
36 prioritize low-cost enhancement projects on a statewide rather than  
37 regional basis.

1       **Sec. 223.** 2005 c 313 s 222 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**  
4 **SUPPORT--PROGRAM S**

5	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$25,434,000</del> ))
6		<u>\$25,516,000</u>
7	Motor Vehicle Account--Federal Appropriation . . . . .	\$30,000
8	Puget Sound Ferry Operations Account--State	
9	Appropriation . . . . .	\$1,321,000
10	Multimodal Transportation Account--State Appropriation . . . . .	\$973,000
11	TOTAL APPROPRIATION . . . . .	(( <del>\$27,758,000</del> ))
12		<u>\$27,840,000</u>

13       **Sec. 224.** 2005 c 313 s 223 (uncodified) is amended to read as  
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**  
16 **AND RESEARCH--PROGRAM T**

17	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$22,390,000</del> ))
18		<u>\$23,552,000</u>
19	Motor Vehicle Account--Federal Appropriation . . . . .	\$16,756,000
20	Multimodal Transportation Account--State Appropriation (( <del>\$2,267,000</del> ))	
21		<u>\$2,424,000</u>
22	Multimodal Transportation Account--Federal	
23	Appropriation . . . . .	\$2,829,000
24	Multimodal Transportation Account--Private/Local	
25	Appropriation . . . . .	\$100,000
26	Transportation Partnership Account--State	
27	Appropriation . . . . .	(( <del>\$6,000,000</del> ))
28		<u>\$2,300,000</u>
29	TOTAL APPROPRIATION . . . . .	(( <del>\$50,342,000</del> ))
30		<u>\$47,961,000</u>

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

33       (1) In order to qualify for state planning funds available to  
34 regional transportation planning organizations under this section, a  
35 regional transportation planning organization containing any county  
36 with a population in excess of one million shall provide voting  
37 membership on its executive board to any incorporated principal city of

1 a metropolitan statistical area within the region, as designated by the  
2 United States census bureau, and to any incorporated city within the  
3 region with a population in excess of eighty thousand as of July 1,  
4 2005. Additionally, a regional transportation planning organization  
5 described under this subsection shall conduct a review of its executive  
6 board membership criteria to ensure that the criteria appropriately  
7 reflects a true and comprehensive representation of the organization's  
8 jurisdictions of significance within the region.

9 ~~((+3))~~ (2) \$2,000,000 of the transportation partnership account--  
10 state appropriation is provided solely for the costs of the regional  
11 transportation investment district (RTID) election, not including  
12 public outreach activities, and department of transportation project  
13 oversight. The department shall provide support from its urban  
14 corridors region to assist in preparing project costs, expenditure  
15 plans, and modeling. The department shall not deduct a management  
16 reserve, nor charge management or overhead fees. These funds are  
17 provided as a loan to the RTID and shall be repaid to the state motor  
18 vehicle account within one year following the certification of the  
19 election results related to the RTID. If either Engrossed Substitute  
20 House Bill No. 2157 or Senate Bill No. 6089 are enacted by June 30,  
21 2005, the amount provided in this subsection shall lapse. None of this  
22 appropriation may be used for election expenses for an election held  
23 before January 1, 2006.

24 ~~((+4))~~ (3) \$175,000 of the motor vehicle account--state  
25 appropriation is provided to the department in accordance with RCW  
26 46.68.110(2) and 46.68.120(3) and shall be used by the department to  
27 support the processing and analysis of the backlog of city and county  
28 collision reports by January 2006. The amount provided in this  
29 subsection shall lapse if federal funds become available for this  
30 purpose.

31 ~~((+5))~~ (4) \$150,000 of the multimodal transportation account--  
32 state appropriation is provided solely for the implementation of  
33 Engrossed Second Substitute House Bill No. 1565. If Engrossed Second  
34 Substitute House Bill No. 1565 is not enacted by June 30, 2005, the  
35 amount provided in this subsection shall lapse.

36 ~~((+6))~~ (5) The department of transportation shall evaluate the  
37 number of spaces available for long-haul truck parking relative to  
38 current and projected future needs. The department of transportation

1 shall also explore options for augmenting the number of spaces  
2 available, including, but not limited to, expanding state-owned rest  
3 areas or modifying regulations governing the use of these facilities,  
4 utilizing weigh stations and park and ride lots, and encouraging the  
5 expansion of the private sector's role. Finally, the department shall  
6 explore the utility of coordinating with neighboring states on  
7 long-haul truck parking and evaluate methodologies for alleviating any  
8 air quality issues relative to the issue. The department must report  
9 to the transportation committees of the legislature by December 1,  
10 2005, on the options, strategies, and recommendations for long-haul  
11 truck parking.

12 ~~((7))~~ (6) \$50,000 of the multimodal transportation account--state  
13 appropriation is provided solely for evaluating high-speed passenger  
14 transportation facilities and services, including rail or magnetic  
15 levitation transportation systems, to connect airports as a means to  
16 more efficiently utilize airport capacity, as well as connect major  
17 population and activity centers. This evaluation shall be coordinated  
18 with the airport capacity and facilities market analysis conducted  
19 pursuant to Engrossed Substitute Senate Bill No. 5121 and results of  
20 the evaluation shall be submitted by July 1, 2007. If Engrossed  
21 Substitute Senate Bill No. 5121 is not enacted by June 30, 2005, or if  
22 federal funds are not received by March 1, 2006, for the purpose of  
23 implementing Engrossed Substitute Senate Bill No. 5121, the amount  
24 provided in this subsection shall lapse.

25 (7) \$700,000 of the motor vehicle account--state appropriation is  
26 provided solely for completing funding for a route development plan of  
27 U.S. route 2.

28 (8) The department shall conduct a study of the resources allocated  
29 to each of the seven department regions and the corresponding  
30 workloads. Given the magnitude of the investments in the Puget Sound  
31 region, particular emphasis shall be given to reviewing the resources  
32 allocated and corresponding workloads with respect to the urban  
33 corridors region and the northwest region. Based on the results of  
34 this study, the department shall submit recommendations by December 1,  
35 2006, to the legislature and the office of financial management  
36 regarding reallocating resources and revising regional boundaries  
37 within the department, as appropriate, in order to better coincide  
38 allocated resources with designated regional boundaries.

1       (9) \$250,000 of the motor vehicle account--state appropriation is  
2 provided solely for predesign for safety improvements at the I-5 Martin  
3 Way interchange in the city of Lacey.

4       (10) The department shall inventory all tidelands owned by the  
5 department and, in cooperation with the department of natural  
6 resources, assess the commercial value and viability of the on-going  
7 harvesting of any shellfish thereupon.

8       (11) \$750,000 of the multimodal transportation account--state  
9 appropriation is provided solely for the support of the regional  
10 transportation commission established under Substitute House Bill No.  
11 2871 or Substitute Senate Bill No. 6599 (central Puget Sound regional  
12 transportation governance). The amount provided in this subsection  
13 must be used to support planning activities related to central Puget  
14 Sound regional transportation governance issues, and other issues as  
15 appropriate regarding the work of the commission. If neither  
16 Substitute House Bill No. 2871 nor Substitute Senate Bill No. 6599 is  
17 enacted by June 30, 2006, the amount provided in this subsection shall  
18 lapse.

19       (12) \$100,000 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 solely to conduct an  
22 analysis of expanding the transportation concurrency requirements  
23 prescribed under the growth management act, chapter 36.70A RCW, to  
24 include development impacts on level of service standards applicable to  
25 state-owned transportation facilities, including state highways and  
26 state ferry routes. The objective of the analysis is to determine how  
27 to ensure that jurisdictional divisions do not defeat growth management  
28 act concurrency goals. The department shall convene a committee to  
29 oversee the analysis, with the committee comprised of, at a minimum,  
30 four members of the transportation committees of the legislature and  
31 four members of the appropriate land use committees of the legislature.  
32 The completed study, including recommendations, must be submitted to  
33 the appropriate standing committees of the legislature, and to the  
34 office of financial management, by December 1, 2006.

35       (13) \$300,000 of the multimodal transportation account--state  
36 appropriation is provided solely for a transportation demand management  
37 program, developed by the Whatcom council of governments, to further  
38 reduce drive-alone trips and maximize the use of sustainable

1 transportation choices. The community based program must focus on all  
2 trips, not only commute trips, by providing education, assistance, and  
3 incentives to four target audiences: (a) Large work sites; (b)  
4 employees of businesses in downtown areas; (c) school children; and (d)  
5 residents of Bellingham.

6 (14) \$300,000 of the transportation partnership account--state  
7 appropriation is provided solely for the Puget Sound regional council  
8 to support the work of the regional transportation investment district  
9 planning committee's executive board.

10 **Sec. 225.** 2005 c 313 s 224 (uncodified) is amended to read as  
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**  
13 **PROGRAM U**

14 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$45,030,000</del> ))
	<u>\$46,864,000</u>
16 Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
17 TOTAL APPROPRIATION . . . . .	(( <del>\$45,430,000</del> ))
	<u>\$47,264,000</u>

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

21 (1) \$31,749,000 of the motor vehicle fund--state appropriation is  
22 provided solely for the liabilities attributable to the department of  
23 transportation. The office of financial management must provide a  
24 detailed accounting of the revenues and expenditures of the self-  
25 insurance fund to the transportation committees of the legislature on  
26 December 31st and June 30th of each year.

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

29 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT  
30 DIVISION OF RISK MANAGEMENT FEES . . . . . \$1,667,000

31 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE  
32 AUDITOR . . . . . ((~~\$1,017,000~~))  
33 \$1,026,000

34 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL  
35 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED  
36 MAIL SERVICES . . . . . \$4,049,000

37 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF



1 (a) \$5,500,000 of the amount provided in this subsection is  
2 provided solely for grants to nonprofit providers of special needs  
3 transportation. Grants for nonprofit providers shall be based on need,  
4 including the availability of other providers of service in the area,  
5 efforts to coordinate trips among providers and riders, and the cost  
6 effectiveness of trips provided.

7 (b) \$19,500,000 of the amount provided in this subsection is  
8 provided solely for grants to transit agencies to transport persons  
9 with special transportation needs. To receive a grant, the transit  
10 agency must have a maintenance of effort for special needs  
11 transportation that is no less than the previous year's maintenance of  
12 effort for special needs transportation. Grants for transit agencies  
13 shall be prorated based on the amount expended for demand response  
14 service and route deviated service in calendar year 2003 as reported in  
15 the "Summary of Public Transportation - 2003" published by the  
16 department of transportation. No transit agency may receive more than  
17 thirty percent of these distributions. The first \$450,000 provided to  
18 King county shall be used as follows:

19 (i) \$320,000 shall be used to provide electric buses, instead of  
20 diesel buses, for service on Capital Hill in Seattle, Washington  
21 through June 30, 2007;

22 (ii) \$130,000 shall be used to provide training for blind  
23 individuals traveling through Rainier Valley and the greater Seattle  
24 area. The training is to include destination training and retraining  
25 due to the expected closure of the downtown bus tunnel and training on  
26 how to use the Sound Transit light rail system.

27 (2) Funds are provided for the rural mobility grant program as  
28 follows:

29 (a) \$7,000,000 of the multimodal transportation account--state  
30 appropriation is provided solely for grants for those transit systems  
31 serving small cities and rural areas as identified in the Summary of  
32 Public Transportation - 2003 published by the department of  
33 transportation. Noncompetitive grants must be distributed to the  
34 transit systems serving small cities and rural areas in a manner  
35 similar to past disparity equalization programs.

36 (b) \$7,000,000 of the multimodal transportation account--state  
37 appropriation is provided solely to providers of rural mobility service



1 in areas not served or underserved by transit agencies through a  
2 competitive grant process.

3 (3) (~~(\$5,000,000)~~) \$8,900,000 of the multimodal transportation  
4 account--state appropriation is provided solely for a vanpool grant  
5 program for: (a) Public transit agencies to add vanpools; and (b)  
6 incentives for employers to increase employee vanpool use. The grant  
7 program for public transit agencies will cover capital costs only; no  
8 operating costs for public transit agencies are eligible for funding  
9 under this grant program. No additional employees may be hired from  
10 the funds provided in this section for the vanpool grant program, and  
11 supplanting of transit funds currently funding vanpools is not allowed.  
12 Additional criteria for selecting grants must include leveraging funds  
13 other than state funds.

14 (4) \$3,000,000 of the multimodal transportation account--state  
15 appropriation is provided solely for the city of Seattle for the  
16 Seattle streetcar project on South Lake Union. (~~Should the city  
17 receive any state funds for this purpose during the 2003-05 or 2005-07  
18 biennium, the amount provided in this subsection must be reduced  
19 accordingly.~~)

20 (5) \$1,200,000 of the multimodal transportation account--state  
21 appropriation is provided solely for the implementation of Engrossed  
22 Substitute House Bill No. 2124. If Engrossed Substitute House Bill No.  
23 2124 is not enacted by June 30, 2005, the amount provided in this  
24 subsection shall lapse.

25 (6)(a) \$20,000,000 of the multimodal transportation account--state  
26 appropriation is provided solely for the regional mobility grant  
27 projects identified on the LEAP Transportation Document 2006-C,  
28 Regional Mobility Grant Program Projects as developed February 17,  
29 2006. The department shall review all projects receiving grant awards  
30 under this program at least semiannually to determine whether the  
31 projects are making satisfactory progress. Any project that has been  
32 awarded funds, but does not report activity on the project within one  
33 year of the grant award, shall be reviewed by the department to  
34 determine whether the grant should be terminated. The department shall  
35 promptly close out grants when projects have been completed, and  
36 identify where unused grant funds remain because actual project costs  
37 were lower than estimated in the grant award. When funds become  
38 available either because grant awards have been rescinded for lack of

1 sufficient project activity or because completed projects returned  
2 excess grant funds upon project closeout, the department shall  
3 expeditiously extend new grant awards to qualified alternative projects  
4 identified on the list.

5 (b) Pursuant to the grant program established in (~~Engrossed~~  
6 ~~Substitute House Bill No. 2124~~) RCW 47.66.030, the department shall  
7 issue a call for projects and/or service proposals. Applications must  
8 be received by the department by November 1, 2005, and November 1,  
9 2006. The department must submit a prioritized list for funding to the  
10 transportation committees of the legislature that reflects the  
11 department's recommendation, as well as, a list of all project or  
12 service proposals received.

13 (7) \$2,000,000 of the multimodal transportation account--state  
14 appropriation is provided solely for new tri-county connection service  
15 for Island, Skagit, and Whatcom transit agencies.

16 (8) \$2,000,000 of the multimodal transportation account--state  
17 appropriation is provided solely to King county as a state match to  
18 obtain federal funding for a car sharing program for persons meeting  
19 certain income or employment criteria.

20 (9) \$750,000 of the multimodal transportation account--state  
21 appropriation is provided solely for the implementation of the local  
22 government and regional transportation planning requirements in  
23 Engrossed Substitute Senate Bill No. 6566 (commute trip reduction).  
24 The department shall allocate the funds to regional transportation  
25 planning organizations, counties, and cities on an as needed basis. If  
26 Engrossed Substitute Senate Bill No. 6566 is not enacted by June 30,  
27 2006, the amount provided in this subsection shall lapse.

28 **Sec. 227.** 2005 c 313 s 226 (uncodified) is amended to read as  
29 follows:

30 <b>FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X</b>	
31 Puget Sound Ferry Operations Account--State	
32 Appropriation . . . . .	(( <del>\$350,454,000</del> ))
33	<u>\$355,065,000</u>
34 <u>Motor Vehicle Account--State Appropriation . . . . .</u>	<u>\$17,352,000</u>
35 Multimodal Transportation Account--State	
36 Appropriation . . . . .	\$3,660,000
37 TOTAL APPROPRIATION . . . . .	(( <del>\$354,114,000</del> ))

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

(1) (~~(\$57,928,000)~~) \$75,280,000 of the total appropriation is provided solely for auto ferry vessel operating fuel in the 2005-2007 biennium.

(2) The total appropriation provides for the compensation of ferry employees. (~~The expenditures for compensation paid to ferry employees during the 2005-2007 biennium may not exceed \$222,356,000, plus a dollar amount, as prescribed by the office of financial management, that is equal to any insurance benefit increase granted general government employees in excess of \$584.58 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2006 and \$584.58 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2007, a dollar amount as prescribed by the office of financial management for costs associated with pension amortization charges, and a dollar amount prescribed by the office of financial management for salary increases during the 2005-2007 biennium. For the purposes of this section, the expenditures for compensation paid to ferry employees shall be limited to salaries and wages and employee benefits as defined in the office of financial management's policies, regulations, and procedures named under objects of expenditure "A" and "B" (7.2.6.2).)~~) The maximum amount of expenditures for compensation paid to ferry employees during the 2005-2007 biennium shall not exceed \$226,621,000. This amount reflects the sole source of state funding available to support the implementation of any collective bargaining agreements or arbitration awards with respect to state ferry employee compensation, including salaries, wages, and employee benefits, during the 2005-2007 biennium, which amount includes \$6,223,000 in full satisfaction of the arbitration awards for the 2001-2003 biennium and \$1,339,000 for labor productivity gains agreements. The department's use of this expenditure authority constitutes a good faith attempt to implement such agreements and awards, including those applicable to prior biennia. It is the intent of the legislature that the expenditure authority provided in this subsection fully satisfy any agreements or awards required to be implemented during the 2005-2007 biennium, and

1 that the provisions of Substitute Senate Bill No. 6794 (marine  
2 employees collective bargaining) will govern the implementation of  
3 agreements or awards effective beginning with the 2007-2009 biennium.  
4 For the purposes of this section, the expenditures for compensation  
5 paid to ferry employees shall be limited to salaries and wages and  
6 employee benefits as defined in the office of financial management's  
7 state administrative and accounting manual, chapter 75.70, named under  
8 objects of expenditure "A" and "B".

9 (3) \$1,116,000 of the Puget Sound ferry operations account--state  
10 appropriation is provided solely for ferry security operations  
11 necessary to comply with the ferry security plan submitted by the  
12 Washington state ferry system to the United States coast guard. The  
13 department shall track security costs and expenditures. Ferry security  
14 operations costs shall not be included as part of the operational costs  
15 that are used to calculate farebox recovery.

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

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

25 (6) \$3,660,000 of the multimodal transportation account--state  
26 appropriation is provided solely to provide passenger-only ferry  
27 service. The ferry system shall continue the existing passenger-only  
28 ferry service from Vashon Island to Seattle through June 30, 2007, but  
29 shall not expand that service. Beginning September 1, 2005, ferry  
30 system management shall implement its agreement with the  
31 Inlandboatmen's Union of the Pacific and the International Organization  
32 of Masters, Mates and Pilots providing for part-time passenger-only  
33 work schedules. Funds may not be spent to implement the results of the  
34 passenger-only ferry study conducted by the joint transportation  
35 committee provided in section 205 of this act until approved by the  
36 legislature.

37 (7) \$350,000 of the Puget Sound ferry operations account--state  
38 appropriation is provided solely for the implementation of Substitute

1 Senate Bill No. 6794 (marine employees collective bargaining). If  
2 Substitute Senate Bill No. 6794 is not enacted by June 30, 2006, the  
3 amount provided in this subsection shall lapse.

4 **Sec. 228.** 2005 c 313 s 227 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING**  
7 Multimodal Transportation Account--State  
8 Appropriation . . . . . (~~(\$36,420,000)~~)  
9 \$36,316,000

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

12 (1)(a) \$29,091,000 of the multimodal transportation account--state  
13 appropriation is provided solely for the Amtrak service contract and  
14 Talgo maintenance contract associated with providing and maintaining  
15 the state-supported passenger rail service. Upon completion of the  
16 rail platform project in the city of Stanwood, the department shall  
17 provide daily Amtrak Cascades service to the city.

18 (b) The department shall negotiate with Amtrak and Burlington  
19 Northern Santa Fe to adjust the Amtrak Cascades schedule to leave  
20 Bellingham at a significantly earlier hour.

21 (2) \$2,750,000 of the multimodal transportation account--state  
22 appropriation is provided solely for a new round trip rail service  
23 between Seattle and Portland beginning July 1, 2006.

24 (3) No AMTRAK Cascade runs may be eliminated.

25 (4) (~~(\$200,000)~~) \$40,000 of the multimodal transportation account--  
26 state appropriation is provided solely for the produce railcar program.  
27 The department is encouraged to implement the produce railcar program  
28 by maximizing private investment.

29 **Sec. 229.** 2005 c 313 s 228 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
32 **OPERATING**  
33 Motor Vehicle Account--State Appropriation . . . . . (~~(\$7,947,000)~~)  
34 \$8,500,000  
35 Motor Vehicle Account--Federal Appropriation . . . . . \$2,597,000  
36 Multimodal Transportation Account--State Appropriation . (~~(\$211,000)~~)

1 \$411,000  
 2 TOTAL APPROPRIATION . . . . . ((~~\$10,755,000~~))  
 3 \$11,508,000

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

6 (1) \$211,000 of the motor vehicle account--state appropriation and  
 7 ((~~\$211,000~~)) \$411,000 of the multimodal transportation account--state  
 8 appropriation are provided solely for the state's contribution to  
 9 county and city studies of flood hazards in association with interstate  
 10 highways. First priority shall be given to threats along the I-5  
 11 corridor.

12 (2) \$525,000 of the motor vehicle account--state appropriation is  
 13 provided to the department in accordance with RCW 46.68.110(2) and  
 14 46.68.120(3) and shall be used by the department solely for contract  
 15 services with the association of Washington cities and the Washington  
 16 state association of counties for improving transportation permitting  
 17 and mitigation processes.

18 **TRANSPORTATION AGENCIES--CAPITAL**

19 **Sec. 301.** 2005 c 313 s 302 (uncodified) is amended to read as  
 20 follows:

21 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

22 Rural Arterial Trust Account--State Appropriation . . . ((~~\$67,933,000~~))  
 23 \$64,933,000  
 24 Motor Vehicle Account--State Appropriation . . . . . \$355,000  
 25 Passenger Ferry Account--State Appropriation . . . . . \$9,000,000  
 26 County Arterial Preservation Account--State  
 27 Appropriation . . . . . ((~~\$30,392,000~~))  
 28 \$32,697,000  
 29 TOTAL APPROPRIATION . . . . . ((~~\$98,680,000~~))  
 30 \$106,985,000

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

33 (1) \$355,000 of the motor vehicle account--state appropriation is  
 34 provided for county ferries as set forth in RCW 47.56.725(4).

35 (2) \$9,000,000 of the passenger ferry account--state appropriation  
 36 is provided solely for the grants authorized in Substitute Senate Bill

1 No. 6787 (local government passenger ferry service funding). If  
2 Substitute Senate Bill No. 6787 is not enacted by June 30, 2006, the  
3 amount provided in this subsection shall lapse.

4 **Sec. 302.** 2005 c 313 s 303 (uncodified) is amended to read as  
5 follows:

6 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

7 Urban Arterial Trust Account--State Appropriation . . . . .	(( <del>\$99,425,000</del> ))
	<u>\$101,425,000</u>
9 Small City Preservation and Sidewalk	
10 Account--State Appropriation . . . . .	\$2,000,000
11 Transportation Improvement Account--State	
12 Appropriation . . . . .	(( <del>\$103,601,000</del> ))
	<u>\$94,401,000</u>
14 TOTAL APPROPRIATION . . . . .	(( <del>\$205,026,000</del> ))
	<u>\$197,826,000</u>

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

18 (1) The transportation improvement account--state appropriation  
19 includes up to \$14,143,000 in proceeds from the sale of bonds  
20 authorized in RCW 47.26.500. (~~The transportation improvement board~~  
21 ~~may authorize the use of current revenues available to the agency in~~  
22 ~~lieu of bond proceeds for any part of the state appropriation.~~)

23 (2) \$2,000,000 of the small city preservation and sidewalk  
24 account--state appropriation is provided to fund the provisions of  
25 chapter 83, Laws of 2005 (Substitute Senate Bill No. 5775).

26 **Sec. 303.** 2005 c 313 s 304 (uncodified) is amended to read as  
27 follows:

28 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**  
29 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

30 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,492,000</del> ))
	<u>\$2,328,000</u>

32 The appropriation in this section is subject to the following  
33 conditions and limitations:

34 (1) (~~\$601,000~~) \$584,000 of the motor vehicle account--state  
35 appropriation is provided solely for (~~the~~) statewide administration.

1 (2) \$632,000 of the motor vehicle account--state appropriation is  
2 provided solely for regional minor projects.

3 (3) (~~(\$224,000)~~) \$305,000 of the motor vehicle account--state  
4 appropriation is provided solely for designing the replacement of the  
5 existing outdated maintenance facility in Ephrata.

6 (4) (~~(\$219,000)~~) \$239,000 of the motor vehicle account--state  
7 appropriation is provided solely for the designing of the northwest  
8 regional maintenance complex in Seattle.

9 (5) (~~(\$833,000)~~) \$568,000 of the motor vehicle account--state  
10 appropriation is provided solely for the Olympic region headquarters  
11 project.

12 (a) The department of transportation is authorized to use  
13 certificates of participation for the financing of the Olympic region  
14 project in the amount of \$34,874,000 plus financing expenses and  
15 required reserves pursuant to chapter 39.94 RCW.

16 (b) The Washington state department of transportation may utilize  
17 the design-build process in accordance with chapter 39.10 RCW for the  
18 Olympic region project. If the design-build process is used, it may be  
19 developed in partnership with the department of general administration.

20 **Sec. 304.** 2005 c 313 s 305 (uncodified) is amended to read as  
21 follows:

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

23	Transportation 2003 Account (Nickel Account)--State	
24	Appropriation . . . . .	( <del>(\$1,175,004,000)</del> )
25		<u>\$1,200,261,000</u>
26	Motor Vehicle Account--State Appropriation . . . . .	( <del>(\$70,359,000)</del> )
27		<u>\$82,924,000</u>
28	Motor Vehicle Account--Federal Appropriation . . . . .	( <del>(\$229,036,000)</del> )
29		<u>\$399,718,000</u>
30	Motor Vehicle Account--Private/Local Appropriation . . . . .	( <del>(\$33,893,000)</del> )
31		<u>\$58,522,000</u>
32	Special Category C Account--State Appropriation . . . . .	( <del>(\$3,419,000)</del> )
33		<u>\$5,679,000</u>
34	Tacoma Narrows Toll Bridge Account Appropriation . . . . .	( <del>(\$272,329,000)</del> )
35		<u>\$274,038,000</u>
36	Transportation Partnership Account--State	
37	Appropriation . . . . .	( <del>(\$519,786,000)</del> )



Multimodal Transportation Account--State

Appropriation . . . . . \$1,002,000

TOTAL APPROPRIATION . . . . . ((~~\$2,303,826,000~~))

\$2,396,630,000

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

(1) The entire transportation 2003 account (nickel account) appropriation and the entire transportation partnership account appropriation are provided solely for the projects and activities as listed by fund, project and amount in LEAP Transportation Document ((~~2005-6~~) 2006-1, Highway Improvement Program (I) as developed ((~~April 24, 2005~~) February 17, 2006. However, limited transfers of allocations between projects may occur for those amounts listed subject to the conditions and limitations in section 603 of this act.

((~~b~~)) (a) Within the amounts provided in this subsection, ((~~\$5,000,000~~) \$6,835,000 of the transportation partnership account--state appropriation ((~~is provided solely~~)), \$5,002,000 of the transportation 2003 account (nickel account)--state appropriation, and \$2,645,000 of the motor vehicle account--federal appropriation are for project ((~~109040S~~) 109040T: I-90/Seattle to Mercer Island - Two way transit/HOV. Expenditure of these funds on construction is contingent upon the development of an access plan that provides equitable and dependable access for I-90 Mercer Island exit and entry.

((~~e~~)) (b) Within the amounts provided in this subsection, \$500,000 of the transportation partnership account--state appropriation is ((~~provided solely~~)) for a west Olympia access study, to complete an access study for state route 101/west Olympia.

((~~d~~)) (c) Within the amounts provided in this subsection, \$800,000 of the transportation partnership account--state appropriation is ((~~provided solely~~)) for an SR 534 access point decision report.

((~~f~~)) (d) Within the amounts provided within this subsection, ((~~\$435,000,000~~) \$6,000,000 of the transportation partnership account--state appropriation is ((~~provided solely~~)) for project 509009B: I-90 Snoqualmie Pass East - Hyak to Keechelus dam. However, if the preferred alternative selected for this project results in a lower total project cost, the remaining funds may be used for concrete rehabilitation on I-90 in the vicinity of this project.

1        (e) Within the amounts provided in this subsection, \$1,999,286 of  
2 the transportation partnership account--state appropriation is for fish  
3 passage enhancement project 099955F Fish Barriers, which shall include  
4 \$300,000 for fish passage enhancement in the city of Kittitas.

5        (2) The motor vehicle account--state appropriation includes  
6 ~~((\$53,000,000)) up to \$50,000,000 in proceeds from the sale of bonds~~  
7 ~~authorized by RCW 47.10.843. ((The transportation commission may~~  
8 ~~authorize the use of current revenues available to the department of~~  
9 ~~transportation in lieu of bond proceeds for any part of the state~~  
10 ~~appropriation.))~~

11        (3) The department shall not commence construction on any part of  
12 the SR 520 bridge project until agreements have been reached with the  
13 incorporated towns or cities that represent the communities affected by  
14 the SR 520 project. The agreements must provide reasonable assurance  
15 that no further degradation will occur to the citizens' current use and  
16 enjoyment of their properties as a result of repairs and improvements  
17 made to the SR 520 bridge and its connecting roadways. Such assurances  
18 may be achieved through engineering design choices, mitigation  
19 measures, or a combination of both.

20        (4) The transportation partnership account--state appropriation  
21 includes ~~((\$400,000,000)) up to \$200,000,000 in proceeds from the sale~~  
22 ~~of bonds authorized ((by Substitute House Bill No. 2311 (or the version~~  
23 ~~as enacted into law))) in RCW 47.10.873. ((The transportation~~  
24 ~~commission may authorize the use of current revenues available to the~~  
25 ~~department of transportation in lieu of bond proceeds for any part of~~  
26 ~~the state appropriation.))~~

27        (5) The Tacoma Narrows toll bridge account--state appropriation  
28 includes up to \$257,016,000 in proceeds from the sale of bonds  
29 authorized by RCW 47.10.843. The Tacoma Narrows toll bridge account--  
30 state appropriation includes ~~((\$15,313,000)) up to \$17,022,000 in~~  
31 ~~unexpended proceeds from the ((January 2003)) March 2005 bond sale~~  
32 ~~authorized in RCW 47.10.843 for the Tacoma Narrows bridge project.~~

33        (6) The transportation 2003 account (nickel account)--state  
34 appropriation includes ~~((\$940,000,000)) up to \$900,000,000 in proceeds~~  
35 ~~from the sale of bonds authorized by chapter 147, Laws of 2003. ((The~~  
36 ~~transportation commission may authorize the use of current revenues~~  
37 ~~available to the department of transportation in lieu of bond proceeds~~  
38 ~~for any part of the state appropriation.~~

1       ~~(7) To manage some projects more efficiently, federal funds may be~~  
2 ~~transferred from program Z to program I and replaced with state funds~~  
3 ~~in a dollar for dollar match. Fund transfers authorized under this~~  
4 ~~subsection shall not affect project prioritization status.~~  
5 ~~Appropriations shall initially be allotted as appropriated in this act.~~  
6 ~~The department shall not transfer funds as authorized under this~~  
7 ~~subsection without approval of the transportation commission and the~~  
8 ~~director of financial management. The department shall submit a report~~  
9 ~~on those projects receiving fund transfers to the transportation~~  
10 ~~committees of the senate and house of representatives by December 1,~~  
11 ~~2006.~~

12       ~~(+8))~~ (7) The department shall, on a quarterly basis beginning July  
13 1, 2005, provide to the office of financial management and the  
14 legislature reports providing the status on each project in the project  
15 lists submitted pursuant to this act ~~((and on any additional projects~~  
16 ~~for which the department has expended funds during the 2005-07 fiscal~~  
17 ~~biennium)).~~ Other projects may be reported on a programmatic basis.  
18 The department shall work with the office of financial management and  
19 the transportation committees of the legislature to agree on report  
20 formatting and elements. Elements shall include, but not be limited  
21 to, project scope, schedule, and costs. The department shall also  
22 provide the information required under this subsection on a quarterly  
23 basis via the transportation executive information systems (TEIS).

24       ~~((+9))~~ (8) The department of transportation shall conduct an  
25 analysis of the causes of traffic congestion on I-5 in the vicinity of  
26 Fort Lewis and develop recommendations for alleviating the congestion.  
27 The department must report to the transportation committees of the  
28 legislature by December 1, 2005, on its analysis and recommendations  
29 regarding traffic congestion on I-5 in the vicinity of Fort Lewis.

30       ~~((+10))~~ (9) The department of transportation is authorized to  
31 proceed with the SR 519 Intermodal Access project if the city of  
32 Seattle has not agreed to a project configuration or design by July 1,  
33 2006.

34       ~~((+12) \$13,000,000))~~ (10) \$12,841,000 of the transportation 2003  
35 account (nickel account)--state appropriation and ~~((+12) \$5,000,000))~~  
36 \$4,939,000 of the transportation partnership account--state  
37 appropriation are provided solely for construction of a new interchange  
38 on SR 522 to provide direct access to the University of Washington

1 Bothell/Cascadia community college joint campus. This appropriation  
2 assumes an additional (~~(\$8,000,000)~~) \$8,061,000 will be provided in the  
3 2007-09 biennium from the transportation partnership account.

4 (11) The motor vehicle account--state appropriation includes up to  
5 \$14,214,000 in unexpended proceeds from the sale of bonds authorized in  
6 RCW 47.10.843.

7 (12) The special category C account--state appropriation includes  
8 up to \$1,710,000 in unexpended proceeds from the sale of bonds  
9 authorized in RCW 47.10.812.

10 (13) \$10,000,000 of the motor vehicle account--federal  
11 appropriation is for expenditures on damaged state and local roads due  
12 to flooding, mudslides, rock fall, or other unforeseen events. Slide  
13 repair on state routes 101, 4, 107, and 105 must be funded from this  
14 amount if federal emergency funds are not available.

15 (14) The department should consider using mitigation banking on  
16 appropriate projects whenever possible, without increasing the cost to  
17 projects. The department should consider using the advanced  
18 environmental mitigation revolving account (AEMRA) for corridor and  
19 watershed based mitigation opportunities, in addition to project  
20 specific mitigation.

21 (15) \$500,000 of the motor vehicle account--state appropriation is  
22 provided solely for a planning study regarding congestion mitigation  
23 improvements on state route 101 in the vicinity of the city of  
24 Aberdeen.

25 (16) \$6,200,000 of the motor vehicle account--federal appropriation  
26 is provided solely for eastern Washington international border crossing  
27 and freight mobility projects, including pavement preservation,  
28 pavement structural strengthening, and other safety enhancements.  
29 Projects shall include funding for U.S. route 97 international border  
30 vicinity paving and improvement projects, and the Usk Bridge.

31 (17) \$19,262,149 of the motor vehicle account--federal  
32 appropriation and \$1,873,478 of the transportation 2003 account (nickel  
33 account) appropriation are provided solely for project 154302E: SR 543  
34 (I-5 to the international boundary).

35 (18) \$3,509,738 of the motor vehicle account--federal appropriation  
36 and \$30,793 of the motor vehicle account--state appropriation are  
37 provided solely for project 100598C: I-5 Blaine Exit interchange  
38 improvements.



1 the Murray Morgan/((11st)) 11th Street Bridge demolition. The  
2 department may negotiate with the city of Tacoma for the purpose of  
3 transferring ownership of the Murray Morgan/11th Street Bridge to the  
4 city. The department may use the Puyallup tribal settlement account  
5 appropriation, as well as any funds appropriated in the current  
6 biennium and planned in future biennia for the demolition and  
7 mitigation for the demolition of the bridge to rehabilitate or replace  
8 the bridge, if agreed to by the city. In no event shall the  
9 department's participation exceed \$26,500,000 and no funds may be  
10 expended unless the city of Tacoma agrees to take ownership of the  
11 bridge in its entirety and provide that the payment of these funds  
12 extinguishes any real or implied agreements regarding future  
13 expenditures on the bridge.

14 (3) ((~~\$11,590,000~~)) \$740,000 of the motor vehicle account--state  
15 appropriation, ((~~\$95,299,000~~)) \$106,149,000 of the motor vehicle  
16 account--federal appropriation, and ((~~\$113,591,000~~)) \$10,305,000 of the  
17 transportation partnership account--state appropriation are provided  
18 solely for the Hood Canal bridge project.

19 (4) The motor vehicle account--state appropriation includes  
20 ((~~\$530,000~~)) up to \$735,000 in unexpended proceeds from the sale of  
21 bonds authorized in RCW 47.10.761 and 47.10.762 for emergency purposes.

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

28 (6) ~~((To manage some projects more efficiently, federal funds may  
29 be transferred from program Z to program P and replaced with state  
30 funds in a dollar for dollar match. Fund transfers authorized under  
31 this subsection shall not affect project prioritization status.  
32 Appropriations shall initially be allotted as appropriated in this act.  
33 The department shall not transfer funds as authorized under this  
34 subsection without approval of the transportation commission and the  
35 director of financial management. The department shall submit a report  
36 on those projects receiving fund transfers to the transportation  
37 committees of the senate and house of representatives by December 1,  
38 2006.~~

1       ~~(7)~~) The department shall, on a quarterly basis beginning July 1,  
 2 2005, provide to the office of financial management and the legislature  
 3 reports providing the status on each project in the project lists  
 4 submitted pursuant to this act (~~and on any additional projects for~~  
 5 ~~which the department has expended funds during the 2005-07 fiscal~~  
 6 ~~biennium~~). Other projects may be reported on a programmatic basis.  
 7 The department shall work with the office of financial management and  
 8 the transportation committees of the legislature to agree on report  
 9 formatting and elements. Elements shall include, but not be limited  
 10 to, project scope, schedule, and costs. The department shall also  
 11 provide the information required under this subsection on a quarterly  
 12 basis via the transportation executive information systems (TEIS).

13       (7) The motor vehicle account--state appropriation includes up to  
 14 \$912,000 in unexpended proceeds from the sale of bonds authorized in  
 15 RCW 47.10.843.

16       (8) The motor vehicle account--state appropriation includes up to  
 17 \$3,000,000 in proceeds from the sale of bonds authorized by RCW  
 18 47.10.843.

19       **Sec. 306.** 2005 c 313 s 308 (uncodified) is amended to read as  
 20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
 22 **CONSTRUCTION--PROGRAM W**

23	Puget Sound Capital Construction Account--State	
24	Appropriation . . . . .	(( <del>\$153,184,000</del> ))
25		<u>\$112,632,000</u>
26	Puget Sound Capital Construction Account--Federal	
27	Appropriation . . . . .	(( <del>\$59,967,000</del> ))
28		<u>\$73,590,000</u>
29	Puget Sound Capital Construction Account--Private/Local	
30	Appropriation . . . . .	\$26,000
31	Multimodal Transportation Account--State Appropriation . .	\$13,249,000
32	Transportation 2003 Account (Nickel Account)--State	
33	Appropriation . . . . .	(( <del>\$34,987,000</del> ))
34		<u>\$41,123,000</u>
35	TOTAL APPROPRIATION . . . . .	(( <del>\$261,413,000</del> ))
36		<u>\$240,620,000</u>

1 The appropriations in this section are provided for improving the  
2 Washington state ferry system, including, but not limited to, vessel  
3 construction, major and minor vessel preservation, and terminal  
4 preservation, construction, and improvements. The appropriations in  
5 this section are subject to the following conditions and limitations:

6 (1) The Puget Sound capital construction account--state  
7 appropriation includes (~~(\$72,000,000)~~) up to \$40,950,000 in proceeds  
8 from the sale of bonds authorized by RCW 47.10.843 for vessel and  
9 terminal acquisition, major and minor improvements, and long lead time  
10 materials acquisition for the Washington state ferries. (~~The~~  
11 ~~transportation commission may authorize the use of current revenues~~  
12 ~~available to the motor vehicle account in lieu of bond proceeds for any~~  
13 ~~part of the state appropriation.~~)

14 (2) The multimodal transportation account--state appropriation  
15 includes up to \$10,249,000 in proceeds from the sale of bonds  
16 authorized by RCW 47.10.867. (~~The transportation commission may~~  
17 ~~authorize the use of current revenues available to the department of~~  
18 ~~transportation in lieu of bond proceeds from any part of the state~~  
19 ~~appropriation.~~)

20 (3) \$15,617,000 of the Puget Sound capital construction account--  
21 state appropriation is provided solely for the Eagle Harbor Terminal  
22 Preservation project.

23 (4) The entire transportation 2003 account (nickel account)  
24 appropriation and \$10,249,000 of the multimodal transportation  
25 account--state appropriation are provided solely for the projects and  
26 activities as listed by fund, project and amount in LEAP Transportation  
27 Document (~~(2005-6)~~) 2006-1, Ferries Construction Program (W) as  
28 developed (~~(April 24, 2005)~~) February 17, 2006. However, limited  
29 transfers of allocations between projects may occur for those amounts  
30 listed subject to the conditions and limitations in section 603 of this  
31 act.

32 (5) The department shall, on a quarterly basis beginning July 1,  
33 2005, provide to the office of financial management and the legislature  
34 reports providing the status on each project in the project lists  
35 submitted pursuant to this act and on any additional projects for which  
36 the department has expended funds during the 2005-07 fiscal biennium.  
37 Elements shall include, but not be limited to, project scope, schedule,



1 and costs. The department shall also provide the information required  
2 under this subsection via the transportation executive information  
3 systems (TEIS).

4 ~~((6) \$3,000,000 of the multimodal transportation account state  
5 appropriation is provided solely to implement approved recommendations  
6 of the stakeholder task force convened to study the most reliable and  
7 cost-effective means of providing passenger only ferry service. The  
8 funds provided in this subsection shall be placed in reserve by the  
9 office of financial management. The funds may not be released until  
10 approved by the legislature.))~~

11 (6) The multimodal transportation account--state appropriation  
12 includes up to \$1,170,000 in unexpended proceeds from the sale of bonds  
13 authorized in RCW 47.10.867.

14 **Sec. 307.** 2005 c 313 s 309 (uncodified) is amended to read as  
15 follows:

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

17	Essential Rail Assistance Account--State Appropriation . . .	\$250,000
18	Multimodal Transportation Account--State	
19	Appropriation . . . . .	<del>(\$67,158,000)</del>
20		<u>\$69,486,000</u>
21	Multimodal Transportation Account--Private/Local	
22	Appropriation . . . . .	\$8,287,000
23	Multimodal Transportation Account--Federal	
24	Appropriation . . . . .	<del>(\$11,966,000)</del>
25		<u>\$17,268,000</u>
26	TOTAL APPROPRIATION . . . . .	<del>(\$88,161,000)</del>
27		<u>\$95,291,000</u>

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

30 (1) The multimodal transportation account--state appropriation  
31 includes up to \$33,435,000 in proceeds from the sale of bonds and up to  
32 \$830,000 in unexpended bond proceeds authorized by RCW 47.10.867.  
33 ~~((The transportation commission may authorize the use of current  
34 revenues available to the department of transportation in lieu of bond  
35 proceeds for any part of the state appropriation.))~~

36 (2) If federal block grant funding for freight or passenger rail is

1 received, the department shall consult with the transportation  
2 committees of the legislature prior to spending the funds on additional  
3 projects.

4 (3)(a) (~~(\$67,158,000)~~) \$68,926,000 of the multimodal transportation  
5 account--state appropriation, (~~(\$11,966,000)~~) \$17,268,000 of the  
6 multimodal transportation account--federal appropriation, \$8,287,000 of  
7 the multimodal transportation account--local appropriation, and  
8 \$250,000 of the essential rail assistance account are provided solely  
9 for the projects and activities as listed by fund, project and amount  
10 in LEAP Transportation Document (~~(2005-2)~~) 2006-D, Rail Capital Program  
11 (Y) as developed (~~(April 23, 2005)~~) February 17, 2006. However,  
12 limited transfers of allocations between projects may occur for those  
13 amounts listed subject to the conditions and limitations in section 603  
14 of this act.

15 (b) Within the amounts provided in this subsection, \$6,500,000 of  
16 the multimodal transportation account--state appropriation is  
17 (~~provided solely~~) for the two commuter rail projects as listed (~~in~~  
18 ~~the LEAP Transportation Document 2005-6, Rail Capital Program (Y) as~~  
19 ~~developed April 24, 2005~~)).

20 (c) The office of financial management shall negotiate the purchase  
21 of the CW line. The purchase agreement must include both the operating  
22 and capital rights of the CW line. If the office of financial  
23 management is unable to negotiate the purchase of the CW line, the  
24 office may stop all negotiations and acquire the line and operational  
25 rights through any other alternative means available. The office of  
26 financial management shall also negotiate a new operational agreement  
27 for the line in consultation with local governments and other  
28 stakeholders.

29 (d) The office of financial management shall negotiate a new  
30 operating agreement on the P&L and PV Hooper lines. If the office is  
31 unable to negotiate a new operating agreement for the lines, the office  
32 may stop all negotiations and acquire the operational rights through  
33 any other alternative means available.

34 (4) If the department issues a call for projects, applications must  
35 be received by the department by November 1, 2005, and November 1,  
36 2006.

37 (5) \$50,000 of the multimodal transportation account--state  
38 appropriation is provided solely for a study of eastern Skagit county

1 freight rail. The study shall examine the feasibility of restoring  
2 portions of freight rail line to the towns of Lyman, Hamilton, and  
3 Concrete. The study must also identify existing and potential  
4 industrial sites available for development and redevelopment, and the  
5 freight rail service needs of the identified industrial sites.

6 (6) \$500,000 of the multimodal transportation account--state  
7 appropriation is provided solely for a study of the realignment of  
8 highway and rail in the Longview industrial area (SR 432) corridor,  
9 specifically regarding whether the construction of a limited access  
10 bypass highway to reduce congestion resulting from anticipated growth  
11 in future rail and truck traffic, is a feasible alternative. In  
12 conducting the study, the department shall consult port districts,  
13 local government planning staff, and rail road companies, and other  
14 appropriate stakeholders.

15 (7) \$60,000 of the multimodal transportation account--state  
16 appropriation is provided solely for a study of the need for  
17 transloading capabilities in the West Plains area that could be served  
18 by the Geiger Spur, including evaluation of prospective transloader  
19 sites, potential operators and users, and the type, size, and special  
20 needs of shippers/customers. The study must also evaluate the costs  
21 associated with building and operating a transloader site and the  
22 impact to local roadways and surrounding land uses. In conducting the  
23 study, the department shall consult with Spokane County.

24 (8) The department shall finalize and issue the Amtrak Cascades  
25 long range plan update as of the effective date of this act.

26 **Sec. 308.** 2005 c 313 s 310 (uncodified) is amended to read as  
27 follows:

28 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
29 **CAPITAL**

30 Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
31 Highway Infrastructure Account--Federal Appropriation . . . . .	\$1,602,000
32 Motor Vehicle Account--Federal Appropriation . . . . .	<del>(\$18,221,000)</del>
33	<u>\$80,310,000</u>
34 Motor Vehicle Account--State Appropriation . . . . .	<del>(\$6,702,000)</del>
35	<u>\$13,340,000</u>
36 <u>Transportation Partnership Account--State Appropriation . . . . .</u>	<u>\$908,000</u>
37 Freight Mobility Investment Account--State	

1	Appropriation . . . . .	(( <del>\$12,000,000</del> ))
2		<u>\$9,700,000</u>
3	Multimodal Transportation Account--State	
4	Appropriation . . . . .	(( <del>\$36,002,000</del> ))
5		<u>\$41,728,000</u>
6	<u>Transportation 2003 Account (nickel account)--State</u>	
7	Appropriation . . . . .	<u>\$557,000</u>
8	<u>Freight Mobility Multimodal Account--State</u>	
9	Appropriation . . . . .	<u>\$6,000,000</u>
10	TOTAL APPROPRIATION . . . . .	(( <del>\$74,734,000</del> ))
11		<u>\$154,352,000</u>

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

14 (1) 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. Fund transfers authorized under  
18 this subsection shall not affect project prioritization status.  
19 Appropriations shall initially be allotted as appropriated in this act.  
20 The department may not transfer funds as authorized under this  
21 subsection without approval of the transportation commission. The  
22 department shall submit a report on those projects receiving fund  
23 transfers to the transportation committees of the senate and house of  
24 representatives by December 1, 2006.

25 (2) The department shall, on a quarterly basis, provide status  
26 reports to the legislature on the delivery of projects as outlined in  
27 the project lists distributed with this act, and on any additional  
28 projects for which the department has expended funds during the 2005-07  
29 fiscal biennium. The department shall work with the transportation  
30 committees of the legislature to agree on report formatting and  
31 elements. For projects funded by new revenue in the 2003 and 2005  
32 transportation packages, reporting elements shall include, but not be  
33 limited to, project scope, schedule, and costs. Other projects may be  
34 reported on a programmatic basis. The department shall also provide  
35 the information required under this subsection on a quarterly basis via  
36 the transportation executive information system (TEIS).

37 (3) The multimodal transportation account--state appropriation  
38 includes up to \$6,000,000 in proceeds from the sale of bonds authorized

1 by RCW 47.10.867. ((The transportation commission may authorize the  
2 use of current revenues available to the department of transportation  
3 in lieu of bond proceeds for any part of the state appropriation.))

4 (4) ((~~\$3,545,000~~)) \$1,545,000 of the multimodal transportation  
5 account--state appropriation is reappropriated and provided solely to  
6 fund the multiphase cooperative project with the state of Oregon to  
7 dredge the Columbia River. The amount provided in this subsection  
8 shall lapse unless the state of Oregon appropriates a dollar-for-dollar  
9 match to fund its share of the project.

10 (5) ((~~\$274,000~~)) \$206,000 of the motor vehicle account--state  
11 appropriation is reappropriated and provided solely for additional  
12 traffic and pedestrian safety improvements near schools. The highways  
13 and local programs division within the department of transportation  
14 shall administer this program. The department shall review all  
15 projects receiving grant awards under this program at least  
16 semiannually to determine whether the projects are making satisfactory  
17 progress. Any project that has been awarded traffic and pedestrian  
18 safety improvement grant funds, but does not report activity on the  
19 project within one year of grant award should be reviewed by the  
20 department to determine whether the grant should be terminated. The  
21 department must promptly close out grants when projects have been  
22 completed, and identify where unused grant funds remain because actual  
23 project costs were lower than estimated in the grant award. The  
24 department shall expeditiously extend new grant awards to qualified  
25 projects when funds become available either because grant awards have  
26 been rescinded for lack of sufficient project activity or because  
27 completed projects returned excess grant funds upon project closeout.

28 (6) The motor vehicle account--state appropriation includes up to  
29 \$905,000 in unexpended proceeds from the sale of bonds authorized by  
30 RCW 47.10.843.

31 (7) ((~~\$867,000~~)) \$607,000 of the multimodal transportation  
32 account--state appropriation is reappropriated and provided solely to  
33 support the safe routes to school program.

34 (8) ((~~\$18,221,000~~)) \$16,110,000 of the motor vehicle account--  
35 federal appropriation is provided solely for the local freight capital  
36 projects in progress identified in this subsection. The specific  
37 funding listed is provided solely for the respective projects: SR 397  
38 Ainsworth Ave. Grade Crossing, ((~~\$5,180,000~~)) \$4,992,000; Colville

1 Alternate Truck Route, (~~(\$2,000,000)~~) \$1,746,000; S. 228th Street  
2 Extension and Grade Separation, \$6,500,000; Bigelow Gulch Road-Urban  
3 Boundary to Argonne Rd., \$2,000,000; Granite Falls Alternate Route,  
4 (~~(\$1,791,000)~~) \$122,000; and Pacific Hwy. E./Port of Tacoma Road to  
5 Alexander, \$750,000.

6 (9) (~~(\$3,400,000)~~) \$2,898,000 of the motor vehicle account--state  
7 appropriation is provided solely for the local freight capital projects  
8 in progress identified in this subsection. The specific funding listed  
9 is provided solely for the respective projects: Duwamish Intelligent  
10 Transportation Systems (ITS), (~~(\$2,520,000)~~) \$2,382,000; Port of  
11 Kennewick/Piert Road, (~~(\$520,000; SR 397 Ainsworth Ave. Grade Crossing,~~  
12 ~~\$360,000)~~) \$516,000.

13 (10) \$6,000,000 of the multimodal account--state appropriation is  
14 provided solely for the local freight 'D' street grade separation  
15 project.

16 (11) The department (~~must~~) shall issue a call for pedestrian  
17 safety projects, such as safe routes to schools and transit, and  
18 bicycle and pedestrian paths. Applications must be received by the  
19 department by November 1, 2005, and November 1, 2006. The department  
20 shall identify cost-effective projects, and submit a prioritized list  
21 to the legislature for funding by December 15th of each year.  
22 Recommendations made to the legislature for safe routes to schools and  
23 bicycle and pedestrian path projects must, to the extent practicable  
24 based on available funding, allocate sixty percent of available funds  
25 to bicycle and pedestrian path projects and forty percent to safe  
26 routes to schools. Preference (~~will~~) shall be given to projects that  
27 provide a local match. The grant recipients may only be governmental  
28 entities.

29 (12) (~~(\$19,540,000)~~) \$18,370,000 of the multimodal transportation  
30 account--state appropriation, \$6,000,000 of the freight mobility  
31 multimodal account--state appropriation, and (~~(\$12,000,000)~~) \$6,000,000  
32 of the freight mobility investment account--state appropriation are  
33 provided solely for the projects and activities as listed by fund,  
34 project and amount in LEAP Transportation Document (~~(2005-6)~~) 2006-1,  
35 Local Programs (Z) as developed (~~(April 24, 2005)~~) February 17, 2006.  
36 However, limited transfers of allocations between projects may occur  
37 for those amounts listed subject to the conditions and limitations in  
38 section 603 of this act.

1           (13) \$870,000 of the multimodal transportation account--state  
2 appropriation is provided solely for the Yakima Avenue, 9th Street to  
3 Front Street, pedestrian safety improvement project.

4           (14) \$9,700,000 of the motor vehicle account--federal appropriation  
5 is provided solely for the intersection and corridor safety program  
6 projects as identified on the LEAP Transportation Document 2006-A,  
7 Intersection and Corridor Safety Program Projects as developed February  
8 17, 2006.

9           (15) \$19,500,000 of the motor vehicle account--federal  
10 appropriation is provided solely for rural county two-lane roadway  
11 pilot projects including \$7,500,000 already under contract. Any  
12 further allocations shall be prioritized by the department based on  
13 high-accident-corridor criteria. For purposes of this subsection,  
14 "high-accident-corridor" means a highway corridor of one mile or more  
15 where analysis of collision history indicates that the section has  
16 higher than average collision and severity factors.

17           (16) \$7,200,000 of the motor vehicle account--state appropriation  
18 and \$385,000 of the multimodal transportation account--state  
19 appropriation are provided solely for the local road projects  
20 identified in this subsection. The specific funding listed is provided  
21 solely for the respective projects: Yakima downtown futures initiative  
22 safety improvements, \$2,500,000; Coal Creek parkway completion,  
23 \$4,700,000; SR 282 connector, \$385,000.

24           (17) \$250,000 of the multimodal transportation account--state  
25 appropriation is provided solely for completion of the Des Moines creek  
26 trail.

27           (18) \$5,000,000 of the multimodal transportation account--state  
28 appropriation and \$2,000,000 of the motor vehicle account--federal  
29 appropriation are provided solely for the pedestrian and bicycle safety  
30 program projects and safe routes to schools program projects identified  
31 on the LEAP Transportation Document 2006-B, Pedestrian and Bicycle  
32 Safety Program Projects and Safe Routes to Schools Program Projects as  
33 developed February 17, 2006. Projects must be allocated funding based  
34 on order of priority. The department shall review all projects  
35 receiving grant awards under this program at least semiannually to  
36 determine whether the projects are making satisfactory progress. Any  
37 project that has been awarded funds, but does not report activity on  
38 the project within one year of the grant award, shall be reviewed by

1 the department to determine whether the grant should be terminated.  
2 The department shall promptly close out grants when projects have been  
3 completed, and identify where unused grant funds remain because actual  
4 project costs were lower than estimated in the grant award. When funds  
5 become available either because grant awards have been rescinded for  
6 lack of sufficient project activity or because completed projects  
7 returned excess grant funds upon project closeout, the department shall  
8 expeditiously extend new grant awards to qualified alternative projects  
9 identified on the list.

10 (19) \$2,500,000 of the multimodal transportation account--state  
11 appropriation is provided solely for a rail loop at the Port of Walla  
12 Walla.

13 (20) For allocations made during the 2005-2007 biennium, any  
14 steering committee that makes final selection of projects, and any  
15 regional transportation planning organization that makes funding  
16 recommendations regarding the selection of projects, funded from  
17 federal surface transportation program enhancement funds or a similar  
18 program shall ensure, to the greatest extent practicable, that funding  
19 for each transportation enhancement activity is allocated such that the  
20 allocation meets or exceeds the national average of allocations made  
21 for each respective activity. The secretary of transportation may not  
22 approve a project list submitted by the steering committee unless it  
23 reflects allocation decisions that comply with this subsection. For  
24 the purpose of this subsection, "transportation enhancement activity"  
25 means the eligible project categories designated under 23 U.S.C. Sec.  
26 101(a)(35).

27 (21) \$19,000,000 of the motor vehicle account--federal  
28 appropriation is provided solely for projects meeting the federal  
29 surface transportation program's definition of population areas under  
30 5,000 in coordination with transportation improvement board  
31 recommendations. \$13,000,000 of the motor vehicle account--federal  
32 appropriation is provided solely for arterial and small city programs  
33 on eligible federal functional classification routes. The  
34 transportation improvement board shall select projects in metropolitan  
35 areas, from the approved transportation improvement program in  
36 cooperation with the metropolitan planning organization. Funds may not  
37 be used for any purpose other than roadway improvements and shall not



1 be used for administrative costs or participation in project selection  
2 processes or transportation improvement program compilation processes.

3 **TRANSFERS AND DISTRIBUTIONS**

4 **Sec. 401.** 2005 c 313 s 401 (uncodified) is amended to read as  
5 follows:

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

10	Highway Bond Retirement Account Appropriation . . . . .	(( <del>\$354,913,000</del> ))
11		<u>\$334,313,000</u>
12	Nondebt-Limit Reimbursable Account Appropriation . . . . .	(( <del>\$8,775,000</del> ))
13		<u>\$6,091,000</u>
14	Ferry Bond Retirement Account Appropriation . . . . .	(( <del>\$39,010,000</del> ))
15		<u>\$38,241,000</u>
16	Transportation Improvement Board Bond Retirement	
17	Account--State Appropriation . . . . .	(( <del>\$30,899,000</del> ))
18		<u>\$30,923,000</u>
19	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,562,000</del> ))
20		<u>\$1,550,000</u>
21	Transportation Improvement Account--State	
22	Appropriation . . . . .	(( <del>\$105,000</del> ))
23		<u>\$120,000</u>
24	Multimodal Transportation Account--State	
25	Appropriation . . . . .	(( <del>\$303,000</del> ))
26		<u>\$370,000</u>
27	Transportation 2003 Account (Nickel Account)	
28	Appropriation . . . . .	(( <del>\$19,177,000</del> ))
29		<u>\$6,343,000</u>
30	<u>Transportation Partnership Account--State</u>	
31	<u>Appropriation . . . . .</u>	<u>\$1,550,000</u>
32	TOTAL APPROPRIATION . . . . .	(( <del>\$455,744,000</del> ))
33		<u>\$419,501,000</u>

34 **Sec. 402.** 2005 c 313 s 402 (uncodified) is amended to read as  
35 follows:

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

4	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$283,000</del> ))
5		<u>\$195,000</u>
6	Transportation Improvement Account--State Appropriation . . .	\$13,000
7	Multimodal Transportation Account--State Appropriation . .	(( <del>\$96,000</del> ))
8		<u>\$35,000</u>
9	Transportation 2003 Account (Nickel Account)--State	
10	Appropriation . . . . .	(( <del>\$2,400,000</del> ))
11		<u>\$584,000</u>
12	Transportation Partnership Account--State	
13	Appropriation . . . . .	(( <del>\$2,800,000</del> ))
14		<u>\$130,000</u>
15	TOTAL APPROPRIATION . . . . .	(( <del>\$5,592,000</del> ))
16		<u>\$957,000</u>

17 **Sec. 403.** 2005 c 313 s 403 (uncodified) is amended to read as  
18 follows:

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

21 (1) Motor Vehicle Account--State Reappropriation:  
22 For transfer to the Tacoma Narrows toll bridge  
23 account . . . . . \$257,016,000

24 The department of transportation is authorized to sell up to  
25 \$257,016,000 in bonds authorized by RCW 47.10.843 for the Tacoma  
26 Narrows bridge project. Proceeds from the sale of the bonds shall be  
27 deposited into the motor vehicle account. The department of  
28 transportation shall inform the treasurer of the amount to be  
29 deposited.

30 (2) Motor Vehicle Account--State Appropriation:  
31 For transfer to the Puget Sound capital construction  
32 account . . . . . ((~~\$72,000,000~~))  
33 \$40,950,000

34 The department of transportation is authorized to sell up to  
35 ((~~\$72,000,000~~)) \$40,950,000 in bonds authorized by RCW 47.10.843 for

1 vessel and terminal acquisition, major and minor improvements, and long  
2 lead-time materials acquisition for the Washington state ferries.

3 **Sec. 404.** 2005 c 313 s 404 (uncodified) is amended to read as  
4 follows:

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

6 Motor Vehicle Account Appropriation for  
7 motor vehicle fuel tax distributions to cities  
8 and counties . . . . . ((~~\$450,757,000~~))  
9 \$487,160,000

10 **Sec. 405.** 2005 c 313 s 405 (uncodified) is amended to read as  
11 follows:

12 **FOR THE STATE TREASURER--TRANSFERS**

13 Motor Vehicle Account--State  
14 Appropriation: For motor vehicle fuel tax  
15 refunds and transfers . . . . . ((~~\$820,769,000~~))  
16 \$1,040,210,000

17 **Sec. 406.** 2005 c 313 s 406 (uncodified) is amended to read as  
18 follows:

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

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

22 (2) Motor Vehicle Account--State Appropriation:  
23 For transfer to Puget Sound Capital Construction  
24 Account--State . . . . . \$73,000,000

25 ~~(3) ((Highway Safety Account--State Appropriation:  
26 For transfer to the Motor Vehicle Account--State . . . . . \$10,000,000~~

27 ~~(4))~~ (4) Motor Vehicle Account--State Appropriation:  
28 For transfer to the Puget Sound Ferry Operations  
29 Account--State . . . . . ((~~\$19,087,000~~))  
30 \$18,100,000

31 ~~((5))~~ (4) Motor Vehicle Account--State Appropriation:  
32 For transfer to the Transportation Partnership  
33 Account--State . . . . . ((~~\$51,372,000~~))  
34 \$31,347,000

35 ~~((6))~~ (5) Highway Safety Account--State Appropriation:

1 For transfer to the Multimodal Transportation  
 2 Account--State . . . . . ((\$21,170,000))  
 3 \$25,980,000  
 4 ((+7)) (6) Transportation Partnership Account--State  
 5 Appropriation:  
 6 For transfer to the Small City Pavement and Sidewalk  
 7 Account--State . . . . . ((\$2,000,000))  
 8 \$1,000,000  
 9 ((+8)) (7) Transportation Partnership Account--State  
 10 Appropriation:  
 11 For transfer to the Transportation Improvement  
 12 Account--State . . . . . ((\$5,000,000))  
 13 \$2,500,000  
 14 ((+9)) (8) Transportation Partnership Account--State  
 15 Appropriation:  
 16 For transfer to the ((Rural)) County Arterial  
 17 ((Trust)) Preservation Account--State . . . . . ((\$3,000,000))  
 18 \$1,500,000  
 19 ((+10)) (9) License Plate Technology Account--State Appropriation:  
 20 For transfer to the Motor Vehicle Account--State . . . . . \$2,500,000  
 21 ((+11) ~~Motor Vehicle Account--State Appropriation:~~  
 22 ~~For transfer to the State Patrol Highway Account--~~  
 23 ~~State . . . . . \$1,406,000~~  
 24 ~~(12) Motor Vehicle Account--State Appropriation:~~  
 25 ~~For transfer to the Transportation 2003 Account~~  
 26 ~~(Nickel Account)--State . . . . . \$461,000~~  
 27 (+13)) (10) Multimodal Transportation Account--State Appropriation:  
 28 For transfer to the Transportation Partnership  
 29 Account--State . . . . . \$29,400,000  
 30 (11) Motor Vehicle Account--State Appropriation:  
 31 For transfer to the Freight Mobility Multimodal  
 32 Account--State, up to a maximum of . . . . . \$3,700,000  
 33 (12) Multimodal Transportation Account--State Appropriation:  
 34 For transfer to the Freight Mobility Multimodal  
 35 Account--State, up to a maximum of . . . . . \$4,610,000  
 36 (13) Motor Vehicle Account--State Appropriation:  
 37 For transfer to the State Patrol Highway Account--State . . \$3,000,000  
 38 (14) Multimodal Transportation Account--State Appropriation:

1 For transfer to the Motor Vehicle Account--State . . . . . \$7,500,000

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

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

7 (b) The amount (~~identified in subsection (3) of this section may~~  
8 ~~not include any revenues collected as passenger fares.~~) transferred in  
9 subsection (11) of this section shall be the same as the Union Pacific  
10 Railroad's original contribution, adjusted for earned interest and  
11 expenditures, and shall be made on June 30, 2006.

12 (c) The amount transferred in subsection (12) of this section is  
13 the equivalent of the Burlington Northern Santa Fe funds advanced to  
14 the SR 519 project and shall be invested in a freight mobility project  
15 agreed to by the freight mobility strategic investment board and the  
16 BNSF Railway only after agreement has been reached on the final scope  
17 of the SR 519 project.

18 **COMPENSATION**

19 **Sec. 501.** 2005 c 313 s 501 (uncodified) is amended to read as  
20 follows:

21 **EMPLOYEE SALARY COST OF LIVING ADJUSTMENT.** For those funds that  
22 support noncapital FTE employees, agency appropriations in sections 101  
23 through 408 of this act provide funding for salary cost of living  
24 adjustments subject to the following conditions and limitations:

25 (1) In addition to the purposes set forth in subsection (2) through  
26 (4) of this section, the appropriations for cost of living adjustments  
27 provide for a 3.2% increase effective July 1, 2005, for all state  
28 employees represented by a collective bargaining unit under the  
29 personnel system reform act of 2002.

30 (2) The appropriations for cost of living adjustments provide for  
31 a 3.2% increase effective September 1, 2005, for all classified  
32 employees, except those represented by a collective bargaining unit  
33 under the personnel system reform act of 2002, and except the  
34 certificated employees covered by the provisions of Initiative Measure  
35 No. 732. Also included are employees in the Washington management

1 service, and exempt employees under the jurisdiction of the personnel  
2 resources board or the director of personnel, as applicable.

3 (3) The appropriations are also sufficient to fund a 3.2% salary  
4 increase effective September 1, 2005, for ferry system employees and  
5 for general government, legislative, and judicial employees exempt from  
6 merit system rules whose maximum salaries are not set by the commission  
7 on salaries for elected officials.

8 (4) The appropriations for cost of living adjustments provide for  
9 a 1.6% salary increase effective July 1, 2006, until June 30, 2007, for  
10 all state employees represented by a collective bargaining unit under  
11 the personnel system reform act of 2002. In addition, appropriation is  
12 provided for a 1.6% increase effective September 1, 2006, for all  
13 classified employees, except those represented by a collective  
14 bargaining unit under the personnel system reform act of 2002, and  
15 except the certificated employees covered by the provisions of  
16 Initiative Measure No. 732. Also included are employees in the  
17 Washington management service, and exempt employees under the  
18 jurisdiction of the personnel resources board or the director of  
19 personnel, as applicable. The appropriation is also sufficient to fund  
20 a 1.6% salary increase effective September 1, 2006, until June 30,  
21 2007, for ferry system employees and for general government,  
22 legislative, and judicial employees exempt from merit system rules  
23 whose maximum salaries are not set by the commission on salaries for  
24 elected officials. This subsection shall not apply to Washington state  
25 patrol commissioned troopers and sergeants covered under sections  
26 208(8)(a) and 210(6)(a) of this act. If a new collective bargaining  
27 agreement is reached between the governor and the Washington state  
28 patrol lieutenants association by July 1, 2006, this subsection shall  
29 not apply to Washington state patrol commissioned captains and  
30 lieutenants covered under sections 208(8)(b) and 210(6)(b) of this act.

31 (5)(a) No salary increase may be paid under this section to any  
32 person whose salary has been Y-rated pursuant to rules adopted by the  
33 personnel resources board or the director of personnel, as applicable.

34 (b) The average salary increases paid under this section to agency  
35 officials whose maximum salaries are established by the committee on  
36 agency official salaries shall not exceed the average increases  
37 provided under subsection (3) of this section.

1 **IMPLEMENTING PROVISIONS**

2 NEW SECTION. Sec. 601. A new section is added to 2005 c 313  
3 (uncodified) to read as follows:

4 Executive Order number 05-05, archaeological and cultural  
5 resources, was issued effective November 10, 2005. Agencies and higher  
6 education institutions that issue grants or loans for capital projects  
7 shall comply with the requirements set forth in this executive order.

8 NEW SECTION. Sec. 602. 2005 c 313 s 602 (uncodified) is repealed.

9 Sec. 603. 2005 c 313 s 603 (uncodified) is amended to read as  
10 follows:

11 (1) The transportation commission may authorize a transfer of  
12 spending allocation within the appropriation provided and between  
13 projects funded with transportation 2003 account (nickel account)  
14 appropriations ~~((or—the))~~, transportation partnership account  
15 appropriations, multimodal transportation account appropriations,  
16 freight mobility account appropriations, or freight mobility investment  
17 account appropriations, in order to manage project spending and  
18 efficiently deliver all projects in the respective program under the  
19 following conditions and limitations:

20 (a) Transfers may only be made within each specific fund source  
21 referenced on the respective project list;

22 (b) Transfers from a project may be made if the funds allocated to  
23 the project are in excess of the amount needed to complete the project;

24 ~~((b))~~ (c) Transfers from a project may be made if the project is  
25 experiencing unavoidable expenditure delays;

26 ~~((c))~~ (d) Transfers from a project may not be made as a result of  
27 the reduction of the scope of a project, nor shall a transfer be made  
28 to support increases in the scope of a project;

29 ~~((d))~~ (e) Each transfer between projects may only occur if the  
30 commission finds that any resulting change will not hinder the  
31 completion of the projects approved by the legislature; ~~((and~~

32 ~~(e))~~ (f) Transfers may not occur to projects not identified on the  
33 applicable project list; and

34 (g) Transfers may not be made while the legislature is in session.

35 (2) Upon approval of every transfer, a report of the transfers made  
36 to date shall be submitted ~~((on October 1st of each fiscal year))~~ to

1 the senate and house of representatives transportation committees and  
2 to the office of financial management. The report must also include a  
3 list of monitored projects or transfers currently under consideration  
4 by the commission or the department, and a balanced financial plan.

5 **Sec. 604.** RCW 47.29.170 and 2005 c 317 s 17 are each amended to  
6 read as follows:

7 Before accepting any unsolicited project proposals, the commission  
8 must adopt rules to facilitate the acceptance, review, evaluation, and  
9 selection of unsolicited project proposals. These rules must include  
10 the following:

11 (1) Provisions that specify unsolicited proposals must meet  
12 predetermined criteria;

13 (2) Provisions governing procedures for the cessation of  
14 negotiations and consideration;

15 (3) Provisions outlining that unsolicited proposals are subject to  
16 a two-step process that begins with concept proposals and would only  
17 advance to the second step, which are fully detailed proposals, if the  
18 commission so directed;

19 (4) Provisions that require concept proposals to include at least  
20 the following information: Proposers' qualifications and experience;  
21 description of the proposed project and impact; proposed project  
22 financing; and known public benefits and opposition; and

23 (5) Provisions that specify the process to be followed if the  
24 commission is interested in the concept proposal, which must include  
25 provisions:

26 (a) Requiring that information regarding the potential project  
27 would be published for a period of not less than thirty days, during  
28 which time entities could express interest in submitting a proposal;

29 (b) Specifying that if letters of interest were received during the  
30 thirty days, then an additional sixty days for submission of the fully  
31 detailed proposal would be allowed; and

32 (c) Procedures for what will happen if there are insufficient  
33 proposals submitted or if there are no letters of interest submitted in  
34 the appropriate time frame.

35 The commission may adopt other rules as necessary to avoid  
36 conflicts with existing laws, statutes, or contractual obligations of  
37 the state.





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