

1 The appropriation in this section is subject to the following
2 conditions and limitations: The entire appropriation is provided
3 solely for staffing costs to be dedicated to state transportation
4 activities. Staff hired to support transportation activities must have
5 practical experience with complex construction projects.

6 **Sec. 102.** 2011 c 367 s 103 (uncodified) is amended to read as
7 follows:

8 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

9	Motor Vehicle Account--State Appropriation	((\$2,216,000))
10		<u>\$2,046,000</u>
11	Puget Sound Ferry Operations Account--State	
12	Appropriation	((\$4,624,000))
13		<u>\$1,260,000</u>
14	<u>Highway Safety Account--State Appropriation</u>	<u>\$318,000</u>
15	TOTAL APPROPRIATION	((\$6,840,000))
16		<u>\$3,624,000</u>

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

19 (1) The office of financial management, in consultation with the
20 transportation committees of the legislature, shall conduct a budget
21 evaluation study for the new traffic management center proposed by the
22 department of transportation. The study must consider data resulting
23 from the plan identified in section 604 of this act. The budget
24 evaluation study team approach using value engineering techniques must
25 be utilized by the office of financial management in conducting the
26 study. The office of financial management shall select the budget
27 evaluation study team members, contract for the study, and report the
28 results to the transportation committees of the legislature and the
29 department of transportation in a timely manner following the study.
30 Options reviewed must include use of existing facilities, including the
31 Wheeler building data center in Olympia. Funds allocated for the new
32 traffic management center must be used by the office of financial
33 management through an interagency agreement with the department of
34 transportation to cover the cost of the study.

35 (2) ~~((~~\$4,480,000~~ of the Puget Sound ferry operations account--state~~
36 ~~appropriation is provided solely for marine insurance. The~~
37 ~~appropriation is intended to fully fund a two-year policy, and the~~

1 ~~office of financial management shall increase the deductible to~~
2 ~~\$10,000,000 and reduce components of the policy in order to keep the~~
3 ~~total cost of the two-year policy at or below the appropriation in this~~
4 ~~subsection.~~

5 ~~(+5))~~ \$840,000 of the motor vehicle account--state appropriation is
6 provided out of funds set aside out of statewide fuel taxes distributed
7 to counties according to RCW 46.68.120(3) solely for the office of
8 financial management to contract with the Washington state association
9 of counties to identify, evaluate, and implement performance measures
10 associated with county transportation activities. The performance
11 measures must include, at a minimum, those related to safety, system
12 preservation, mobility, environmental protection, and project
13 completion. A report on the county transportation performance
14 implementation project must be provided to the transportation
15 committees of the legislature by December 31, 2012.

16 ~~((+6))~~ (3) \$169,000 of the motor vehicle account--state
17 appropriation is provided solely for the office of regulatory
18 assistance integrated permitting project.

19 ~~((+7))~~ (4) \$40,000 of the Puget Sound ferry operations account--
20 state appropriation is provided solely for the state's share of the
21 marine salary survey.

22 ~~((+8))~~ (5) The office of financial management shall study the
23 available data regarding statewide transit, bicycle, and pedestrian
24 trips and recommend additional performance measures that will
25 effectively measure the state's performance in increasing transit
26 ridership and bicycle and pedestrian trips. The office of financial
27 management shall report its findings and recommendations to the
28 transportation committees of the legislature by November 15, 2011, and
29 integrate the new performance measures into the report prepared by the
30 office of financial management pursuant to RCW 47.04.280 regarding
31 progress towards achieving Washington state's transportation system
32 policy goals.

33 NEW SECTION. **Sec. 103.** A new section is added to 2011 c 367
34 (uncodified) to read as follows:

35 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

36 Motor Vehicle Account--State Appropriation	\$462,000
37 Puget Sound Ferry Operations Account--State	

1 Appropriation \$3,360,000
2 TOTAL APPROPRIATION \$3,822,000

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

5 (1) \$462,000 of the motor vehicle account--state appropriation is
6 provided solely for the transportation executive management system.

7 (2) \$3,360,000 of the Puget Sound ferry operations account--state
8 appropriation is provided solely for marine insurance.

9 NEW SECTION. **Sec. 104.** A new section is added to 2011 c 367
10 (uncodified) to read as follows:

11 **FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION**
12 Puget Sound Ferry Operations Account--State
13 Appropriation \$95,000

14 **Sec. 105.** 2011 c 367 s 105 (uncodified) is amended to read as
15 follows:

16 **FOR THE DEPARTMENT OF AGRICULTURE**
17 Motor Vehicle Account--State Appropriation ((~~\$1,210,000~~))
18 \$1,184,000

19 The appropriation in this section is subject to the following
20 conditions and limitations:

21 (1) \$351,000 of the motor vehicle account--state appropriation is
22 provided solely for costs associated with the motor fuel quality
23 program.

24 (2) \$686,000 of the motor vehicle account--state appropriation is
25 provided solely to test the quality of biofuel. The department must
26 test fuel quality at the biofuel manufacturer, distributor, and
27 retailer.

28 **Sec. 106.** 2011 c 367 s 106 (uncodified) is amended to read as
29 follows:

30 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**
31 Motor Vehicle Account--State Appropriation ((~~\$513,000~~))
32 \$494,000

1 (c) By January 1, 2013, the commission shall provide a report to
2 the legislature regarding the use, public acceptance, outcomes, and
3 other relevant issues regarding automated traffic safety cameras
4 demonstrated by the pilot projects.

5 (3) \$460,000 of the highway safety account--state appropriation is
6 provided solely for the implementation of chapter ... (Engrossed Second
7 Substitute House Bill No. 1789), Laws of 2011 (addressing DUI
8 accountability). If chapter ... (Engrossed Second Substitute House
9 Bill No. 1789), Laws of 2011 is not enacted by June 30, 2011, the
10 amount provided in this subsection lapses.

11 (4) The commission shall conduct a review of the literature on
12 potential safety benefits realized from drivers using their headlights
13 and windshield wipers simultaneously and shall report to the
14 transportation committees of the legislature by December 1, 2011.

15 (5) \$22,000,000 of the highway safety account--federal
16 appropriation is provided solely for federal funds that may be
17 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the
18 2011-2013 fiscal biennium.

19 **Sec. 202.** 2011 c 367 s 202 (uncodified) is amended to read as
20 follows:

21 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Rural Arterial Trust Account--State Appropriation	((\$948,000))
	<u>\$915,000</u>
Motor Vehicle Account--State Appropriation	((\$2,161,000))
	<u>\$2,088,000</u>
County Arterial Preservation Account--State	
Appropriation	((\$1,480,000))
	<u>\$1,428,000</u>
TOTAL APPROPRIATION	((\$4,589,000))
	<u>\$4,431,000</u>

31 The appropriations in this section are subject to the following
32 conditions and limitations: The county road administration board shall
33 submit a report to the transportation committees of the legislature by
34 December 1, 2011, on the implementation of the recommendations that
35 resulted from the evaluation of efficiencies in the delivery of
36 transportation funding and services to local governments that was
37 required under section 204(8), chapter 247, Laws of 2010. The report

1 must include a description of how recommendations were implemented,
2 what efficiencies were achieved, and an explanation of any
3 recommendations that were not implemented.

4 **Sec. 203.** 2011 c 367 s 203 (uncodified) is amended to read as
5 follows:

6 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

7 Transportation Improvement Account--State
8 Appropriation ((\$3,707,000))
9 \$3,625,000

10 The appropriation in this section is subject to the following
11 conditions and limitations: The transportation improvement board shall
12 submit a report to the transportation committees of the legislature by
13 December 1, 2011, on the implementation of the recommendations that
14 resulted from the evaluation of efficiencies in the delivery of
15 transportation funding and services to local governments that was
16 required under section 204(8), chapter 247, Laws of 2010. The report
17 must include a description of how recommendations were implemented,
18 what efficiencies were achieved, and an explanation of any
19 recommendations that were not implemented.

20 **Sec. 204.** 2011 c 367 s 204 (uncodified) is amended to read as
21 follows:

22 **FOR THE JOINT TRANSPORTATION COMMITTEE**

23 Motor Vehicle Account--State Appropriation ((\$2,060,000))
24 \$2,028,000

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

27 (1) \$200,000 of the motor vehicle account--state appropriation is
28 for a study of Washington state ferries fares that recommends the most
29 appropriate fare media for use with the reservation system and the
30 implementation of demand management pricing and interoperability with
31 other payment methods. The study must include direct collaboration
32 with transportation commission members.

33 ((+3)) (2) \$200,000 of the motor vehicle account--state
34 appropriation is from the cities statewide fuel tax distributions under
35 RCW 46.68.110(2) for the joint transportation committee to study and
36 make recommendations on RCW 90.03.525. The study must include: (a) An

1 inventory of state highways subject to the federal clean water act (40
2 C.F.R. Parts 122 through 124) (national pollutant discharge elimination
3 system) that are within city boundaries; (b) a survey of cities that
4 impose storm water fees or charges to the department of transportation,
5 or otherwise manage storm water runoff from state highways within their
6 jurisdiction; (c) case studies from a representative cross-section of
7 cities on how the department and cities have used RCW 90.03.525; and
8 (d) recommendations on how to achieve efficiencies in the cost and
9 management of state highway storm water runoff within cities under RCW
10 90.03.525.

11 ~~((4))~~ (3) \$425,000 of the motor vehicle account--state
12 appropriation is for the joint transportation committee to conduct a
13 study to evaluate the potential for financing state transportation
14 projects using public-private partnerships. The study must compare the
15 costs, advantages, and disadvantages of various forms of public-private
16 partnerships with conventional financing. Projects to be evaluated
17 include Interstate 405, state route number 509, state route number 167,
18 the Columbia River crossing, and the Monroe bypass. At a minimum, the
19 study must identify the public interest in the financing and
20 construction of transportation projects, the public interest in the
21 operation of transportation projects, and the provisions in public-
22 private partnership agreements that best protect the public interest.
23 To the extent possible, the study must identify the lowest-cost and
24 best-value model for each project that best protects the public
25 interest. In addition, the study must evaluate whether public-private
26 partnerships serve the defined public interest including, but not
27 limited to, the advantage and disadvantage of risk allocation, the
28 effects of private versus public financing on the state's bonding
29 capacity, the state's ability to retain public ownership of the asset,
30 the process that would allow for the most transparency during the
31 negotiation of terms of a public-private partnership agreement, and the
32 state's ability to oversee the private entity's management of the
33 asset. The study must identify any barriers to the implementation of
34 funding models that best protect the public interest, including
35 statutory and constitutional barriers. The committee shall issue a
36 report of its evaluation to the house of representatives and senate
37 transportation committees by December 16, 2011.

1 ((+5)) (4) \$100,000 of the motor vehicle account--state
2 appropriation is for an investigation of the use of liquid natural gas
3 on existing Washington state ferry vessels as well as the 144-car class
4 vessels and report to the legislature by December 31, 2011.

5 **Sec. 205.** 2011 c 367 s 205 (uncodified) is amended to read as
6 follows:

7 **FOR THE TRANSPORTATION COMMISSION**

8	Motor Vehicle Account--State Appropriation	((\$2,142,000))
9		<u>\$2,092,000</u>
10	Multimodal Transportation Account--State Appropriation	\$112,000
11	TOTAL APPROPRIATION	((\$2,254,000))
12		<u>\$2,204,000</u>

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

15 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,
16 during the 2011-2013 fiscal biennium, the legislature authorizes the
17 transportation commission to periodically review and, if necessary,
18 adjust the schedule of fares for the Washington state ferry system only
19 in amounts not greater than those sufficient to generate the amount of
20 revenue required by the biennial transportation budget. When adjusting
21 ferry fares, the commission must consider input from affected ferry
22 users by public hearing and by review with the affected ferry advisory
23 committees, in addition to the data gathered from the current ferry
24 user survey.

25 (2) Consistent with RCW 43.135.055 and 47.46.100, during the
26 2011-2013 fiscal biennium, the legislature authorizes the
27 transportation commission to periodically review and, if necessary,
28 adjust the schedule of toll charges applicable to the Tacoma Narrows
29 bridge only in amounts not greater than those sufficient to support (a)
30 any required costs for operating and maintaining the toll bridge,
31 including the cost of insurance, (b) any amount required by law to meet
32 the redemption of bonds and applicable interest payments, and (c)
33 repayment of the motor vehicle fund.

34 ((+4)) (3) Consistent with its authority in RCW 47.56.840, the
35 transportation commission shall consider the need for a citizen
36 advisory group that provides oversight on new tolled facilities.

1 **Sec. 206.** 2011 c 367 s 206 (uncodified) is amended to read as
2 follows:

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

4 Motor Vehicle Account--State Appropriation ((\$702,000))
5 \$680,000

6 The appropriation in this section is subject to the following
7 conditions and limitations: The freight mobility strategic investment
8 board shall submit a report to the transportation committees of the
9 legislature by December 1, 2011, on the implementation of the
10 recommendations that resulted from the evaluation of efficiencies in
11 the delivery of transportation funding and services to local
12 governments that was required under section 204(8), chapter 247, Laws
13 of 2010. The report must include a description of how recommendations
14 were implemented, what efficiencies were achieved, and an explanation
15 of any recommendations that were not implemented.

16 **Sec. 207.** 2011 c 367 s 207 (uncodified) is amended to read as
17 follows:

18 **FOR THE WASHINGTON STATE PATROL**

19 (~~Vehicle Licensing Fraud Account--State Appropriation . . . \$100,000~~)
20 State Patrol Highway Account--State
21 Appropriation (~~(\$349,812,000)~~)
22 \$351,396,000
23 State Patrol Highway Account--Federal
24 Appropriation \$10,903,000
25 State Patrol Highway Account--Private/Local
26 Appropriation \$3,369,000
27 TOTAL APPROPRIATION (~~(\$364,184,000)~~)
28 \$365,668,000

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

31 (1) Washington state patrol officers engaged in off-duty uniformed
32 employment providing traffic control services to the department of
33 transportation or other state agencies may use state patrol vehicles
34 for the purpose of that employment, subject to guidelines adopted by
35 the chief of the Washington state patrol. The Washington state patrol
36 must be reimbursed for the use of the vehicle at the prevailing state
37 employee rate for mileage and hours of usage, subject to guidelines

1 developed by the chief of the Washington state patrol. Cessna pilots
2 funded from the state patrol highway account who are certified to fly
3 the King Airs may pilot those aircraft for general fund purposes with
4 the general fund reimbursing the state patrol highway account an hourly
5 rate to cover the costs incurred during the flights since the aviation
6 section is no longer part of the Washington state patrol cost
7 allocation system as of July 1, 2009.

8 (2) The Washington state patrol shall continue to collaborate with
9 the Washington traffic safety commission on the target zero trooper
10 pilot program referenced in section 201(1) of this act.

11 (3) \$370,000 of the state patrol highway account--state
12 appropriation is provided solely for costs associated with the pilot
13 program described under section 216(5) of this act. The Washington
14 state patrol may incur costs related only to the assignment of cadets
15 and necessary computer equipment and to the reimbursement of the
16 Washington state department of transportation for contract costs. The
17 appropriation in this subsection must be funded from the portion of the
18 automated traffic safety camera fines deposited into the state patrol
19 highway account; however, if the fines deposited into the state patrol
20 highway account from automated traffic safety camera infractions do not
21 reach three hundred seventy thousand dollars, the department of
22 transportation shall remit funds necessary to the Washington state
23 patrol to ensure the completion of the pilot program. The Washington
24 state patrol may not incur overtime as a result of this pilot program.
25 The Washington state patrol shall not assign troopers to operate or
26 deploy the pilot program equipment used in the roadway construction
27 zones.

28 ~~(4) ((\$12,655,000 of the total appropriation is provided solely for~~
29 ~~automobile fuel in the 2011-2013 fiscal biennium.))~~ The Washington
30 state patrol shall analyze their fuel consumption and submit a report
31 to the legislative transportation committees by December 31, 2011, on
32 fuel conservation methods that could be used to minimize costs and
33 ensure that the Washington state patrol is managing fuel consumption
34 effectively.

35 ~~(5) ((\$7,421,000 of the total appropriation is provided solely for~~
36 ~~the purchase of pursuit vehicles.~~

37 ~~(6) \$6,611,000 of the total appropriation is provided solely for~~

1 ~~vehicle repair and maintenance costs of vehicles used for highway~~
2 ~~purposes.~~

3 ~~(7) \$1,724,000 of the total appropriation is provided solely for~~
4 ~~the purchase of mission vehicles used for highway purposes in the~~
5 ~~commercial vehicle and traffic investigation sections of the Washington~~
6 ~~state patrol.~~

7 ~~(8))~~ \$1,200,000 of the total appropriation is provided solely for
8 outfitting officers. The Washington state patrol shall prepare a cost-
9 benefit analysis of the standard trooper uniform as compared to a
10 battle dress uniform and uniforms used by other states and
11 jurisdictions. The Washington state patrol shall report the results of
12 the analysis to the transportation committees of the legislature by
13 December 1, 2011.

14 ~~((9))~~ (6) The Washington state patrol shall not account for or
15 record locally provided DUI cost reimbursement payments as expenditure
16 credits to the state patrol highway account. The patrol shall report
17 the amount of expected locally provided DUI cost reimbursements to the
18 office of financial management and transportation committees of the
19 legislature by September 30th of each year.

20 ~~((10))~~ (7) During the 2011-2013 fiscal biennium, the Washington
21 state patrol shall continue to perform traffic accident investigations
22 on Thurston county roads, and shall work with Thurston county to
23 transition the traffic accident investigations on Thurston county roads
24 to Thurston county by July 1, 2013.

25 ~~((11) \$100,000 of the vehicle licensing fraud account--state~~
26 ~~appropriation is provided solely to support the transportation portion~~
27 ~~of the vehicle license fraud program during the 2011-2013 fiscal~~
28 ~~biennium.))~~

29 (8) \$2,187,000 of the state patrol highway account--state
30 appropriation is provided solely for mobile office platforms.

31 **Sec. 208.** 2011 c 367 s 208 (uncodified) is amended to read as
32 follows:

33	FOR THE DEPARTMENT OF LICENSING	
34	Marine Fuel Tax Refund Account--State Appropriation	\$32,000
35	Motorcycle Safety Education Account--State	
36	Appropriation	((4,411,000))
37		<u>\$4,367,000</u>

1	Wildlife Account--State Appropriation	(((\$859,000))
2		<u>\$826,000</u>
3	Highway Safety Account--State Appropriation	(((\$149,904,000))
4		<u>\$146,658,000</u>
5	Highway Safety Account--Federal Appropriation	(((\$2,884,000))
6		<u>\$4,299,000</u>
7	<u>Highway Safety Account--Private/Local Appropriation</u>	<u>\$200,000</u>
8	Motor Vehicle Account--State Appropriation	(((\$78,586,000))
9		<u>\$75,724,000</u>
10	Motor Vehicle Account--Private/Local Appropriation	(((\$1,721,000))
11		<u>\$1,714,000</u>
12	Motor Vehicle Account--Federal Appropriation	(((\$242,000))
13		<u>\$380,000</u>
14	Department of Licensing Services Account--State	
15	Appropriation	(((\$5,815,000))
16		<u>\$6,995,000</u>
17	Ignition Interlock Device Revolving Account--State	
18	Appropriation	\$1,315,000
19	TOTAL APPROPRIATION	(((\$245,769,000))
20		<u>\$242,510,000</u>

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

23 (1) ~~(((\$62,000 of the motor vehicle account--state appropriation is
24 provided solely for the implementation of chapter ... (Engrossed
25 Substitute Senate Bill No. 5251), Laws of 2011 (electric vehicle fee).
26 If chapter ... (Engrossed Substitute Senate Bill No. 5251), Laws of
27 2011 is not enacted by June 30, 2011, the amount provided in this
28 subsection lapses.~~

29 (2)) \$231,000 of the motor vehicle account--state appropriation is
30 provided solely for the implementation of chapter ... (Substitute
31 Senate Bill No. 5800), Laws of 2011 (off-road motorcycles). If chapter
32 ... (Substitute Senate Bill No. 5800), Laws of 2011 is not enacted by
33 June 30, 2011, the amount provided in this subsection lapses.

34 ((+3)) (2) \$193,000 of the department of licensing services
35 account--state appropriation is provided solely for a phased
36 implementation of chapter ... (Substitute House Bill No. 1046), Laws of
37 2011 (vehicle and vessel quick titles). Funding is contingent upon
38 revenues associated with the vehicle and vessel quick title program

1 paying all direct and indirect expenditures associated with the
2 department's implementation of this subsection. If chapter ...
3 (Substitute House Bill No. 1046), Laws of 2011 is not enacted by June
4 30, 2011, the amount provided in this subsection lapses.

5 ~~((4) The department may seek federal funds to implement a driver's
6 license and identicard biometric matching system pilot program to
7 verify the identity of applicants for, and holders of, drivers'
8 licenses and identicards if applicants are provided the opportunity to
9 opt out of participating in the program, which meets the requirement of
10 RCW 46.20.037 that such a program be voluntary. If funds are received,
11 the department shall report any benefits or problems identified during
12 the course of the pilot program to the transportation committees of the
13 legislature upon the completion of the program.~~

14 ~~(5) \$1,938,000))~~ (3) \$4,299,000 of the highway safety account--
15 federal appropriation is for federal funds that may be received during
16 the 2011-2013 fiscal biennium. Upon receipt of the funds, the
17 department shall provide a report on the use of the funds to the
18 transportation committees of the legislature and the office of
19 financial management.

20 ~~((6))~~ (4) By December 31, 2011, the department shall submit to
21 the office of financial management and the transportation committees of
22 the legislature draft legislation that rewrites the tow truck statutes
23 (chapter 46.55 RCW) in plain language and is revenue and policy
24 neutral.

25 ~~((7))~~ (5) \$128,000 of the highway safety account--state
26 appropriation is provided solely for the implementation of chapter ...
27 (Engrossed Substitute House Bill No. 1635), Laws of 2011 (driver's
28 license exams). If chapter ... (Engrossed Substitute House Bill No.
29 1635), Laws of 2011 is not enacted by June 30, 2011, the amount
30 provided in this subsection lapses.

31 ~~((8))~~ (6) \$68,000 of the highway safety account--state
32 appropriation is provided solely for the implementation of chapter ...
33 (Engrossed Second Substitute House Bill No. 1789), Laws of 2011
34 ~~((driving under the influence))~~ (addressing DUI accountability). If
35 chapter ... (Engrossed Second Substitute House Bill No. 1789), Laws of
36 2011 is not enacted by June 30, 2011, the amount provided in this
37 subsection lapses.

1 ~~((+9))~~ (7) \$63,000 of the highway safety account--state
 2 appropriation is provided solely for the implementation of chapter ...
 3 (Substitute House Bill No. 1237), Laws of 2011 (selective service
 4 system). If chapter ... (Substitute House Bill No. 1237), Laws of 2011
 5 is not enacted by June 30, 2011, the amount provided in this subsection
 6 lapses.

7 ~~((+10))~~ (8) \$340,000 of the motor vehicle account--private/local
 8 appropriation is provided solely for the implementation of chapter ...
 9 (Engrossed Substitute Senate Bill No. 5457), Laws of 2011 (congestion
 10 reduction charge). If chapter ... (Engrossed Substitute Senate Bill
 11 No. 5457), Laws of 2011 is not enacted by June 30, 2011, the amount
 12 provided in this subsection lapses.

13 ~~((+12))~~ (9) \$1,738,000 of the department of licensing services
 14 account--state appropriation is provided solely for purchasing
 15 equipment for field licensing service offices and subagent offices.

16 **Sec. 209.** 2011 c 367 s 209 (uncodified) is amended to read as
 17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**
 19 **MAINTENANCE--PROGRAM B**

20	High Occupancy Toll Lanes Operations Account--State	
21	Appropriation	(((\$1,295,000))
22		<u>\$1,273,000</u>
23	Motor Vehicle Account--State Appropriation	(((\$550,000))
24		<u>\$538,000</u>
25	Tacoma Narrows Toll Bridge Account--State	
26	Appropriation	(((\$23,429,000))
27		<u>\$23,365,000</u>
28	State Route Number 520 Corridor Account--State	
29	Appropriation	\$27,295,000
30	State Route Number 520 Civil Penalties	
31	Account--State Appropriation	\$4,622,000
32	TOTAL APPROPRIATION	(((\$57,191,000))
33		<u>\$57,093,000</u>

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

36 (1) The department shall make detailed quarterly expenditure
 37 reports available to the transportation commission and to the public on

1 the department's web site using current department resources. The
2 reports must include a summary of toll revenue by facility on all
3 operating toll facilities and high occupancy toll lane systems, and an
4 itemized depiction of the use of that revenue.

5 (2) \$4,622,000 of the state route number 520 civil penalties
6 account--state appropriation and \$1,458,000 of the Tacoma Narrows toll
7 bridge account--state appropriation are provided solely for
8 expenditures related to the toll adjudication process. All costs
9 associated with the toll adjudication process are anticipated to be
10 covered by revenue collected from the toll adjudication process. The
11 department shall report quarterly on the civil penalty process to the
12 office of financial management and the house of representatives and
13 senate transportation committees beginning September 30, 2011. The
14 reports must include a summary table for each toll facility that
15 includes: The number of notices of civil penalty issued; the number of
16 recipients who pay before the notice becomes a penalty; the number of
17 recipients who request a hearing and the number who do not respond;
18 workload costs related to hearings; the cost and effectiveness of debt
19 collection activities; and revenues generated from notices of civil
20 penalty.

21 (3) It is the intent of the legislature that transitioning to a
22 statewide tolling operations center and preparing for all-electronic
23 tolling on certain toll facilities will have no adverse revenue or
24 expenditure impact on the Tacoma Narrows toll bridge account. Any
25 increased costs related to this transition shall not be allocated to
26 the Tacoma Narrows toll bridge account. (~~All costs associated with~~
27 ~~the toll adjudication process are anticipated to be covered by revenue~~
28 ~~collected from the toll adjudication process.~~)

29 (4) The department shall ensure that, at no cost to the Tacoma
30 Narrows toll bridge account, new electronic tolling tag readers are
31 installed on the Tacoma Narrows bridge as soon as practicable that are
32 able to read existing and new electronic tolling tags.

33 (5) \$17,786,000 of the state route number 520 corridor account--
34 state appropriation is provided solely for nonvendor costs associated
35 with tolling the state route number 520 bridge. Funds from the state
36 route number 520 corridor account--state appropriation shall not be
37 used to pay for items prohibited by Executive Order No. 1057, including
38 subscriptions to technical publications, employee educational expenses,

1 professional membership dues and fees, employee recognition and safety
2 awards, meeting meals and light refreshments, commute trip reduction
3 incentives, and employee travel.

4 **Sec. 210.** 2011 c 367 s 210 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**
7 **C**

8	Motor Vehicle Account--State Appropriation	((\$69,107,000))
9		<u>\$67,394,000</u>
10	Transportation Partnership Account--State	
11	Appropriation	\$1,460,000
12	Multimodal Transportation Account--State	
13	Appropriation	\$363,000
14	Transportation 2003 Account (Nickel Account)--State	
15	Appropriation	\$1,460,000
16	TOTAL APPROPRIATION	((\$72,390,000))
17		<u>\$70,677,000</u>

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

20 (1) The department shall consult with the office of financial
21 management and the department of (~~information~~) enterprise services
22 to: (a) Ensure that the department's current and future system
23 development is consistent with the overall direction of other key state
24 systems; and (b) when possible, use or develop common statewide
25 information systems to encourage coordination and integration of
26 information used by the department and other state agencies and to
27 avoid duplication.

28 (2) \$1,460,000 of the transportation partnership account--state
29 appropriation and \$1,460,000 of the transportation 2003 account (nickel
30 account)--state appropriation are provided solely for maintaining the
31 department's project management reporting system.

32 (3) \$210,000 of the motor vehicle account--state appropriation is
33 provided solely for the department's compliance with its national
34 pollution discharge elimination system permit.

35 ((+5)) (4) \$502,000 of the motor vehicle account--state
36 appropriation is provided solely to provide support for the
37 transportation executive information system.

1 **Sec. 211.** 2011 c 367 s 211 (uncodified) is amended to read as
2 follows:

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

5 Motor Vehicle Account--State Appropriation ((~~\$25,851,000~~))
6 \$25,454,000

7 The appropriation in this section is subject to the following
8 conditions and limitations:

9 (1) The department shall submit a predesign proposal for a new
10 traffic management center to the office of financial management
11 consistent with the process followed by nontransportation capital
12 construction projects. The department shall not award a contract for
13 construction of a new traffic management center until the predesign
14 proposal has been submitted and the office of financial management has
15 completed a budget evaluation study that indicates a new building is
16 the recommended option for accommodating additional traffic management
17 operations.

18 (2) \$850,000 of the motor vehicle account--state appropriation is
19 provided solely for the department's compliance with its national
20 pollution discharge elimination system permit.

21 **Sec. 212.** 2011 c 367 s 212 (uncodified) is amended to read as
22 follows:

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

24 Aeronautics Account--State Appropriation ((~~\$6,066,000~~))
25 \$6,001,000
26 Aeronautics Account--Federal Appropriation \$2,150,000
27 TOTAL APPROPRIATION ((~~\$8,216,000~~))
28 \$8,151,000

29 The appropriations in this section are subject to the following
30 conditions and limitations: \$200,000 of the aeronautics account--state
31 appropriation is a reappropriation provided solely to complete runway
32 preservation projects.

33 **Sec. 213.** 2011 c 367 s 213 (uncodified) is amended to read as
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**

1 **SUPPORT--PROGRAM H**

2	Motor Vehicle Account--State Appropriation	((\$47,418,000))
3		<u>\$45,800,000</u>
4	Motor Vehicle Account--Federal Appropriation	\$500,000
5	Multimodal Transportation Account--State	
6	Appropriation	\$250,000
7	TOTAL APPROPRIATION	((\$48,168,000))
8		<u>\$46,550,000</u>

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

11 ~~(1) ((The department shall provide updated information on six~~
12 ~~project milestones for all active projects, funded in part or in whole~~
13 ~~with 2005 transportation partnership account funds or 2003 nickel~~
14 ~~account funds, on a quarterly basis in the transportation executive~~
15 ~~information system. The department shall also provide updated~~
16 ~~information on six project milestones for projects funded with~~
17 ~~preexisting funds and that are agreed to by the legislature, office of~~
18 ~~financial management, and the department, on a quarterly basis.~~

19 ~~(2))~~ \$3,754,000 of the motor vehicle account--state appropriation
20 is provided solely for the department's compliance with its national
21 pollution discharge elimination system permit.

22 ~~((3))~~ (2) It is the intent of the legislature that ~~((the real~~
23 ~~estate services division of the department will recover the cost of its~~
24 ~~efforts from future sale proceeds))~~ future surplus property sale
25 proceeds support the efforts of the real estate services division of
26 the department.

27 ~~((4))~~ (3) The legislature recognizes that the Dryden pit site
28 (WSDOT Inventory Control (IC) No. 2-04-00103) is unused state-owned
29 real property under the jurisdiction of the department of
30 transportation, and that the public would benefit significantly from
31 the complete enjoyment of the natural scenic beauty and recreational
32 opportunities available at the site. Therefore, pursuant to RCW
33 47.12.080, the legislature declares that transferring the property to
34 the department of fish and wildlife for recreational use and fish and
35 wildlife restoration efforts is consistent with the public interest in
36 order to preserve the area for the use of the public and the betterment
37 of the natural environment. The department of transportation shall
38 work with the department of fish and wildlife, and shall transfer and

1 convey the Dryden pit site to the department of fish and wildlife as is
2 for an adjusted fair market value reflecting site conditions, the
3 proceeds of which must be deposited in the motor vehicle fund. The
4 department of transportation is not responsible for any costs
5 associated with the cleanup or transfer of this property. By July 1,
6 2011, and annually thereafter until the entire Dryden pit property has
7 been transferred, the department shall submit a status report regarding
8 the transaction to the chairs of the legislative transportation
9 committees.

10 **Sec. 214.** 2011 c 367 s 214 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM**
13 **K**

14	Motor Vehicle Account--State Appropriation	((\$622,000))
15		<u>\$602,000</u>
16	Multimodal Transportation Account--State Appropriation	\$110,000
17	TOTAL APPROPRIATION	((\$732,000))
18		<u>\$712,000</u>

19 The appropriations in this section are subject to the following
20 conditions and limitations: The department shall conduct a study on
21 the potential to generate revenue from off-premise outdoor advertising
22 signs that are erected or maintained adjacent and visible to the
23 interstate system highways, primary system highways, or scenic system
24 highways. The study must provide an evaluation of the market for
25 outdoor advertising signs, including an evaluation of the number of
26 potential advertisers and the amount charged by other jurisdictions for
27 sign permits, and must provide a recommendation for a revised fee
28 structure that recognizes the market value for off-premise signs and
29 considers charging differential fees based on the size, type, and
30 location of the sign.

31 **Sec. 215.** 2011 c 367 s 215 (uncodified) is amended to read as
32 follows:

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

34	Motor Vehicle Account--State Appropriation	((\$380,327,000))
35		<u>\$373,698,000</u>
36	Motor Vehicle Account--Federal Appropriation	\$7,000,000

1 TOTAL APPROPRIATION ((\$387,327,000))
2 \$380,698,000

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

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

10 (2) \$7,000,000 of the motor vehicle account--state appropriation is
11 provided solely for third-party damages to the highway system where the
12 responsible party is known and reimbursement is anticipated. The
13 department shall request additional appropriation authority for any
14 funds received for reimbursements of third-party damages that are in
15 excess of this appropriation.

16 (3) \$7,000,000 of the motor vehicle account--federal appropriation
17 is for unanticipated federal funds that may be received during the
18 2011-2013 fiscal biennium. Upon receipt of the funds, the department
19 shall provide a report on the use of the funds to the transportation
20 committees of the legislature and the office of financial management.

21 (4) The department may work with the department of corrections to
22 utilize corrections crews for the purposes of litter pickup on state
23 highways.

24 (5) \$4,530,000 of the motor vehicle account--state appropriation is
25 provided solely for the department's compliance with its national
26 pollution discharge elimination system permit.

27 (6) The department shall continue to report maintenance
28 accountability process (MAP) targets and achievements on an annual
29 basis. The department shall use available funding to target and
30 deliver a minimum MAP grade of C for the activity of roadway striping.

31 (7) \$6,884,000 of the motor vehicle account--state appropriation is
32 provided solely for the high priority maintenance backlog. Addressing
33 the maintenance backlog must result in increased levels of service. If
34 chapter . . . (Engrossed Substitute Senate Bill No. 5251), Laws of 2011
35 (electric vehicle fee) is not enacted by June 30, 2011, \$500,000 of the
36 appropriation provided in this subsection lapses.

37 ~~(8) ((\$317,000 of the motor vehicle account--state appropriation is
38 provided solely for maintaining a new active traffic management system~~

1 on Interstate 5, Interstate 90, and state route number 520.) The
2 department shall track the costs associated with ((these)) active
3 traffic management systems on a corridor basis and report to the
4 transportation committees of the legislature on the costs and benefits
5 of the systems by December 1, 2011.

6 **Sec. 216.** 2011 c 367 s 216 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
9 **OPERATING**

10 Motor Vehicle Account--State Appropriation	(((\$50,166,000))
	<u>\$48,841,000</u>
11	
12 Motor Vehicle Account--Federal Appropriation	\$2,050,000
13 Motor Vehicle Account--Private/Local Appropriation	(((\$127,000))
14	<u>\$250,000</u>
15	
16 TOTAL APPROPRIATION	(((\$52,343,000))
	<u>\$51,141,000</u>

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

19 (1) \$6,000,000 of the motor vehicle account--state appropriation is
20 provided solely for low-cost enhancements. The department shall give
21 priority to low-cost enhancement projects that improve safety or
22 provide congestion relief. The department shall prioritize low-cost
23 enhancement projects on a statewide rather than regional basis. By
24 ((September)) October 1st of each ((even)) odd-numbered year, the
25 department shall provide a report to the legislature listing all low-
26 cost enhancement projects prioritized on a statewide rather than
27 regional basis completed in the prior year.

28 (2) \$145,000 of the motor vehicle account--state appropriation is
29 provided solely for the department to continue a pilot tow truck
30 incentive program and to expand the program to other areas of the
31 state. The department may provide incentive payments to towing
32 companies that meet clearance goals on accidents that involve heavy
33 trucks.

34 (3) During the 2011-2013 fiscal biennium, the department shall
35 implement a pilot program that expands private transportation
36 providers' access to high occupancy vehicle lanes. Under the pilot
37 program, when the department reserves a portion of a highway based on

1 the number of passengers in a vehicle, the following vehicles must be
2 authorized to use the reserved portion of the highway if the vehicle
3 has the capacity to carry eight or more passengers, regardless of the
4 number of passengers in the vehicle: (a) Auto transportation company
5 vehicles regulated under chapter 81.68 RCW; (b) passenger charter
6 carrier vehicles regulated under chapter 81.70 RCW, except marked or
7 unmarked stretch limousines and stretch sport utility vehicles as
8 defined under department of licensing rules; (c) private nonprofit
9 transportation provider vehicles regulated under chapter 81.66 RCW; and
10 (d) private employer transportation service vehicles. For purposes of
11 this subsection, "private employer transportation service" means
12 regularly scheduled, fixed-route transportation service that is offered
13 by an employer for the benefit of its employees. By June 30, 2013, the
14 department shall report to the transportation committees of the
15 legislature on whether private transportation provider use of high
16 occupancy vehicle lanes under the pilot program reduces the speeds of
17 high occupancy vehicle lanes. Nothing in this subsection is intended
18 to authorize the conversion of public infrastructure to private, for-
19 profit purposes or to otherwise create an entitlement or other claim by
20 private users to public infrastructure. If chapter ... (Substitute
21 Senate Bill No. 5836), Laws of 2011 is enacted by June 30, 2011, this
22 subsection is null and void.

23 (4) \$9,000,000 of the motor vehicle account--state appropriation is
24 provided solely for the department's incident response program.

25 (5) The department, in consultation with the Washington state
26 patrol, must continue a pilot program for the patrol to issue
27 infractions based on information from automated traffic safety cameras
28 in roadway construction zones on state highways. The department must
29 report to the joint transportation committee by January 1, 2012, and
30 January 1, 2013, on the status of this pilot program. For the purpose
31 of this pilot program, during the 2011-2013 fiscal biennium, a roadway
32 construction zone includes areas where public employees or private
33 contractors may be present or where a driving condition exists that
34 would make it unsafe to drive at higher speeds, such as, when the
35 department is redirecting or realigning lanes on any public roadway
36 pursuant to ongoing construction. The department shall use the
37 following guidelines to administer the program:

1 (a) Automated traffic safety cameras may only take pictures of the
2 vehicle and vehicle license plate and only while an infraction is
3 occurring. The picture must not reveal the face of the driver or of
4 passengers in the vehicle;

5 (b) The department shall plainly mark the locations where the
6 automated traffic safety cameras are used by placing signs on locations
7 that clearly indicate to a driver that he or she is entering a roadway
8 construction zone where traffic laws are enforced by an automated
9 traffic safety camera;

10 (c) Notices of infractions must be mailed to the registered owner
11 of a vehicle within fourteen days of the infraction occurring;

12 (d) The owner of the vehicle is not responsible for the violation
13 if the owner of the vehicle, within fourteen days of receiving
14 notification of the violation, mails to the patrol, a declaration under
15 penalty of perjury, stating that the vehicle involved was, at the time,
16 stolen or in the care, custody, or control of some person other than
17 the registered owner, or any other extenuating circumstances;

18 (e) For purposes of the 2011-2013 fiscal biennium pilot program,
19 infractions detected through the use of automated traffic safety
20 cameras are not part of the registered owner's driving record under RCW
21 46.52.101 and 46.52.120. Additionally, infractions generated by the
22 use of automated traffic safety cameras must be processed in the same
23 manner as parking infractions for the purposes of RCW 3.50.100,
24 35.20.220, 46.16A.120, and 46.20.270(3). However, the amount of the
25 fine issued under this subsection (5) for an infraction generated
26 through the use of an automated traffic safety camera is one hundred
27 thirty-seven dollars. The court shall remit thirty-two dollars of the
28 fine to the state treasurer for deposit into the state patrol highway
29 account; and

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

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

7 (6) The department shall track the costs associated with active
8 traffic management systems on a corridor basis and report to the
9 transportation committees of the legislature on the cost and benefits
10 of the systems by December 1, 2011.

11 **Sec. 217.** 2011 c 367 s 217 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
14 **SUPPORT--PROGRAM S**

15	Motor Vehicle Account--State Appropriation	((\$28,430,000))
16		<u>\$27,386,000</u>
17	Motor Vehicle Account--Federal Appropriation	\$30,000
18	Multimodal Transportation Account--State	
19	Appropriation	\$973,000
20	TOTAL APPROPRIATION	((\$29,433,000))
21		<u>\$28,389,000</u>

22 The appropriations in this section are subject to the following
23 conditions and limitations: The department shall utilize existing
24 resources and customer service staff to develop and implement new
25 policies and procedures to ensure compliance with new federal passenger
26 vessel Americans with disabilities act requirements.

27 **Sec. 218.** 2011 c 367 s 218 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**
30 **AND RESEARCH--PROGRAM T**

31	Motor Vehicle Account--State Appropriation	((\$23,394,000))
32		<u>\$22,101,000</u>
33	Motor Vehicle Account--Federal Appropriation	\$21,885,000
34	Multimodal Transportation Account--State	
35	Appropriation	\$662,000
36	Multimodal Transportation Account--Federal	

1	Appropriation	\$3,559,000
2	Multimodal Transportation Account--Private/Local	
3	Appropriation	\$100,000
4	TOTAL APPROPRIATION	((\$49,600,000))
5		<u>\$48,307,000</u>

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

8 (1) \$70,000 of the motor vehicle account--state appropriation is a
9 reappropriation provided solely for a corridor study of state route
10 number 516 from the eastern border of Maple Valley to state route
11 number 167 to determine whether improvements are needed and the costs
12 of any needed improvements.

13 (2) \$200,000 of the motor vehicle account--state appropriation is
14 provided solely for extending the freight database pilot project that
15 began in 2009. Global positioning system (GPS) data is intended to
16 help guide freight investment decisions and track highway project
17 effectiveness as it relates to freight traffic.

18 (3) Within available resources, the department must collaborate
19 with the affected metropolitan planning organizations, regional
20 transportation planning organizations, transit agencies, and private
21 transportation providers to develop a plan to reduce vehicle demand,
22 increase public transportation options, and reduce vehicle miles
23 traveled on corridors affected by growth at Joint Base Lewis-McChord.

24 (4) As part of their ongoing regional transportation planning, the
25 regional transportation planning organizations across the state shall
26 work together to provide a comprehensive framework for sources and uses
27 of next-stage investments in transportation needed to improve
28 structural conditions and ongoing operations and lay the groundwork for
29 the transportation systems to support the long-term economic vitality
30 of the state. This planning must include all forms of transportation
31 to reflect the state's interests, including: Highways, streets, and
32 roads; ferries; public transportation; systems for freight; and walking
33 and biking systems. The department shall support this planning by
34 providing information on potential state transportation uses and an
35 analysis of potential sources of revenue to implement investments. In
36 carrying out this planning, regional transportation planning
37 organizations must be broadly inclusive of business, civic, labor,

1 governmental, and environmental interests in regional communities
2 across the state.

3 **Sec. 219.** 2011 c 367 s 219 (uncodified) is amended to read as
4 follows:

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

7	Motor Vehicle Account--State Appropriation	(((\$85,209,000))
8		<u>\$74,786,000</u>
9	Motor Vehicle Account--Federal Appropriation	\$400,000
10	Multimodal Transportation Account--State	
11	Appropriation	(((\$3,320,000))
12		<u>\$1,798,000</u>
13	TOTAL APPROPRIATION	(((\$88,929,000))
14		<u>\$76,984,000</u>

15 ~~((The appropriations in this section are subject to the following~~
16 ~~conditions and limitations:~~

17 ~~(1) The office of financial management must provide a detailed~~
18 ~~accounting of the revenues and expenditures of the self insurance fund~~
19 ~~to the transportation committees of the legislature on December 31st~~
20 ~~and June 30th of each year.~~

21 ~~(2) Payments in this section represent charges from other state~~
22 ~~agencies to the department of transportation.~~

23 ~~(a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT~~
24 ~~DIVISION OF RISK MANAGEMENT FEES~~ \$1,639,000

25 ~~(b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE~~
26 ~~STATE AUDITOR~~ \$937,000

27 ~~(c) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF~~
28 ~~GENERAL ADMINISTRATION~~ \$6,060,000

29 ~~(d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF~~
30 ~~PERSONNEL~~ \$6,347,000

31 ~~(e) FOR PAYMENT OF SELF INSURANCE LIABILITY~~
32 ~~PREMIUMS AND ADMINISTRATION~~ \$44,418,000

33 ~~(f) FOR ARCHIVES AND RECORDS MANAGEMENT~~ \$623,000

34 ~~(g) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS~~
35 ~~ENTERPRISES~~ \$1,008,000

36 ~~(h) FOR USE OF FINANCIAL AND REPORTING SYSTEMS~~
37 ~~PROVIDED BY THE OFFICE OF FINANCIAL MANAGEMENT~~ \$1,143,000

1 (b) \$19,500,000 of the amount provided in this subsection is
2 provided solely for grants to transit agencies to transport persons
3 with special transportation needs. To receive a grant, the transit
4 agency must have a maintenance of effort for special needs
5 transportation that is no less than the previous year's maintenance of
6 effort for special needs transportation. Grants for transit agencies
7 must be prorated based on the amount expended for demand response
8 service and route deviated service in calendar year 2009 as reported in
9 the "Summary of Public Transportation - 2009" published by the
10 department of transportation. No transit agency may receive more than
11 thirty percent of these distributions.

12 (2) \$395,000 of the multimodal transportation account--state
13 appropriation is provided solely for administration costs of the
14 regional and rural mobility grant programs.

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

17 (a) \$8,500,000 of the rural mobility grant program account--state
18 appropriation is provided solely for grants for those transit systems
19 serving small cities and rural areas as identified in the "Summary of
20 Public Transportation - 2009" published by the department of
21 transportation. Noncompetitive grants must be distributed to the
22 transit systems serving small cities and rural areas in a manner
23 similar to past disparity equalization programs. If the funding
24 provided in this subsection ((+2)) (3)(a) exceeds the amount required
25 for recipient counties to reach eighty percent of the average per
26 capita sales tax, funds in excess of that amount may be used for the
27 competitive grant process established in (b) of this subsection.

28 (b) \$8,500,000 of the rural mobility grant program account--state
29 appropriation is provided solely to providers of rural mobility service
30 in areas not served or underserved by transit agencies through a
31 competitive grant process.

32 ((+3)) (4)(a) \$6,000,000 of the multimodal transportation
33 account--state appropriation is provided solely for a vanpool grant
34 program for: (a) Public transit agencies to add vanpools or replace
35 vans; and (b) incentives for employers to increase employee vanpool
36 use. The grant program for public transit agencies will cover capital
37 costs only; operating costs for public transit agencies are not
38 eligible for funding under this grant program. Additional employees

1 may not be hired from the funds provided in this section for the
2 vanpool grant program, and supplanting of transit funds currently
3 funding vanpools is not allowed. The department shall encourage grant
4 applicants and recipients to leverage funds other than state funds.

5 (b) At least \$1,600,000 of the amount provided in this subsection
6 must be used for vanpool grants in congested corridors.

7 (c) \$520,000 of the amount provided in this subsection is provided
8 solely for the purchase of additional vans for use by vanpools serving
9 soldiers and civilian employees at Joint Base Lewis-McChord.

10 ~~((+4))~~ (5) \$8,942,000 of the regional mobility grant program
11 account--state appropriation is reappropriated and provided solely for
12 the regional mobility grant projects identified in LEAP Transportation
13 Document 2007-B, as developed April 20, 2007, or LEAP Transportation
14 Document 2009-B, as developed April 24, 2009. The department shall
15 continue to review all projects receiving grant awards under this
16 program at least semiannually to determine whether the projects are
17 making satisfactory progress. The department shall promptly close out
18 grants when projects have been completed, and any remaining funds must
19 be used only to fund projects identified in: LEAP Transportation
20 Document 2007-B, as developed April 20, 2007; LEAP Transportation
21 Document 2009-B, as developed April 24, 2009; or LEAP Transportation
22 Document 2011-B, as developed April 19, 2011. It is the intent of the
23 legislature to appropriate funds through the regional mobility grant
24 program only for projects that will be completed on schedule and that
25 all funds in the regional mobility grant program be used as soon as
26 practicable to advance eligible projects.

27 ~~((+5))~~ (6)(a) \$40,000,000 of the regional mobility grant program
28 account--state appropriation is provided solely for the regional
29 mobility grant projects identified in LEAP Transportation Document
30 2011-B, as developed April 19, 2011. The department shall review all
31 projects receiving grant awards under this program at least
32 semiannually to determine whether the projects are making satisfactory
33 progress. Any project that has been awarded funds, but does not report
34 activity on the project within one year of the grant award, must be
35 reviewed by the department to determine whether the grant should be
36 terminated. The department shall promptly close out grants when
37 projects have been completed, and any remaining funds must be used only
38 to fund projects identified in LEAP Transportation Document 2011-B, as

1 developed April 19, 2011. The department shall provide annual status
2 reports on December 15, 2011, and December 15, 2012, to the office of
3 financial management and the transportation committees of the
4 legislature regarding the projects receiving the grants. It is the
5 intent of the legislature to appropriate funds through the regional
6 mobility grant program only for projects that will be completed on
7 schedule.

8 (b) In order to be eligible to receive a grant under (a) of this
9 subsection during the 2011-2013 fiscal biennium, a transit agency must
10 establish a process for private transportation providers to apply for
11 the use of park and ride facilities. For purposes of this subsection,
12 (i) "private transportation provider" means: An auto transportation
13 company regulated under chapter 81.68 RCW; a passenger charter carrier
14 regulated under chapter 81.70 RCW, except marked or unmarked stretch
15 limousines and stretch sport utility vehicles as defined under
16 department of licensing rules; a private nonprofit transportation
17 provider regulated under chapter 81.66 RCW; or a private employer
18 transportation service provider; and (ii) "private employer
19 transportation service" means regularly scheduled, fixed-route
20 transportation service that is offered by an employer for the benefit
21 of its employees.

22 ~~((+6))~~ (7) \$2,309,000 of the multimodal transportation account--
23 state appropriation is provided solely for the tri-county connection
24 service for Island, Skagit, and Whatcom transit agencies.

25 ~~((+7))~~ (8) \$200,000 of the multimodal transportation account--
26 state appropriation is contingent on the timely development of an
27 annual report summarizing the status of public transportation systems
28 as identified under RCW 35.58.2796.

29 ~~((+8))~~ (9) Funds provided for the commute trip reduction program
30 may also be used for the growth and transportation efficiency center
31 program.

32 ~~((+9))~~ (10) An affected urban growth area that has not previously
33 implemented a commute trip reduction program is exempt from the
34 requirements in RCW 70.94.527 if a solution to address the state
35 highway deficiency that exceeds the person hours of delay threshold has
36 been funded and is in progress during the 2011-2013 fiscal biennium.

1 assigned to the vessel are represented by the same employee
2 organizations as the Washington state ferries. The department shall
3 report back to the transportation committees of the legislature
4 regarding: The availability of a vessel; the cost of the vessel,
5 including transport to the Puget Sound region; and the need for any
6 statutory changes for the operation of the Sydney, British Columbia
7 service by a private company.

8 ~~((+11))~~ (6) For the 2011-2013 fiscal biennium, the department of
9 transportation may enter into a distributor controlled fuel hedging
10 program.

11 ~~((+12))~~ ~~The department shall target service reductions totaling~~
12 ~~\$4,000,000, such that the shortening of shoulder seasons and~~
13 ~~eliminations of off-peak runs on all routes are considered. Prior to~~
14 ~~implementing the reductions, the department shall consult with ferry~~
15 ~~employees and ferry advisory committees to determine which reductions~~
16 ~~would impact the fewest number of riders. The reductions must be~~
17 ~~identified and implementation must begin no later than the fall 2011~~
18 ~~schedule.~~

19 ~~(+13))~~ (7) \$135,248,000 of the Puget Sound ferry operations
20 account--state appropriation is provided solely for auto ferry vessel
21 operating fuel in the 2011-2013 fiscal biennium.

22 ~~((+14))~~ (8) \$150,000 of the Puget Sound ferry operations account--
23 state appropriation is provided solely for the department to increase
24 recreation and tourist ridership by entering into agreements for
25 marketing and outreach strategies with local economic development
26 agencies. The department shall identify the number of tourist and
27 recreation riders on the applicable ferry routes both before and after
28 implementation of marketing and outreach strategies developed through
29 the agreements. The department shall report results of the marketing
30 and outreach strategies to the transportation committees of the
31 legislature by October 15, 2012.

32 ~~((+15))~~ (9) The Washington state ferries shall participate in the
33 facilities plan included in section 604 of this act and shall include
34 an investigation and identification of less costly relocation options
35 for the Seattle headquarters office. The department shall include
36 relocation options for the Washington state ferries Seattle
37 headquarters office in the facilities plan. Until September 1, 2012,

1 the department may not enter into a lease renewal for the Seattle
2 headquarters office.

3 ~~((+16))~~ (10) The department, office of financial management, and
4 transportation committees of the legislature shall make recommendations
5 regarding an appropriate budget structure for the Washington state
6 ferries. The recommendation may include a potential restructuring of
7 the Washington state ferries budget. The recommendation must
8 facilitate transparency in reporting and budgeting as well as provide
9 the opportunity to link revenue sources with expenditures. Findings
10 and recommendations must be reported to the office of financial
11 management and the joint transportation committee by September 1, 2011.

12 ~~((+17))~~ (11) Two Kwa-di-tabil class ferry vessels must be placed
13 on the Port Townsend/Coupeville (Keystone) route to provide service at
14 the same levels provided when the steel electric vessels were in
15 service. After the vessels as funded under section 308~~((+7))~~ (6) of
16 this act are in service, the two most appropriate of these vessels for
17 the Port Townsend/Coupeville (Keystone) route must be placed on the
18 route. \$100,000 of the Puget Sound ferry operations account--state
19 appropriation is provided solely for the additional staffing required
20 to maintain a reservation system at this route when the second vessel
21 is in service.

22 ~~((+19))~~ (12) \$706,000 of the Puget Sound ferry operations
23 account--state appropriation is provided solely for terminal operations
24 to implement new federal passenger vessel Americans with disabilities
25 act requirements.

26 ~~((+20))~~ (13) \$152,000 of the Puget Sound ferry operations
27 account--state appropriation is provided solely for the department's
28 compliance with its national pollution discharge elimination system
29 permit.

30 ~~((+21) If chapter ... (Substitute House Bill No. 2053), Laws of
31 2011 (additive transportation funding) is not enacted by June 30, 2011,
32 the \$4,000,000 in service reductions identified in subsection (12) of
33 this section must be restored and an identical amount must be reduced
34 from the amount provided for the second 144-car vessel identified in
35 section 308(8) of this act.))~~

36 **Sec. 222.** 2011 c 367 s 222 (uncodified) is amended to read as
37 follows:

1	FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING	
2	Multimodal Transportation Account--State	
3	Appropriation	((\$29,688,000))
4		<u>\$33,342,000</u>
5	Multimodal Transportation Account--Federal	
6	Appropriation	((\$300,000))
7		<u>\$400,000</u>
8	TOTAL APPROPRIATION	((\$29,988,000))
9		<u>\$33,742,000</u>

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

12 (1) ((~~\$24,091,000~~)) \$27,816,000 of the multimodal transportation
13 account--state appropriation is provided solely for the Amtrak service
14 contract and Talgo maintenance contract associated with providing and
15 maintaining state-supported passenger rail service. The department is
16 directed to continue to pursue efforts to reduce costs, increase
17 ridership, and review fares or fare schedules. Within thirty days of
18 each annual cost/revenue reconciliation under the Amtrak service
19 contract, the department shall report annual credits to the office of
20 financial management and the legislative transportation committees.
21 Annual credits from Amtrak to the department including, but not limited
22 to, credits for increased revenue due to higher ridership, and fare or
23 fare schedule adjustments, must be used to offset corresponding amounts
24 of the multimodal transportation account--state appropriation, which
25 must be placed in reserve. Upon completion of the rail platform
26 project in the city of Stanwood, the department shall continue to
27 provide daily Amtrak Cascades service to the city.

28 (2) Amtrak Cascade runs may not be eliminated.

29 (3) The department shall plan for a third roundtrip Cascades train
30 between Seattle and Vancouver, B.C.

31 (4) The department shall conduct a pilot program by partnering with
32 the travel industry on the Amtrak Cascades service between Vancouver,
33 British Columbia, and Seattle to test opportunities for increasing
34 ridership, maximizing farebox recovery, and stimulating private
35 investment. The pilot program must run from July 1, 2011, to June 30,
36 2012. The department shall report on the results of the pilot program
37 to the office of financial management and the legislature by September
38 30, 2012.

1 **Sec. 223.** 2011 c 367 s 223 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
4 **OPERATING**

5	Motor Vehicle Account--State Appropriation	((\$8,853,000))
6		<u>\$8,514,000</u>
7	Motor Vehicle Account--Federal Appropriation	\$2,567,000
8	TOTAL APPROPRIATION	((\$11,420,000))
9		<u>\$11,081,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations: The department shall submit a report to
12 the transportation committees of the legislature by December 1, 2011,
13 on the implementation of the recommendations that resulted from the
14 evaluation of efficiencies in the delivery of transportation funding
15 and services to local governments that was required under section
16 204(8), chapter 247, Laws of 2010. The report must include a
17 description of how recommendations were implemented, what efficiencies
18 were achieved, and an explanation of any recommendations that were not
19 implemented.

20 **TRANSPORTATION AGENCIES--CAPITAL**

21 **Sec. 301.** 2011 c 367 s 301 (uncodified) is amended to read as
22 follows:

23 **FOR THE WASHINGTON STATE PATROL**

24	State Patrol Highway Account--State Appropriation . . .	((\$6,487,000))
25		<u>\$2,875,000</u>

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

28 (1) \$653,000 of the state patrol highway account--state
29 appropriation is provided solely for the following minor works
30 projects: \$200,000 for emergency infrastructure repairs; \$75,000 for
31 water and sewer upgrades; \$210,000 for emergency backup system
32 replacement; \$85,000 for chiller replacement; and \$83,000 for roof
33 replacements.

34 (2) ((~~\$3,226,000~~)) \$1,097,000 of the state patrol highway account--
35 state appropriation is provided solely for the Shelton academy of the

1 Washington state patrol for the new waste water treatment lines, waste
2 water plants, reclaimed water lines, and water systems. ((However,
3 \$2,129,000 of this amount is contingent on the department of
4 corrections receiving funding for its portion of the regional water
5 project in the 2011-2013 omnibus capital appropriations act. If this
6 funding is not provided by June 30, 2011, \$2,129,000 of the
7 appropriation provided in this subsection lapses.))

8 (3) \$421,000 of the state patrol highway account--state
9 appropriation is provided solely for the reappropriation of the Shelton
10 regional water project.

11 (4) ((\$2,187,000 of the total appropriation is provided solely for
12 mobile office platforms.

13 (5)) It is the intent of the legislature that the omnibus
14 operating appropriations act provide funding for the portion of any
15 applicable debt service payments, resulting from financial contracts
16 identified under section 601 of this act, that are attributable to the
17 general fund as identified in the Washington state patrol's cost
18 allocation model.

19 **Sec. 302.** 2011 c 367 s 302 (uncodified) is amended to read as
20 follows:

21 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

22 Motor Vehicle Account--State Appropriation	\$874,000
23 Rural Arterial Trust Account--State Appropriation . . . (((\$37,417,000))	
24	<u>\$62,510,000</u>
25 County Arterial Preservation Account--State	
26 Appropriation	\$29,360,000
27 TOTAL APPROPRIATION	(((\$67,651,000))
28	<u>\$92,744,000</u>

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

31 (1) \$874,000 of the motor vehicle account--state appropriation may
32 be used for county ferry projects as developed pursuant to RCW
33 47.56.725(4).

34 (2) (((\$37,417,000)) \$62,510,000 of the rural arterial trust
35 account--state appropriation is provided solely for county road
36 preservation grant projects as approved by the county road
37 administration board. These funds may be used to assist counties

1 recovering from federally declared emergencies by providing
2 capitalization advances and local match for federal emergency funding,
3 and may only be made using existing fund balances. It is the intent of
4 the legislature that the rural arterial trust account be managed based
5 on cash flow. The county road administration board shall specifically
6 identify any of the selected projects and shall include information
7 concerning the selected projects in its next annual report to the
8 legislature.

9 **Sec. 303.** 2011 c 367 s 303 (uncodified) is amended to read as
10 follows:

11 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

12 Small City Pavement and Sidewalk Account--State	
13 Appropriation	((\$3,812,000))
	<u>\$5,270,000</u>
15 Transportation Improvement Account--State	
16 Appropriation	((\$201,050,000))
	<u>\$237,545,000</u>
18 TOTAL APPROPRIATION	((\$204,862,000))
	<u>\$242,815,000</u>

20 The appropriations in this section are subject to the following
21 conditions and limitations: The transportation improvement
22 account--state appropriation includes up to \$22,143,000 in proceeds
23 from the sale of bonds authorized in RCW 47.26.500.

24 **Sec. 304.** 2011 c 367 s 304 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D--(DEPARTMENT OF**
27 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

28 Motor Vehicle Account--State Appropriation	((\$5,433,000))
	<u>\$5,545,000</u>

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

32 (1) \$1,364,000 of the motor vehicle account--state appropriation is
33 provided solely for the Olympic region site acquisition debt service
34 payments and administrative costs associated with capital improvement
35 and preservation project and financial management.

1 (2) (~~(\$3,669,000)~~) \$3,781,000 of the motor vehicle account--state
2 appropriation is provided solely for high priority safety projects that
3 are directly linked to employee safety, environmental risk, or minor
4 works that prevent facility deterioration.

5 (3) \$400,000 of the motor vehicle account--state appropriation is
6 provided solely for the department's compliance with its national
7 pollution discharge elimination system permit.

8 **Sec. 305.** 2011 c 367 s 305 (uncodified) is amended to read as
9 follows:

10	FOR THE DEPARTMENT OF TRANSPORTATION--IMPROVEMENTS--PROGRAM I	
11	Multimodal Transportation Account--State	
12	Appropriation	((\$1,000))
13		<u>\$2,000</u>
14	Transportation Partnership Account--State	
15	Appropriation	((\$1,991,547,000))
16		<u>\$1,878,056,000</u>
17	Motor Vehicle Account--State Appropriation	((\$86,139,000))
18		<u>\$98,421,000</u>
19	Motor Vehicle Account--Federal Appropriation	((\$450,691,000))
20		<u>\$530,284,000</u>
21	Motor Vehicle Account--Private/Local	
22	Appropriation	((\$50,485,000))
23		<u>\$129,077,000</u>
24	Transportation 2003 Account (Nickel Account)--State	
25	Appropriation	((\$436,005,000))
26		<u>\$438,873,000</u>
27	State Route Number 520 Corridor Account--State	
28	Appropriation	((\$1,019,460,000))
29		<u>\$1,775,000,000</u>
30	<u>Freight Mobility Multimodal Account--State</u>	
31	<u>Appropriation</u>	<u>\$53,000</u>
32	<u>Special Category C Account--State Appropriation</u>	<u>\$124,000</u>
33	<u>Tacoma Narrows Toll Bridge Account--State</u>	
34	<u>Appropriation</u>	<u>\$5,791,000</u>
35	TOTAL APPROPRIATION	((\$4,034,328,000))
36		<u>\$4,855,681,000</u>

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

3 (1) Except as provided otherwise in this section, the entire
4 transportation 2003 account (nickel account) appropriation and the
5 entire transportation partnership account appropriation are provided
6 solely for the projects and activities as listed by fund, project, and
7 amount in (~~LEAP Transportation Document 2011-1 as developed April 19,~~
8 ~~2011, Program — Highway Improvement Program (I))~~ TEIS Transportation
9 Document 12GOV001 dated November 21, 2011. However, limited transfers
10 of specific line-item project appropriations may occur between projects
11 for those amounts listed subject to the conditions and limitations in
12 section 603 of this act.

13 (~~(2) (The department shall, on a quarterly basis beginning July 1,~~
14 ~~2011, provide to the office of financial management and the legislature~~
15 ~~reports providing the status on each active project funded in part or~~
16 ~~whole by the transportation 2003 account (nickel account) or the~~
17 ~~transportation partnership account. Funding provided at a programmatic~~
18 ~~level for transportation partnership account and transportation 2003~~
19 ~~account (nickel account) projects relating to bridge rail, guard rail,~~
20 ~~fish passage barrier removal, and roadside safety projects must be~~
21 ~~reported on a programmatic basis. Projects within this programmatic~~
22 ~~level funding must be completed on a priority basis and scoped to be~~
23 ~~completed within the current programmatic budget. Report formatting~~
24 ~~and elements must be consistent with the October 2009 quarterly project~~
25 ~~report. The department shall also provide the information required~~
26 ~~under this subsection on a quarterly basis.~~

27 (~~3~~) Within the motor vehicle account--state appropriation and
28 motor vehicle account--federal appropriation, the department may
29 transfer funds between programs I and P, except for funds that are
30 otherwise restricted in this act.

31 (~~(4)~~) (3) The department shall apply for surface transportation
32 program enhancement funds to be expended in lieu of or in addition to
33 state funds for eligible costs of projects in programs I and P
34 including, but not limited to, the state route number 518, state route
35 number 520, Columbia river crossing, and Alaskan Way viaduct projects.

36 (~~(5)~~) (4) The department shall apply for the competitive portion
37 of federal transit administration funds for eligible transit-related
38 costs of the state route number 520 bridge replacement and HOV project

1 and the Columbia river crossing project. The federal funds described
2 in this subsection must not include those federal transit
3 administration funds distributed by formula. The department shall
4 provide a report regarding this effort to the legislature by October 1,
5 2011.

6 ~~((+7))~~ (5) The department shall work with the department of
7 archaeology and historic preservation to ensure that the cultural
8 resources investigation is properly conducted on all mega-highway
9 projects and large ferry terminal projects. These projects must be
10 conducted with active archaeological management. Additionally, the
11 department shall establish a scientific peer review of independent
12 archaeologists that are knowledgeable about the region and its cultural
13 resources.

14 ~~((+8))~~ (6) For highway construction projects where the department
15 considers agricultural lands of long-term commercial significance, as
16 defined in RCW 36.70A.030, in reviewing and selecting sites to meet
17 environmental mitigation requirements under the national environmental
18 policy act (42 U.S.C. Sec. 4321 et seq.) and the state environmental
19 policy act (chapter 43.21C RCW), the department shall, to the greatest
20 extent possible, consider using public land first. If public lands are
21 not available that meet the required environmental mitigation needs,
22 the department may use other sites while making every effort to avoid
23 any net loss of agricultural lands that have a designation of long-term
24 commercial significance.

25 ~~((+9) \$361,000))~~ (7) \$561,000 of the transportation partnership
26 account--state appropriation and ~~((+\$1,245,000))~~ \$1,176,000 of the
27 transportation 2003 account (nickel account)--state appropriation are
28 provided solely for project OBI4ENV, Environmental Mitigation Reserve -
29 Nickel/TPA project, as indicated in the ~~((LEAP))~~ TEIS transportation
30 document referenced in subsection (1) of this section. Funds may be
31 used only for environmental mitigation work that is required by permits
32 that were issued for projects funded by the transportation partnership
33 account or transportation 2003 account (nickel account). ~~((As part of
34 the 2012 budget submittal, the department shall provide a list of all
35 projects and associated amounts that are being charged to project
36 OBI4ENV during the 2011-2013 fiscal biennium.~~

37 ~~(+10))~~ (8) The transportation 2003 account (nickel account)--state

1 appropriation includes up to \$361,005,000 in proceeds from the sale of
2 bonds authorized by RCW 47.10.861.

3 ~~((11))~~ (9) The transportation partnership account--state
4 appropriation includes up to \$1,427,696,000 in proceeds from the sale
5 of bonds authorized in RCW 47.10.873.

6 ~~((12))~~ (10) The motor vehicle account--state appropriation
7 includes up to \$66,373,000 in proceeds from the sale of bonds
8 authorized in RCW 47.10.843.

9 ~~((13) The state route number 520 corridor account--state~~
10 ~~appropriation includes up to \$987,717,000 in proceeds from the sale of~~
11 ~~bonds authorized in RCW 47.10.879.~~

12 ~~(14) \$391,000)~~ (11) \$767,000 of the motor vehicle account--state
13 appropriation and ~~((\$4,027,000))~~ \$3,736,000 of the motor vehicle
14 account--federal appropriation are provided solely for the US 2 High
15 Priority Safety project (100224I). Expenditure of these funds is for
16 safety projects on state route number 2 between Monroe and Gold Bar,
17 which may include median rumble strips, traffic cameras, and electronic
18 message signs.

19 ~~((15) \$687,000)~~ (12) \$820,000 of the motor vehicle account--
20 federal appropriation, \$16,308,000 of the motor vehicle account--
21 private/local appropriation, and ~~((\$22,000))~~ \$48,000 of the motor
22 vehicle account--state appropriation are provided solely for the US
23 2/Bickford Avenue - Intersection Safety Improvements project (100210E).

24 ~~((16) \$435,000)~~ (13) \$595,000 of the motor vehicle account--state
25 appropriation is provided solely for environmental work on the Belfair
26 Bypass project (300344C).

27 ~~((17) \$108,000)~~ (14) \$372,000 of the motor vehicle account--
28 federal appropriation and ~~((\$3,000))~~ \$9,000 of the motor vehicle
29 account--state appropriation are provided solely for the I-5/Vicinity
30 of Joint Base Lewis-McChord - Install Ramp Meters project (300596M).

31 ~~((18) \$253,444,000)~~ (15) \$193,396,000 of the transportation
32 partnership account--state appropriation and ~~((\$66,034,000))~~
33 \$70,758,000 of the transportation 2003 account (nickel account)--state
34 appropriation are provided solely for the I-5/Tacoma HOV Improvements
35 (Nickel/TPA) project (300504A). The use of funds in this subsection to
36 renovate any buildings is subject to the requirements of section 604 of
37 this act. The department shall report to the legislature and the

1 office of financial management on any costs associated with building
2 renovations funded in this subsection.

3 ~~((+19))~~ (16)(a) ~~(((\$8,321,000))~~ \$9,343,000 of the transportation
4 partnership account--state appropriation and ~~(((\$31,380,000))~~
5 \$62,779,000 of the motor vehicle account--federal appropriation are
6 provided solely for the I-5/Columbia River Crossing project (400506A).
7 Of this amount, \$200,000 of the transportation partnership account--
8 state appropriation is provided solely for the department to work with
9 the department of archaeology and historic preservation to ensure that
10 the cultural resources investigation is properly conducted on the
11 Columbia river crossing project. This project must be conducted with
12 active archaeological management and result in one report that spans
13 the single cultural area in Oregon and Washington. Additionally, the
14 department shall establish a scientific peer review of independent
15 archaeologists that are knowledgeable about the region and its cultural
16 resources. No funding from any account may be expended until written
17 confirmation has been received by the department that the state of
18 Oregon is providing an equal amount of additional funding to the
19 project.

20 (b) Consistent with the draft environmental impact statement and
21 the Columbia river crossing project's independent review panel report,
22 the Columbia river crossing project's financial plan must include
23 recognition of state transportation funding contributions from both
24 Washington and Oregon, federal transportation funding, and a funding
25 contribution from toll bond proceeds. Following the refinement of the
26 finance plan as recommended by the independent review panel, the
27 department may seek authorization from the legislature to collect tolls
28 on the existing Columbia river crossing or on a replacement crossing
29 over Interstate 5.

30 ~~((+20) \$107,000))~~ (17) \$309,000 of the motor vehicle account--
31 federal appropriation and ~~(((\$27,000))~~ \$78,000 of the motor vehicle
32 account--state appropriation are provided solely for the SR 9/SR 204
33 Intersection Improvement project (L2000040).

34 ~~((+21) \$2,134,000))~~ (18) \$3,385,000 of the motor vehicle account--
35 federal appropriation and ~~(((\$47,000))~~ \$50,000 of the motor vehicle
36 account--state appropriation are provided solely for the US 12/Nine
37 Mile Hill to Woodward Canyon Vic - Build New Highway project (501210T).

1 (~~(22)~~—\$294,000)) (19) \$391,000 of the motor vehicle account--
2 federal appropriation and (~~(\$13,000)~~) \$16,000 of the motor vehicle
3 account--state appropriation are provided solely for the SR 16/Rosedale
4 Street NW Vicinity - Frontage Road project (301639C). The frontage
5 road must be built for driving speeds of no more than thirty-five miles
6 per hour.

7 (~~(23)~~—\$1,000,000)) (20) \$2,156,000 of the motor vehicle account--
8 federal appropriation is provided solely for the SR 20/Race Road to
9 Jacob's Road safety project (L2200042).

10 (~~(24)~~—\$24,002,000)) (21) \$32,162,000 of the transportation
11 partnership account--state appropriation is provided solely for the SR
12 28/ US 2 and US 97 Eastmont Avenue Extension project (202800D).

13 (~~(25)~~—\$569,000)) (22) \$555,000 of the motor vehicle account--
14 federal appropriation and (~~(\$9,000)~~) \$10,000 of the motor vehicle
15 account--state appropriation are provided solely for design and right-
16 of-way work on the I-82/Red Mountain Vicinity project (508208M). The
17 department shall continue to work with the local partners in developing
18 transportation solutions necessary for the economic growth in the Red
19 Mountain American viticulture area of Benton county.

20 (~~(26)~~)) (23) \$1,500,000 of the motor vehicle account--federal
21 appropriation is provided solely for the I-90 Comprehensive Tolling
22 Study project (100067T).

23 (~~(27)~~—\$9,422,000)) (24) \$12,149,0000 of the motor vehicle
24 account--federal appropriation and (~~(\$193,000)~~) \$362,000 of the motor
25 vehicle account--state appropriation are provided solely for the I-
26 90/Sullivan Road to Barker Road - Additional Lanes project (609049N).

27 (~~(28)~~)) (25) Up to \$8,000,000 in savings realized on the I-
28 90/Snoqualmie Pass East - Hyak to Keechelus Dam - Corridor project
29 (509009B) may be used for design work on the next two-mile segment of
30 the corridor. Any additional savings on this project must remain on
31 the corridor. (~~(\$590,000 of the funds appropriated for this project~~
32 ~~may be used to purchase land currently owned by the state parks~~
33 ~~department.)) Project funds may not be used to build or improve
34 buildings until the plan described in section 604 of this act is
35 complete.~~

36 (~~(29)~~—\$932,000)) (26) \$657,000 of the motor vehicle account--
37 federal appropriation is provided solely for the US 97A/North of
38 Wenatchee - Wildlife Fence project (209790B).

1 ~~((+30+))~~ (27) The department shall reconvene an expert review panel
2 of no more than three members as described under RCW 47.01.400 for the
3 purpose of updating the work that was previously completed by the panel
4 on the Alaskan Way viaduct replacement project and to ensure that an
5 appropriate and viable financial plan is created and regularly
6 reviewed. The expert review panel must be selected cooperatively by
7 the chairs of the senate and house of representatives transportation
8 committees, the secretary of transportation, and the governor. The
9 expert review panel must report findings and recommendations to the
10 transportation committees of the legislature, the governor's Alaskan
11 Way viaduct project oversight committee, and the transportation
12 commission by October 2011, and annually thereafter until the project
13 is operationally complete.

14 ~~((+31+))~~ (28) It is important that the public and policymakers have
15 accurate and timely access to information related to the Alaskan Way
16 viaduct replacement project as it proceeds to, and during, the
17 construction of all aspects of the project including, but not limited
18 to, information regarding costs, schedules, contracts, project status,
19 and neighborhood impacts. Therefore, it is the intent of the
20 legislature that the state, city, and county departments of
21 transportation establish a single source of accountability for
22 integration, coordination, tracking, and information of all requisite
23 components of the replacement project, which must include, at a
24 minimum:

25 (a) A master schedule of all subprojects included in the full
26 replacement project or program; and

27 (b) A single point of contact for the public, media, stakeholders,
28 and other interested parties.

29 ~~((+32+))~~ (29) Within the amounts provided in this section, \$20,000
30 of the motor vehicle account--state appropriation and \$980,000 of the
31 motor vehicle account--federal appropriation are provided solely for
32 the department to continue work on a comprehensive tolling study of the
33 state route number 167 corridor (project 316718S). As funding allows,
34 the department shall also continue work on a comprehensive tolling
35 study of the state route number 509 corridor.

36 ~~((+33+))~~ (30)(a) ~~(((\$131,303,000))~~ \$137,022,000 of the
37 transportation partnership account--state appropriation(~~(-~~
38 ~~\$51,410,000))~~ and \$50,623,000 of the transportation 2003 account

1 (nickel account)--state appropriation(~~(, and \$10,000,000 of the motor~~
2 ~~vehicle account--federal appropriation))~~ are provided solely for the I-
3 405/Kirkland Vicinity Stage 2 - Widening project (8BI1002). This
4 project must be completed as soon as practicable as a design-build
5 project and must be constructed with a footprint that would accommodate
6 potential future express toll lanes.

7 (b) As part of the project, the department shall conduct a traffic
8 and revenue analysis and complete a financial plan to provide
9 additional information on the revenues, expenditures, and financing
10 options available for active traffic management and congestion relief
11 in the Interstate 405 and state route number 167 corridors. A report
12 must be provided to the transportation committees of the legislature
13 and the office of financial management by January 2012. However, this
14 subsection (~~((+33+))~~) (30)(b) is null and void if chapter . . .
15 (Engrossed House Bill No. 1382), Laws of 2011 (I-405 express toll
16 lanes) is enacted by June 30, 2011.

17 (c) Within the amounts provided for this project, funding is
18 provided solely for tolling equipment, such as gantries, barriers, or
19 cameras, on Interstate 405, consistent with chapter 369, Laws of 2011.
20 The department shall place amounts for tolling equipment into
21 unallotted status until the traffic and revenue analysis required in
22 RCW 47.56.886 is submitted to the governor and the legislature. Once
23 the report has been submitted, the office of financial management may
24 approve the allotment of funds for tolling equipment only after
25 consultation with the joint transportation committee.

26 (~~((+34+))~~) (31) Funding for a signal at state route number 507 and
27 Yew Street is included in the appropriation for intersection and spot
28 improvements (0BI2002).

29 (~~((+35)---\$226,809,000))~~) (32) \$226,820,000 of the transportation
30 partnership account--state appropriation and (~~((+\$1,019,460,000))~~)
31 \$925,148,000 of the state route number 520 corridor account--state
32 appropriation are provided solely for the state route number 520 bridge
33 replacement and HOV program (8BI1003). When developing the financial
34 plan for the program, the department shall assume that all maintenance
35 and operation costs for the new facility are to be covered by tolls
36 collected on the toll facility, and not by the motor vehicle account.

37 (~~((+36) \$650,000 of the motor vehicle account--federal appropriation~~

1 is provided solely for the SR 522 Improvements/61st Avenue NE and NE
2 181st Street project (L1000055).

3 ~~(37))~~ (33) The state route number 520 corridor account--state
4 appropriation includes \$390,797,180 in proceeds and \$1,384,742,077 in
5 unexpended proceeds from the sale of bonds authorized under RCW
6 47.10.879.

7 (34) \$500,000 of the multimodal transportation account--state
8 appropriation is provided solely for a multimodal corridor plan on
9 state route number 520 between Interstate 405 and Avondale Road in
10 Redmond (L1000054).

11 (35) \$300,000 of the motor vehicle account--federal appropriation
12 is provided solely for the SR 523 Corridor study (L1000059).

13 ~~((38))~~ (36) The department shall consider using the city of
14 Mukilteo's off-site mitigation program in the event any projects on
15 state route number 525 or 526 require environmental mitigation.

16 ~~((39))~~ (37) Any savings on projects on the state route number 532
17 corridor must be used within the corridor to begin work on flood
18 prevention and raising portions of the highway above flood and storm
19 influences.

20 (38) \$5,791,000 of the Tacoma Narrows toll bridge account--state
21 appropriation is provided solely for deferred sales tax expenses on the
22 construction of the new Tacoma Narrows bridge.

23 **Sec. 306.** 2011 c 367 s 306 (uncodified) is amended to read as
24 follows:

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

26 Transportation Partnership Account--State	
27 Appropriation	((\$34,182,000))
28	<u>\$44,462,000</u>
29 Motor Vehicle Account--State Appropriation	((\$67,790,000))
30	<u>\$87,985,000</u>
31 Motor Vehicle Account--Federal Appropriation	((\$632,489,000))
32	<u>\$556,844,000</u>
33 Motor Vehicle Account--Private/Local Appropriation	((\$19,253,000))
34	<u>\$20,266,000</u>
35 <u>Tacoma Narrows Toll Bridge Account--State</u>	
36 <u>Appropriation</u>	<u>\$259,000</u>
37 <u>Transportation 2003 Account (Nickel Account)--State</u>	

1	<u>Appropriation</u>	<u>\$23,000</u>
2	TOTAL APPROPRIATION	(((\$753,714,000))
3		<u>\$709,839,000</u>

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

6 (1) Except as provided otherwise in this section, the entire
7 transportation 2003 account (nickel account) appropriation and the
8 entire transportation partnership account appropriation are provided
9 solely for the projects and activities as listed by fund, project, and
10 amount in (~~LEAP Transportation Document 2011-1 as developed April 19,~~
11 ~~2011, Program — Highway Preservation Program (P)) TEIS Transportation
12 Document 12GOV001 dated November 21, 2011. However, limited transfers
13 of specific line-item project appropriations may occur between projects
14 for those amounts listed subject to the conditions and limitations in
15 section 603 of this act.~~

16 (~~(2) ((The department shall, on a quarterly basis beginning July 1,~~
17 ~~2011, provide to the office of financial management and the legislature~~
18 ~~reports providing the status on each active project funded in part or~~
19 ~~whole by the transportation 2003 account (nickel account) or the~~
20 ~~transportation partnership account. Funding provided at a programmatic~~
21 ~~level for transportation partnership account projects relating to~~
22 ~~seismic bridges must be reported on a programmatic basis. Projects~~
23 ~~within this programmatic level funding must be completed on a priority~~
24 ~~basis and scoped to be completed within the current programmatic~~
25 ~~budget. The department shall work with the office of financial~~
26 ~~management and the transportation committees of the legislature to~~
27 ~~agree on report formatting and elements. Elements must include, but~~
28 ~~not be limited to, project scope, schedule, and costs. The department~~
29 ~~shall also provide the information required under this subsection on a~~
30 ~~quarterly basis.~~

31 (~~3~~) The department of transportation shall continue to implement
32 the lowest life-cycle cost planning approach to pavement management
33 throughout the state to encourage the most effective and efficient use
34 of pavement preservation funds. Emphasis should be placed on
35 increasing the number of roads addressed on time and reducing the
36 number of roads past due.

37 (~~(5)~~) (3) Within the motor vehicle account--state appropriation

1 and motor vehicle account--federal appropriation, the department may
2 transfer funds between programs I and P, except for funds that are
3 otherwise restricted in this act.

4 ~~((+6))~~ (4) The department shall apply for surface transportation
5 program enhancement funds to be expended in lieu of or in addition to
6 state funds for eligible costs of projects in programs I and P.

7 ~~((+7))~~ (5) The motor vehicle account--state appropriation includes
8 up to \$17,652,000 in proceeds from the sale of bonds authorized in RCW
9 47.10.843.

10 ~~((+8))~~ (6) The department must work with cities and counties to
11 develop a comparison of direct and indirect labor costs, overhead
12 rates, and other costs for high-cost bridge inspections charged by the
13 state, counties, and other entities. The comparison is due to the
14 transportation committees of the legislature on September 1, 2011.

15 ~~((+9) \$277,000)~~ (7) \$789,000 of the motor vehicle account--federal
16 appropriation and ~~((+10) \$10,000)~~ \$6,000 of the motor vehicle account--
17 state appropriation are provided solely for the environmental impact
18 statement and preliminary planning for the replacement of the state
19 route number 9 Snohomish river bridge (project L2000018).

20 ~~((+11) \$9,641,000)~~ (8) \$10,843,000 of the motor vehicle account--
21 federal appropriation, ~~((+12) \$2,000,000)~~ \$1,992,000 of the motor vehicle
22 account--private/local appropriation, and ~~((+13) \$361,000)~~ \$390,000 of the
23 motor vehicle account--state appropriation are provided solely for the
24 SR 21/Keller Ferry - Replace Boat project (602110J).

25 ~~((+14) \$3,093,000)~~ (9) \$165,000 of the motor vehicle account--
26 federal appropriation is provided solely for the I-90/Ritzville to
27 Tokio - Paving of Outside Lanes project (609041G).

28 ~~((+15) \$2,733,000)~~ (10) \$3,194,000 of the motor vehicle account--
29 federal appropriation and ~~((+16) \$114,000)~~ \$135,000 of the motor vehicle
30 account--state appropriation are provided solely for the SR
31 167/Puyallup River Bridge Replacement project (316725A). This project
32 must be completed as a design-build project. The department must work
33 with local jurisdictions and the community during the environmental
34 review process to develop appropriate esthetic design elements, at no
35 additional cost to the department, and traffic management plans
36 pertaining to this project. The department must report to the
37 transportation committees of the legislature on estimated cost and/or
38 time savings realized as a result of using the design-build process.

1 (~~(13)~~) (11) \$295,000 of the motor vehicle account--federal
2 appropriation and \$5,000 of the motor vehicle account--state
3 appropriation are provided solely for the SR 906/Travelers Rest -
4 Building Renovation project (090600A).

5 **Sec. 307.** 2011 c 367 s 307 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
8 **CAPITAL**

9	Motor Vehicle Account--State Appropriation	((\$6,439,000))
10		<u>\$8,648,000</u>
11	Motor Vehicle Account--Federal Appropriation	((\$5,600,000))
12		<u>\$7,069,000</u>
13	TOTAL APPROPRIATION	((\$12,039,000))
14		<u>\$15,717,000</u>

15 The appropriations in this section are subject to the following
16 conditions and limitations: \$1,000,000 of the motor vehicle account--
17 state appropriation for project 000005Q is provided solely for state
18 matching funds for federally selected competitive grants or
19 congressional earmark projects. These moneys must be placed into
20 reserve status until such time as federal funds are secured that
21 require a state match.

22 **Sec. 308.** 2011 c 367 s 308 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**
25 **CONSTRUCTION--PROGRAM W**

26	Puget Sound Capital Construction Account--State	
27	Appropriation	((\$68,013,000))
28		<u>\$76,417,000</u>
29	Puget Sound Capital Construction Account--Federal	
30	Appropriation	((\$41,500,000))
31		<u>\$53,224,000</u>
32	<u>Puget Sound Capital Construction Account--Private/Local</u>	
33	<u>Appropriation</u>	<u>\$200,000</u>
34	Transportation 2003 Account (Nickel Account)--State	
35	Appropriation	((\$118,027,000))
36		<u>\$111,928,000</u>

1	Transportation Partnership Account--State	
2	Appropriation	((\$12,536,000))
3		<u>\$12,838,000</u>
4	Multimodal Transportation Account--State	
5	Appropriation	((\$43,265,000))
6		<u>\$40,054,000</u>
7	TOTAL APPROPRIATION	((\$283,341,000))
8		<u>\$294,661,000</u>

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

11 (1) ((~~\$68,013,000~~)) \$76,417,000 of the Puget Sound capital
12 construction account--state appropriation, ((~~\$41,500,000~~)) \$53,224,000
13 of the Puget Sound capital construction account--federal appropriation,
14 ((~~\$12,536,000~~)) \$12,838,000 of the transportation partnership account--
15 state appropriation, ((~~\$118,027,000~~)) \$111,928,000 of the
16 transportation 2003 account (nickel account)--state appropriation,
17 ((~~and \$43,265,000~~)) \$40,054,000 of the multimodal transportation
18 account--state appropriation, and \$200,000 of the Puget Sound capital
19 construction account--private/local appropriation are provided solely
20 for ferry projects, as listed in ((~~LEAP Transportation Document 2011-2~~
21 ~~ALL PROJECTS as developed April 19, 2011, Program - Washington State~~
22 ~~Ferries Capital Program (W))~~) TEIS Transportation Document 12GOV001
23 dated November 21, 2011.

24 (2) The department shall work with the department of archaeology
25 and historic preservation to ensure that the cultural resources
26 investigation is properly conducted on all large ferry terminal
27 projects. These projects must be conducted with active archaeological
28 management.

29 (3) The multimodal transportation account--state appropriation
30 includes up to \$43,265,000 in proceeds from the sale of bonds
31 authorized in RCW 47.10.867.

32 (4) The transportation 2003 account (nickel account)--state
33 appropriation includes up to \$82,143,000 in proceeds from the sale of
34 bonds authorized in RCW 47.10.861.

35 (5) The Puget Sound capital construction account--state
36 appropriation includes up to \$52,516,000 in proceeds from the sale of
37 bonds authorized in RCW 47.10.843.

1 (~~(7)~~ \$20,906,000)) (6) \$18,969,705 of the transportation 2003
2 account (nickel account)--state appropriation(~~(, \$9,711,000 of the~~
3 ~~multimodal transportation account--state appropriation, and \$1,537,000~~
4 ~~of the Puget Sound capital construction account--state appropriation~~
5 ~~are)) is provided solely for the acquisition of new Kwa-di-tabil class
6 ferry vessels subject to the conditions of RCW 47.56.780.~~

7 (~~(8)~~ \$33,404,000)) (7) \$35,404,000 of the multimodal
8 transportation account--state appropriation, (~~(\$2,000,000)) \$2,922,000~~
9 of the Puget Sound capital construction account--(~~state)) federal~~
10 appropriation, \$11,500,000 of the transportation partnership account--
11 state appropriation, and (~~(\$81,085,000)) \$76,924,057~~ of the
12 transportation 2003 account (nickel account)--state appropriation are
13 provided solely for the acquisition of (~~two)) one 144-car vessel(~~(s~~
14 ~~contingent upon new and sufficient resources. Of these amounts,~~
15 ~~\$123,828,000 is provided solely for the first 144-car vessel)).~~ The
16 department shall use as much already procured equipment as practicable
17 on the 144-car vessel. The vendor must present to the joint
18 transportation committee and the office of financial management, by
19 August 15, 2011, a list of options that will result in significant cost
20 savings changes in terms of construction or the long-term maintenance
21 and operations of the vessel. The vendor must allow for exercising the
22 options without a penalty. If neither chapter ... (Engrossed
23 Substitute Senate Bill No. 5742), Laws of 2011 nor chapter ... (House
24 Bill No. 2083), Laws of 2011 is enacted by June 30, 2011, \$75,000,000
25 of the transportation 2003 account (nickel account)--state
26 appropriation in this subsection lapses.~~

27 (~~(9)) (8)~~) (8) The department shall provide to the office of financial
28 management and the legislature quarterly reports providing the status
29 on each project listed in this section and in the project lists
30 submitted pursuant to this act and on any additional projects for which
31 the department has expended funds during the 2011-2013 fiscal biennium.
32 Elements must include, but not be limited to, project scope, schedule,
33 and costs. The department shall also provide the information required
34 under this subsection via the transportation executive information
35 system. (~~The quarterly report regarding the status of projects~~
36 ~~identified on the list referenced in subsection (1) of this section~~
37 ~~must be developed according to an earned value method of project~~
38 ~~monitoring.)) The earned value method of project monitoring must be~~

1 used for the following projects while in the design phase: Seattle
2 Terminal Building Replacement project; Seattle Slip 3 Transfer Span and
3 OHL Replacement project; Mukilteo Multimodal project; Vashon Trestle
4 Replacement project; and Southworth Trestle Replacement project.

5 ~~((11) \$3,932,000))~~ (9) \$6,547,915 of the total appropriation is
6 provided solely for continued permitting work on the Mukilteo ferry
7 terminal (project 952515P). The department shall seek additional
8 federal funding for this project. Prior to beginning terminal
9 improvements, the department shall report to the legislature on the
10 final environmental impact statement by December 31, 2012. The report
11 must include an overview of the costs and benefits of each of the
12 alternatives considered, as well as an identification of costs and a
13 funding plan for the preferred alternative.

14 ~~((13))~~ (10) The department shall review all terminal project cost
15 estimates to identify projects where similar design requirements could
16 result in reduced preliminary engineering or miscellaneous items costs.
17 The department shall report to the legislature by September 1, 2011.
18 The report must use programmatic design and include estimated cost
19 savings by reducing repetitive design costs or miscellaneous costs, or
20 both, applied to projects.

21 ~~((14) \$2,000,000))~~ (11) \$6,000,000 of the Puget Sound capital
22 construction account--state appropriation is provided solely for
23 emergency capital repair costs. Funds may be spent only after approval
24 from the office of financial management.

25 ~~((15) \$7,167,000))~~ (12) \$8,368,402 of the Puget Sound capital
26 construction account--state appropriation is provided solely for the
27 reservation and communications system project.

28 **Sec. 309.** 2011 c 367 s 309 (uncodified) is amended to read as
29 follows:

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

31 Essential Rail Assistance Account--State	
32 Appropriation	((\$1,000,000))
33	<u>\$1,064,000</u>
34 Transportation Infrastructure Account--State	
35 Appropriation	((\$5,838,000))
36	<u>\$10,275,000</u>
37 Multimodal Transportation Account--State	

1	Appropriation	((\$52,000,000))
2		<u>\$61,996,000</u>
3	Multimodal Transportation Account--Federal	
4	Appropriation	((\$366,314,000))
5		<u>\$402,752,000</u>
6	Multimodal Transportation Account--Private/Local	
7	Appropriation	\$1,292,000
8	TOTAL APPROPRIATION	((\$426,444,000))
9		<u>\$477,379,000</u>

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

12 (1)(a) Except as provided otherwise in this section, the entire
 13 appropriations in this section are provided solely for the projects and
 14 activities as listed by project and amount in ((LEAP)) TEIS
 15 Transportation Document ((~~2011-2 ALL PROJECTS~~)) 12GOV001 as developed
 16 ((~~April 19~~)) November 21, 2011, Program-Rail Capital Program (Y).

17 (b) Within the amounts provided in this section, ((~~\$2,903,000~~))
 18 \$9,763,719 of the transportation infrastructure account--state
 19 appropriation is for low-interest loans through the freight rail
 20 investment bank program for specific projects listed as recipients of
 21 these loans in the ((LEAP)) TEIS transportation document identified in
 22 (a) of this subsection. The department shall issue freight rail
 23 investment bank program loans with a repayment period of no more than
 24 ten years, and only so much interest as is necessary to recoup the
 25 department's costs to administer the loans.

26 (c) Within the amounts provided in this section, ((~~\$1,754,000~~))
 27 \$2,047,028 of the multimodal transportation account--state
 28 appropriation and \$1,000,000 of the essential rail assistance account--
 29 state appropriation are for statewide emergent freight rail assistance
 30 projects identified in the ((LEAP)) TEIS transportation document
 31 identified in (a) of this subsection.

32 (2)(a) If any funds remain in the program reserves (F01001A &
 33 F01000A) for the program and projects listed in subsection (1)(b) and
 34 (c) of this section, the department shall issue a call for projects for
 35 the freight rail investment bank (FRIB) loan program and the emergent
 36 freight rail assistance program (FRAP) grants, and shall evaluate the
 37 applications according to the cost-benefit methodology developed during
 38 the 2008 interim using the legislative priorities specified in (c) of

1 this subsection. Unsuccessful FRAP grant applicants should be
2 encouraged to apply to the FRIB loan program, if eligible. By November
3 1, 2011, the department shall submit a prioritized list of recommended
4 projects to the office of financial management and the transportation
5 committees of the legislature.

6 (b) When the department identifies a prospective rail project that
7 may have strategic significance for the state, or at the request of a
8 proponent of a prospective rail project or a member of the legislature,
9 the department shall evaluate the prospective project according to the
10 cost-benefit methodology developed during the 2008 interim using the
11 legislative priorities specified in (c) of this subsection. The
12 department shall report its cost-benefit evaluation of the prospective
13 rail project, as well as the department's best estimate of an
14 appropriate construction schedule and total project costs, to the
15 office of financial management and the transportation committees of the
16 legislature.

17 (c) The legislative priorities to be used in the cost-benefit
18 methodology are, in order of relative importance:

19 (i) Economic, safety, or environmental advantages of freight
20 movement by rail compared to alternative modes;

21 (ii) Self-sustaining economic development that creates family-wage
22 jobs;

23 (iii) Preservation of transportation corridors that would otherwise
24 be lost;

25 (iv) Increased access to efficient and cost-effective transport to
26 market for Washington's agricultural and industrial products;

27 (v) Better integration and cooperation within the regional,
28 national, and international systems of freight distribution; and

29 (vi) Mitigation of impacts of increased rail traffic on
30 communities.

31 (3) The department is directed to expend unallocated federal rail
32 crossing funds in lieu of or in addition to state funds for eligible
33 costs of projects in program Y.

34 (4) The department shall provide quarterly reports to the office of
35 financial management and the transportation committees of the
36 legislature regarding applications that the department submits for
37 federal funds and the status of such applications.

1 (5) The department shall, on a quarterly basis, provide to the
2 office of financial management and the legislature reports providing
3 the status on active projects identified in the (~~LEAP~~) TEIS
4 transportation document described in subsection (1)(a) of this section.
5 Report formatting and elements must be consistent with the October 2009
6 quarterly project report.

7 (6) The multimodal transportation account--state appropriation
8 includes up to \$19,684,000 in proceeds from the sale of bonds
9 authorized in RCW 47.10.867.

10 (~~(7) (When the balance of that portion of the miscellaneous program~~
11 ~~account apportioned to the department for the grain train program~~
12 ~~reaches \$1,180,000, the department shall acquire additional grain train~~
13 ~~railcars.~~

14 (~~(8)~~) \$1,087,000 of the multimodal transportation account--state
15 appropriation is provided solely as state matching funds for successful
16 grant applications to either the federal rail line relocation and
17 improvement program (project 798999D) or new federal high-speed rail
18 grants.

19 (~~(9)~~) (8) The Burlington Northern Santa Fe Skagit river bridge is
20 an integral part of the rail system. Constructed in 1916, the bridge
21 does not meet current design standards and is at risk during flood
22 events that occur on the Skagit river. The department shall work with
23 Burlington Northern Santa Fe and local jurisdictions to secure federal
24 funding for the Skagit river bridge and to develop an appropriate
25 replacement plan and schedule.

26 (~~(10) \$339,139,000~~) (9) \$343,990,669 of the multimodal
27 transportation account--federal appropriation and (~~(\$5,099,000)~~)
28 \$5,159,861 of the multimodal transportation account--state
29 appropriation are provided solely for expenditures related to passenger
30 high-speed rail grants. At one and one-half percent of the total
31 project funds, the multimodal transportation account--state funds are
32 provided solely for expenditures that are not federally reimbursable.
33 Funding in this subsection is the initial portion of multiyear
34 high-speed rail program grants awarded to Washington state for
35 high-speed intercity passenger rail investments. Funding will allow
36 for two additional round trips between Seattle and Portland and other
37 rail improvements.

1 ((~~11~~)) (10) \$750,000 of the multimodal transportation account--
2 state appropriation is provided solely for the Port of Royal Slope
3 rehabilitation project (L1000053). Funding is contingent upon the
4 project completing the rail cost-benefit methodology process developed
5 during the 2008 interim using the legislative priorities outlined in
6 subsection (2)(c) of this section.

7 **Sec. 310.** 2011 c 367 s 310 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
10 **CAPITAL**

11	Highway Infrastructure Account--State Appropriation	\$207,000
12	Highway Infrastructure Account--Federal	
13	Appropriation	\$1,602,000
14	Motor Vehicle Account--State Appropriation	((\$3,754,000))
15		<u>\$4,885,000</u>
16	Motor Vehicle Account--Federal Appropriation	((\$31,856,000))
17		<u>\$30,430,000</u>
18	Freight Mobility Investment Account--State	
19	Appropriation	((\$11,278,000))
20		<u>\$11,494,000</u>
21	Transportation Partnership Account--State	
22	Appropriation	((\$6,035,000))
23		<u>\$8,210,000</u>
24	Freight Mobility Multimodal Account--State	
25	Appropriation	((\$15,117,000))
26		<u>\$12,202,000</u>
27	Freight Mobility Multimodal Account--Local	
28	Appropriation	((\$4,752,000))
29		<u>\$2,834,000</u>
30	Multimodal Transportation Account--State	
31	Appropriation	((\$18,453,000))
32		<u>\$22,475,000</u>
33	Passenger Ferry Account--State Appropriation	\$1,115,000
34	TOTAL APPROPRIATION	((\$94,169,000))
35		<u>\$95,454,000</u>

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

1 ~~(1) ((The department shall, on a quarterly basis beginning July 1,~~
2 ~~2011, provide to the office of financial management and the legislature~~
3 ~~reports providing the status on each active project funded in part or~~
4 ~~whole by the transportation 2003 account (nickel account) or the~~
5 ~~transportation partnership account. Report formatting and elements~~
6 ~~must be consistent with the October 2009 quarterly project report. The~~
7 ~~department shall also provide the information required under this~~
8 ~~subsection on a quarterly basis via the transportation executive~~
9 ~~information system.~~

10 ~~(2))~~ \$1,115,000 of the passenger ferry account--state
11 appropriation is provided solely for near and long-term costs of
12 capital improvements and operating expenses that are consistent with
13 the business plan approved by the governor for passenger ferry service.

14 ~~((3))~~ (2) The department shall apply for surface transportation
15 program enhancement funds to be expended in lieu of or in addition to
16 state funds for eligible costs of projects in local programs, program
17 Z--capital.

18 ~~((4) Federal funds may be transferred from program Z to programs~~
19 ~~I and P and state funds must be transferred from programs I and P to~~
20 ~~program Z to replace those federal funds in a dollar-for-dollar match.~~
21 ~~Fund transfers authorized under this subsection shall not affect~~
22 ~~project prioritization status. Appropriations must initially be~~
23 ~~allotted as appropriated in this act. The department may not transfer~~
24 ~~funds as authorized under this subsection without approval of the~~
25 ~~office of financial management. The department shall submit a report~~
26 ~~on those projects receiving fund transfers to the office of financial~~
27 ~~management and the transportation committees of the legislature by~~
28 ~~December 1, 2011, and December 1, 2012.~~

29 ~~(5))~~ (3) The city of Winthrop may utilize a design-build process
30 for the Winthrop bike path project.

31 ~~((6)---\$11,557,000))~~ (4) \$14,813,000 of the multimodal
32 transportation account--state appropriation, ~~(((\$12,136,000))~~
33 \$12,804,000 of the motor vehicle account--federal appropriation, and
34 ~~(((\$5,195,000))~~ \$6,241,000 of the transportation partnership account--
35 state appropriation are provided solely for the pedestrian and bicycle
36 safety program projects and safe routes to schools program projects
37 identified in: LEAP Transportation Document 2011-A, pedestrian and
38 bicycle safety program projects and safe routes to schools program

1 projects, as developed April 19, 2011; LEAP Transportation Document
2 2009-A, pedestrian and bicycle safety program projects and safe routes
3 to schools program projects, as developed March 30, 2009; LEAP
4 Transportation Document 2007-A, pedestrian and bicycle safety program
5 projects and safe routes to schools program projects, as developed
6 April 20, 2007; and LEAP Transportation Document 2006-B, pedestrian and
7 bicycle safety program projects and safe routes to schools program
8 projects, as developed March 8, 2006. Projects must be allocated
9 funding based on order of priority. The department shall review all
10 projects receiving grant awards under this program at least
11 semiannually to determine whether the projects are making satisfactory
12 progress. Any project that has been awarded funds, but does not report
13 activity on the project within one year of the grant award must be
14 reviewed by the department to determine whether the grant should be
15 terminated. The department shall promptly close out grants when
16 projects have been completed, and identify where unused grant funds
17 remain because actual project costs were lower than estimated in the
18 grant award.

19 ((+7)) (5) Except as provided otherwise in this section, the
20 entire appropriations in this section are provided solely for the
21 projects and activities as listed by project and amount in ((LEAP
22 Transportation Document 2011-2 ALL PROJECTS as developed April 19,
23 2011, Program — Local Program (Z)) TEIS Transportation Document
24 12GOV001 dated November 21, 2011. However, limited transfers of
25 specific line-item project appropriations may occur between projects
26 for those amounts listed subject to the conditions and limitations in
27 section 601 of this act.

28 ((+8)) (6) For the 2011-2013 project appropriations, unless
29 otherwise provided in this act, the director of the office of financial
30 management may authorize a transfer of appropriation authority between
31 projects managed by the freight mobility strategic investment board in
32 order for the board to manage project spending and efficiently deliver
33 all projects in the respective program.

34 ((+9)) (7) With each department budget submittal, the department
35 shall provide an update on the status of the repayment of the twenty
36 million dollars of unobligated federal funds authority advanced by the
37 department in September 2010 to the city of Tacoma for the Murray
38 Morgan/11th Street bridge project.

1 ~~((+10))~~ (8) The department shall prepare a list of main street
2 projects, consistent with chapter ... (Engrossed Substitute House Bill
3 No. 1071), Laws of 2011, for approval in the 2013-2015 fiscal biennium.
4 In order to ensure that any proposed list of projects is consistent
5 with legislative intent, the department shall provide a report to the
6 joint transportation committee by December 1, 2011. The report must
7 identify the eligible segments of main streets highways, the
8 department's proposed project selection and ranking method, criteria to
9 be considered, and a plan for soliciting project proposals.

10 ~~((+11))~~ (9) \$267,000 of the motor vehicle account--state
11 appropriation and \$2,859,000 of the motor vehicle account--federal
12 appropriation are provided solely for completion of the US 101
13 northeast peninsula safety rest area and associated roadway
14 improvements east of Port Angeles at the Deer Park scenic view point
15 (3LP187A). The department must surplus any right-of-way previously
16 purchased for this project near Sequim. Approval to proceed with
17 construction is contingent on surplus of previously purchased right-of-
18 way.

19 ~~((+12))~~ (10) Up to ~~(((\$3,650,000))~~ \$3,702,000 of the motor vehicle
20 account--federal appropriation and ~~(((\$23,000))~~ \$75,000 of the motor
21 vehicle account--state appropriation are provided solely to reimburse
22 the cities of Kirkland and Redmond for pavement and bridge deck
23 rehabilitation on state route number 908 (1LP611A). These funds may
24 not be expended unless the cities sign an agreement stating that the
25 cities agree to take ownership of state route number 908 in its
26 entirety and agree that the payment of these funds represents the
27 entire state commitment to the cities for state route number 908
28 expenditures.

29 ~~((+13))~~ (11) \$225,000 of the multimodal transportation account--
30 state appropriation is provided solely for the Shell Valley emergency
31 road and bicycle/pedestrian path (L1000036).

32 ~~((+14) \$150,000)~~ (12) \$188,000 of the motor vehicle account--state
33 appropriation is provided solely for flood reduction solutions on state
34 route number 522 caused by the lower McAleer and Lyon creek basins
35 (L1000041).

36 ~~((+15))~~ (13) \$896,000 of the multimodal transportation account--
37 state appropriation is provided solely for realignment of Parker Road

1 and construction of secondary access off of state route number 20
2 (L2200040).

3 ~~((+16))~~ (14) An additional \$2,500,000 of the motor vehicle
4 account--federal appropriation is provided solely for the Strander
5 Blvd/SW 27th St Connection project (1LP902F), which amount is reflected
6 in the ~~((LEAP))~~ TEIS transportation document identified in subsection
7 ~~((+7))~~ (5) of this section. These funds may only be committed if
8 needed, may not be used to supplant any other committed project
9 partnership funding, and must be the last funds expended.

10 ~~((+17))~~ (15) \$500,000 of the motor vehicle account--federal
11 appropriation is provided solely for safety improvements at the
12 intersection of South Wapato and McDonald Road (L1000052).

13 ~~((+18))~~ (16) \$2,000,000 of the multimodal transportation account--
14 state appropriation is provided solely for the state route number 432
15 rail realignment and highway improvements project (L1000056).

16 ~~((+19) \$500,000 of the multimodal transportation account--state
17 appropriation is provided solely for a multimodal corridor plan on
18 state route number 520 between Interstate 405 and Avondale Road in
19 Redmond (L1000054)).~~

20 ~~(+20))~~ (17) \$100,000 of the motor vehicle account--federal
21 appropriation is provided solely for state route number 164 and Auburn
22 Way South pedestrian improvements (L1000057).

23 ~~((+21))~~ (18) \$115,000 of the motor vehicle account--federal
24 appropriation is provided solely for median street lighting on state
25 route number 410 (L1000058).

26 ~~((+22))~~ (19) \$60,000 of the multimodal transportation account--
27 state appropriation is provided solely for a cross docking study for
28 the port of Douglas county (L1000060).

29 ~~((+23))~~ (20) \$100,000 of the motor vehicle account--federal
30 appropriation is provided solely for city of Auburn - 8th and R Street
31 NE intersection improvements (L2200043).

32 ~~((+24))~~ (21) \$65,000 of the multimodal transportation account--
33 state appropriation is provided solely for the Puget Sound regional
34 council to further the implementation of multimodal concurrency
35 practice through a transit service overlay zone implemented at the
36 local level (L1000061). This approach will improve the linkage of land
37 use and transportation investment decisions, improve the efficiency of
38 transit service by encouraging transit-supportive development, provide

1 incentives for developers, and support integrated regional growth,
2 economic development, and transportation plans. In carrying out this
3 work, the council shall involve representatives from cities and
4 counties, developers, transit agencies, and other interested
5 stakeholders, and shall consult with other regional transportation
6 planning organizations across the state. The council shall report the
7 results of their work and recommendations to the joint transportation
8 committee by December 2011, with a final report to the transportation
9 committees of the legislature by January 31, 2012.

10 (22) \$650,000 of the motor vehicle account--federal appropriation
11 is provided solely for the SR 522 Improvements/61st Avenue NE and NE
12 181st Street project (L1000055).

13 NEW SECTION. **Sec. 311.** A new section is added to 2011 c 367
14 (uncodified) to read as follows:

15 **REPORTING REQUIREMENTS FOR CAPITAL PROGRAM**

16 (1) On a monthly basis, the department of transportation shall
17 provide to the office of financial management and the legislative
18 transportation committees:

19 (a) A TEIS version containing actual capital expenditures
20 consistent with the structure of the most recently enacted budget; and

21 (b) An update on awarded highway construction projects and
22 associated savings or increases.

23 (2) On a quarterly basis, the department of transportation shall
24 provide to the office of financial management and the legislative
25 transportation committees a status report on each active project funded
26 in part or in whole by the transportation 2003 account (nickel account)
27 or the transportation partnership act revenue packages. Funding
28 provided at a programmatic level for projects relating to bridge rail,
29 guard rail, fish passage barrier removal, and roadside safety projects
30 must be reported on a programmatic basis. Projects within this
31 programmatic level funding must be completed on a priority basis and
32 scoped to be completed within the current programmatic budget. The
33 quarterly report must:

34 (a) Compare the original project cost estimates approved in the
35 transportation 2003 and 2005 transportation partnership project lists
36 to the completed cost of the project, or the most recent legislatively
37 approved budget and total project costs for projects not yet completed;

1 (b) Identify highway projects that may be reduced in scope and
2 still achieve a functional benefit;

3 (c) Identify highway projects that have experienced scope increases
4 and that can be reduced in scope;

5 (d) Identify highway projects that have lost significant local or
6 regional contributions that were essential to completing the project;

7 (e) Identify contingency amounts allocated to projects; and

8 (f) Identify updated information on the six major project
9 milestones.

10 (3) On an annual basis, the department of transportation shall
11 provide to the office of financial management and the legislative
12 transportation committees reports that:

13 (a) Identify, for all capital projects, the amount of cost savings
14 or increases in funding that have been identified as compared to the
15 most recently enacted transportation budget;

16 (b) Identify the financial status and schedule for mega-projects,
17 which are defined as individual or groups of related projects that cost
18 one billion dollars or more. These projects include, but are not
19 limited to: Alaskan Way viaduct, SR 520, SR 167, I-405, North Spokane
20 corridor, I-5 Tacoma HOV, I-90 Snoqualmie Pass, and the Columbia river
21 crossing;

22 (c) List all projects and associated amounts that are being charged
23 to project OBI4ENV during the current fiscal biennium; and

24 (d) Identify the department progress and plans to reduce highway
25 construction workforce levels to the levels identified in section 608,
26 chapter 367, Laws of 2011. This report must also be posted on the
27 department's web site.

28 TRANSFERS AND DISTRIBUTIONS

29 **Sec. 401.** 2011 c 367 s 401 (uncodified) is amended to read as
30 follows:

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

35 Highway Bond Retirement Account--State

1	Appropriation	((\$920,560,000))
2		<u>\$895,217,000</u>
3	Ferry Bond Retirement Account--State Appropriation	\$31,801,000
4	State Route Number 520 Corridor Account--State	
5	Appropriation	((\$1,075,000))
6		<u>\$4,892,000</u>
7	Transportation Improvement Board Bond Retirement	
8	Account--State Appropriation	\$16,544,000
9	Nondebt-Limit Reimbursable Account Appropriation	((\$25,200,000))
10		<u>\$23,728,000</u>
11	Transportation Partnership Account--State	
12	Appropriation	((\$3,142,000))
13		<u>\$4,085,000</u>
14	Motor Vehicle Account--State Appropriation	((\$333,000))
15		<u>\$443,000</u>
16	Transportation 2003 Account (Nickel Account)--State	
17	Appropriation	((\$1,140,000))
18		<u>\$1,176,000</u>
19	Transportation Improvement Account--State	
20	Appropriation	((\$29,000))
21		<u>\$72,000</u>
22	Multimodal Transportation Account--State	
23	Appropriation	((\$138,000))
24		<u>\$204,000</u>
25	Toll Facility Bond Retirement Account--State	
26	Appropriation	((\$33,792,000))
27		<u>\$26,025,000</u>
28	Toll Facility Bond Retirement Account--Federal	
29	Appropriation	((\$14,649,000))
30		<u>\$7,500,000</u>
31	TOTAL APPROPRIATION	((\$1,048,403,000))
32		<u>\$1,011,687,000</u>

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

35 ~~(1) \$4,610,000 of the highway bond retirement account state~~
36 ~~appropriation is provided solely for debt service on bonds issued to~~
37 ~~construct a ferry boat vessel with a carrying capacity of one hundred~~
38 ~~forty four cars. If neither chapter ... (House Bill No. 2083), Laws of~~

1 ~~2011 nor chapter ... (Engrossed Substitute Senate Bill No. 5742) is~~
2 ~~enacted by June 30, 2011, the amount provided in this subsection~~
3 ~~lapses.~~

4 ~~(2) \$165,000 of the transportation 2003 account (nickel account)--~~
5 ~~state appropriation is provided solely for discounts on bonds sold to~~
6 ~~construct a ferry boat vessel with a carrying capacity of one hundred~~
7 ~~forty four cars. If neither chapter ... (House Bill No. 2083), Laws of~~
8 ~~2011 nor chapter ... (Engrossed Substitute Senate Bill No. 5742) is~~
9 ~~enacted by June 30, 2011, the amount provided in this subsection~~
10 ~~lapses.)~~

11 **Sec. 402.** 2011 c 367 s 402 (uncodified) is amended to read as
12 follows:

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

16 State Route Number 520 Corridor Account--State	
17 Appropriation	(((\$68,000))
18	<u>\$1,027,000</u>
19 Transportation Partnership Account--State	
20 Appropriation	(((\$608,000))
21	<u>\$1,061,000</u>
22 Motor Vehicle Account--State Appropriation	(((\$60,000))
23	<u>\$115,000</u>
24 Transportation 2003 Account (Nickel Account)--State	
25 Appropriation	(((\$219,000))
26	<u>\$305,000</u>
27 Transportation Improvement Account--State Appropriation	(((\$5,000))
28	<u>\$19,000</u>
29 Multimodal Transportation Account--State	
30 Appropriation	(((\$26,000))
31	<u>\$53,000</u>
32 TOTAL APPROPRIATION	(((\$986,000))
33	<u>\$2,580,000</u>

34 ~~((The appropriations in this section are subject to the following~~
35 ~~conditions and limitations: \$30,000 of the transportation 2003 account~~
36 ~~(nickel account) state appropriation is provided solely for expenses~~
37 ~~associated with bonds sold to construct a ferry boat vessel with a~~

1 ~~carrying capacity of one hundred forty four cars. If neither chapter~~
2 ~~... (House Bill No. 2083), Laws of 2011 nor chapter ... (Engrossed~~
3 ~~Substitute Senate Bill No. 5742) is enacted by June 30, 2011, the~~
4 ~~amount provided in this subsection lapses.))~~

5 **Sec. 403.** 2011 c 367 s 403 (uncodified) is amended to read as
6 follows:

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

9 Motor Vehicle Account--State Appropriation: For
10 transfer to the Puget Sound Capital Construction
11 Account \$52,516,000

12 The department of transportation is authorized to sell up to
13 \$52,516,000 in bonds authorized by RCW 47.10.843 for vessel and
14 terminal acquisition, major and minor improvements, and long lead-time
15 materials acquisition for the Washington state ferries. ((Of the
16 authorized amounts, \$14,500,000 is provided solely for expenditures
17 made during the fiscal biennium ending June 30, 2011.))

18 **Sec. 404.** 2011 c 367 s 404 (uncodified) is amended to read as
19 follows:

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

21 Motor Vehicle Account--State Appropriation for motor
22 vehicle fuel tax distributions to cities and
23 counties ((\$478,155,000))
24 \$472,222,000

25 **Sec. 405.** 2011 c 367 s 405 (uncodified) is amended to read as
26 follows:

27 **FOR THE STATE TREASURER--TRANSFERS**

28 Motor Vehicle Account--State Appropriation: For
29 motor vehicle fuel tax refunds and statutory
30 transfers ((\$1,246,357,000))
31 \$1,230,955,000

32 **Sec. 406.** 2011 c 367 s 406 (uncodified) is amended to read as
33 follows:

1 **FOR THE DEPARTMENT OF LICENSING--TRANSFERS**

2 Motor Vehicle Account--State Appropriation: For
3 motor vehicle fuel tax refunds and transfers . . . ((\$127,984,000))
4 \$139,385,000

5 **Sec. 407.** 2011 c 367 s 407 (uncodified) is amended to read as
6 follows:

7 **FOR THE STATE TREASURER--ADMINISTRATIVE TRANSFERS**

8 (1) Tacoma Narrows Toll Bridge Account--State
9 Appropriation: For transfer to the Motor Vehicle
10 Account--State ((\$543,000))
11 \$1,591,000

12 (2) Motor Vehicle Account--State Appropriation:
13 For transfer to the Puget Sound Ferry Operations
14 Account--State \$46,500,000

15 (3) Recreational Vehicle Account--State
16 Appropriation: For transfer to the Motor Vehicle
17 Account--State ((\$1,450,000))
18 \$1,300,000

19 (4) License Plate Technology Account--State
20 Appropriation: For transfer to the Highway Safety
21 Account--State \$3,200,000

22 (5) Multimodal Transportation Account--State
23 Appropriation: For transfer to the Puget Sound
24 Ferry Operations Account--State ((\$43,000,000))
25 \$33,000,000

26 (6) Highway Safety Account--State Appropriation:
27 For transfer to the Motor Vehicle Account--State . . . ((\$23,000,000))
28 \$25,000,000

29 ~~(7) ((Department of Licensing Services Account~~
30 ~~--State Appropriation: For transfer to the Motor Vehicle~~
31 ~~Account--State \$400,000~~

32 ~~(8) Advanced Right of Way Revolving Fund: For~~
33 ~~transfer to the Motor Vehicle Account--State \$5,000,000~~

34 ~~(9) State Route Number 520 Civil Penalties~~
35 ~~Account--State Appropriation: For transfer to the~~
36 ~~State Route Number 520 Corridor Account--State \$754,000~~

37 ~~(10)) Rural Mobility Grant Program Account--State~~

1 Appropriation: For transfer to the Multimodal
 2 Transportation Account--State \$3,000,000
 3 ~~((+11))~~ (8) Motor Vehicle Account--State
 4 Appropriation: For transfer to the State Patrol
 5 Highway Account--State ((\$14,000,000))
 6 \$15,000,000
 7 ~~((+12))~~ (9) State Route Number 520 Corridor
 8 Account--State Appropriation: For transfer to the
 9 Motor Vehicle Account--State(~~(, in an amount equal to~~
 10 ~~funds dispersed during the 2009-2011 fiscal biennium~~
 11 ~~authorized under section 805(7) of this act.)) \$58,000
 12 ~~((+13))~~ (10) Motor Vehicle Account--State
 13 Appropriation: For transfer to the Special Category C
 14 Account--State ((\$1,500,000))
 15 \$2,200,000
 16 ~~((+14))~~ (11) Regional Mobility Grant Program
 17 Account--State Appropriation: For transfer to the
 18 Multimodal Transportation Account--State \$1,000,000
 19 ~~((+15))~~ (12) State Patrol Highway Account--State
 20 Appropriation: For transfer to the Vehicle
 21 Licensing Fraud Account \$100,000
 22 ~~((+16) State Route Number 520 Corridor Account--State~~
 23 ~~Appropriation: For transfer to the Motor Vehicle~~
 24 ~~Account \$2,435,000))~~
 25 (13) Motor Vehicle Account--State Appropriation:
 26 For transfer to the State Route Number 520 Civil
 27 Penalties Account--State \$500,000
 28 (14) Capital Vessel Replacement Account--State
 29 Appropriation: For transfer to the Transportation 2003
 30 Account (Nickel Account)--State \$6,311,000
 31 (15) Highway Safety Account--State Appropriation:
 32 For transfer to the Department of Licensing Services
 33 Account--State \$1,000,000
 34 ~~((+17))~~ (16) The transfers identified in this section are subject
 35 to the following conditions and limitations:
 36 (a) The amount transferred in subsection (1) of this section
 37 represents a partial repayment of the operating loan(~~(s)~~) and reserve
 38 payment(~~(s)~~) provided to the Tacoma Narrows toll bridge account (~~(from~~~~

1 ~~the motor vehicle account in the 2005-2007 fiscal biennium))~~ in the
2 2005-2007 fiscal biennium. The remaining \$3,702,000 of the operating
3 loan and reserve payment shall be paid in future biennia.

4 (b) ~~((The transfer in subsection (9) of this section represents~~
5 ~~toll revenue collected from toll violations))~~ The transfer in
6 subsection (9) of this section represents the repayment of an amount
7 equal to subprogram B5 expenditures that occurred in the motor vehicle
8 account in the 2009-2011 fiscal biennium.

9 (c) The amount transferred in subsection (3) of this section shall
10 not exceed the expenditures incurred from the motor vehicle account--
11 state for the recreational vehicle sanitary disposal systems program.

12 COMPENSATION

13 **Sec. 501.** 2011 c 367 s 502 (uncodified) is amended to read as
14 follows:

15 **COLLECTIVE BARGAINING AGREEMENTS--WSP TROOPERS ASSOCIATION**

16 (1) No agreement has been reached between the governor and the
17 Washington state patrol trooper's association under chapter 41.56 RCW
18 for ~~((the 2011-2013 fiscal biennium))~~ fiscal year 2012. Appropriations
19 for the Washington state patrol in this act are sufficient to fund the
20 provisions of the 2009-2011 agreement.

21 (2) An agreement has been reached between the governor and the
22 Washington state patrol troopers association under chapter 41.56 RCW
23 for fiscal year 2013. Appropriations for the Washington state patrol
24 in this act provide funding to implement the fiscal year 2013
25 agreement. The fiscal year 2013 agreement contains no change in
26 compensation from the 2009-2011 agreement; therefore, no additional
27 funding is appropriated.

28 **Sec. 502.** 2011 c 367 s 503 (uncodified) is amended to read as
29 follows:

30 **COLLECTIVE BARGAINING AGREEMENTS--WSP LIEUTENANTS ASSOCIATION**

31 (1) No agreement has been reached between the governor and the
32 Washington state patrol lieutenant's association under chapter 41.56
33 RCW for ~~((the 2011-2013 fiscal biennium))~~ fiscal year 2012.

1 Appropriations for the Washington state patrol in this act are
2 sufficient to fund the provisions of the 2009-2011 agreement.

3 (2) An agreement has been reached between the governor and the
4 Washington state patrol lieutenants association under chapter 41.56 RCW
5 for fiscal year 2013. Appropriations for the Washington state patrol
6 in this act provide funding to implement the fiscal year 2013
7 agreement. The fiscal year 2013 agreement contains no change in
8 compensation from the 2009-2011 agreement; therefore, no additional
9 funding is appropriated.

10 **Sec. 503.** 2011 c 367 s 505 (uncodified) is amended to read as
11 follows:

12 **DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING**
13 **AGREEMENTS--TERMS AND CONDITIONS**

14 No agreement has been reached between the governor and the masters,
15 mates, and pilots marine operations watch supervisors under chapter
16 47.64 RCW for the 2011-2013 fiscal biennium. Appropriations in this
17 act reflect funding to maintain the provisions or terms and conditions
18 of the 2009-2011 agreements for fiscal year 2012. Fiscal year 2013
19 appropriations are reduced to reflect a 6.0 percent temporary salary
20 reduction effective July 1, 2012, through June 29, 2013, and other
21 management priorities in collective bargaining. Effective June 30,
22 2013, the salary schedules effective July 1, 2009, through June 30,
23 2011, will be reinstated.

24 NEW SECTION. **Sec. 504.** A new section is added to 2011 c 367
25 (uncodified) to read as follows:

26 **EMPLOYEE HEALTH INSURANCE**
27 Motor Vehicle Account--State Appropriation (\$2,000)

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

30 (1) The appropriation in this section is provided solely for a
31 reduction in employee health insurance funding rate as described in
32 section 9.. of the 2012 supplemental omnibus operating budget,
33 effective July 1, 2012, through June 30, 2013, for employees of the
34 legislative branch.

35 (2) The appropriation from funds and accounts must be made in the

1 amounts specified and from the funds and accounts specified in OFM
2 Document 2011-INS-01 dated November 21, 2012.

3 NEW SECTION. **Sec. 505. TRANSPORTATION EMPLOYEES--COMPENSATION**

4 The following acts or parts of acts are each repealed:

5 (1) 2011 1st sp.s. c 50 s 718 (uncodified) (FOR THE OFFICE OF
6 FINANCIAL MANAGEMENT--TRANSPORTATION EMPLOYEES--RETIREMENT SYSTEM
7 CONTRIBUTIONS);

8 (2) 2011 1st sp.s. c 50 s 719 (uncodified) (FOR THE OFFICE OF
9 FINANCIAL MANAGEMENT--TRANSPORTATION EMPLOYEES--RETIREMENT SYSTEM
10 CONTRIBUTIONS);

11 (3) 2011 1st sp.s. c 50 s 720 (uncodified) (FOR THE OFFICE OF
12 FINANCIAL MANAGEMENT--TRANSPORTATION EMPLOYEE SALARY REDUCTIONS); and

13 (4) 2011 1st sp.s. c 50 s 721 (uncodified) (FOR THE OFFICE OF
14 FINANCIAL MANAGEMENT--TRANSPORTATION EMPLOYEES RETIREMENT SYSTEM
15 CONTRIBUTIONS).

16 **IMPLEMENTING PROVISIONS**

17 **Sec. 601.** 2011 c 367 s 603 (uncodified) is amended to read as
18 follows:

19 **FUND TRANSFERS**

20 (1) The transportation 2003 projects or improvements and the 2005
21 transportation partnership projects or improvements are listed in
22 (~~LEAP Transportation Document 2011-1 as developed April 19, 2011~~)
23 TEIS Transportation Document 12GOV001 dated November 21, 2011, which
24 consists of a list of specific projects by fund source and amount over
25 a sixteen-year period. Current fiscal biennium funding for each
26 project is a line-item appropriation, while the outer year funding
27 allocations represent a sixteen-year plan. The department is expected
28 to use the flexibility provided in this section to assist in the
29 delivery and completion of all transportation partnership account and
30 transportation 2003 account (nickel account) projects on the (~~LEAP~~)
31 TEIS transportation documents referenced in this act. For the 2009-
32 2011 and 2011-2013 project appropriations, unless otherwise provided in
33 this act, the director of financial management may authorize a transfer
34 of appropriation authority between projects funded with transportation

1 2003 account (nickel account) appropriations, or transportation
2 partnership account appropriations, in order to manage project spending
3 and efficiently deliver all projects in the respective program under
4 the following conditions and limitations:

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

7 (b) Transfers from a project may not be made as a result of the
8 reduction of the scope of a project or be made to support increases in
9 the scope of a project;

10 (c) Each transfer between projects may only occur if the director
11 of financial management finds that any resulting change will not hinder
12 the completion of the projects as approved by the legislature. Until
13 the legislature reconvenes to consider the 2012 supplemental
14 transportation budget, any unexpended 2009-2011 appropriation balance
15 as approved by the office of financial management, in consultation with
16 the legislative staff of the house of representatives and senate
17 transportation committees, may be considered when transferring funds
18 between projects;

19 (d) Transfers from a project may be made if the funds appropriated
20 to the project are in excess of the amount needed to complete the
21 project;

22 (e) Transfers may not occur for projects not identified on the
23 applicable project list;

24 (f) Transfers may not be made while the legislature is in session;
25 and

26 (g) Transfers between projects may be made by the department of
27 transportation until the transfer amount by project exceeds two hundred
28 fifty thousand dollars, or ten percent of the total project, whichever
29 is less. These transfers must be reported quarterly to the director of
30 financial management and the chairs of the house of representatives and
31 senate transportation committees.

32 (2) At the time the department submits a request to transfer funds
33 under this section, a copy of the request must be submitted to the
34 transportation committees of the legislature.

35 (3) The office of financial management shall work with legislative
36 staff of the house of representatives and senate transportation
37 committees to review the requested transfers in a timely manner.

1 (4) The office of financial management shall document approved
2 transfers and schedule changes in the transportation executive
3 information system, compare changes to the legislative baseline funding
4 and schedules identified by project identification number identified in
5 the ((LEAP)) TEIS transportation documents referenced in this act, and
6 transmit revised project lists to chairs of the transportation
7 committees of the legislature on a quarterly basis.

8 **Sec. 602.** 2011 c 367 s 608 (uncodified) is amended to read as
9 follows:

10 **STAFFING LEVELS**

11 (1) As the department of transportation completes delivery of the
12 projects funded by the 2003 and 2005 transportation revenue packages,
13 it is clear that the current staffing levels necessary to deliver these
14 projects are not sustainable into the future. Therefore, the
15 department is directed to quickly move forward to develop and implement
16 new business practices so that a smaller, more nimble state workforce
17 can effectively and efficiently deliver transportation improvement
18 programs as they are approved in the future, in strong partnership with
19 the private sector, while protecting the public's interests and assets.

20 (2) To this end, the department of transportation is directed to
21 reduce the size of its engineering and technical workforce to a level
22 sustained by current law revenue levels currently estimated at two
23 thousand FTEs by the end of the 2013-2015 fiscal biennium. The
24 department's current two thousand eight hundred FTE engineering and
25 technical workforce levels for highway construction will be reduced in
26 the 2011-2013 fiscal biennium, with a target of two thousand four
27 hundred FTEs by June 30, 2013, and to a level of two thousand FTEs by
28 June 30, 2015.

29 (3) In order to successfully deliver the highway construction
30 program as funded, the department of transportation may continue to
31 contract out engineering and technical services. In addition, the
32 department may continue the incentive program for retirements and
33 employee separations. ~~((The department shall report quarterly to the
34 office of financial management and the transportation committees of the
35 legislature on its progress and plans to reduce highway construction
36 workforce levels to two thousand FTEs by June 2015. This report must
37 also be posted on the department's web site.))~~

MISCELLANEOUS

1

2 NEW SECTION. **Sec. 701.** If any provision of this act or its
3 application to any person or circumstance is held invalid, the
4 remainder of the act or the application of the provision to other
5 persons or circumstances is not affected.

6 NEW SECTION. **Sec. 702.** This act is necessary for the immediate
7 preservation of the public peace, health, or safety, or support of the
8 state government and its existing public institutions, and takes effect
9 immediately.

COLLECTIVE BARGAINING AGREEMENTS

WSP LIEUTENANTS ASSOCIATION 69

WSP TROOPERS ASSOCIATION 69

COUNTY ROAD ADMINISTRATION BOARD 6, 37

DEPARTMENT OF AGRICULTURE 4

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