

CERTIFICATION OF ENROLLMENT  
ENGROSSED SUBSTITUTE SENATE BILL 5024

63rd Legislature  
2013 Regular Session

Passed by the Senate April 28, 2013  
YEAS 46 NAYS 1

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**President of the Senate**

Passed by the House April 28, 2013  
YEAS 72 NAYS 25

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5024** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**





1 solely for staffing costs to be dedicated to state transportation  
2 activities. Staff hired to support transportation activities must have  
3 practical experience with complex construction projects.

4 NEW SECTION. **Sec. 102. FOR THE UTILITIES AND TRANSPORTATION**  
5 **COMMISSION**

6 Grade Crossing Protective Account--State Appropriation . . . . \$504,000

7 NEW SECTION. **Sec. 103. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

8 Motor Vehicle Account--State Appropriation . . . . . \$1,641,000

9 Puget Sound Ferry Operations Account--State  
10 Appropriation . . . . . \$176,000

11 TOTAL APPROPRIATION . . . . . \$1,817,000

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

14 (1) \$932,000 of the motor vehicle account--state appropriation is  
15 provided solely for the office of financial management, from funds set  
16 aside out of statewide fuel taxes distributed to counties according to  
17 RCW 46.68.120(3), to contract with the Washington state association of  
18 counties to identify, analyze, evaluate, and implement county  
19 transportation performance measures associated with transportation  
20 system policy goals outlined in RCW 47.04.280. The Washington state  
21 association of counties, in cooperation with state agencies, must:  
22 Identify, analyze, and report on county transportation system  
23 preservation; identify, evaluate, and report on opportunities to  
24 streamline reporting requirements for counties; and evaluate project  
25 management tools to help improve project delivery at the county level.

26 (2) \$70,000 of the Puget Sound ferry operations account--state  
27 appropriation is provided solely for the state's share of the marine  
28 salary survey.

29 NEW SECTION. **Sec. 104. FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

30 Motor Vehicle Account--State Appropriation . . . . . \$502,000

31 NEW SECTION. **Sec. 105. FOR THE STATE PARKS AND RECREATION**  
32 **COMMISSION**

33 Motor Vehicle Account--State Appropriation . . . . . \$986,000

1 The appropriation in this section is subject to the following  
2 conditions and limitations: The entire appropriation in this section  
3 is provided solely for road maintenance purposes.

4 NEW SECTION. **Sec. 106. FOR THE DEPARTMENT OF AGRICULTURE**

5 Motor Vehicle Account--State Appropriation . . . . . \$1,208,000

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

8 (1) \$351,000 of the motor vehicle account--state appropriation is  
9 provided solely for costs associated with the motor fuel quality  
10 program.

11 (2) \$857,000 of the motor vehicle account--state appropriation is  
12 provided solely to test the quality of biofuel. The department must  
13 test fuel quality at the biofuel manufacturer, distributor, and  
14 retailer.

15 NEW SECTION. **Sec. 107. FOR THE LEGISLATIVE EVALUATION AND**  
16 **ACCOUNTABILITY PROGRAM COMMITTEE**

17 Motor Vehicle Account--State Appropriation . . . . . \$529,000

18 NEW SECTION. **Sec. 108. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW**  
19 **COMMITTEE**

20 Motor Vehicle Account--State Appropriation . . . . . \$493,000

21 The appropriation in this section is subject to the following  
22 conditions and limitations:

23 (1) \$243,000 of the motor vehicle account--state appropriation is  
24 for the joint legislative audit and review committee to conduct a  
25 review of the methods and systems used by the department of  
26 transportation to develop asset condition and maintenance service level  
27 needs and subsequent funding requests for highway preservation and  
28 maintenance programs, to include tolled facilities. The review will  
29 examine whether the methods and systems used by the department of  
30 transportation for estimating preservation and maintenance needs and  
31 costs are consistent with industry practices and other appropriate  
32 standards. The review will include analysis of a selection of  
33 preservation and maintenance requests and address issues such as:

34 (a) Was a systematic, documented process used to develop the  
35 estimate of need?

1 (b) Are practices in place to minimize life-cycle preservation and  
2 maintenance costs?

3 (c) Was each stage in the cost estimating process fully documented?

4 (d) If appropriate, how were risks to the cost estimate quantified?

5 (e) What steps are in place to ensure that requests are not unduly  
6 impacted by outside pressures?

7 Expert engineering or cost estimating consultants may be used to  
8 review methods, systems, and individual estimates for accuracy. A  
9 briefing report, focusing on an overview of the methods and processes,  
10 must be completed by December 2013. A report containing any findings  
11 and recommendations must be completed by December 2014.

12 (2) \$200,000 of the motor vehicle account--state appropriation is  
13 provided solely for the joint legislative audit and review committee to  
14 conduct a forensic audit of the Interstate 5/Columbia River Crossing  
15 project (400506A) to investigate possible misuse of public funds. The  
16 joint legislative audit and review committee may contract with the  
17 state auditor's office for fraud-related investigation services, if  
18 necessary.

19 (3)(a) The joint legislative audit and review committee shall  
20 conduct a study of registration and inspection fee programs regulating  
21 gas stations and other businesses that emit gasoline vapors  
22 administered by the department of ecology and air pollution control  
23 authorities (collectively referred to as "regulatory agencies") as  
24 provided in chapter 70.94 RCW. The goal of the study is to provide  
25 recommendations to the legislature that, if implemented, would further  
26 effective implementation of chapter 70.94 RCW by the regulatory  
27 agencies and would result in more consistent and transparent  
28 registration fees and regulations across all regulatory agencies  
29 included in the study.

30 (b) The study must include, but not be limited to:

31 (i) Comparing and contrasting registration and inspection fees and  
32 methodologies used in calculating fees among all regulatory agencies as  
33 provided in RCW 70.94.151;

34 (ii) Comparing and contrasting inspection processes and criteria  
35 among all regulatory agencies, including frequency of registration and  
36 inspection of facilities; and

37 (iii) Comparing and contrasting inspection processes and criteria  
38 utilized by the state's regulatory agencies with criteria established

1 by the United States environmental protection agency regulating gas  
2 stations and other businesses that emit gasoline vapors. This should  
3 include, but not be limited to, federal stage II vapor recovery  
4 requirements and federal ozone standards and nonattainment.

5 (c) In conducting the study, the joint legislative audit and review  
6 committee shall develop a stakeholder list, including representatives  
7 from each regulatory agency, from the Washington oil marketers  
8 association, and from other industry associations or groups. The  
9 committee shall meet with stakeholders as it deems necessary, but shall  
10 convene at least one meeting of all stakeholders within two months of  
11 commencing the study. The committee shall submit its findings and  
12 recommendations to the legislature by December 31, 2014.

13 NEW SECTION. **Sec. 109. FOR THE DEPARTMENT OF FISH AND WILDLIFE**  
14 Motor Vehicle Account--State Appropriation . . . . . \$295,000

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

17 (1) \$200,000 of the motor vehicle account--state appropriation is  
18 from the cities statewide fuel tax distributions under RCW 46.68.110(2)  
19 and is provided solely for the department to inventory, prioritize, and  
20 study fish passage barriers associated with city roads and streets in  
21 the Puget Sound region. The department shall submit the results to the  
22 department of transportation and to organizations representing cities  
23 by June 30, 2015.

24 (2) \$95,000 of the motor vehicle account--state appropriation is  
25 from the counties statewide fuel tax distribution under RCW  
26 46.68.120(3) and is provided solely for the department of  
27 transportation to contract with the department to inventory, assess,  
28 and prioritize fish passage barriers associated with county roads. The  
29 department shall submit the results to the department of  
30 transportation, the office of financial management, and the  
31 transportation committees of the legislature by June 30, 2015.

32 **TRANSPORTATION AGENCIES--OPERATING**

33 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY**

1	<b>COMMISSION</b>	
2	Highway Safety Account--State Appropriation . . . . .	\$3,017,000
3	Highway Safety Account--Federal Appropriation . . . . .	\$40,699,000
4	Highway Safety Account--Private/Local Appropriation . . . . .	\$50,000
5	School Zone Safety Account--State Appropriation . . . . .	\$1,800,000
6	TOTAL APPROPRIATION . . . . .	\$45,566,000

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

9 (1) The commission shall develop and implement, in collaboration  
10 with the Washington state patrol, a target zero team pilot program in  
11 Yakima and Spokane counties. The pilot program must demonstrate the  
12 effectiveness of intense, high visibility driving under the influence  
13 enforcement in Washington state. The commission shall apply to the  
14 national highway traffic safety administration for federal highway  
15 safety grants to cover the cost of the pilot program.

16 (2) \$20,000,000 of the highway safety account--federal  
17 appropriation is provided solely for federal funds that may be  
18 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the  
19 2013-2015 fiscal biennium.

20 (3) Of the amounts provided in this section, any amounts that are  
21 granted by the commission for the traffic safety resource prosecutor  
22 program must be directed to the Washington association of prosecuting  
23 attorneys.

24 (4) The commission may continue to oversee pilot projects  
25 implementing the use of automated traffic safety cameras to detect  
26 speed violations within cities west of the Cascade mountains that have  
27 a population over one hundred ninety-five thousand. For the purposes  
28 of pilot projects in this subsection, no more than one automated  
29 traffic safety camera may be used to detect speed violations within any  
30 one jurisdiction.

31 (a) The commission shall comply with RCW 46.63.170 in administering  
32 the pilot projects.

33 (b) By January 1, 2015, any local authority that is operating an  
34 automated traffic safety camera to detect speed violations must provide  
35 a summary to the transportation committees of the legislature  
36 concerning the use of the cameras and data regarding infractions,  
37 revenues, and costs.



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

2 Rural Arterial Trust Account--State Appropriation . . . . . \$945,000  
3 Motor Vehicle Account--State Appropriation . . . . . \$2,186,000  
4 County Arterial Preservation Account--State  
5     Appropriation . . . . . \$1,456,000  
6            TOTAL APPROPRIATION . . . . . \$4,587,000

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

8 Transportation Improvement Account--State  
9     Appropriation . . . . . \$3,804,000

10           NEW SECTION.    **Sec. 204.    FOR THE JOINT TRANSPORTATION COMMITTEE**

11 Motor Vehicle Account--State Appropriation . . . . . \$1,330,000

12            The appropriation in this section is subject to the following  
13 conditions and limitations:

14            (1)(a) \$325,000 of the motor vehicle account--state appropriation  
15 is for a study of transportation cost drivers and potential  
16 efficiencies to contain project costs and gain more value from  
17 investments in Washington state's transportation system. The goal is  
18 to enable the department of transportation to construct bridge and  
19 highway projects more quickly and to build and operate them at a lower  
20 cost, while ensuring that appropriate environmental and regulatory  
21 protections are maintained and a quality project is delivered. The  
22 joint transportation committee must convene an advisory panel to  
23 provide study guidance and discuss potential efficiencies and  
24 recommendations. The scope of the study must be limited to state-level  
25 policies and practices relating to the planning, design, permitting,  
26 construction, financing, and operation of department of transportation  
27 roadway and bridge projects. The study must:

- 28            (i) Identify best practices;
- 29            (ii) Identify inefficiencies in state policy or agency practice  
30 where changes may save money;
- 31            (iii) Recommend changes to improve efficiency and save money; and
- 32            (iv) Identify potential savings to be achieved by adopting changes  
33 in practice or policy.

34            (b) The joint transportation committee shall issue a report of its  
35 findings to the house of representatives and senate transportation  
36 committees by December 31, 2013.

1 (2) The joint transportation committee shall coordinate a work  
2 group comprised of the department of licensing, the department of  
3 revenue, county auditors or other agents, and subagents to identify  
4 possible issues relating to the administration of, compliance with, and  
5 enforcement of the existing statutory requirement for a person to  
6 provide an unexpired driver's license when registering a vehicle. The  
7 work group shall provide recommendations on how administration and  
8 enforcement may be modified, as needed, to address any identified  
9 issues, including whether statutory changes may be needed. A report  
10 presenting the recommendations must be presented to the house of  
11 representatives and senate transportation committees by December 31,  
12 2013.

13 (3) The joint transportation committee shall continue to convene a  
14 subcommittee for legislative oversight of the I-5/Columbia river  
15 crossing bridge replacement project. The Columbia river crossing  
16 legislative oversight subcommittee must be made up of six members: Two  
17 appointed by the cochairs of the senate transportation committee, two  
18 appointed by the chair and ranking member of the house of  
19 representatives transportation committee, one designee of the governor,  
20 and one citizen jointly appointed by the four members of the joint  
21 transportation executive committee. The citizen appointee must be a  
22 Washington state resident of the area served by the bridge. At least  
23 two of the legislative members must be from the legislative districts  
24 served by the bridge. In addition to reviewing project and financing  
25 information, the subcommittee must also coordinate with the Oregon  
26 legislative oversight committee for the Columbia river crossing bridge.

27 (4) The joint transportation committee shall convene a work group  
28 to identify and evaluate internal refinance opportunities for the  
29 Tacoma Narrows bridge. The study must include a staff work group,  
30 including staff from the office of financial management, the  
31 transportation commission, the department of transportation, the office  
32 of the state treasurer, and the legislative transportation committees.  
33 The joint transportation committee shall issue a report of its findings  
34 to the house of representatives and the senate transportation  
35 committees by December 31, 2013.

36 (5) The joint transportation committee shall study and review the  
37 use of surplus property proceeds to fund facility replacement projects,  
38 and the possibility of using the north central region as a pilot. The

1 joint transportation committee shall consult with the department of  
2 transportation and the office of financial management regarding the  
3 department's current process for prioritizing and funding facility  
4 improvement and replacement projects.

5 NEW SECTION. **Sec. 205. FOR THE TRANSPORTATION COMMISSION**

6	Motor Vehicle Account--State Appropriation . . . . .	\$2,947,000
7	Multimodal Transportation Account--State	
8	Appropriation . . . . .	\$112,000
9	TOTAL APPROPRIATION . . . . .	\$3,059,000

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

12 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,  
13 during the 2013-2015 fiscal biennium, the legislature authorizes the  
14 transportation commission to periodically review and, if necessary,  
15 adjust the schedule of fares for the Washington state ferry system only  
16 in amounts not greater than those sufficient to generate the amount of  
17 revenue required by the biennial transportation budget. When adjusting  
18 ferry fares, the commission must consider input from affected ferry  
19 users by public hearing and by review with the affected ferry advisory  
20 committees, in addition to the data gathered from the current ferry  
21 user survey.

22 (2) Consistent with RCW 43.135.055 and 47.46.100, during the 2013-  
23 2015 fiscal biennium, the legislature authorizes the transportation  
24 commission to periodically review and, if necessary, adjust the  
25 schedule of toll charges applicable to the Tacoma Narrows bridge only  
26 in amounts not greater than those sufficient to support (a) any  
27 required costs for operating and maintaining the toll bridge, including  
28 the cost of insurance, (b) any amount required by law to meet the  
29 redemption of bonds and applicable interest payments, and (c) repayment  
30 of the motor vehicle fund.

31 (3)(a) \$400,000 of the motor vehicle account--state appropriation  
32 is provided solely for the development of the business case for the  
33 transition to a road usage charge system as the basis for funding the  
34 state transportation system, from the current motor fuel tax system.  
35 The funds are provided for fiscal year 2014 only.

36 (b) The legislature finds that the efforts started in the 2011-2013  
37 fiscal biennium regarding the transition to a road usage charge system

1 represent an important first step in the policy and conceptual  
2 development of potential alternative systems to fund transportation  
3 projects, but that the governance for the development needs  
4 clarification. The legislature also finds that significant amounts of  
5 research and public education are occurring in similar efforts in  
6 several states and that these efforts can and should be leveraged to  
7 advance the evaluation in Washington. The legislature intends,  
8 therefore, that the commission and its staff lead the policy  
9 development of the business case for a road usage charge system, with  
10 the goal of providing the business case to the governor and the  
11 legislative committees of the legislature in time for inclusion in the  
12 2014 supplemental omnibus transportation appropriations act. The  
13 legislature intends for additional oversight in the business case  
14 development, with guidance from a steering committee as provided in  
15 chapter 86, Laws of 2012, augmented with participation by the joint  
16 transportation committee. The legislature further intends that the  
17 department of transportation continue to address administrative,  
18 technical, and conceptual operational issues related to road usage  
19 charge systems, and that the department serve as a resource for  
20 information gleaned from other states on this topic for the  
21 commission's efforts.

22 (c) For the purposes of this subsection (3), the commission shall:

23 (i) Develop preliminary road usage charge policies that are  
24 necessary to develop the business case, as well as supporting research  
25 and data that will guide the potential application in Washington;

26 (ii) Develop the preferred operational concept or concepts that  
27 reflect the preliminary policies;

28 (iii) Evaluate the business case for the road usage charge system  
29 that would result from implementing the preliminary policies and  
30 preferred operational concept or concepts. The evaluation must assess  
31 likely financial outcomes if the system were to be implemented; and

32 (iv) Identify and document policy and other issues that are deemed  
33 important to further refine the preferred operational concept or  
34 concepts and to gain public acceptance. These identified issues should  
35 form the basis for continued work beyond this funding cycle.

36 (d) The commission shall convene a steering committee to guide the  
37 development of the business case. The membership must be the same as

1 provided in chapter 86, Laws of 2012, except that the membership must  
2 also include the joint transportation committee executive members.

3 (e) The commission shall submit a report of the business case to  
4 the governor and the transportation committees of the legislature by  
5 December 15, 2013. The report must also include a proposed budget and  
6 work plan for fiscal year 2015. A progress report must be submitted to  
7 the governor and the joint transportation committee by November 1,  
8 2013, including a presentation to the joint transportation committee.

9 (4) \$174,000 of the motor vehicle account--state appropriation is  
10 provided solely for the voice of Washington survey program. The  
11 funding must be utilized for continued program maintenance and two  
12 transportation surveys for the 2013-2015 fiscal biennium.

13 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**  
14 **INVESTMENT BOARD**

15 Motor Vehicle Account--State Appropriation . . . . . \$904,000

16 NEW SECTION. **Sec. 207. FOR THE WASHINGTON STATE PATROL**

17	State Patrol Highway Account--State	
18	Appropriation . . . . .	\$370,354,000
19	State Patrol Highway Account--Federal	
20	Appropriation . . . . .	\$11,137,000
21	State Patrol Highway Account--Private/Local	
22	Appropriation . . . . .	\$3,591,000
23	Highway Safety Account--State Appropriation . . . . .	\$19,429,000
24	Multimodal Transportation Account--State	
25	Appropriation . . . . .	\$273,000
26	Ignition Interlock Device Revolving Account--State	
27	Appropriation . . . . .	\$573,000
28	TOTAL APPROPRIATION . . . . .	\$405,357,000

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

31 (1) The Washington state patrol shall collaborate with the  
32 Washington traffic safety commission on the target zero team pilot  
33 program referenced in section 201 of this act.

34 (2) During the 2013-2015 fiscal biennium, the Washington state  
35 patrol shall relocate its data center to the state data center in

1 Olympia. The Washington state patrol shall work with the department of  
2 enterprise services to negotiate the lease termination agreement for  
3 the current data center site.

4 (3) Washington state patrol officers engaged in off-duty uniformed  
5 employment providing traffic control services to the department of  
6 transportation or other state agencies may use state patrol vehicles  
7 for the purpose of that employment, subject to guidelines adopted by  
8 the chief of the Washington state patrol. The Washington state patrol  
9 must be reimbursed for the use of the vehicle at the prevailing state  
10 employee rate for mileage and hours of usage, subject to guidelines  
11 developed by the chief of the Washington state patrol.

12 (4) \$573,000 of the ignition interlock device revolving account--  
13 state appropriation is provided solely for the ignition interlock  
14 program at the Washington state patrol to provide funding for two staff  
15 to work and provide support for the program in working with  
16 manufacturers, service centers, technicians, and participants in the  
17 program.

18 (5) \$370,000 of the state patrol highway account--state  
19 appropriation is provided solely for costs associated with the pilot  
20 program described under section 216(6) of this act. The Washington  
21 state patrol may incur costs related only to the assignment of cadets  
22 and necessary computer equipment and to the reimbursement of the  
23 department of transportation for contract costs. The appropriation in  
24 this subsection must be funded from the portion of the automated  
25 traffic safety camera infraction fines deposited into the state patrol  
26 highway account; however, if the fines deposited into the state patrol  
27 highway account from automated traffic safety camera infractions do not  
28 reach three hundred seventy thousand dollars, the department of  
29 transportation shall remit funds necessary to the Washington state  
30 patrol to ensure the completion of the pilot program. The Washington  
31 state patrol may not incur overtime as a result of this pilot program.  
32 The Washington state patrol shall not assign troopers to operate or  
33 deploy the pilot program equipment used in roadway construction zones.

34 (6) The cost allocation for any costs incurred for the facilities  
35 at the Olympia, Washington airport used for the Washington state patrol  
36 aviation section must be split evenly between the state patrol highway  
37 account and the general fund.

1 (7) The Washington state patrol shall work with the state  
2 interoperability executive committee to compile a list of recent  
3 studies evaluating the potential savings and benefits of consolidating  
4 law enforcement and emergency dispatching centers and report to the  
5 joint transportation committee by December 1, 2014, on the findings and  
6 recommendations of those studies. As part of this study, the  
7 Washington state patrol must look for potential efficiencies within  
8 state government.

9 NEW SECTION. **Sec. 208. FOR THE DEPARTMENT OF LICENSING**

10	Marine Fuel Tax Refund Account--State	
11	Appropriation . . . . .	\$34,000
12	Motorcycle Safety Education Account--State	
13	Appropriation . . . . .	\$4,409,000
14	State Wildlife Account--State Appropriation . . . . .	\$885,000
15	Highway Safety Account--State Appropriation . . . . .	\$156,679,000
16	Highway Safety Account--Federal Appropriation . . . . .	\$4,392,000
17	Motor Vehicle Account--State Appropriation . . . . .	\$76,819,000
18	Motor Vehicle Account--Federal Appropriation . . . . .	\$467,000
19	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$1,544,000
20	Ignition Interlock Device Revolving Account--State	
21	Appropriation . . . . .	\$2,656,000
22	Department of Licensing Services Account--State	
23	Appropriation . . . . .	\$5,959,000
24	TOTAL APPROPRIATION . . . . .	\$253,844,000

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

27 (1) \$1,235,000 of the highway safety account--state appropriation  
28 is provided solely for the implementation of chapter . . . (Substitute  
29 House Bill No. 1752), Laws of 2013 (requirements for the operation of  
30 commercial motor vehicles in compliance with federal regulations). If  
31 chapter . . . (Substitute House Bill No. 1752), Laws of 2013 is not  
32 enacted by June 30, 2013, the amount provided in this subsection  
33 lapses.

34 (2) \$1,000,000 of the highway safety account--state appropriation  
35 is provided solely for information technology field system  
36 modernization.

1 (3) \$201,000 of the motor vehicle account--state appropriation is  
2 provided solely for the implementation of chapter . . . (Substitute  
3 Senate Bill No. 5152), Laws of 2013 (Sounders FC and Seahawks license  
4 plates). If chapter . . . (Substitute Senate Bill No. 5152), Laws of  
5 2013 is not enacted by June 30, 2013, the amount provided in this  
6 subsection lapses.

7 (4) \$425,000 of the highway safety account--state appropriation is  
8 provided solely for the implementation of chapter . . . (Substitute  
9 Senate Bill No. 5182), Laws of 2013 (vehicle owner information). If  
10 chapter . . . (Substitute Senate Bill No. 5182), Laws of 2013 is not  
11 enacted by June 30, 2013, the amount provided in this subsection  
12 lapses.

13 (5) \$172,000 of the highway safety account--state appropriation is  
14 provided solely for the implementation of chapter . . . (Senate Bill  
15 No. 5775), Laws of 2013 (veterans/drivers' licenses). If chapter . . .  
16 (Senate Bill No. 5775), Laws of 2013 is not enacted by June 30, 2013,  
17 the amount provided in this subsection lapses.

18 (6) \$652,000 of the motor vehicle account--state appropriation is  
19 provided solely for the implementation of chapter . . . (Engrossed  
20 Substitute Senate Bill No. 5785), Laws of 2013 (license plates). If  
21 chapter . . . (Engrossed Substitute Senate Bill No. 5785), Laws of 2013  
22 is not enacted by June 30, 2013, the amount provided in this subsection  
23 lapses.

24 (7) \$78,000 of the motor vehicle account--state appropriation and  
25 \$3,707,000 of the highway safety account--state appropriation are  
26 provided solely for the implementation of chapter . . . (Engrossed  
27 Substitute Senate Bill No. 5857), Laws of 2013 (vehicle-related fees).  
28 If chapter . . . (Engrossed Substitute Senate Bill No. 5857), Laws of  
29 2013 is not enacted by June 30, 2013, the amount provided in this  
30 subsection lapses.

31 (8) The appropriation in this section reflects the department  
32 charging an amount sufficient to cover the full cost of providing the  
33 data requested under RCW 46.12.630(1)(b).

34 (9)(a) The department must convene a work group to examine the use  
35 of parking placards and special license plates for persons with  
36 disabilities and develop a strategic plan for ending any abuse. In  
37 developing this plan, the department must work with the department of



1 health, disabled citizen advocacy groups, and representatives from  
2 local government.

3 (b) The work group must be composed of no more than two  
4 representatives from each of the entities listed in (a) of this  
5 subsection. The work group may, when appropriate, consult with any  
6 other public or private entity in order to complete the strategic plan.

7 (c) The strategic plan must include:

8 (i) Oversight measures to ensure that parking placards and special  
9 license plates for persons with disabilities are being properly issued,  
10 including: (A) The entity responsible for coordinating a randomized  
11 review of applications for special parking privileges; (B) a volunteer  
12 panel of medical professionals to conduct such reviews; (C) a means to  
13 protect the anonymity of both the medical professional conducting a  
14 review and the medical professional under review; (D) a means to  
15 protect the privacy of applicants by removing any personally  
16 identifiable information; and (E) possible sanctions against a medical  
17 professional for repeated improper issuances of parking placards or  
18 special license plates for persons with disabilities, including those  
19 sanctions listed in chapter 18.130 RCW; and

20 (ii) The creation of a publicly accessible system in which the  
21 validity of parking placards and special license plates for persons  
22 with disabilities may be verified. This system must not allow the  
23 public to access any personally identifiable information or protected  
24 health information of a person who has been issued a parking placard or  
25 special license plate.

26 (d) The work group must convene by July 1, 2013, and terminate by  
27 December 1, 2013.

28 (e) By December 1, 2013, the work group must deliver to the  
29 legislature and the appropriate legislative committees the strategic  
30 plan required under this subsection, together with its findings,  
31 recommendations, and any necessary draft legislation in order to  
32 implement the strategic plan.

33 (10) \$3,082,000 of the highway safety account--state appropriation  
34 is provided solely for exam and licensing activities, including the  
35 workload associated with providing driver record abstracts, and is  
36 subject to the following additional conditions and limitations:

37 (a) The department may furnish driving record abstracts only to

1 those persons or entities expressly authorized to receive the abstracts  
2 under Title 46 RCW;

3 (b) The department may furnish driving record abstracts only for an  
4 amount that does not exceed the specified fee amounts in RCW 46.52.130  
5 (2)(e)(v) and (4); and

6 (c) The department may not enter into a contract, or otherwise  
7 participate in any arrangement, with a third party or other state  
8 agency for any service that results in an additional cost, in excess of  
9 the fee amounts specified in RCW 46.52.130 (2)(e)(v) and (4), to  
10 statutorily authorized persons or entities purchasing a driving record  
11 abstract.

12 NEW SECTION. **Sec. 209. FOR THE DEPARTMENT OF TRANSPORTATION--**  
13 **TOLL OPERATIONS AND MAINTENANCE--PROGRAM B**

14	High-Occupancy Toll Lanes Operations Account--State	
15	Appropriation . . . . .	\$1,851,000
16	Motor Vehicle Account--State Appropriation . . . . .	\$509,000
17	State Route Number 520 Corridor Account--State	
18	Appropriation . . . . .	\$32,419,000
19	State Route Number 520 Civil Penalties Account--State	
20	Appropriation . . . . .	\$4,169,000
21	Tacoma Narrows Toll Bridge Account--State	
22	Appropriation . . . . .	\$23,730,000
23	Puget Sound Ferry Operations Account--State	
24	Appropriation . . . . .	\$250,000
25	TOTAL APPROPRIATION . . . . .	\$62,928,000

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

28 (1)(a) The legislature finds that the department's tolling division  
29 has expanded greatly in recent years to address the demands of  
30 administering several newly tolled facilities using emerging toll  
31 collection technologies. The legislature intends for the department to  
32 continue its good work in administering the tolled facilities of the  
33 state, while at the same time implementing controls and processes to  
34 ensure the efficient and judicious administration of toll payer  
35 dollars.

36 (b) The legislature finds that the department has undertaken a  
37 cost-of-service study in the winter and spring of 2013 for the purposes

1 of identifying in detail the costs of operating and administering  
2 tolling on state route number 520, state route number 167  
3 high-occupancy toll lanes, and the Tacoma Narrows bridge. The purpose  
4 of the study is to provide results to establish a baseline by which  
5 future activity may be compared and opportunities identified for cost  
6 savings and operational efficiencies. In addition, the legislature  
7 finds that the state auditor has undertaken a performance audit of the  
8 department's contract for the customer service center and back office  
9 processing of tolling transactions. The audit findings, which are  
10 expected to include lessons learned, are due in late spring 2013.

11 (c) Using the results of the cost-of-service study and the state  
12 audit as a basis, the department shall conduct a review of operations  
13 using lean management principles in order to eliminate inefficiencies  
14 and redundancies, incorporate lessons learned, and identify  
15 opportunities to conduct operations more efficiently and effectively.  
16 Within current statutory and budgetary tolling policy, the department  
17 shall use the results of the review to improve operations in order to  
18 conduct toll operations within the appropriations provided in  
19 subsections (2) through (4) of this section. The department shall  
20 submit the review, along with the status of and plans for the  
21 implementation of review recommendations, to the office of financial  
22 management and the house of representatives and senate transportation  
23 committees by October 15, 2013.

24 (2) \$10,482,000 of the Tacoma Narrows toll bridge account--state  
25 appropriation, \$17,056,000 of the state route number 520 corridor  
26 account--state appropriation, \$1,226,000 of the high-occupancy toll  
27 lanes operations account--state appropriation, and \$509,000 of the  
28 motor vehicle account--state appropriation are provided solely for  
29 nonvendor costs of administering toll operations, including the costs  
30 of: Staffing the division, consultants and other personal service  
31 contracts required for technical oversight and management assistance,  
32 insurance, payments related to credit card processing, transponder  
33 purchases and inventory management, facility operations and  
34 maintenance, and other miscellaneous nonvendor costs.

35 (3) \$10,907,000 of the Tacoma Narrows toll bridge account--state  
36 appropriation, \$9,363,000 of the state route number 520 corridor  
37 account--state appropriation, and \$625,000 of the high-occupancy toll  
38 lanes operations account--state appropriation are provided solely for

1 vendor-related costs of operating tolled facilities, including the  
2 costs of: The customer service center; cash collections on the Tacoma  
3 Narrows bridge; electronic payment processing; and toll collection  
4 equipment maintenance, renewal, and replacement.

5 (4) \$1,300,000 of the Tacoma Narrows toll bridge account--state  
6 appropriation and \$6,000,000 of the state route number 520 corridor  
7 account--state appropriation are provided solely for the purposes of  
8 addressing unforeseen operations and maintenance costs on the Tacoma  
9 Narrows bridge and the state route number 520 bridge, respectively.  
10 The office of financial management shall place the amounts provided in  
11 this section, which represent a portion of the required minimum fund  
12 balance under the policy of the state treasurer, in unallotted status.  
13 The office may release the funds only when it determines that all other  
14 funds designated for operations and maintenance purposes have been  
15 exhausted.

16 (5) \$4,169,000 of the state route number 520 civil penalties  
17 account--state appropriation and \$1,039,000 of the Tacoma Narrows toll  
18 bridge account--state appropriation are provided solely for  
19 expenditures related to the toll adjudication process. The department  
20 shall report on the civil penalty process to the office of financial  
21 management and the house of representatives and senate transportation  
22 committees by the end of each calendar quarter. The reports must  
23 include a summary table for each toll facility that includes: The  
24 number of notices of civil penalty issued; the number of recipients who  
25 pay before the notice becomes a penalty; the number of recipients who  
26 request a hearing and the number who do not respond; workload costs  
27 related to hearings; the cost and effectiveness of debt collection  
28 activities; and revenues generated from notices of civil penalty.

29 (6) The Tacoma Narrows toll bridge account--state appropriation in  
30 this section reflects reductions in management costs of \$1,235,000.

31 (7) The department shall make detailed quarterly expenditure  
32 reports available to the transportation commission and to the public on  
33 the department's web site using current department resources. The  
34 reports must include a summary of toll revenue by facility on all  
35 operating toll facilities and high occupancy toll lane systems, and an  
36 itemized depiction of the use of that revenue.

37 (8) The department shall make detailed quarterly reports to the  
38 governor and the transportation committees of the legislature on the

1 use of consultants in the tolling program. The reports must include  
2 the name of the contractor, the scope of work, the type of contract,  
3 timelines, deliverables, any new task orders, and any extensions to  
4 existing consulting contracts.

5 (9)(a) \$250,000 of the Puget Sound ferry operations account--state  
6 appropriation is provided solely for the development of a plan to  
7 integrate and transition customer service, reservation, and payment  
8 systems currently provided by the marine division to ferry users into  
9 the statewide tolling customer service center.

10 (b)(i) The department shall develop a plan that addresses:

11 (A) A phased implementation approach, beginning with "Good To Go"  
12 as a payment option for ferry users;

13 (B) The feasibility, schedule, and cost of creating a single  
14 account-based system for toll road and ferry users;

15 (C) Transitioning customer service currently provided by the marine  
16 division to the statewide tolling customer service center; and

17 (D) Transitioning existing and planned ferry reservation system  
18 support from the marine division to the statewide tolling customer  
19 service center.

20 (ii) The plan must be provided to the office of financial  
21 management and the transportation committees of the legislature by  
22 January 14, 2014.

23 (10) \$120,000 of the state route number 520 corridor account--state  
24 appropriation and \$120,000 of the Tacoma Narrows toll bridge account--  
25 state appropriation are provided solely to the department to enter into  
26 an interagency agreement with the office of financial management to  
27 manage a contract with a certified public accounting firm to provide  
28 annual independent audits on the state route number 520 toll bridge, as  
29 required in master bond resolution 1117, and the Tacoma Narrows bridge.  
30 The department is not limited to providing technical support on these  
31 audits within existing funds provided in the tolling program and may  
32 use resources from elsewhere in the agency.

33 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF TRANSPORTATION--**  
34 **INFORMATION TECHNOLOGY--PROGRAM C**

35 Transportation Partnership Account--State  
36 Appropriation . . . . . \$1,460,000  
37 Motor Vehicle Account--State Appropriation . . . . . \$68,773,000



1 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**

2	Motor Vehicle Account--State Appropriation . . . . .	\$47,607,000
3	Motor Vehicle Account--Federal Appropriation . . . . .	\$500,000
4	Multimodal Transportation Account--State	
5	Appropriation . . . . .	\$250,000
6	TOTAL APPROPRIATION . . . . .	\$48,357,000

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

9 (1) \$4,423,000 of the motor vehicle account--state appropriation is  
10 provided solely for the department's compliance with its national  
11 pollution discharge elimination system permit.

12 (2) The real estate services division of the department must  
13 recover the cost of its efforts from sale proceeds and fund additional  
14 future sales from those proceeds.

15 (3) The legislature recognizes that the Dryden pit site (WSDOT  
16 Inventory Control (IC) No. 2-04-00103) is unused state-owned real  
17 property under the jurisdiction of the department, and that the public  
18 would benefit significantly from the complete enjoyment of the natural  
19 scenic beauty and recreational opportunities available at the site.  
20 Therefore, pursuant to RCW 47.12.080, the legislature declares that  
21 transferring the property to the department of fish and wildlife for  
22 recreational use and fish and wildlife restoration efforts is  
23 consistent with the public interest in order to preserve the area for  
24 the use of the public and the betterment of the natural environment.  
25 The department shall work with the department of fish and wildlife and  
26 transfer and convey the Dryden pit site to the department of fish and  
27 wildlife as-is for an adjusted fair market value reflecting site  
28 conditions, the proceeds of which must be deposited in the motor  
29 vehicle fund. The department is not responsible for any costs  
30 associated with the cleanup or transfer of this property. This  
31 subsection expires June 30, 2014.

32 (4) The legislature recognizes that the trail known as the Apple  
33 Capital Loop, and its extensions, serve to separate motor vehicle  
34 traffic from pedestrians and bicyclists, increasing motor vehicle  
35 safety on existing state route number 28. Consistent with chapter  
36 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that  
37 transferring portions of WSDOT Inventory Control (IC) Nos. 2-09-04537  
38 and 2-09-04569 to Douglas county and the city of East Wenatchee is

1 consistent with the public interest. The legislature directs the  
2 department to transfer the property to Douglas county and the city of  
3 East Wenatchee. The department must be paid fair market value for any  
4 portions of the transferred real property that is later abandoned,  
5 vacated, or ceases to be publicly maintained for trail purposes.  
6 Douglas county and the city of East Wenatchee must agree to accept  
7 responsibility for trail segments within their respective jurisdictions  
8 and sign an agreement with the state that the transfer of these parcels  
9 to their respective jurisdictions extinguishes any state obligations to  
10 improve, maintain, or be in any way responsible for these assets. This  
11 subsection expires June 30, 2014.

12 (5) The legislature recognizes that the SR 20/Cook Road realignment  
13 and extension project in the city of Sedro-Woolley will enhance the  
14 state and local highway systems by providing a more direct route from  
15 state route number 20 and state route number 9 to Interstate 5, and  
16 will reduce traffic on state route number 20 and state route number 9,  
17 improving the capacity of each route. Furthermore, the legislature  
18 declares that certain portions of the department's property held for  
19 highway purposes located primarily to the north and west of state route  
20 number 20, between state route number 20 to the south and F and S Grade  
21 Road to the north, in the incorporated limits of Sedro-Woolley in  
22 Skagit county, can help facilitate completion of the project.  
23 Therefore, consistent with RCW 47.12.063, 47.12.080, and 47.12.120, it  
24 is the intent of the legislature that the department sell, transfer, or  
25 lease, as appropriate, to the city of Sedro-Woolley only those portions  
26 of the property necessary to construct the project, including necessary  
27 staging areas. However, any staging areas should revert to the  
28 department within three years of completion of the project.

29 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--**  
30 **ECONOMIC PARTNERSHIPS--PROGRAM K**

31 Motor Vehicle Account--State Appropriation . . . . . \$570,000

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

34 (1) The legislature finds that the efforts started in the 2011-2013  
35 fiscal biennium regarding the transition to a road usage charge system  
36 represent an important first step in the policy and conceptual  
37 development of potential alternative systems to fund transportation



1 projects, but that the governance for the development needs  
2 clarification. The legislature also finds that significant amounts of  
3 research and public education are occurring in similar efforts in  
4 several states and that these efforts can and should be leveraged to  
5 advance the evaluation in Washington. The legislature intends,  
6 therefore, that the transportation commission and its staff lead the  
7 policy development of the business case for a road usage charge system,  
8 with the goal of providing the business case to the governor and the  
9 legislative committees of the legislature in time for inclusion in the  
10 2014 supplemental omnibus transportation appropriations act. The  
11 legislature intends for additional oversight in the business case  
12 development, with guidance from a steering committee as provided in  
13 chapter 86, Laws of 2012 for the transportation commission, augmented  
14 with participation by the joint transportation committee. The  
15 legislature further intends that, through the economic partnerships  
16 program, the department continue to address administrative, technical,  
17 and conceptual operational issues related to road usage charge systems,  
18 and that the department serve as a resource for information gleaned  
19 from other states on this topic for the transportation commission's  
20 efforts.

21 (2) The economic partnerships program must continue to explore  
22 retail partnerships at state-owned park-and-ride facilities, as  
23 authorized in RCW 47.04.295.

24 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**  
25 **HIGHWAY MAINTENANCE--PROGRAM M**

26	Highway Safety Account--State Appropriation . . . . .	\$10,000,000
27	Motor Vehicle Account--State Appropriation . . . . .	\$390,040,000
28	Motor Vehicle Account--Federal Appropriation . . . . .	\$7,000,000
29	TOTAL APPROPRIATION . . . . .	\$407,040,000

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

32 (1) \$377,779,000 of the motor vehicle account--state appropriation  
33 and \$10,000,000 of the highway safety account--state appropriation are  
34 provided solely for the maintenance program to achieve specific levels  
35 of service on the thirty maintenance targets listed by statewide  
36 priority in LEAP Transportation Document 2013-4 as developed April 23,  
37 2013. Beginning in February 2014, the department shall report to the

1 legislature annually on its updated maintenance accountability process  
2 targets and whether or not the department was able to achieve its  
3 targets.

4 (2) \$8,450,000 of the motor vehicle account--state appropriation is  
5 provided solely for the department's compliance with its national  
6 pollution discharge elimination system permit.

7 (3) \$1,305,000 of the motor vehicle account--state appropriation is  
8 provided solely for utility fees assessed by local governments as  
9 authorized under RCW 90.03.525 for the mitigation of storm water runoff  
10 from state highways.

11 (4) The department shall submit a budget decision for the 2014  
12 legislative session package that details all costs associated with  
13 utility fees assessed by local governments as authorized under RCW  
14 90.03.525.

15 (5) \$50,000 of the motor vehicle account--state appropriation is  
16 provided solely for clearing and pruning dangerous trees along state  
17 route number 542 between mile markers 43 and 48 to prevent safety  
18 hazards and delays.

19 (6) \$2,277,000 of the motor vehicle account--state appropriation is  
20 provided solely to replace or rehabilitate critical equipment needed to  
21 perform snow and ice removal activities and roadway maintenance. These  
22 funds may not be used to purchase passenger cars as defined in RCW  
23 46.04.382.

24 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**  
25 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

26	Motor Vehicle Account--State Appropriation . . . . .	\$50,504,000
27	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
28	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$250,000
29	TOTAL APPROPRIATION . . . . .	\$52,804,000

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

32 (1) \$6,000,000 of the motor vehicle account--state appropriation is  
33 provided solely for low-cost enhancements. The department shall give  
34 priority to low-cost enhancement projects that improve safety or  
35 provide congestion relief. The department shall prioritize low-cost  
36 enhancement projects on a statewide rather than regional basis. By  
37 September 1st of each even-numbered year, the department shall provide

1 a report to the legislature listing all low-cost enhancement projects  
2 prioritized on a statewide rather than regional basis completed in the  
3 prior year.

4 (2) \$9,000,000 of the motor vehicle account--state appropriation is  
5 provided solely for the department's incident response program.

6 (3) During the 2013-2015 fiscal biennium, the department shall  
7 continue a pilot program that expands private transportation providers'  
8 access to high occupancy vehicle lanes. Under the pilot program, when  
9 the department reserves a portion of a highway based on the number of  
10 passengers in a vehicle, the following vehicles must be authorized to  
11 use the reserved portion of the highway if the vehicle has the capacity  
12 to carry eight or more passengers, regardless of the number of  
13 passengers in the vehicle: (a) Auto transportation company vehicles  
14 regulated under chapter 81.68 RCW; (b) passenger charter carrier  
15 vehicles regulated under chapter 81.70 RCW, except marked or unmarked  
16 stretch limousines and stretch sport utility vehicles as defined under  
17 department of licensing rules; (c) private nonprofit transportation  
18 provider vehicles regulated under chapter 81.66 RCW; and (d) private  
19 employer transportation service vehicles. For purposes of this  
20 subsection, "private employer transportation service" means regularly  
21 scheduled, fixed-route transportation service that is offered by an  
22 employer for the benefit of its employees. Nothing in this subsection  
23 is intended to authorize the conversion of public infrastructure to  
24 private, for-profit purposes or to otherwise create an entitlement or  
25 other claim by private users to public infrastructure.

26 (4) The department shall work with the cities of Lynnwood and  
27 Edmonds to provide traffic light synchronization on state route number  
28 524.

29 (5)(a) Upon receipt of funding from the city of Kenmore, the  
30 department shall erect guide signs along Interstate 5, Interstate 405,  
31 and state route number 522 directing travelers to Bastyr University and  
32 Kenmore International Air Harbor.

33 (b) Within existing resources, and only if the department is  
34 replacing existing signs, the department shall erect:

35 (i) Guide signs on Interstate 405 northbound and southbound that  
36 include the city of Kenmore; and

37 (ii) Overhead signs on Interstate 5 northbound and southbound that  
38 include the city of Kenmore.

1 (6) The department, in consultation with the Washington state  
2 patrol, must continue a pilot program for the state patrol to issue  
3 infractions based on information from automated traffic safety cameras  
4 in roadway construction zones on state highways. For the purpose of  
5 this pilot program, during the 2013-2015 fiscal biennium, a roadway  
6 construction zone includes areas where public employees or private  
7 contractors may be present or where a driving condition exists that  
8 would make it unsafe to drive at higher speeds, such as, when the  
9 department is redirecting or realigning lanes on any public roadway  
10 pursuant to ongoing construction. The department shall use the  
11 following guidelines to administer the program:

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

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

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

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

29 (e) For purposes of the 2013-2015 fiscal biennium pilot program,  
30 infractions detected through the use of automated traffic safety  
31 cameras are not part of the registered owner's driving record under RCW  
32 46.52.101 and 46.52.120. Additionally, infractions generated by the  
33 use of automated traffic safety cameras must be processed in the same  
34 manner as parking infractions for the purposes of RCW 3.50.100,  
35 35.20.220, 46.16A.120, and 46.20.270(3). However, the amount of the  
36 fine issued under this subsection (6) for an infraction generated  
37 through the use of an automated traffic safety camera is one hundred

1 thirty-seven dollars. The court shall remit thirty-two dollars of the  
2 fine to the state treasurer for deposit into the state patrol highway  
3 account; and

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

20 (7) \$102,000 of the motor vehicle account--state appropriation is  
21 provided solely to replace or rehabilitate critical equipment needed to  
22 perform traffic control. These funds may not be used to purchase  
23 passenger cars as defined in RCW 46.04.382.

24 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**  
25 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

26	Motor Vehicle Account--State Appropriation . . . . .	\$27,281,000
27	Motor Vehicle Account--Federal Appropriation . . . . .	\$30,000
28	Multimodal Transportation Account--State	
29	Appropriation . . . . .	\$973,000
30	TOTAL APPROPRIATION . . . . .	\$28,284,000

31 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**  
32 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

33	Motor Vehicle Account--State Appropriation . . . . .	\$20,109,000
34	Motor Vehicle Account--Federal Appropriation . . . . .	\$24,885,000
35	Multimodal Transportation Account--State	
36	Appropriation . . . . .	\$662,000

1	Multimodal Transportation Account--Federal	
2	Appropriation . . . . .	\$2,809,000
3	Multimodal Transportation Account--Private/Local	
4	Appropriation . . . . .	\$100,000
5	TOTAL APPROPRIATION . . . . .	\$48,565,000

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

8       (1) Within available resources, the department must collaborate  
9 with the affected metropolitan planning organizations, regional  
10 transportation planning organizations, transit agencies, and private  
11 transportation providers to develop a plan to reduce vehicle demand,  
12 increase public transportation options, and reduce vehicle miles  
13 traveled on corridors affected by growth at Joint Base Lewis-McChord.

14       (2) The legislature finds that there are sixteen companies involved  
15 in wood preserving in the state that employ four hundred workers and  
16 have an annual payroll of fifteen million dollars. Prior to the  
17 department's switch to steel guardrails, ninety percent of the twenty-  
18 five hundred mile guardrail system was constructed of preserved wood  
19 and one hundred ten thousand wood guardrail posts were produced  
20 annually for state use. Moreover, the policy of using steel posts  
21 requires the state to use imported steel. Given these findings, the  
22 department shall contract with an independent research organization  
23 with expertise in the evaluation of wood products to determine on a  
24 life-cycle basis the cost effectiveness of using wood posts versus  
25 steel posts in new guardrail installations.

26       (a) The study must include the following objectives:

27       (i) Examine wood posts that are randomly selected, are  
28 representative of commonly found posts in service, and are of  
29 sufficient sampling size to produce a statistically valid data set;

30       (ii) Assess the residual flexural properties of guardrail posts  
31 after twenty years in service at various sites representing the  
32 climatic and soil variability of the state;

33       (iii) Measure test results against AASHTO standards;

34       (iv) Determine residual preservative levels in wood posts in terms  
35 of retention and penetration in order to determine the role of  
36 treatment quality on performance following test procedures outlined in  
37 American wood protection association standards;

1 (v) Examine the levels of decay in the guardrail posts, in terms of  
2 location of pockets and the presence of viable decay fungi, through  
3 culturing;

4 (vi) Investigate the effects of decay on flexural properties of  
5 guardrail posts;

6 (vii) Determine an acceptable level or number of nonstandard posts  
7 (i.e. posts with decay pockets that cause post strength to fall below  
8 AASHTO standards) that can be present in a guardrail run without  
9 compromising performance; and

10 (viii) Conduct thorough data search or identify case studies, or  
11 both, on service life of wood guardrail posts. Durability test results  
12 should also be factored in when evaluating service life.

13 (b) The study must be submitted to the office of financial  
14 management and the transportation committees of the legislature by  
15 January 1, 2015.

16 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**  
17 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

18	Motor Vehicle Account--State Appropriation . . . . .	\$81,628,000
19	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
20	Multimodal Transportation Account--State Appropriation . . . . .	\$40,000
21	TOTAL APPROPRIATION . . . . .	\$82,068,000

22 The appropriations in this section are subject to the following  
23 conditions and limitations: The department of enterprise services must  
24 provide a detailed accounting of the revenues and expenditures of the  
25 self-insurance fund to the transportation committees of the legislature  
26 on December 31st and June 30th of each year.

27 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**  
28 **PUBLIC TRANSPORTATION--PROGRAM V**

29	State Vehicle Parking Account--State Appropriation . . . . .	\$452,000
30	Regional Mobility Grant Program Account--State	
31	Appropriation . . . . .	\$49,948,000
32	Rural Mobility Grant Program Account--State	
33	Appropriation . . . . .	\$17,000,000
34	Multimodal Transportation Account--State	
35	Appropriation . . . . .	\$39,057,000
36	Multimodal Transportation Account--Federal	

1 Appropriation . . . . . \$3,280,000  
2 TOTAL APPROPRIATION . . . . . \$109,737,000

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

5 (1) \$25,000,000 of the multimodal transportation account--state  
6 appropriation is provided solely for a grant program for special needs  
7 transportation provided by transit agencies and nonprofit providers of  
8 transportation. Of this amount:

9 (a) \$5,500,000 of the multimodal transportation account--state  
10 appropriation is provided solely for grants to nonprofit providers of  
11 special needs transportation. Grants for nonprofit providers must be  
12 based on need, including the availability of other providers of service  
13 in the area, efforts to coordinate trips among providers and riders,  
14 and the cost effectiveness of trips provided.

15 (b) \$19,500,000 of the multimodal transportation account--state  
16 appropriation is provided solely for grants to transit agencies to  
17 transport persons with special transportation needs. To receive a  
18 grant, the transit agency must, to the greatest extent practicable,  
19 have a maintenance of effort for special needs transportation that is  
20 no less than the previous year's maintenance of effort for special  
21 needs transportation. Grants for transit agencies must be prorated  
22 based on the amount expended for demand response service and route  
23 deviated service in calendar year 2011 as reported in the "Summary of  
24 Public Transportation - 2011" published by the department of  
25 transportation. No transit agency may receive more than thirty percent  
26 of these distributions.

27 (2) \$17,000,000 of the rural mobility grant program account--state  
28 appropriation is provided solely for grants to aid small cities in  
29 rural areas as prescribed in RCW 47.66.100.

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



1 program, and supplanting of transit funds currently funding vanpools is  
2 not allowed. The department shall encourage grant applicants and  
3 recipients to leverage funds other than state funds.

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

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

9 (4) \$9,948,000 of the regional mobility grant program account--  
10 state appropriation is reappropriated and provided solely for the  
11 regional mobility grant projects identified in LEAP Transportation  
12 Document 2013-2 ALL PROJECTS - Public Transportation - Program (V) as  
13 developed April 23, 2013.

14 (5)(a) \$40,000,000 of the regional mobility grant program account--  
15 state appropriation is provided solely for the regional mobility grant  
16 projects identified in LEAP Transportation Document 2013-2 ALL PROJECTS  
17 - Public Transportation - Program (V) as developed April 23, 2013. The  
18 department shall review all projects receiving grant awards under this  
19 program at least semiannually to determine whether the projects are  
20 making satisfactory progress. Any project that has been awarded funds,  
21 but does not report activity on the project within one year of the  
22 grant award, must be reviewed by the department to determine whether  
23 the grant should be terminated. The department shall promptly close  
24 out grants when projects have been completed, and any remaining funds  
25 must be used only to fund projects identified in the LEAP  
26 transportation document referenced in this subsection. The department  
27 shall provide annual status reports on December 15, 2013, and December  
28 15, 2014, to the office of financial management and the transportation  
29 committees of the legislature regarding the projects receiving the  
30 grants. It is the intent of the legislature to appropriate funds  
31 through the regional mobility grant program only for projects that will  
32 be completed on schedule. A grantee may not receive more than twenty-  
33 five percent of the amount appropriated in this subsection. The  
34 department shall not approve any increases or changes to the scope of  
35 a project for the purpose of a grantee expending remaining funds on an  
36 awarded grant.

37 (b) In order to be eligible to receive a grant under (a) of this  
38 subsection during the 2013-2015 fiscal biennium, a transit agency must

1 establish a process for private transportation providers to apply for  
2 the use of park and ride facilities. For purposes of this subsection,  
3 (i) "private transportation provider" means: An auto transportation  
4 company regulated under chapter 81.68 RCW; a passenger charter carrier  
5 regulated under chapter 81.70 RCW, except marked or unmarked stretch  
6 limousines and stretch sport utility vehicles as defined under  
7 department of licensing rules; a private nonprofit transportation  
8 provider regulated under chapter 81.66 RCW; or a private employer  
9 transportation service provider; and (ii) "private employer  
10 transportation service" means regularly scheduled, fixed-route  
11 transportation service that is offered by an employer for the benefit  
12 of its employees.

13 (6) Funds provided for the commute trip reduction (CTR) program may  
14 also be used for the growth and transportation efficiency center  
15 program.

16 (7) \$6,122,000 of the total appropriation in this section is  
17 provided solely for CTR grants and activities. Of this amount:

18 (a) \$3,900,000 of the multimodal transportation account--state  
19 appropriation is provided solely for grants to local jurisdictions,  
20 selected by the CTR board, for the purpose of assisting employers meet  
21 CTR goals;

22 (b) \$1,770,000 of the multimodal transportation account--state  
23 appropriation is provided solely for state costs associated with CTR.  
24 The department shall develop more efficient methods of CTR assistance  
25 and survey procedures; and

26 (c) \$452,000 of the state vehicle parking account--state  
27 appropriation is provided solely for CTR-related expenditures,  
28 including all expenditures related to the guaranteed ride home program  
29 and the STAR pass program.

30 (8) An affected urban growth area that has not previously  
31 implemented a commute trip reduction program as of the effective date  
32 of this section is exempt from the requirements in RCW 70.94.527.

33 (9) \$200,000 of the multimodal transportation account--state  
34 appropriation is contingent on the timely development of an annual  
35 report summarizing the status of public transportation systems as  
36 identified under RCW 35.58.2796.



1 appropriation is provided solely for the department's compliance with  
2 its national pollution discharge elimination system permit.

3 (6) When purchasing uniforms that are required by collective  
4 bargaining agreements, the department shall contract with the lowest  
5 cost provider.

6 (7) \$3,049,000 of the Puget Sound ferry operations account--state  
7 appropriation is provided solely for the operating program share of the  
8 \$7,259,000 in lease payments for the ferry division's headquarters  
9 building. Consistent with the 2012 facilities oversight plan, the  
10 department shall strive to consolidate office space in downtown Seattle  
11 by the end of 2015. The department shall consider renewing the lease  
12 for the ferry division's current headquarters building only if the  
13 lease rate is reduced at least fifty percent and analysis shows that  
14 this is the least cost and risk option for the department.  
15 Consolidation with other divisions or state agencies, or a reduction in  
16 leased space, must also be considered as part of any headquarters lease  
17 renewal analysis.

18 (8) \$5,000,000 of the Puget Sound ferry operations account--state  
19 appropriation is provided solely for the purchase of a 2013-2015 marine  
20 insurance policy. Within this amount, the department is expected to  
21 purchase a policy with the lowest deductible possible, while  
22 maintaining at least existing coverage levels for ferry vessels, and  
23 providing coverage for all terminals.

24 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**  
25 **RAIL--PROGRAM Y--OPERATING**

26 Multimodal Transportation Account--State  
27 Appropriation . . . . . \$32,924,000

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

30 (1) \$27,319,000 of the multimodal transportation account--state  
31 appropriation is provided solely for the Amtrak service contract and  
32 Talgo maintenance contract associated with providing and maintaining  
33 state-supported passenger rail service. In recognition of the  
34 increased costs the state is expected to absorb due to changes in  
35 federal law, the department is directed to analyze the Amtrak contract  
36 proposal and find cost saving alternatives. The department shall  
37 report to the transportation committees of the legislature before the

1 2014 regular legislative session on its revisions to the Amtrak  
2 contract, including a review of the appropriate costs within the  
3 contract for concession services, policing, host railroad incentives,  
4 and station services and staffing needs. Within thirty days of each  
5 annual cost/revenue reconciliation under the Amtrak service contract,  
6 the department shall report any changes that would affect the state  
7 subsidy amount appropriated in this subsection.

8 (2) Amtrak Cascades runs may not be eliminated.

9 (3) The department shall continue a pilot program by partnering  
10 with the travel industry on the Amtrak Cascades service between  
11 Vancouver, British Columbia, and Seattle to test opportunities for  
12 increasing ridership, maximizing farebox recovery, and stimulating  
13 private investment. The pilot program must run from December 31, 2013,  
14 to December 31, 2014, and evaluate seasonal differences in the program  
15 and the effect of advertising. The department may offer to Washington  
16 universities an opportunity for business students to work as interns on  
17 the analysis of the pilot program process and results. The department  
18 shall report on the results of the pilot program to the office of  
19 financial management and the legislature by January 31, 2015.

20 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**  
21 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

22	Motor Vehicle Account--State Appropriation . . . . .	\$8,737,000
23	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,567,000
24	TOTAL APPROPRIATION . . . . .	\$11,304,000

25 **TRANSPORTATION AGENCIES--CAPITAL**

26 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**  
27 **INVESTMENT BOARD**

28	Freight Mobility Investment Account--State	
29	Appropriation . . . . .	\$11,794,000
30	Freight Mobility Multimodal Account--State	
31	Appropriation . . . . .	\$9,736,000
32	Freight Mobility Multimodal Account--Private/Local	
33	Appropriation . . . . .	\$1,320,000
34	Highway Safety Account--State Appropriation . . . . .	\$2,450,000

1	Motor Vehicle Account--State Appropriation . . . . .	\$84,000
2	Motor Vehicle Account--Federal Appropriation . . . . .	\$3,250,000
3	TOTAL APPROPRIATION . . . . .	\$28,634,000

4 The appropriations in this section are subject to the following  
5 conditions and limitations: Except as provided otherwise in this  
6 section, the total appropriation in this section is provided solely for  
7 the implementation of chapter . . . (Substitute House Bill No. 1256),  
8 Laws of 2013 (addressing project selection by the freight mobility  
9 strategic investment board). If chapter . . . (Substitute House Bill  
10 No. 1256), Laws of 2013 is not enacted by June 30, 2013, the amounts  
11 provided in this section lapse.

12 NEW SECTION. **Sec. 302. FOR THE WASHINGTON STATE PATROL**

13	State Patrol Highway Account--State Appropriation . . . . .	\$1,926,000
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14 The appropriation in this section is subject to the following  
15 conditions and limitations:

16 (1) \$200,000 of the state patrol highway account--state  
17 appropriation is provided solely for unforeseen emergency repairs on  
18 facilities.

19 (2) \$426,000 of the state patrol highway account--state  
20 appropriation is provided solely for the replacement of the roofs of  
21 the Marysville district office and vehicle inspection building and  
22 Spokane East office.

23 (3) \$450,000 of the state patrol highway account--state  
24 appropriation is provided solely for upgrades to scales at South Pasco,  
25 Deer Park, and Kelso required to meet current certification  
26 requirements.

27 (4) \$850,000 of the state patrol highway account--state  
28 appropriation is provided solely for the replacement of the damaged and  
29 unrepairable scale house at the Everett southbound I-5 weigh scales,  
30 including equipment, weigh-in-motion technology, and an ALPR camera.

31 (5) The Washington state patrol, in cooperation with the Washington  
32 state department of transportation, must study the federal funding  
33 options available for weigh station construction and improvements on  
34 the national highway system. A study report must be provided by July  
35 1, 2014, to the office of financial management and the transportation  
36 committees of the legislature with recommendations on utilizing federal  
37 funds for weigh station projects.

1 NEW SECTION. **Sec. 303. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

2 Rural Arterial Trust Account--State

3 Appropriation . . . . . \$35,894,000

4 Highway Safety Account--State Appropriation . . . . . \$10,000,000

5 Motor Vehicle Account--State Appropriation . . . . . \$706,000

6 County Arterial Preservation Account--State

7 Appropriation . . . . . \$30,000,000

8 TOTAL APPROPRIATION . . . . . \$76,600,000

9 NEW SECTION. **Sec. 304. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

10 Small City Pavement and Sidewalk Account--State

11 Appropriation . . . . . \$3,500,000

12 Highway Safety Account--State Appropriation . . . . . \$10,000,000

13 Transportation Improvement Account--State

14 Appropriation . . . . . \$174,225,000

15 TOTAL APPROPRIATION . . . . . \$187,725,000

16 The appropriations in this section are subject to the following  
17 conditions and limitations: The highway safety account--state  
18 appropriation is provided solely for:

19 (1) The arterial preservation program to help low tax-based,  
20 medium-sized cities preserve arterial pavements;

21 (2) The small city pavement program to help cities meet urgent  
22 preservation needs; and

23 (3) The small city low-energy street light retrofit demonstration  
24 program.

25 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**  
26 **FACILITIES--PROGRAM D--(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--**  
27 **CAPITAL**

28 Transportation Partnership Account--State

29 Appropriation . . . . . \$13,425,000

30 Motor Vehicle Account--State Appropriation . . . . . \$8,106,000

31 TOTAL APPROPRIATION . . . . . \$21,531,000

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

34 (1) The legislature recognizes that the Marginal Way site (King  
35 county parcel numbers 3024049182 & 5367202525) is surplus state-owned  
36 real property under the jurisdiction of the department and that the

1 public would benefit significantly if this site is used to provide  
2 important social services. Therefore, the legislature declares that  
3 committing the Marginal Way site to this use is consistent with the  
4 public interest.

5 Pursuant to RCW 47.12.063, the department shall work with the owner  
6 of King county parcel number 7643400010, which abuts both parcels of  
7 the Marginal Way site, and shall convey the Marginal Way site to that  
8 abutting property owner for the appraised fair market value of the  
9 parcels, the proceeds of which must be deposited in the motor vehicle  
10 fund. The conveyance is conditional upon the purchaser's agreement to  
11 commit the use of the Marginal Way site to operations with the goal of  
12 ending hunger in western Washington. The department may not make this  
13 conveyance before September 1, 2013, and may not make this conveyance  
14 after January 15, 2014.

15 The Washington department of transportation is not responsible for  
16 any costs associated with the cleanup or transfer of the Marginal Way  
17 site.

18 (2) \$13,425,000 of the transportation partnership account--state  
19 appropriation is provided solely for the construction of a new traffic  
20 management and emergency operations center on property owned by the  
21 department on Dayton Avenue in Shoreline (project 100010T). Consistent  
22 with the office of financial management's 2012 study, it is the intent  
23 of the legislature to appropriate no more than \$15,000,000 for the  
24 total construction costs. The department shall report to the  
25 transportation committees of the legislature and the office of  
26 financial management by June 30, 2014, on the progress of the  
27 construction of the traffic management and emergency operations center,  
28 including a schedule for terminating the current lease of the Goldsmith  
29 building in Seattle.

30 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**  
31 **IMPROVEMENTS--PROGRAM I**

32	Multimodal Transportation Account--State	
33	Appropriation . . . . .	\$1,000,000
34	Transportation Partnership Account--State	
35	Appropriation . . . . .	\$1,536,032,000
36	Motor Vehicle Account--State Appropriation . . . . .	\$61,508,000
37	Motor Vehicle Account--Federal Appropriation . . . . .	\$473,359,000



1	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$208,452,000
2	Transportation 2003 Account (Nickel Account)--State	
3	Appropriation . . . . .	\$242,253,000
4	State Route Number 520 Corridor Account--State	
5	Appropriation . . . . .	\$737,205,000
6	State Route Number 520 Corridor Account--Federal	
7	Appropriation . . . . .	\$300,000,000
8	Special Category C Account--State Appropriation . . . . .	\$124,000
9	TOTAL APPROPRIATION . . . . .	\$3,559,933,000

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

12       (1) Except as provided otherwise in this section, the entire  
13 transportation 2003 account (nickel account) appropriation and the  
14 entire transportation partnership account appropriation are provided  
15 solely for the projects and activities as listed by fund, project, and  
16 amount in LEAP Transportation Document 2013-1 as developed April 23,  
17 2013, Program - Highway Improvement Program (I). However, limited  
18 transfers of specific line-item project appropriations may occur  
19 between projects for those amounts listed subject to the conditions and  
20 limitations in section 603 of this act.

21       (2) Except as provided otherwise in this section, the entire motor  
22 vehicle account--state appropriation and motor vehicle account--federal  
23 appropriation are provided solely for the projects and activities  
24 listed in LEAP Transportation Document 2013-2 ALL PROJECTS as developed  
25 April 23, 2013, Program - Highway Improvement Program (I). It is the  
26 intent of the legislature to direct the department to give first  
27 priority of federal funds gained through efficiencies or the  
28 redistribution process to the "Contingency (Unfunded) Highway  
29 Preservation Projects" as identified in LEAP Transportation Document  
30 2013-2 ALL PROJECTS as developed April 23, 2013, Program - Highway  
31 Preservation Program (P). However, no additional federal funds may be  
32 allocated to the I-5/Columbia River Crossing project (400506A).

33       (3) Within the motor vehicle account--state appropriation and  
34 motor vehicle account--federal appropriation, the department may  
35 transfer funds between programs I and P, except for funds that are  
36 otherwise restricted in this act.

37       (4) The transportation 2003 account (nickel account)--state

1 appropriation includes up to \$217,604,000 in proceeds from the sale of  
2 bonds authorized by RCW 47.10.861.

3 (5) The transportation partnership account--state appropriation  
4 includes up to \$1,156,217,000 in proceeds from the sale of bonds  
5 authorized in RCW 47.10.873.

6 (6) The motor vehicle account--state appropriation includes up to  
7 \$30,000,000 in proceeds from the sale of bonds authorized in RCW  
8 47.10.843.

9 (7)(a) \$1,334,000 of the transportation partnership account--state  
10 appropriation, \$48,433,500 of the motor vehicle account--private/local  
11 appropriation, and \$32,020,000 of the motor vehicle account--federal  
12 appropriation are provided solely for the I-5/Columbia River Crossing  
13 project (400506A). The federal funds appropriated in this subsection  
14 reflect the maximum amount of federal funds that may be allocated to  
15 this project. Section 603 of this act does not apply to the I-  
16 5/Columbia River Crossing project (400506A) and, therefore, funds shall  
17 not be transferred to this project. Of the amounts appropriated in  
18 this subsection, \$1,254,000 of the transportation partnership account--  
19 state appropriation, \$30,099,000 of the motor vehicle account--federal  
20 appropriation, and \$45,528,000 of the motor vehicle account--  
21 private/local appropriation in this subsection are held in unallotted  
22 status and are contingent upon the United States coast guard approving  
23 the I-5/Columbia River Crossing project's permit. If the permit is  
24 approved, the director of the office of financial management may allot  
25 the funds. If the permit is not approved, the appropriations in this  
26 subsection must be put into allotted status by the director of the  
27 office of financial management and may be used only for the development  
28 of a new supplemental environmental impact statement to redesign the  
29 Interstate 5 bridge between Washington and Oregon in accordance with  
30 the requirements of the United States coast guard. The department  
31 shall not submit the supplemental environmental impact statement to the  
32 appropriate federal agencies for approval until July 1, 2014.

33 (b) It is the intent of the legislature that Washington and Oregon  
34 have equal funding commitments and equal total expenditures to date on  
35 the shared components of the I-5/Columbia River Crossing project. The  
36 department shall provide a quarterly report on this project beginning  
37 September 30, 2013. The report must include:

1 (i) An update on preliminary engineering and right-of-way  
2 acquisition for the previous quarter;

3 (ii) Planned objectives for right-of-way and preliminary  
4 engineering for the ensuing quarter;

5 (iii) An updated comparison of the total appropriation authority  
6 for the project by state;

7 (iv) An updated comparison of the total expenditures to date on the  
8 project by state; and

9 (v) The committed funding provided by the state of Oregon to right-  
10 of-way acquisition.

11 (8)(a) \$5,000,000 of the motor vehicle account--federal  
12 appropriation and \$200,000 of the motor vehicle account--state  
13 appropriation are provided solely for the I-90 Comprehensive Tolling  
14 Study and Environmental Review project (100067T). The department shall  
15 prepare a detailed environmental impact statement that complies with  
16 the national environmental policy act regarding tolling Interstate 90  
17 between Interstate 5 and Interstate 405 for the purposes of both  
18 managing traffic and providing funding for the construction of the  
19 unfunded state route number 520 from Interstate 5 to Medina project.  
20 As part of the preparation of the statement, the department must review  
21 any impacts to the network of highways and roads surrounding Lake  
22 Washington. In developing this statement, the department must provide  
23 significant outreach to potential affected communities. The department  
24 may consider traffic management options that extend as far east as  
25 Issaquah.

26 (b)(i) As part of the project in this subsection (8), the  
27 department shall perform a study of all funding alternatives to tolling  
28 Interstate 90 to provide funding for construction of the unfunded state  
29 route number 520 and explore and evaluate options to mitigate the  
30 effect of tolling on affected residents and all other users of the  
31 network of highways and roads surrounding Lake Washington including,  
32 but not limited to:

33 (A) Allowing all Washington residents to traverse a portion of the  
34 tolled section of Interstate 90 without paying a toll. Residents may  
35 choose either (I) the portion of Interstate 90 between the easternmost  
36 landing west of Mercer Island and the westernmost landing on Mercer  
37 Island, or (II) the portion of Interstate 90 between the westernmost

1 landing east of Mercer Island and the easternmost landing on Mercer  
2 Island;

3 (B) Assessing a toll only when a driver traverses, in either  
4 direction, the entire portion of Interstate 90 between the easternmost  
5 landing west of Mercer Island and the westernmost landing east of  
6 Mercer Island; and

7 (C) Allowing affected residents to choose one portion of the tolled  
8 section of Interstate 90 upon which they may travel without paying a  
9 toll. Residents may choose either (I) the portion of Interstate 90  
10 between the easternmost landing west of Mercer Island and the  
11 westernmost landing on Mercer Island, or (II) the portion of Interstate  
12 90 between the westernmost landing east of Mercer Island and the  
13 easternmost landing on Mercer Island.

14 (ii) The department may also consider any alternative mitigation  
15 options that conform to the purpose of this subsection (8).

16 (iii) For the purposes of this subsection (8), "affected resident"  
17 means anyone who must use a portion of Interstate 90 west of Interstate  
18 405 upon which tolling is considered in order to access necessary  
19 medical services, such as a hospital.

20 (9) \$541,901,000 of the transportation partnership account--state  
21 appropriation, \$144,954,000 of the motor vehicle account--federal  
22 appropriation, \$129,779,000 of the motor vehicle account--private/local  
23 appropriation, and \$78,004,000 of the transportation 2003 account  
24 (nickel account)--state appropriation are provided solely for the SR  
25 99/Alaskan Way Viaduct - Replacement project (809936Z).

26 (10) The department shall reconvene an expert review panel of no  
27 more than three members as described under RCW 47.01.400 for the  
28 purpose of updating the work that was previously completed by the panel  
29 on the Alaskan Way viaduct replacement project and to ensure that an  
30 appropriate and viable financial plan is created and regularly  
31 reviewed. The expert review panel must be selected cooperatively by  
32 the chairs of the senate and house of representatives transportation  
33 committees, the secretary of transportation, and the governor. The  
34 expert review panel must report findings and recommendations to the  
35 transportation committees of the legislature, the governor's Alaskan  
36 Way viaduct project oversight committee, and the transportation  
37 commission annually until the project is operationally complete. This

1 subsection takes effect if chapter ... (Substitute House Bill No.  
2 1957), Laws of 2013 is not enacted by June 30, 2013.

3 (11) \$7,408,000 of the transportation partnership account--state  
4 appropriation, \$14,594,000 of the transportation 2003 account (nickel  
5 account)--state appropriation, \$3,730,000 of the motor vehicle  
6 account--state appropriation, \$1,000,000 of the multimodal  
7 transportation account--state appropriation, and \$41,395,000 of the  
8 motor vehicle account--federal appropriation are provided solely for  
9 the US 395/North Spokane Corridor projects (600010A & 600003A). Any  
10 future savings on the projects must stay on the US 395/Interstate 90  
11 corridor and be made available to the current phase of the North  
12 Spokane corridor projects or any future phase of the projects.

13 (12) \$114,369,000 of the transportation partnership account--state  
14 appropriation and \$53,755,000 of the transportation 2003 account  
15 (nickel account)--state appropriation are provided solely for the I-  
16 405/Kirkland Vicinity Stage 2 - Widening project (8BI1002). This  
17 project must be completed as soon as practicable as a design-build  
18 project. Any future savings on this project or other Interstate 405  
19 corridor projects must stay on the Interstate 405 corridor and be made  
20 available to either the I-405/SR 167 Interchange - Direct Connector  
21 project (140504C) or the I-405 Renton to Bellevue project.

22 (13)(a) The SR 520 Bridge Replacement and HOV project (0BI1003) is  
23 supported over time from multiple sources, including a \$300,000,000  
24 TIFIA loan, \$819,524,625 in Garvee bonds, toll revenues, state bonds,  
25 interest earnings, and other miscellaneous sources.

26 (b) The state route number 520 corridor account--state  
27 appropriation includes up to \$668,142,000 in proceeds from the sale of  
28 bonds authorized in RCW 47.10.879 and 47.10.886.

29 (c) The state route number 520 corridor account--federal  
30 appropriation includes up to \$300,000,000 in proceeds from the sale of  
31 bonds authorized in RCW 47.10.879 and 47.10.886.

32 (d) \$153,124,000 of the transportation partnership account--state  
33 appropriation, \$300,000,000 of the state route number 520 corridor  
34 account--federal appropriation, and \$737,205,000 of the state route  
35 number 520 corridor account--state appropriation are provided solely  
36 for the SR 520 Bridge Replacement and HOV project (0BI1003). Of the  
37 amounts appropriated in this subsection (13)(d), \$105,085,000 of the  
38 state route number 520 corridor account--federal appropriation and

1 \$227,415,000 of the state route number 520 corridor account--state  
2 appropriation must be put into unallotted status and are subject to  
3 review by the office of financial management. The director of the  
4 office of financial management shall consult with the joint  
5 transportation committee prior to making a decision to allot these  
6 funds.

7 (e) When developing the financial plan for the project, the  
8 department shall assume that all maintenance and operation costs for  
9 the new facility are to be covered by tolls collected on the toll  
10 facility and not by the motor vehicle account.

11 (14) \$1,100,000 of the motor vehicle account--federal appropriation  
12 is provided solely for the 31st Ave SW Overpass Widening and  
13 Improvement project (L1100048).

14 (15) \$22,602,000 of the motor vehicle account--state appropriation  
15 is provided solely to advance the design, preliminary engineering, and  
16 rights-of-way acquisition for the priority projects identified in LEAP  
17 Transportation Document 2013-3 as developed April 23, 2013. Funds must  
18 be used to advance the emergent, initial development of these projects  
19 for the purpose of expediting delivery of the associated major  
20 investments when funding for such investments becomes available.  
21 Funding may be reallocated between projects to maximize the  
22 accomplishment of design and preliminary engineering work and  
23 rights-of-way acquisition, provided that all projects are addressed.  
24 It is the intent of the legislature that, while seeking to maximize the  
25 outcomes in this section, the department shall provide for continuity  
26 of both the state and consulting engineer workforce, while  
27 strategically utilizing private sector involvement to ensure  
28 consistency with the department's business plan for staffing in the  
29 highway construction program in the current fiscal biennium.

30 (16) If a planned roundabout in the vicinity of state route number  
31 526 and 84th Street SW would divert commercial traffic onto  
32 neighborhood streets, the department may not proceed with improvements  
33 at state route number 526 and 84th Street SW until the traffic impacts  
34 in the vicinity of state route number 526 and 40th Avenue West are  
35 addressed.

36 (17) The legislature finds that there are sixteen companies  
37 involved in wood preserving in the state that employ four hundred  
38 workers and have an annual payroll of fifteen million dollars. Prior

1 to the department's switch to steel guardrails, ninety percent of the  
2 twenty-five hundred mile guardrail system was constructed of preserved  
3 wood and one hundred ten thousand wood guardrail posts were produced  
4 annually for state use. Moreover, the policy of using steel posts  
5 requires the state to use imported steel. Given these findings, where  
6 practicable, and until June 30, 2015, the department shall include the  
7 design option to use wood guardrail posts, in addition to steel posts,  
8 in new guardrail installations. The selection of posts must be  
9 consistent with the agency design manual policy that existed before  
10 December 2009.

11 (18) The legislature finds that "right-sizing" is a lean,  
12 metric-based approach to determining project investments. This concept  
13 entails compromise between project cost and design, incorporating local  
14 community needs, desired outcomes, and available funding. Furthermore,  
15 the legislature finds that the concepts and principles the department  
16 has utilized in the safety analyst program have been effective tools to  
17 prioritize projects and reduce project costs. Therefore, the  
18 department shall establish a pilot project on the SR 3/Belfair Bypass  
19 - New Alignment (300344C) to begin implementing the concept of  
20 "right-sizing" in the highway construction program.

21 (19) For urban corridors that are all or partially within a  
22 metropolitan planning organization boundary, for which the department  
23 has not initiated environmental review, and that require an  
24 environmental impact statement, at least one alternative must be  
25 consistent with the goals set out in RCW 47.01.440.

26 (20) The department shall itemize all future requests for the  
27 construction of buildings on a project list and submit them through the  
28 transportation executive information system as part of the department's  
29 2014 budget submittal. It is the intent of the legislature that new  
30 facility construction must be transparent and not appropriated within  
31 larger highway construction projects.

32 (21) \$28,963,000 of the motor vehicle account--state appropriation  
33 is provided solely for improvement program support activities  
34 (095901X). \$18,000,000 of this amount must be held in unallotted  
35 status until the office of financial management certifies that the  
36 department's 2014 supplemental budget request conforms to the terms of  
37 subsection (20) of this section.

1 (22) The department shall report to the chairs of the senate  
2 transportation committee and the house of representatives  
3 transportation committee whenever the department is in negotiations to  
4 provide a public or private entity mitigation for ten million dollars  
5 or more.

6 (23) Any new advisory group that the department convenes during the  
7 2013-2015 fiscal biennium must be representative of the interests of  
8 the entire state of Washington.

9 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**  
10 **PRESERVATION--PROGRAM P**

11 Transportation Partnership Account--State

12 Appropriation . . . . .	\$36,480,000
13 Highway Safety Account--State Appropriation . . . . .	\$10,000,000
14 Motor Vehicle Account--State Appropriation . . . . .	\$58,503,000
15 Motor Vehicle Account--Federal Appropriation . . . . .	\$580,062,000
16 Motor Vehicle Account--Private/Local Appropriation . . . . .	\$11,270,000
17 Transportation 2003 Account (Nickel Account)--State	
18 Appropriation . . . . .	\$2,285,000
19 TOTAL APPROPRIATION . . . . .	\$698,600,000

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

22 (1) Except as provided otherwise in this section, the entire  
23 transportation 2003 account (nickel account) appropriation and the  
24 entire transportation partnership account appropriation are provided  
25 solely for the projects and activities as listed by fund, project, and  
26 amount in LEAP Transportation Document 2013-1 as developed April 23,  
27 2013, Program - Highway Preservation Program (P). However, limited  
28 transfers of specific line-item project appropriations may occur  
29 between projects for those amounts listed subject to the conditions and  
30 limitations in section 603 of this act.

31 (2) Except as provided otherwise in this section, the entire motor  
32 vehicle account--state appropriation and motor vehicle account--federal  
33 appropriation are provided solely for the projects and activities  
34 listed in LEAP Transportation Document 2013-2 ALL PROJECTS as developed  
35 April 23, 2013, Program - Highway Preservation Program (P). It is the  
36 intent of the legislature to direct the department to give first  
37 priority of federal funds gained through efficiencies or the



1 redistribution process to the "Contingency (Unfunded) Highway  
2 Preservation Projects" as identified in LEAP Transportation Document  
3 2013-2 ALL PROJECTS as developed April 23, 2013, Program - Highway  
4 Preservation Program (P). However, no additional federal funds may be  
5 allocated to the I-5/Columbia River Crossing project (400506A).

6 (3) Within the motor vehicle account--state appropriation and motor  
7 vehicle account--federal appropriation, the department may transfer  
8 funds between programs I and P, except for funds that are otherwise  
9 restricted in this act.

10 (4) \$27,278,000 of the motor vehicle account--federal appropriation  
11 and \$1,141,000 of the motor vehicle account--state appropriation are  
12 provided solely for the SR 167/Puyallup River Bridge Replacement  
13 project (316725A). This project must be completed as a design-build  
14 project. The department must work with local jurisdictions and the  
15 community during the environmental review process to develop  
16 appropriate esthetic design elements, at no additional cost to the  
17 department, and traffic management plans pertaining to this project.  
18 The department must report to the transportation committees of the  
19 legislature on estimated cost and/or time savings realized as a result  
20 of using the design-build process.

21 (5) The department shall examine the use of electric arc furnace  
22 slag for use as an aggregate for new roads and paving projects in high  
23 traffic areas and report back to the legislature on its current use in  
24 other areas of the country and any characteristics that can provide  
25 greater wear resistance and skid resistance in new pavement  
26 construction.

27 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**  
28 **TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL**

29	Motor Vehicle Account--State Appropriation . . . . .	\$3,194,000
30	Motor Vehicle Account--Federal Appropriation . . . . .	\$7,959,000
31	TOTAL APPROPRIATION . . . . .	\$11,153,000

32 The appropriations in this section are subject to the following  
33 conditions and limitations: \$694,000 of the motor vehicle account--  
34 state appropriation is provided solely for project 000005Q as state  
35 matching funds for federally selected competitive grants or  
36 congressional earmark projects. These moneys must be placed into

1 reserve status until such time as federal funds are secured that  
2 require a state match.

3 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION--**  
4 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

5	Puget Sound Capital Construction Account--State	
6	Appropriation . . . . .	\$53,036,000
7	Puget Sound Capital Construction Account--Federal	
8	Appropriation . . . . .	\$91,692,000
9	Puget Sound Capital Construction Account--Private/Local	
10	Appropriation . . . . .	\$1,145,000
11	Multimodal Transportation Account--State Appropriation . . .	\$1,534,000
12	Transportation 2003 Account (Nickel Account)--State	
13	Appropriation . . . . .	\$143,941,000
14	TOTAL APPROPRIATION . . . . .	\$291,348,000

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

17 (1) Except as provided otherwise in this section, the entire  
18 appropriations in this section are provided solely for the projects and  
19 activities as listed in LEAP Transportation Document 2013-2 ALL  
20 PROJECTS as developed April 23, 2013, Program - Washington State  
21 Ferries Capital Program (W).

22 (2) The Puget Sound capital construction account--state  
23 appropriation includes up to \$20,000,000 in proceeds from the sale of  
24 bonds authorized in RCW 47.10.843.

25 (3) \$143,633,000 of the transportation 2003 account (nickel  
26 account)--state appropriation is provided solely for the acquisition of  
27 two 144-car vessels (projects L2200038 and L2200039). The department  
28 shall use as much already procured equipment as practicable on the 144-  
29 car vessels.

30 (4) \$8,270,000 of the Puget Sound capital construction account--  
31 federal appropriation, \$3,935,000 of the Puget Sound capital  
32 construction account--state appropriation, and \$1,534,000 of the  
33 multimodal transportation account--state appropriation are provided  
34 solely for the Mukilteo ferry terminal (project 952515P). To the  
35 greatest extent practicable, the department shall seek additional  
36 federal funding for this project.

1 (5) \$4,000,000 of the Puget Sound capital construction account--  
2 state appropriation is provided solely for emergency capital repair  
3 costs (project 999910K). Funds may only be spent after approval by the  
4 office of financial management.

5 (6) Consistent with RCW 47.60.662, which requires the Washington  
6 state ferry system to collaborate with passenger-only ferry and transit  
7 providers to provide service at existing terminals, the department  
8 shall ensure that multimodal access, including for passenger-only  
9 ferries and transit service providers, is not precluded by any future  
10 modifications at the terminal.

11 (7) \$3,800,000 of the Puget Sound capital construction account--  
12 state appropriation is provided solely for the reservation and  
13 communications system projects (L200041 & L200042).

14 (8) \$4,210,000 of the Puget Sound capital construction account--  
15 state appropriation is provided solely for the capital program share of  
16 \$7,259,000 in lease payments for the ferry division's headquarters  
17 building. Consistent with the 2012 facilities oversight plan, the  
18 department shall strive to consolidate office space in downtown Seattle  
19 by the end of 2015. The department shall consider renewing the lease  
20 for the ferry division's current headquarters building only if the  
21 lease rate is reduced at least fifty percent and analysis shows that  
22 this is the least cost and risk option for the department.  
23 Consolidation with other divisions or state agencies, or a reduction in  
24 leased space, must also be considered as part of any headquarters lease  
25 renewal analysis.

26 (9) \$21,950,000 of the total appropriation is for preservation work  
27 on the Hyak super class vessel (project 944431D), including  
28 installation of a power management system and more efficient propulsion  
29 systems, that in combination are anticipated to save up to twenty  
30 percent in fuel and reduce maintenance costs. Upon completion of this  
31 project, the department shall provide a report to the transportation  
32 committees of the legislature on the fuel and maintenance savings  
33 achieved for this vessel and the potential to save additional funds  
34 through other vessel conversions.

35 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--**  
36 **RAIL--PROGRAM Y--CAPITAL**

37 Essential Rail Assistance Account--State

1	Appropriation . . . . .	\$861,000
2	Transportation Infrastructure Account--State	
3	Appropriation . . . . .	\$8,582,000
4	Multimodal Transportation Account--State	
5	Appropriation . . . . .	\$33,156,000
6	Multimodal Transportation Account--Federal	
7	Appropriation . . . . .	\$333,881,000
8	TOTAL APPROPRIATION . . . . .	\$376,480,000

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

11 (1)(a) Except as provided otherwise in this section, the entire  
12 appropriations in this section are provided solely for the projects and  
13 activities as listed by project and amount in LEAP Transportation  
14 Document 2013-2 ALL PROJECTS as developed April 23, 2013, Program -  
15 Rail Capital Program (Y).

16 (b) Within the amounts provided in this section, \$7,332,000 of the  
17 transportation infrastructure account--state appropriation is for low-  
18 interest loans through the freight rail investment bank program  
19 identified in the LEAP transportation document referenced in (a) of  
20 this subsection. The department shall issue freight rail investment  
21 bank program loans with a repayment period of no more than ten years,  
22 and only so much interest as is necessary to recoup the department's  
23 costs to administer the loans.

24 (c) Within the amounts provided in this section, \$2,439,000 of the  
25 multimodal transportation account--state appropriation, \$1,250,000 of  
26 the transportation infrastructure account--state appropriation, and  
27 \$311,000 of the essential rail assistance account--state appropriation  
28 are for statewide emergent freight rail assistance projects identified  
29 in the LEAP transportation document referenced in (a) of this  
30 subsection.

31 (2) Unsuccessful 2012 freight rail assistance program grant  
32 applicants may be awarded freight rail investment bank program loans,  
33 if eligible. If any funds remain in the freight rail investment bank  
34 or freight rail assistance program reserves (projects F01001A and  
35 F01000A), or any approved grants or loans are terminated, the  
36 department shall issue a call for projects for the freight rail  
37 investment bank loan program and the freight rail assistance grant  
38 program, and shall evaluate the applications in a manner consistent

1 with past practices as specified in section 309, chapter 367, Laws of  
2 2011. By November 1, 2013, the department shall submit a prioritized  
3 list of recommended projects to the office of financial management and  
4 the transportation committees of the legislature.

5 (3) \$314,647,000 of the multimodal transportation account--federal  
6 appropriation and \$4,867,000 of the multimodal transportation account--  
7 state appropriation are provided solely for expenditures related to  
8 passenger high-speed rail grants. The multimodal transportation  
9 account--state appropriation funds reflect one and one-half percent of  
10 the total project funds, and are provided solely for expenditures that  
11 are not eligible for federal reimbursement.

12 (4) As allowable under federal rail authority rules and existing  
13 competitive bidding practices, when purchasing new train sets, the  
14 department shall give preference to bidders that propose train sets  
15 with characteristics and maintenance requirements most similar to those  
16 currently owned by the department.

17 (5) The department shall provide quarterly reports to the office of  
18 financial management and the transportation committees of the  
19 legislature regarding applications that the department submits for  
20 federal funds and the status of such applications.

21 (6)(a) \$550,000 of the essential rail assistance account--state  
22 appropriation and \$1,893,000 of the multimodal transportation account--  
23 state appropriation are provided solely for the purpose of  
24 rehabilitation and maintenance of the Palouse river and Coulee City  
25 railroad line. The department shall complete an evaluation and  
26 assessment of future maintenance needs on the line to ensure  
27 appropriate levels of state investment.

28 (b) Expenditures from the essential rail assistance account--state  
29 appropriation in this section may not exceed the combined total of:

30 (i) Revenues deposited into the essential rail assistance account  
31 from leases and sale of property pursuant to RCW 47.76.290; and

32 (ii) Revenues transferred from the miscellaneous program account to  
33 the essential rail assistance account, pursuant to RCW 47.76.360, for  
34 the purpose of sustaining the grain train program by maintaining the  
35 Palouse river and Coulee City railroad line.

36 (7) \$31,500,000 of the multimodal transportation account--federal  
37 appropriation is provided solely for the purchase of two new train sets  
38 for the state-supported intercity passenger rail service. The

1 department must apply for any federal waivers required to purchase the  
2 new train sets, as allowable under existing competitive bidding  
3 practices, and seek federal funds in addition to those available from  
4 the high-speed rail grants.

5 NEW SECTION. **Sec. 311. FOR THE DEPARTMENT OF TRANSPORTATION--**  
6 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

7	Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
8	Highway Infrastructure Account--Federal	
9	Appropriation . . . . .	\$1,602,000
10	Freight Mobility Investment Account--State	
11	Appropriation . . . . .	\$11,794,000
12	Transportation Partnership Account--State	
13	Appropriation . . . . .	\$7,214,000
14	Highway Safety Account--State Appropriation . . . . .	\$11,255,000
15	Motor Vehicle Account--State Appropriation . . . . .	\$6,918,000
16	Motor Vehicle Account--Federal Appropriation . . . . .	\$28,413,000
17	Freight Mobility Multimodal Account--State	
18	Appropriation . . . . .	\$9,736,000
19	Freight Mobility Multimodal Account--Private/Local	
20	Appropriation . . . . .	\$1,320,000
21	Multimodal Transportation Account--State	
22	Appropriation . . . . .	\$13,913,000
23	TOTAL APPROPRIATION . . . . .	\$92,372,000

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

26 (1) Except as provided otherwise in this section, the entire  
27 appropriations in this section are provided solely for the projects and  
28 activities as listed by project and amount in LEAP Transportation  
29 Document 2013-2 ALL PROJECTS as developed April 23, 2013, Program -  
30 Local Programs (Z).

31 (2) With each department budget submittal, the department shall  
32 provide an update on the status of the repayment of the twenty million  
33 dollars of unobligated federal funds authority advanced by the  
34 department in September 2010 to the city of Tacoma for the Murray  
35 Morgan/11th Street bridge project. The department may negotiate with  
36 the city of Tacoma an agreement for repayment of the funds over a  
37 period of up to twenty-five years at terms agreed upon by the

1 department and the city. The funds previously advanced by the  
2 department to the city are not to be considered a general obligation of  
3 the city but instead an obligation payable from identified revenues set  
4 aside for the repayment of the funds.

5 (3) The amounts identified in the LEAP transportation document  
6 referenced under subsection (1) of this section for pedestrian  
7 safety/safe routes to school are as follows:

8 (a) \$12,160,000 of the multimodal transportation account--state  
9 appropriation, \$6,824,000 of the transportation partnership account--  
10 state appropriation, and \$62,000 of the motor vehicle account--federal  
11 appropriation are provided solely for pedestrian and bicycle safety  
12 program projects.

13 (b) \$11,700,000 of the motor vehicle account--federal  
14 appropriation, \$5,200,000 of the motor vehicle account--state  
15 appropriation, and \$6,750,000 of the highway safety account--state  
16 appropriation are provided solely for newly selected safe routes to  
17 school projects, and \$3,400,000 of the motor vehicle account--federal  
18 appropriation and \$2,055,000 of the highway safety account--state  
19 appropriation are reappropriated for safe routes to school projects  
20 selected in the previous biennia. The amount provided for new projects  
21 is consistent with federal funding levels from the 2011-2013 omnibus  
22 transportation appropriations act and the intent of the fee increases  
23 in chapter 74, Laws of 2012 and chapter 80, Laws of 2012. The motor  
24 vehicle account--state appropriation in this subsection (3)(b) is the  
25 amount made available by the repeal of the deduction from motor vehicle  
26 fuel tax liability for handling losses of motor vehicle fuel, as  
27 identified in chapter . . . (Substitute House Bill No. 2041), Laws of  
28 2013 (handling losses of motor vehicle fuel). If chapter . . .  
29 (Substitute House Bill No. 2041), Laws of 2013 is not enacted by June  
30 30, 2013, the motor vehicle account--state appropriation in this  
31 subsection (3)(b) lapses.

32 (4) \$84,000 of the motor vehicle account--state appropriation,  
33 \$3,250,000 of the motor vehicle account--federal appropriation,  
34 \$2,450,000 of the highway safety account--state appropriation,  
35 \$11,794,000 of the freight mobility investment account--state  
36 appropriation, \$9,736,000 of the freight mobility multimodal account--  
37 state appropriation, and \$1,320,000 of the freight mobility multimodal  
38 account--private/local appropriation are provided solely for the

1 projects and activities as listed by project and amount in LEAP  
2 Transportation Document 2013-B as developed April 23, 2013. If chapter  
3 . . . (Substitute House Bill No. 1256), Laws of 2013 is enacted by June  
4 30, 2013, the amounts provided in this subsection lapse.

5 (5) The department may enter into contracts and make expenditures  
6 for projects on behalf of and selected by the freight mobility  
7 strategic investment board from the amounts provided in section 301 of  
8 this act.

9 (6) The department shall submit a report to the transportation  
10 committees of the legislature by December 1, 2013, and December 1,  
11 2014, on the status of projects funded as part of the pedestrian  
12 safety/safe routes to school grant program (OLP600P). The report must  
13 include, but is not limited to, a list of projects selected and a brief  
14 description of each project's status.

15 (7) \$50,000 of the motor vehicle account--state appropriation is  
16 provided solely for the installation of a guard rail on Deer Harbor  
17 Road in San Juan county (L2220054).

18 NEW SECTION. **Sec. 312. ANNUAL REPORTING REQUIREMENTS FOR CAPITAL**  
19 **PROGRAM**

20 (1) As part of its budget submittal for the 2014 supplemental  
21 budget, the department of transportation shall provide an update to the  
22 report provided to the legislature in 2013 that: (a) Compares the  
23 original project cost estimates approved in the 2003 and 2005 project  
24 lists to the completed cost of the project, or the most recent  
25 legislatively approved budget and total project costs for projects not  
26 yet completed; (b) identifies highway projects that may be reduced in  
27 scope and still achieve a functional benefit; (c) identifies highway  
28 projects that have experienced scope increases and that can be reduced  
29 in scope; (d) identifies highway projects that have lost significant  
30 local or regional contributions that were essential to completing the  
31 project; and (e) identifies contingency amounts allocated to projects.

32 (2) As part of its budget submittal for the 2014 supplemental  
33 budget, the department of transportation shall provide an annual report  
34 on the number of toll credits the department has accumulated and how  
35 the department has used the toll credits.

36 NEW SECTION. **Sec. 313. QUARTERLY REPORTING REQUIREMENTS FOR**



1     **CAPITAL PROGRAM**

2           On a quarterly basis, the department of transportation shall  
3 provide to the office of financial management and the legislative  
4 transportation committees the following reports for all capital  
5 programs:

6           (1) For active projects, the report must include:

7           (a) A TEIS version containing actual capital expenditures for all  
8 projects consistent with the structure of the most recently enacted  
9 budget;

10          (b) Anticipated cost savings, cost increases, reappropriations, and  
11 schedule adjustments for all projects consistent with the structure of  
12 the most recently enacted budget;

13          (c) The award amount, the engineer's estimate, and the number of  
14 bidders for all active projects consistent with the structure of the  
15 most recently enacted budget;

16          (d) Projected costs and schedule for individual projects that are  
17 funded at a programmatic level for projects relating to bridge rail,  
18 guard rail, fish passage barrier removal, roadside safety projects, and  
19 seismic bridges. Projects within this programmatic level funding must  
20 be completed on a priority basis and scoped to be completed within the  
21 current programmatic budget;

22          (e) Highway projects that may be reduced in scope and still achieve  
23 a functional benefit;

24          (f) Highway projects that have experienced scope increases and that  
25 can be reduced in scope;

26          (g) Highway projects that have lost significant local or regional  
27 contributions that were essential to completing the project; and

28          (h) Contingency amounts for all projects consistent with the  
29 structure of the most recently enacted budget.

30          (2) For completed projects, the report must:

31          (a) Compare the costs and operationally complete date for projects  
32 with budgets of twenty million dollars or more that are funded with  
33 preexisting funds to the original project cost estimates and schedule;  
34 and

35          (b) Provide a list of nickel and TPA projects charging to the  
36 nickel/TPA environmental mitigation reserve (OBI4ENV) and the amount  
37 each project is charging.

38          (3) For prospective projects, the report must:

1 (a) Identify the estimated advertisement date for all projects  
2 consistent with the structure of the most recently enacted  
3 transportation budget that are going to advertisement during the  
4 current fiscal biennium;

5 (b) Identify the anticipated operationally complete date for all  
6 projects consistent with the structure of the most recently enacted  
7 transportation budget that are going to advertisement during the  
8 current fiscal biennium; and

9 (c) Identify the estimated cost of completion for all projects  
10 consistent with the structure of the most recently enacted  
11 transportation budget that are going to advertisement during the  
12 current fiscal biennium.

13 (4) The department shall provide a list of change orders executed  
14 for each fiscal quarter beginning September 30, 2013. The report must  
15 include the name of the contractor, the dollar value of the change  
16 order, and a brief explanation for why there needs to be a change  
17 order.

18 (5) The department shall provide a quarterly report, beginning  
19 September 30, 2013, on project mitigation costs. The report must show:

20 (a) All mitigation payments made during the current fiscal  
21 biennium;

22 (b) The party with whom the mitigation was negotiated; and

23 (c) The parties with whom the department are in on-going  
24 negotiations.

25 NEW SECTION. **Sec. 314. FEDERAL FUNDS RECEIVED FOR CAPITAL**  
26 **PROJECT EXPENDITURES**

27 To the greatest extent practicable, the department of  
28 transportation shall expend federal funds received for capital project  
29 expenditures before state funds.

30 **TRANSFERS AND DISTRIBUTIONS**

31 NEW SECTION. **Sec. 401. FOR THE STATE TREASURER--BOND RETIREMENT**  
32 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**  
33 **BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND**

1	<b>TRANSPORTATION FUND REVENUE</b>	
2	Transportation Partnership Account--State	
3	Appropriation . . . . .	\$10,406,000
4	Motor Vehicle Account--State Appropriation . . . . .	\$450,000
5	State Route Number 520 Corridor Account--State	
6	Appropriation . . . . .	\$3,866,000
7	Highway Bond Retirement Account--State	
8	Appropriation . . . . .	\$1,074,580,000
9	Ferry Bond Retirement Account--State Appropriation . . . . .	\$31,824,000
10	Transportation Improvement Board Bond Retirement	
11	Account--State Appropriation . . . . .	\$16,267,000
12	Nondebt-Limit Reimbursable Bond Retirement Account--State	
13	Appropriation . . . . .	\$25,825,000
14	Toll Facility Bond Retirement Account--State	
15	Appropriation . . . . .	\$52,050,000
16	Toll Facility Bond Retirement Account--Federal	
17	Appropriation . . . . .	\$64,982,000
18	Transportation 2003 Account (Nickel Account)--State	
19	Appropriation . . . . .	\$1,958,000
20	Special Category C Account--State Appropriation . . . . .	\$2,000
21	TOTAL APPROPRIATION . . . . .	\$1,282,210,000

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

25	Transportation Partnership Account--State	
26	Appropriation . . . . .	\$1,156,000
27	Motor Vehicle Account--State Appropriation . . . . .	\$50,000
28	State Route Number 520 Corridor Account--State	
29	Appropriation . . . . .	\$531,000
30	Transportation 2003 Account (Nickel Account)--State	
31	Appropriation . . . . .	\$218,000
32	TOTAL APPROPRIATION . . . . .	\$1,955,000

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

36 Motor Vehicle Account--State Appropriation: For

1 transfer to the Puget Sound Capital Construction  
2 Account . . . . . \$20,000,000

3 The department of transportation is authorized to sell up to  
4 \$20,000,000 in bonds authorized by RCW 47.10.843 for vessel and  
5 terminal acquisition, major and minor improvements, and long lead-time  
6 materials acquisition for the Washington state ferries.

7 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**  
8 **FOR DISTRIBUTION**

9 Motor Vehicle Account--State Appropriation: For  
10 motor vehicle fuel tax distributions to cities  
11 and counties . . . . . \$474,610,000

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

13 Motor Vehicle Account--State Appropriation: For  
14 motor vehicle fuel tax refunds and statutory  
15 transfers . . . . . \$1,235,491,000

16 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF LICENSING--**  
17 **TRANSFERS**

18 Motor Vehicle Account--State Appropriation: For motor  
19 vehicle fuel tax refunds and transfers . . . . . \$138,627,000

20 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER--ADMINISTRATIVE**  
21 **TRANSFERS**

22 (1) Recreational Vehicle Account--State  
23 Appropriation: For transfer to the Motor Vehicle  
24 Account--State . . . . . \$1,300,000

25 (2) Multimodal Transportation Account--State  
26 Appropriation: For transfer to the Puget Sound  
27 Ferry Operations Account--State . . . . . \$13,000,000

28 (3) Rural Mobility Grant Program Account--State  
29 Appropriation: For transfer to the Multimodal  
30 Transportation Account--State . . . . . \$3,000,000

31 (4) Motor Vehicle Account--State  
32 Appropriation: For transfer to the Special Category C  
33 Account--State . . . . . \$1,500,000

34 (5) Capital Vessel Replacement Account--State

1 Appropriation: For transfer to the Transportation 2003  
2 Account (Nickel Account)--State . . . . . \$7,702,000  
3 (6) Multimodal Transportation Account--State  
4 Appropriation: For transfer to the Public Transportation  
5 Grant Program Account--State . . . . . \$26,000,000  
6 (7) Motor Vehicle Account--State Appropriation:  
7 For transfer to the Puget Sound Ferry Operations  
8 Account--State . . . . . \$28,000,000  
9 (8) Motor Vehicle Account--State Appropriation:  
10 For transfer to the Puget Sound Capital Construction  
11 Account--State . . . . . \$28,000,000  
12 (9) State Route Number 520 Civil Penalties  
13 Account--State Appropriation: For transfer to the  
14 State Route Number 520 Corridor Account--State . . . . . \$886,000  
15 (10) Multimodal Transportation Account--State  
16 Appropriation: For transfer to the Highway Safety  
17 Account--State . . . . . \$10,000,000  
18 (11) Motor Vehicle Account--State Appropriation:  
19 For transfer to the State Patrol Highway  
20 Account--State . . . . . \$27,000,000  
21 (12) Highway Safety Account--State Appropriation:  
22 For transfer to the Puget Sound Ferry Operations  
23 Account--State . . . . . \$42,000,000  
24 (13) Advanced Environmental Mitigation Revolving  
25 Account--State Appropriation: For transfer to the Motor  
26 Vehicle Account--State . . . . . \$2,000,000  
27 (14) Advanced Right-of-Way Revolving Fund--State  
28 Appropriation: For transfer to the Motor Vehicle  
29 Account--State . . . . . \$6,000,000  
30 (15) Tacoma Narrows Toll Bridge Account--State  
31 Appropriation: For transfer to the Motor Vehicle  
32 Account--State . . . . . \$950,000  
33 (16) License Plate Technology Account--State  
34 Appropriation: For transfer to the Highway Safety  
35 Account--State . . . . . \$3,000,000  
36 (17) Motor Vehicle Account--State Appropriation:  
37 For transfer to the Transportation Equipment  
38 Fund--State . . . . . \$3,915,000

1 (18) Multimodal Transportation Account--State  
2 Appropriation: For transfer to the Motor Vehicle  
3 Account--State . . . . . \$10,000,000

4 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER: FOR**  
5 **DISTRIBUTION TO TRANSIT ENTITIES**

6 Public Transportation Grant Program Account--State  
7 Appropriation . . . . . \$26,000,000

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

10 (1) One-eighth of the appropriation in this section must be  
11 distributed quarterly to transit authorities according to the  
12 distribution formula in subsection (2) of this section. Funding must  
13 be used for operations.

14 (2) Of the amounts provided in subsection (1) of this section:

15 (a) One-third must be distributed based on vehicle miles of service  
16 provided;

17 (b) One-third must be distributed based on the number of vehicle  
18 hours of service provided; and

19 (c) One-third must be distributed based on the number of passenger  
20 trips.

21 (3) For the purposes of this section:

22 (a) "Transit authorities" has the same meaning as in RCW  
23 9.91.025(2)(c).

24 (b) "Vehicle miles of service," "vehicle hours of service," and  
25 "passenger trips" are transit service metrics as reported by the public  
26 transportation program of the department of transportation in the  
27 annual report required in RCW 35.58.2796 for calendar year 2011.

28 NEW SECTION. **Sec. 409. STATUTORY APPROPRIATIONS**

29 In addition to the amounts appropriated in this act for revenue for  
30 distribution, state contributions to the law enforcement officers' and  
31 firefighters' retirement system, and bond retirement and interest  
32 including ongoing bond registration and transfer charges, transfers,  
33 interest on registered warrants, and certificates of indebtedness,  
34 there is also appropriated such further amounts as may be required or  
35 available for these purposes under any statutory formula or under any  
36 proper bond covenant made under law.



1 Funding is provided for an additional step on the OPEIU salary  
2 schedule. The agreement also includes a one percent salary increase  
3 for all bargaining unit members effective July 1, 2014, through June  
4 30, 2015, contingent on the state collecting \$200,000,000 or more in  
5 unanticipated general fund--state revenue from increased economic  
6 activity.

7 NEW SECTION. **Sec. 504. DEPARTMENT OF TRANSPORTATION MARINE**  
8 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--FASPAA**

9 An agreement has been reached between the governor and the ferry  
10 agents, supervisors, and project administrators association pursuant to  
11 chapter 47.64 RCW for the 2013-2015 fiscal biennium. Funding is  
12 provided for a one percent salary increase for all bargaining unit  
13 members beginning July 1, 2013, and a one percent salary increase for  
14 all bargaining unit members beginning July 1, 2014.

15 NEW SECTION. **Sec. 505. DEPARTMENT OF TRANSPORTATION MARINE**  
16 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--SEIU LOCAL 6**

17 An agreement has been reached between the governor and the service  
18 employees international union local six pursuant to chapter 47.64 RCW  
19 for the 2013-2015 fiscal biennium. Funding is provided for a new step  
20 on the salary schedule. The agreement also includes a one percent  
21 salary increase for all bargaining unit members effective July 1, 2014,  
22 through June 30, 2015, contingent on the state collecting \$200,000,000  
23 or more in unanticipated general fund--state revenue from economic  
24 activity.

25 NEW SECTION. **Sec. 506. DEPARTMENT OF TRANSPORTATION MARINE**  
26 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--CARPENTERS**

27 An agreement has been reached between the governor and the pacific  
28 northwest regional council of carpenters pursuant to chapter 47.64 RCW  
29 for the 2013-2015 fiscal biennium. Funding is provided for a one and  
30 one-half percent salary increase for all bargaining unit members  
31 beginning July 1, 2013, and a one and one-half percent salary increase  
32 for all bargaining unit members beginning July 1, 2014.

33 NEW SECTION. **Sec. 507. DEPARTMENT OF TRANSPORTATION MARINE**  
34 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--METAL TRADES**



1 An agreement has been reached between the governor and the Puget  
2 Sound metal trades council through an interest arbitration decision  
3 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.  
4 Funding is provided for the awarded one and one-half percent salary  
5 increase for all bargaining unit members beginning July 1, 2013, and a  
6 one and one-half percent salary increase for all bargaining unit  
7 members beginning July 1, 2014.

8 NEW SECTION. **Sec. 508. DEPARTMENT OF TRANSPORTATION MARINE**  
9 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MEBA-UL**

10 An agreement has been reached between the governor and the marine  
11 engineers' beneficial association unlicensed engine room employees  
12 through an interest arbitration decision pursuant to chapter 47.64 RCW  
13 for the 2013-2015 fiscal biennium. Funding is provided for the awarded  
14 one percent salary increase for all bargaining unit members beginning  
15 July 1, 2013, a one percent salary increase for all bargaining unit  
16 members beginning July 1, 2014, and additional vacation accrual  
17 beginning July 1, 2014.

18 NEW SECTION. **Sec. 509. DEPARTMENT OF TRANSPORTATION MARINE**  
19 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MEBA-L**

20 An agreement has been reached between the governor and the marine  
21 engineers' beneficial association licensed engineer officers through an  
22 interest arbitration decision pursuant to chapter 47.64 RCW for the  
23 2013-2015 fiscal biennium. Funding is provided for the awarded one  
24 percent salary increase for all bargaining unit members beginning July  
25 1, 2013, a one percent salary increase for all bargaining unit members  
26 beginning July 1, 2014, and additional vacation accrual beginning July  
27 1, 2014.

28 NEW SECTION. **Sec. 510. DEPARTMENT OF TRANSPORTATION MARINE**  
29 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P MATES**

30 An agreement has been reached between the governor and the masters,  
31 mates, and pilots - mates through an interest arbitration decision  
32 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.  
33 Funding is provided for the awarded three percent salary increase for  
34 all bargaining unit members beginning July 1, 2014, additional pay for

1 relief employees, increased uniform allowance, and increased Friday  
2 Harbor relief pay.

3 NEW SECTION. **Sec. 511. DEPARTMENT OF TRANSPORTATION MARINE**  
4 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P MASTERS**

5 An agreement has been reached between the governor and the masters,  
6 mates, and pilots - masters through an interest arbitration decision  
7 pursuant to chapter 47.64 RCW for the 2013-2015 fiscal biennium.  
8 Funding is provided for a one percent salary increase for all  
9 bargaining unit members beginning July 1, 2013, a one percent salary  
10 increase for all bargaining unit members beginning July 1, 2014, relief  
11 assignment pay for all compensated hours beginning July 1, 2014,  
12 increased uniform allowance, increased license renewal allowance, and  
13 increased Friday Harbor relief pay.

14 NEW SECTION. **Sec. 512. DEPARTMENT OF TRANSPORTATION MARINE**  
15 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--MM&P WATCH SUPERVISORS**

16 An agreement has been reached between the governor and the masters,  
17 mates, and pilots - watch supervisors through an interest arbitration  
18 decision pursuant to chapter 47.64 RCW for the 2013-2015 fiscal  
19 biennium. Funding is provided for the awarded 16.125 percent salary  
20 increase for all bargaining unit members beginning July 1, 2013, and a  
21 16.125 percent salary increase for all bargaining unit members  
22 beginning July 1, 2014.

23 NEW SECTION. **Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE**  
24 **DIVISION COLLECTIVE BARGAINING AGREEMENTS--IBU**

25 An agreement has been reached between the governor and the  
26 inlandboatmen's union of the pacific pursuant to chapter 47.64 RCW for  
27 the 2013-2015 fiscal biennium. Funding is provided for an eighteen  
28 percent increase for entry-level wage rates for all bargaining unit  
29 members beginning July 1, 2013. For all other wage rates, funding is  
30 provided to increase rates two and one-half percent for all bargaining  
31 unit members beginning July 1, 2013, and to increase rates two and one-  
32 half percent for all bargaining unit members beginning July 1, 2014.  
33 Funding is also provided for marine license fees.

1           NEW SECTION.     **Sec. 514. COLLECTIVE BARGAINING AGREEMENTS--PTE**  
2 **LOCAL 17**

3           An agreement has been reached between the governor and the  
4 professional and technical employees local seventeen under chapter  
5 41.80 RCW for the 2013-2015 fiscal biennium. Funding is provided to  
6 add a longevity step. The agreement also includes a one percent salary  
7 increase for all bargaining unit members effective July 1, 2014,  
8 through June 30, 2015, contingent on the state collecting \$200,000,000  
9 or more in unanticipated general fund--state revenue from increased  
10 economic activity.

11           NEW SECTION.     **Sec. 515. COLLECTIVE BARGAINING AGREEMENTS--WSP**  
12 **TROOPERS ASSOCIATION**

13           An agreement has been reached between the governor and the  
14 Washington state patrol troopers association through an interest  
15 arbitration decision under chapter 41.56 RCW for the 2013-2015 fiscal  
16 biennium. Funding is provided for the awarded three percent salary  
17 increase for all bargaining unit members effective July 1, 2013, and a  
18 one percent increase to longevity pay for years five through nine  
19 effective July 1, 2014.

20           NEW SECTION.     **Sec. 516. COLLECTIVE BARGAINING AGREEMENTS--WSP**  
21 **LIEUTENANTS ASSOCIATION**

22           An agreement has been reached between the governor and the  
23 Washington state patrol lieutenants association through an interest  
24 arbitration decision under chapter 41.56 RCW for the 2013-2015 fiscal  
25 biennium. Funding is provided for the awarded three percent salary  
26 increase for all bargaining unit members effective July 1, 2014, and  
27 for parking of department-issued vehicles for employees assigned  
28 vehicles at the general administration building or capitol campus.

29           NEW SECTION.     **Sec. 517. COMPENSATION--REPRESENTED EMPLOYEES--**  
30 **SUPER COALITION--INSURANCE BENEFITS**

31           No agreement has been reached between the governor and the health  
32 care super coalition under chapter 41.80 RCW for the 2013-2015 fiscal  
33 biennium. Appropriations in this act for state agencies, including  
34 institutions of higher education, are sufficient to continue the

1 provisions of the 2011-2013 collective bargaining agreement and are  
2 subject to the following conditions and limitations:

3 (1)(a) The monthly employer funding rate for insurance benefit  
4 premiums, public employees' benefits board administration, and the  
5 uniform medical plan must not exceed \$809 per eligible employee for  
6 fiscal year 2014. For fiscal year 2015, the monthly employer funding  
7 rate must not exceed \$820 per eligible employee.

8 (b) In order to achieve the level of funding provided for health  
9 benefits, the public employees' benefits board must require any of the  
10 following: Employee premium copayments; increases in point-of-service  
11 cost sharing; the implementation of managed competition; or other  
12 changes to benefits consistent with RCW 41.05.065.

13 (c) The health care authority shall deposit any moneys received on  
14 behalf of the uniform medical plan as a result of rebates on  
15 prescription drugs, audits of hospitals, subrogation payments, or any  
16 other moneys recovered as a result of prior uniform medical plan claims  
17 payments into the public employees' and retirees' insurance account to  
18 be used for insurance benefits. Such receipts must not be used for  
19 administrative expenditures.

20 (2) The health care authority, subject to the approval of the  
21 public employees' benefits board, shall provide subsidies for health  
22 benefit premiums to eligible retired or disabled public employees and  
23 school district employees who are eligible for medicare, pursuant to  
24 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be  
25 \$150.00 per month.

26 NEW SECTION. **Sec. 518. COMPENSATION--REPRESENTED EMPLOYEES**  
27 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS**

28 Appropriations for state agencies in this act are sufficient for  
29 represented employees outside the super coalition for health benefits  
30 and are subject to the following conditions and limitations:

31 (1)(a) The monthly employer funding rate for insurance benefit  
32 premiums, public employees' benefits board administration, and the  
33 uniform medical plan must not exceed \$809 per eligible employee for  
34 fiscal year 2014. For fiscal year 2015, the monthly employer funding  
35 rate must not exceed \$820 per eligible employee.

36 (b) In order to achieve the level of funding provided for health  
37 benefits, the public employees' benefits board shall require any of the

1 following: Employee premium copayments; increases in point-of-service  
2 cost sharing; the implementation of managed competition; or other  
3 changes to benefits consistent with RCW 41.05.065.

4 (c) The health care authority shall deposit any moneys received on  
5 behalf of the uniform medical plan as a result of rebates on  
6 prescription drugs, audits of hospitals, subrogation payments, or any  
7 other moneys recovered as a result of prior uniform medical plan claims  
8 payments into the public employees' and retirees' insurance account to  
9 be used for insurance benefits. Such receipts must not be used for  
10 administrative expenditures.

11 (2) The health care authority, subject to the approval of the  
12 public employees' benefits board, shall provide subsidies for health  
13 benefit premiums to eligible retired or disabled public employees and  
14 school district employees who are eligible for medicare, pursuant to  
15 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be  
16 \$150.00 per month.

17 NEW SECTION. **Sec. 519. COMPENSATION--NONREPRESENTED EMPLOYEES--**  
18 **INSURANCE BENEFITS**

19 Appropriations for state agencies in this act are sufficient for  
20 nonrepresented state employee health benefits for state agencies,  
21 including institutions of higher education, and are subject to the  
22 following conditions and limitations:

23 (1)(a) The monthly employer funding rate for insurance benefit  
24 premiums, public employees' benefits board administration, and the  
25 uniform medical plan must not exceed \$809 per eligible employee for  
26 fiscal year 2014. For fiscal year 2015, the monthly employer funding  
27 rate must not exceed \$820 per eligible employee.

28 (b) In order to achieve the level of funding provided for health  
29 benefits, the public employees' benefits board shall require any of the  
30 following: Employee premium copayments; increases in point-of-service  
31 cost sharing; the implementation of managed competition; or make other  
32 changes to benefits consistent with RCW 41.05.065.

33 (c) The health care authority shall deposit any moneys received on  
34 behalf of the uniform medical plan as a result of rebates on  
35 prescription drugs, audits of hospitals, subrogation payments, or any  
36 other moneys recovered as a result of prior uniform medical plan claims

1 payments into the public employees' and retirees' insurance account to  
2 be used for insurance benefits. Such receipts must not be used for  
3 administrative expenditures.

4 (2) The health care authority, subject to the approval of the  
5 public employees' benefits board, shall provide subsidies for health  
6 benefit premiums to eligible retired or disabled public employees and  
7 school district employees who are eligible for medicare, pursuant to  
8 RCW 41.05.085. For calendar years 2014 and 2015, the subsidy must be  
9 \$150.00 per month.

10 NEW SECTION. **Sec. 520. COMPENSATION--NONREPRESENTED EMPLOYEES--**  
11 **SALARIES AND WAGES**

12 For classified state employees, except those within the Washington  
13 management service and those represented by a bargaining unit under  
14 chapter 41.80, 41.56, or 47.64 RCW, funding is provided within agency  
15 appropriations for implementation of a longevity step, in accordance  
16 with rules adopted under RCW 41.06.133.

17 **Sec. 521.** RCW 47.64.170 and 2011 c 367 s 712 are each amended to  
18 read as follows:

19 (1) Any ferry employee organization certified as the bargaining  
20 representative shall be the exclusive representative of all ferry  
21 employees in the bargaining unit and shall represent all such employees  
22 fairly.

23 (2) A ferry employee organization or organizations and the governor  
24 may each designate any individual as its representative to engage in  
25 collective bargaining negotiations.

26 (3) Negotiating sessions, including strategy meetings of the  
27 employer or employee organizations, mediation, and the deliberative  
28 process of arbitrators are exempt from the provisions of chapter 42.30  
29 RCW. Hearings conducted by arbitrators may be open to the public by  
30 mutual consent of the parties.

31 (4) Terms of any collective bargaining agreement may be enforced by  
32 civil action in Thurston county superior court upon the initiative of  
33 either party.

34 (5) Ferry system employees or any employee organization shall not  
35 negotiate or attempt to negotiate directly with anyone other than the

1 person who has been appointed or authorized a bargaining representative  
2 for the purpose of bargaining with the ferry employees or their  
3 representative.

4 (6)(a) Within ten working days after the first Monday in September  
5 of every odd-numbered year, the parties shall attempt to agree on an  
6 interest arbitrator to be used if the parties are not successful in  
7 negotiating a comprehensive collective bargaining agreement. If the  
8 parties cannot agree on an arbitrator within the ten-day period, either  
9 party may request a list of seven arbitrators from the federal  
10 mediation and conciliation service. The parties shall select an  
11 interest arbitrator using the coin toss/alternate strike method within  
12 thirty calendar days of receipt of the list. Immediately upon  
13 selecting an interest arbitrator, the parties shall cooperate to  
14 reserve dates with the arbitrator for potential arbitration between  
15 August 1st and September 15th of the following even-numbered year. The  
16 parties shall also prepare a schedule of at least five negotiation  
17 dates for the following year, absent an agreement to the contrary. The  
18 parties shall execute a written agreement before November 1st of each  
19 odd-numbered year setting forth the name of the arbitrator and the  
20 dates reserved for bargaining and arbitration. This subsection (6)(a)  
21 imposes minimum obligations only and is not intended to define or limit  
22 a party's full, good faith bargaining obligation under other sections  
23 of this chapter.

24 (b) The negotiation of a proposed collective bargaining agreement  
25 by representatives of the employer and a ferry employee organization  
26 shall commence on or about February 1st of every even-numbered year.

27 (c) For negotiations covering the 2009-2011 biennium and subsequent  
28 biennia, the time periods specified in this section, and in RCW  
29 47.64.210 and 47.64.300 through 47.64.320, must ensure conclusion of  
30 all agreements on or before October 1st of the even-numbered year next  
31 preceding the biennial budget period during which the agreement should  
32 take effect. These time periods may only be altered by mutual  
33 agreement of the parties in writing. Any such agreement and any  
34 impasse procedures agreed to by the parties under RCW 47.64.200 must  
35 include an agreement regarding the new time periods that will allow  
36 final resolution by negotiations or arbitration by October 1st of each  
37 even-numbered year.

1 (7) It is the intent of this section that the collective bargaining  
2 agreement or arbitrator's award shall commence on July 1st of each odd-  
3 numbered year and shall terminate on June 30th of the next odd-numbered  
4 year to coincide with the ensuing biennial budget year, as defined by  
5 RCW 43.88.020(7), to the extent practical. It is further the intent of  
6 this section that all collective bargaining agreements be concluded by  
7 October 1st of the even-numbered year before the commencement of the  
8 biennial budget year during which the agreements are to be in effect.  
9 After the expiration date of a collective bargaining agreement  
10 negotiated under this chapter, except to the extent provided in  
11 subsection (11) of this section and RCW 47.64.270(4), all of the terms  
12 and conditions specified in the collective bargaining agreement remain  
13 in effect until the effective date of a subsequently negotiated  
14 agreement, not to exceed one year from the expiration date stated in  
15 the agreement. Thereafter, the employer may unilaterally implement  
16 according to law.

17 (8) The office of financial management shall conduct a salary  
18 survey, for use in collective bargaining and arbitration, which must be  
19 conducted through a contract with a firm nationally recognized in the  
20 field of human resources management consulting.

21 (9) Except as provided in subsection (11) of this section:

22 (a) The governor shall submit a request either for funds necessary  
23 to implement the collective bargaining agreements including, but not  
24 limited to, the compensation and fringe benefit provisions or for  
25 legislation necessary to implement the agreement, or both. Requests  
26 for funds necessary to implement the collective bargaining agreements  
27 shall not be submitted to the legislature by the governor unless such  
28 requests:

29 (i) Have been submitted to the director of the office of financial  
30 management by October 1st before the legislative session at which the  
31 requests are to be considered; and

32 (ii) Have been certified by the director of the office of financial  
33 management as being feasible financially for the state.

34 (b) The governor shall submit a request either for funds necessary  
35 to implement the arbitration awards or for legislation necessary to  
36 implement the arbitration awards, or both. Requests for funds  
37 necessary to implement the arbitration awards shall not be submitted to  
38 the legislature by the governor unless such requests:



1 (i) Have been submitted to the director of the office of financial  
2 management by October 1st before the legislative session at which the  
3 requests are to be considered; and

4 (ii) Have been certified by the director of the office of financial  
5 management as being feasible financially for the state.

6 (c) The legislature shall approve or reject the submission of the  
7 request for funds necessary to implement the collective bargaining  
8 agreements or arbitration awards as a whole for each agreement or  
9 award. The legislature shall not consider a request for funds to  
10 implement a collective bargaining agreement or arbitration award unless  
11 the request is transmitted to the legislature as part of the governor's  
12 budget document submitted under RCW 43.88.030 and 43.88.060. If the  
13 legislature rejects or fails to act on the submission, either party may  
14 reopen all or part of the agreement and award or the exclusive  
15 bargaining representative may seek to implement the procedures provided  
16 for in RCW 47.64.210 and 47.64.300.

17 (10) If, after the compensation and fringe benefit provisions of an  
18 agreement are approved by the legislature, a significant revenue  
19 shortfall occurs resulting in reduced appropriations, as declared by  
20 proclamation of the governor or by resolution of the legislature, both  
21 parties shall immediately enter into collective bargaining for a  
22 mutually agreed upon modification of the agreement.

23 (11)(a) For the collective bargaining agreements negotiated for the  
24 2011-2013 fiscal biennium, the legislature may consider a request for  
25 funds to implement a collective bargaining agreement even if the  
26 request for funds was not received by the office of financial  
27 management by October 1st and was not transmitted to the legislature as  
28 part of the governor's budget document submitted under RCW 43.88.030  
29 and 43.88.060.

30 (b) For the ~~((2011-2013))~~ 2013-2015 fiscal biennium, a collective  
31 bargaining agreement related to employee health care benefits  
32 negotiated between the employer and coalition pursuant to RCW  
33 41.80.020(3) regarding the dollar amount expended on behalf of each  
34 employee must be a separate agreement for which the governor may  
35 request funds necessary to implement the agreement. ~~((If such an  
36 agreement is negotiated and funded by the legislature, this agreement  
37 will supersede any terms and conditions of an expired 2009-2011  
38 biennial master collective bargaining agreement under this chapter~~

1 ~~regarding health care benefits.))~~ The legislature may act upon a 2013-  
2 2015 collective bargaining agreement related to employee health care  
3 benefits if an agreement is reached and submitted to the office of  
4 financial management and legislative budget committees before final  
5 legislative action on the biennial or supplemental operating budget by  
6 the sitting legislature.

7 (c) For the collective bargaining agreements negotiated for the  
8 2013-2015 fiscal biennium, the legislature may consider a request for  
9 funds to implement a collective bargaining agreement reached after  
10 October 1st after a determination of financial infeasibility by the  
11 director of the office of financial management if the request for funds  
12 is transmitted to the legislature as part of the governor's budget  
13 document submitted under RCW 43.88.030 and 43.88.060.

14 **Sec. 522.** RCW 47.64.270 and 2011 c 367 s 713 are each amended to  
15 read as follows:

16 (1) The employer and one coalition of all the exclusive bargaining  
17 representatives subject to this chapter and chapter 41.80 RCW shall  
18 conduct negotiations regarding the dollar amount expended on behalf of  
19 each employee for health care benefits.

20 (2) Absent a collective bargaining agreement to the contrary, the  
21 department of transportation shall provide contributions to insurance  
22 and health care plans for ferry system employees and dependents, as  
23 determined by the state health care authority, under chapter 41.05 RCW.

24 (3) The employer and employee organizations may collectively  
25 bargain for insurance plans other than health care benefits, and  
26 employer contributions may exceed that of other state agencies as  
27 provided in RCW 41.05.050.

28 (4) For the ~~((2011-2013))~~ 2013-2015 fiscal biennium, a collective  
29 bargaining agreement related to employee health care benefits  
30 negotiated between the employer and coalition pursuant to RCW  
31 41.80.020(3) regarding the dollar amount expended on behalf of each  
32 employee must be a separate agreement for which the governor may  
33 request funds necessary to implement the agreement. ~~((If such an~~  
34 ~~agreement is negotiated and funded by the legislature, this agreement~~  
35 ~~will supersede any terms and conditions of an expired 2009-2011~~  
36 ~~biennial collective bargaining agreement under this chapter regarding~~  
37 ~~health care benefits.))~~

1 **IMPLEMENTING PROVISIONS**

2 **NEW SECTION. Sec. 601. STAFFING LEVELS**

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

12 (2) To this end, the department of transportation is directed to  
13 reduce the size of its engineering and technical workforce to a level  
14 sustained by current law revenue levels currently estimated at two  
15 thousand FTEs by the end of the 2013-2015 fiscal biennium. The  
16 department shall submit a report on the progress made in 2011-2013 by  
17 July 1, 2013.

18 (3) In order to successfully deliver the highway construction  
19 program as funded, the department of transportation may continue to  
20 contract out engineering and technical services. In addition, the  
21 department may continue the incentive program for retirements and  
22 employee separations.

23 **NEW SECTION. Sec. 602. FOR THE DEPARTMENT OF TRANSPORTATION**

24 The department shall begin to transition from owning a fleet of  
25 passenger vehicles in Thurston county to using the state motor pool.  
26 The funding appropriated in this act may not be used by programs  
27 headquartered in Thurston county to purchase passenger cars as defined  
28 in RCW 46.04.382.

29 **NEW SECTION. Sec. 603. FUND TRANSFERS**

30 (1) The transportation 2003 projects or improvements and the 2005  
31 transportation partnership projects or improvements are listed in the  
32 LEAP list titled 2013-1 as developed April 23, 2013, which consists of  
33 a list of specific projects by fund source and amount over a ten-year  
34 period. Current fiscal biennium funding for each project is a line-  
35 item appropriation, while the outer year funding allocations represent  
36 a ten-year plan. The department is expected to use the flexibility

1 provided in this section to assist in the delivery and completion of  
2 all transportation partnership account and transportation 2003 account  
3 (nickel account) projects on the LEAP transportation documents  
4 referenced in this act. However, this section does not apply to the I-  
5 5/Columbia River Crossing project (400506A). For the 2011-2013 and  
6 2013-2015 project appropriations, unless otherwise provided in this  
7 act, the director of financial management may authorize a transfer of  
8 appropriation authority between projects funded with transportation  
9 2003 account (nickel account) appropriations, or transportation  
10 partnership account appropriations, in order to manage project spending  
11 and efficiently deliver all projects in the respective program under  
12 the following conditions and limitations:

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

15 (b) Transfers from a project may not be made as a result of the  
16 reduction of the scope of a project or be made to support increases in  
17 the scope of a project;

18 (c) Each transfer between projects may only occur if the director  
19 of financial management finds that any resulting change will not hinder  
20 the completion of the projects as approved by the legislature. Until  
21 the legislature reconvenes to consider the 2014 supplemental omnibus  
22 transportation appropriations act, any unexpended 2011-2013  
23 appropriation balance as approved by the office of financial  
24 management, in consultation with the legislative staff of the house of  
25 representatives and senate transportation committees, may be considered  
26 when transferring funds between projects;

27 (d) Transfers from a project may be made if the funds appropriated  
28 to the project are in excess of the amount needed to complete the  
29 project;

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

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

34 (g) Transfers between projects may be made, without the approval of  
35 the director of the office of financial management, by the department  
36 of transportation until the transfer amount by project exceeds two  
37 hundred fifty thousand dollars, or ten percent of the total project,

1 whichever is less. These transfers must be reported quarterly to the  
2 director of financial management and the chairs of the house of  
3 representatives and senate transportation committees.

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

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

10 (4) The office of financial management shall document approved  
11 transfers and schedule changes in the transportation executive  
12 information system, compare changes to the legislative baseline funding  
13 and schedules identified by project identification number identified in  
14 the LEAP transportation documents referenced in this act, and transmit  
15 revised project lists to chairs of the transportation committees of the  
16 legislature on a quarterly basis.

17 NEW SECTION. **Sec. 604. ACQUISITION OF PROPERTIES AND FACILITIES**  
18 **THROUGH FINANCIAL CONTRACTS**

19 (1) The agency in subsection (2) of this section may enter into  
20 financial contracts, paid from any funds of an agency, appropriated or  
21 nonappropriated, for the purposes indicated and in not more than the  
22 principal amounts indicated, plus financing expenses and required  
23 reserves pursuant to chapter 39.94 RCW. When securing properties under  
24 this section, agencies shall use the most economical financial contract  
25 option available, including long-term leases, lease-purchase  
26 agreements, lease-development with option to purchase agreements, or  
27 financial contracts using certificates of participation. Expenditures  
28 made by an agency for one of the indicated purposes before the issue  
29 date of the authorized financial contract and any certificates of  
30 participation therein are intended to be reimbursed from proceeds of  
31 the financial contract and any certificates of participation therein to  
32 the extent provided in the agency's financing plan approved by the  
33 state finance committee.

34 (2) The Washington state patrol may enter into agreements with the  
35 department of enterprise services and the state treasurer's office to  
36 develop requests to the legislature for the acquisition of properties  
37 and facilities through financial contracts. The agreements may include

1 charges for services rendered. The Washington state patrol may enter  
2 into a financing contract for up to \$4,680,000 plus financing expenses  
3 and required reserves pursuant to chapter 39.94 RCW to purchase and  
4 install mobile office platforms in state patrol and pursuit vehicles.

5 NEW SECTION. **Sec. 605. FOR THE DEPARTMENT OF TRANSPORTATION**

6 (1) The department of transportation shall prepare an updated  
7 facilities and property plan to improve the oversight of real estate  
8 procurement and property management across all department programs and  
9 regions, including the Washington state ferries. The plan must be  
10 submitted to the office of financial management and the transportation  
11 committees of the legislature by December 31, 2013. The plan must  
12 include:

13 (a) An inventory of all currently owned and leased buildings,  
14 including tunnel and bridge operation or maintenance facilities, and  
15 traffic management centers as provided by the state's facilities  
16 inventory process prescribed by the office of financial management  
17 annually by September 1st;

18 (b) A land inventory, as of July 2013, including an indication of  
19 whether the land is being held for right-of-way, disposition, or future  
20 operational facilities;

21 (c) A prioritized list of all facilities that are planned to be  
22 constructed, renovated, or remodeled in the next ten years, including  
23 each facilities' purpose and use, and the funding source indicating  
24 whether the funding that is assumed for the facility improvements is  
25 project or operational funding;

26 (d) A list of options for consolidating staff, equipment, and  
27 operational activities to reduce costs with an emphasis on  
28 consolidating facilities from leased facilities into state-owned  
29 facilities. New locations for a permanent state program or activity,  
30 unless a life-cycle cost analysis supports leasing in lieu of ownership  
31 or funds are not available for construction, should be state-owned  
32 facilities;

33 (e) A department-wide coordinated process and plan for regularly  
34 evaluating facility needs, which includes all facilities in the  
35 inventory under (a) of this subsection; and

36 (f) A list of department-owned property that can be declared  
37 surplus property.

1 (2) Except as provided otherwise in this act, the department of  
2 transportation may not enter into new leases, equal value exchanges, or  
3 property transactions, including land acquisitions, except for right-  
4 of-way purchases for projects on the legislative project lists, without  
5 first consulting with the office of financial management.

6 **NEW SECTION. Sec. 606. FOR THE DEPARTMENT OF TRANSPORTATION**

7 As part of its 2014 supplemental budget submittal, the department  
8 shall provide a report to the legislature and the office of financial  
9 management that:

10 (1) Identifies, by capital project, the amount of state funding  
11 that has been reappropriated from the 2011-2013 fiscal biennium into  
12 the 2013-2015 fiscal biennium; and

13 (2) Identifies, for each project, the amount of cost savings or  
14 increases in funding that have been identified as compared to the 2013  
15 enacted omnibus transportation appropriations act.

16 **NEW SECTION. Sec. 607. FOR THE DEPARTMENT OF TRANSPORTATION**

17 The department of transportation, in conjunction with the office of  
18 minority and women's business enterprises, shall review the city of  
19 Seattle's minority and women's business enterprise inclusion plans that  
20 the city has implemented. The review should include a comparison  
21 between the existing state process and the city of Seattle inclusion  
22 process for bidding construction projects. As part of the review, any  
23 identified advantages or disadvantages along with any realized benefits  
24 that the city of Seattle has experienced should be included in a report  
25 that is due to the transportation committees of the legislature by  
26 December 1, 2013.

27 **NEW SECTION. Sec. 608. VOLUNTARY RETIREMENT AND SEPARATION**  
28 **INCENTIVES**

29 As a management tool to reduce costs and make more effective use of  
30 resources, while improving employee productivity and morale, agencies  
31 may implement a voluntary retirement and/or separation program that is  
32 cost neutral or results in cost savings, including costs to the state  
33 pension systems, over a two-year period following the commencement of  
34 the program, provided that the program is approved by the director of  
35 financial management. Agencies participating in this authorization may

1 offer voluntary retirement and/or separation incentives and options  
2 according to procedures and guidelines established by the office of  
3 financial management, in consultation with the office of the state  
4 human resources director and the department of retirement systems. The  
5 options may include, but are not limited to, financial incentives for  
6 voluntary separation or retirement. An employee does not have any  
7 contractual right to a financial incentive offered pursuant to this  
8 section. Offers must be reviewed and monitored jointly by the office  
9 of the state human resources director and the department of retirement  
10 systems. Agencies must submit a report by June 30, 2015, to the  
11 legislature and the office of financial management on the outcome of  
12 their approved incentive program. The report should include  
13 information on the details of the program, including the incentive  
14 payment amount for each participant, the total cost to the state, and  
15 the projected or actual net dollar savings over the two-year period.

16 The department of retirement systems may collect from employers the  
17 actuarial cost of any incentive provided under this program, or any  
18 other incentive to retire provided by employers to members of the  
19 state's pension systems, for deposit in the appropriate pension  
20 account.

21 NEW SECTION. **Sec. 609. COMPENSATION--REVISE PENSION CONTRIBUTION**  
22 **RATES**

23 The appropriations for school districts and state agencies,  
24 including institutions of higher education, are subject to the  
25 following conditions and limitations: Appropriations are adjusted to  
26 reflect changes to agency appropriations to reflect pension  
27 contribution rates adopted by the pension funding council and the law  
28 enforcement officers' and firefighters' retirement system plan 2 board.

29 NEW SECTION. **Sec. 610. FOR THE DEPARTMENT OF TRANSPORTATION**

30 The department of transportation may provide up to \$3,000,000 in  
31 toll credits to Kitsap Transit for its role in passenger-only ferry  
32 service and ferry corridor-related projects. The number of toll  
33 credits provided must be equal to, but no more than, the number  
34 sufficient to meet federal match requirements for grant funding for  
35 passenger-only ferry service, but must not exceed the amount authorized  
36 in this section.





1 (2) Except as provided in subsection (5) of this section, effective  
2 June 1, 2009, state agencies are required to use a minimum of twenty  
3 percent biodiesel as compared to total volume of all diesel purchases  
4 made by the agencies for the operation of the agencies' diesel-powered  
5 vessels, vehicles, and construction equipment.

6 (3) All state agencies using biodiesel fuel shall, beginning on  
7 July 1, 2006, file biannual reports with the department of enterprise  
8 services documenting the use of the fuel and a description of how any  
9 problems encountered were resolved.

10 (4) By December 1, 2009, the department of enterprise services  
11 shall:

12 (a) Report to the legislature on the average true price  
13 differential for biodiesel by blend and location; and

14 (b) Examine alternative fuel procurement methods that work to  
15 address potential market barriers for in-state biodiesel producers and  
16 report these findings to the legislature.

17 (5) During the 2011-2013 and 2013-2015 fiscal (~~(biennium))~~ biennia,  
18 the Washington state ferries is required to use a minimum of five  
19 percent biodiesel as compared to total volume of all diesel  
20 (~~(purchased))~~ purchases made by the Washington state ferries for the  
21 operation of the Washington state ferries diesel-powered vessels, as  
22 long as the price of a B5 biodiesel blend does not exceed the price of  
23 conventional diesel fuel by five percent or more.

24 **Sec. 702.** RCW 46.12.630 and 2012 c 86 s 803 are each amended to  
25 read as follows:

26 In addition to any other authority which it may have, the  
27 department of licensing may furnish lists of registered and legal  
28 owners of motor vehicles only for the purposes specified in this  
29 section to:

30 (1)(a) The manufacturers of motor vehicles, or their authorized  
31 agents, to be used:

32 (~~((a))~~) (i) To enable those manufacturers to carry out the  
33 provisions of the national traffic and motor vehicle safety act of 1966  
34 (15 U.S.C. Sec. 1382-1418), including amendments or additions thereto,  
35 respecting safety-related defects in motor vehicles; or

36 (~~((b))~~) (ii) During the 2011-2013 fiscal biennium, in research

1 activities, and in producing statistical reports, as long as the  
2 personal information is not published, redisclosed, or used to contact  
3 individuals; or

4 (b) During fiscal year 2014, an entity that is an authorized agent  
5 of a motor vehicle manufacturer, for purposes of using lists of  
6 registered and legal owner information to conduct research activities  
7 and produce statistical reports, as long as the entity does not allow  
8 personal information received under this section to be published,  
9 redisclosed, or used to contact individuals. The department must  
10 charge an amount sufficient to cover the full cost of providing the  
11 data requested under this subsection (1)(b). Full cost of providing  
12 the data includes the information technology, administrative, and  
13 contract oversight costs;

14 (2) Any governmental agency of the United States or Canada, or  
15 political subdivisions thereof, to be used by it or by its authorized  
16 commercial agents or contractors only in connection with the  
17 enforcement of motor vehicle or traffic laws by, or programs related to  
18 traffic safety of, that government agency. Only such parts of the list  
19 as are required for completion of the work required of the agent or  
20 contractor shall be provided to such agent or contractor;

21 (3) A commercial parking company requiring the names and addresses  
22 of registered owners to notify them of outstanding parking violations.  
23 Subject to the disclosure agreement provisions of RCW 46.12.635 and the  
24 requirements of Executive Order 97-01, the department may provide only  
25 the parts of the list that are required for completion of the work  
26 required of the company;

27 (4) An authorized agent or contractor of the department, to be used  
28 only in connection with providing motor vehicle excise tax, licensing,  
29 title, and registration information to motor vehicle dealers;

30 (5) Any business regularly making loans to other persons to finance  
31 the purchase of motor vehicles, to be used to assist the person  
32 requesting the list to determine ownership of specific vehicles for the  
33 purpose of determining whether or not to provide such financing; or

34 (6) A company or its agents operating a toll facility under chapter  
35 47.46 RCW or other applicable authority requiring the names, addresses,  
36 and vehicle information of motor vehicle registered owners to identify  
37 toll violators.

1           Where both a mailing address and residence address are recorded on  
2 the vehicle record and are different, only the mailing address will be  
3 disclosed. Both addresses will be disclosed in response to requests  
4 for disclosure from courts, law enforcement agencies, or government  
5 entities with enforcement, investigative, or taxing authority and only  
6 for use in the normal course of conducting their business.

7           If a list of registered and legal owners of motor vehicles is used  
8 for any purpose other than that authorized in this section, the  
9 manufacturer, governmental agency, commercial parking company,  
10 authorized agent, contractor, financial institution, toll facility  
11 operator, or their authorized agents or contractors responsible for the  
12 unauthorized disclosure or use will be denied further access to such  
13 information by the department of licensing.

14           **Sec. 703.** RCW 46.18.060 and 2012 c 65 s 6 are each amended to read  
15 as follows:

16           (1) The department must review and either approve or reject special  
17 license plate applications submitted by sponsoring organizations.

18           (2) Duties of the department include, but are not limited to, the  
19 following:

20           (a) Review and approve the annual financial reports submitted by  
21 sponsoring organizations with active special license plate series and  
22 present those annual financial reports to the joint transportation  
23 committee;

24           (b) Report annually to the joint transportation committee on the  
25 special license plate applications that were considered by the  
26 department;

27           (c) Issue approval and rejection notification letters to sponsoring  
28 organizations, the executive committee of the joint transportation  
29 committee, and the legislative sponsors identified in each application.  
30 The letters must be issued within seven days of making a determination  
31 on the status of an application; and

32           (d) Review annually the number of plates sold for each special  
33 license plate series created after January 1, 2003. The department may  
34 submit a recommendation to discontinue a special plate series to the  
35 executive committee of the joint transportation committee.

36           (3) Except as provided in RCW 46.18.245, in order to assess the  
37 effects and impact of the proliferation of special license plates, the

1 legislature declares a temporary moratorium on the issuance of any  
2 additional plates until July 1, (~~2013~~) 2015. During this period of  
3 time, the department is prohibited from accepting, reviewing,  
4 processing, or approving any applications. Additionally, a special  
5 license plate may not be enacted by the legislature during the  
6 moratorium, unless the proposed license plate has been approved by the  
7 former special license plate review board before February 15, 2005.

8 (4) The limitations under subsection (3) of this section do not  
9 apply to the following special license plates:

10 (a) 4-H license plates created under RCW 46.18.200;

11 (b) Music Matters license plates created under RCW 46.18.200;

12 (c) State flower license plates created under RCW 46.18.200;

13 (d) Volunteer firefighter license plates created under RCW  
14 46.18.200.

15 **Sec. 704.** RCW 46.68.113 and 2011 c 353 s 7 are each amended to  
16 read as follows:

17 (1) During the 2013-2015 fiscal biennium, cities and towns shall  
18 provide to the transportation commission, or its successor entity,  
19 preservation rating information on at least seventy percent of the  
20 total city and town arterial network. Thereafter, the preservation  
21 rating information requirement shall increase in five percent  
22 increments in subsequent biennia, but in no case shall it exceed eighty  
23 percent. The rating system used by cities and towns must be based upon  
24 the Washington state pavement rating method or an equivalent standard  
25 approved by the department of transportation. Beginning January 1,  
26 2007, the preservation rating information shall be submitted to the  
27 department.

28 (2) Cities and towns are exempt from the requirement to report  
29 preservation rating information to the department or the transportation  
30 commission through the 2013-2015 fiscal biennium.

31 **Sec. 705.** RCW 46.68.170 and 2011 c 367 s 715 are each amended to  
32 read as follows:

33 There is hereby created in the motor vehicle fund the RV account.  
34 All moneys hereafter deposited in said account shall be used by the  
35 department of transportation for the construction, maintenance, and  
36 operation of recreational vehicle sanitary disposal systems at safety

1 rest areas in accordance with the department's highway system plan as  
2 prescribed in chapter 47.06 RCW. During the ((2009-2011 and)) 2011-  
3 2013 and 2013-2015 fiscal biennia, the legislature may transfer from  
4 the RV account to the motor vehicle fund such amounts as reflect the  
5 excess fund balance of the RV account to accomplish the purposes  
6 identified in this section.

7 **Sec. 706.** RCW 46.68.325 and 2011 c 367 s 721 are each amended to  
8 read as follows:

9 (1) The rural mobility grant program account is created in the  
10 state treasury. Moneys in the account may be spent only after  
11 appropriation. Expenditures from the account may be used only for the  
12 grants provided under RCW 47.66.100.

13 (2) Beginning September 2011, by the last day of September,  
14 December, March, and June of each year, the state treasurer shall  
15 transfer from the multimodal transportation account to the rural  
16 mobility grant program account two million five hundred thousand  
17 dollars.

18 (3) During the 2011-2013 and 2013-2015 fiscal ((biennium)) biennia,  
19 the legislature may transfer from the rural mobility grant program  
20 account to the multimodal transportation account such amounts as  
21 reflect the excess fund balance of the rural mobility grant program  
22 account.

23 NEW SECTION. **Sec. 707.** A new section is added to chapter 47.06A  
24 RCW to read as follows:

25 During the 2013-2015 fiscal biennium, members of the freight  
26 advisory committee group created as a standing committee of the board  
27 may be reimbursed for travel expenses as provided in RCW 43.03.050 and  
28 43.03.060.

29 **Sec. 708.** RCW 47.29.170 and 2011 c 367 s 701 are each amended to  
30 read as follows:

31 Before accepting any unsolicited project proposals, the commission  
32 must adopt rules to facilitate the acceptance, review, evaluation, and  
33 selection of unsolicited project proposals. These rules must include  
34 the following:

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

3 (2) Provisions governing procedures for the cessation of  
4 negotiations and consideration;

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

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

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

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

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

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

25 The commission may adopt other rules as necessary to avoid  
26 conflicts with existing laws, statutes, or contractual obligations of  
27 the state.

28 The commission may not accept or consider any unsolicited proposals  
29 before July 1, ((2013)) 2015.

30 **Sec. 709.** RCW 47.56.403 and 2011 c 367 s 709 are each amended to  
31 read as follows:

32 (1) The department may provide for the establishment, construction,  
33 and operation of a pilot project of high occupancy toll lanes on state  
34 route 167 high occupancy vehicle lanes within King county. The  
35 department may issue, buy, and redeem bonds, and deposit and expend  
36 them; secure and remit financial and other assistance in the

1 construction of high occupancy toll lanes, carry insurance, and handle  
2 any other matters pertaining to the high occupancy toll lane pilot  
3 project.

4 (2) Tolls for high occupancy toll lanes will be established as  
5 follows:

6 (a) The schedule of toll charges for high occupancy toll lanes must  
7 be established by the transportation commission and collected in a  
8 manner determined by the commission.

9 (b) Toll charges shall not be assessed on transit buses and vanpool  
10 vehicles owned or operated by any public agency.

11 (c) The department shall establish performance standards for the  
12 state route 167 high occupancy toll lane pilot project. The department  
13 must automatically adjust the toll charge, using dynamic tolling, to  
14 ensure that toll-paying single-occupant vehicle users are only  
15 permitted to enter the lane to the extent that average vehicle speeds  
16 in the lane remain above forty-five miles per hour at least ninety  
17 percent of the time during peak hours. The toll charge may vary in  
18 amount by time of day, level of traffic congestion within the highway  
19 facility, vehicle occupancy, or other criteria, as the commission may  
20 deem appropriate. The commission may also vary toll charges for  
21 single-occupant inherently low-emission vehicles such as those powered  
22 by electric batteries, natural gas, propane, or other clean burning  
23 fuels.

24 (d) The commission shall periodically review the toll charges to  
25 determine if the toll charges are effectively maintaining travel time,  
26 speed, and reliability on the highway facilities.

27 (3) The department shall monitor the state route 167 high occupancy  
28 toll lane pilot project and shall annually report to the transportation  
29 commission and the legislature on operations and findings. At a  
30 minimum, the department shall provide facility use data and review the  
31 impacts on:

32 (a) Freeway efficiency and safety;

33 (b) Effectiveness for transit;

34 (c) Person and vehicle movements by mode;

35 (d) Ability to finance improvements and transportation services  
36 through tolls; and

37 (e) The impacts on all highway users. The department shall analyze  
38 aggregate use data and conduct, as needed, separate surveys to assess



1 usage of the facility in relation to geographic, socioeconomic, and  
2 demographic information within the corridor in order to ascertain  
3 actual and perceived questions of equitable use of the facility.

4 (4) The department shall modify the pilot project to address  
5 identified safety issues and mitigate negative impacts to high  
6 occupancy vehicle lane users.

7 (5) Authorization to impose high occupancy vehicle tolls for the  
8 state route 167 high occupancy toll pilot project expires if either of  
9 the following two conditions apply:

10 (a) If no contracts have been let by the department to begin  
11 construction of the toll facilities associated with this pilot project  
12 within four years of July 24, 2005; or

13 (b) If high occupancy vehicle tolls are being collected on June 30,  
14 (~~2013~~) 2015.

15 (6) The department of transportation shall adopt rules that allow  
16 automatic vehicle identification transponders used for electronic toll  
17 collection to be compatible with other electronic payment devices or  
18 transponders from the Washington state ferry system, other public  
19 transportation systems, or other toll collection systems to the extent  
20 that technology permits.

21 (7) The conversion of a single existing high occupancy vehicle lane  
22 to a high occupancy toll lane as proposed for SR-167 must be taken as  
23 the exception for this pilot project.

24 (8) A violation of the lane restrictions applicable to the high  
25 occupancy toll lanes established under this section is a traffic  
26 infraction.

27 (9) Procurement activity associated with this pilot project shall  
28 be open and competitive in accordance with chapter 39.29 RCW.

29 **Sec. 710.** RCW 47.56.876 and 2011 c 367 s 720 are each amended to  
30 read as follows:

31 (~~(1)~~) A special account to be known as the state route number 520  
32 civil penalties account is created in the state treasury. All state  
33 route number 520 bridge replacement and HOV program civil penalties  
34 generated from the nonpayment of tolls on the state route number 520  
35 corridor must be deposited into the account, as provided under RCW  
36 47.56.870(4)(b)(vii). Moneys in the account may be spent only after  
37 appropriation. Expenditures from the account may be used to fund any

1 project within the state route number 520 bridge replacement and HOV  
2 program, including mitigation. During the 2011-2013 and 2013-2015  
3 fiscal ((biennium)) biennia, the legislature may transfer from the  
4 state route number 520 civil penalties account to the state route  
5 number 520 corridor account such amounts as reflect the excess fund  
6 balance of the state route number 520 civil penalties account. Funds  
7 transferred must be used solely for capital expenditures for the state  
8 route number 520 bridge replacement and HOV project (8BI1003).

9 ~~((2) This section is contingent on the enactment by June 30, 2010,~~  
10 ~~of either chapter 249, Laws of 2010 or chapter . . . (Substitute House~~  
11 ~~Bill No. 2897), Laws of 2010, but if the enacted bill does not~~  
12 ~~designate the department as the toll penalty adjudicating agency, this~~  
13 ~~section is null and void.))~~

14 **Sec. 711.** RCW 46.63.170 and 2012 c 85 s 3 and 2012 c 83 s 7 are  
15 each reenacted and amended to read as follows:

16 (1) The use of automated traffic safety cameras for issuance of  
17 notices of infraction is subject to the following requirements:

18 (a) The appropriate local legislative authority must prepare an  
19 analysis of the locations within the jurisdiction where automated  
20 traffic safety cameras are proposed to be located: (i) Before enacting  
21 an ordinance allowing for the initial use of automated traffic safety  
22 cameras; and (ii) before adding additional cameras or relocating any  
23 existing camera to a new location within the jurisdiction. Automated  
24 traffic safety cameras may be used to detect one or more of the  
25 following: Stoplight, railroad crossing, or school speed zone  
26 violations. At a minimum, the local ordinance must contain the  
27 restrictions described in this section and provisions for public notice  
28 and signage. Cities and counties using automated traffic safety  
29 cameras before July 24, 2005, are subject to the restrictions described  
30 in this section, but are not required to enact an authorizing  
31 ordinance. Beginning one year after June 7, 2012, cities and counties  
32 using automated traffic safety cameras must post an annual report of  
33 the number of traffic accidents that occurred at each location where an  
34 automated traffic safety camera is located as well as the number of  
35 notices of infraction issued for each camera and any other relevant  
36 information about the automated traffic safety cameras that the city or  
37 county deems appropriate on the city's or county's web site.

1 (b) Use of automated traffic safety cameras is restricted to the  
2 following locations only: (i) Intersections of two arterials with  
3 traffic control signals that have yellow change interval durations in  
4 accordance with RCW 47.36.022, which interval durations may not be  
5 reduced after placement of the camera; (ii) railroad crossings; and  
6 (iii) school speed zones.

7 (c) During the 2011-2013 and 2013-2015 fiscal (~~(biennium)~~) biennia,  
8 automated traffic safety cameras may be used to detect speed violations  
9 for the purposes of section 201(2), chapter 367, Laws of 2011 and  
10 section 201(4) of this act if the local legislative authority first  
11 enacts an ordinance authorizing the use of cameras to detect speed  
12 violations.

13 (d) Automated traffic safety cameras may only take pictures of the  
14 vehicle and vehicle license plate and only while an infraction is  
15 occurring. The picture must not reveal the face of the driver or of  
16 passengers in the vehicle. The primary purpose of camera placement is  
17 to take pictures of the vehicle and vehicle license plate when an  
18 infraction is occurring. Cities and counties shall consider installing  
19 cameras in a manner that minimizes the impact of camera flash on  
20 drivers.

21 (e) A notice of infraction must be mailed to the registered owner  
22 of the vehicle within fourteen days of the violation, or to the renter  
23 of a vehicle within fourteen days of establishing the renter's name and  
24 address under subsection (3)(a) of this section. The law enforcement  
25 officer issuing the notice of infraction shall include with it a  
26 certificate or facsimile thereof, based upon inspection of photographs,  
27 microphotographs, or electronic images produced by an automated traffic  
28 safety camera, stating the facts supporting the notice of infraction.  
29 This certificate or facsimile is prima facie evidence of the facts  
30 contained in it and is admissible in a proceeding charging a violation  
31 under this chapter. The photographs, microphotographs, or electronic  
32 images evidencing the violation must be available for inspection and  
33 admission into evidence in a proceeding to adjudicate the liability for  
34 the infraction. A person receiving a notice of infraction based on  
35 evidence detected by an automated traffic safety camera may respond to  
36 the notice by mail.

37 (f) The registered owner of a vehicle is responsible for an  
38 infraction under RCW 46.63.030(1)(d) unless the registered owner

1 overcomes the presumption in RCW 46.63.075, or, in the case of a rental  
2 car business, satisfies the conditions under subsection (3) of this  
3 section. If appropriate under the circumstances, a renter identified  
4 under subsection (3)(a) of this section is responsible for an  
5 infraction.

6 (g) Notwithstanding any other provision of law, all photographs,  
7 microphotographs, or electronic images prepared under this section are  
8 for the exclusive use of law enforcement in the discharge of duties  
9 under this section and are not open to the public and may not be used  
10 in a court in a pending action or proceeding unless the action or  
11 proceeding relates to a violation under this section. No photograph,  
12 microphotograph, or electronic image may be used for any purpose other  
13 than enforcement of violations under this section nor retained longer  
14 than necessary to enforce this section.

15 (h) All locations where an automated traffic safety camera is used  
16 must be clearly marked at least thirty days prior to activation of the  
17 camera by placing signs in locations that clearly indicate to a driver  
18 that he or she is entering a zone where traffic laws are enforced by an  
19 automated traffic safety camera. Signs placed in automated traffic  
20 safety camera locations after June 7, 2012, must follow the  
21 specifications and guidelines under the manual of uniform traffic  
22 control devices for streets and highways as adopted by the department  
23 of transportation under chapter 47.36 RCW.

24 (i) If a county or city has established an authorized automated  
25 traffic safety camera program under this section, the compensation paid  
26 to the manufacturer or vendor of the equipment used must be based only  
27 upon the value of the equipment and services provided or rendered in  
28 support of the system, and may not be based upon a portion of the fine  
29 or civil penalty imposed or the revenue generated by the equipment.

30 (2) Infractions detected through the use of automated traffic  
31 safety cameras are not part of the registered owner's driving record  
32 under RCW 46.52.101 and 46.52.120. Additionally, infractions generated  
33 by the use of automated traffic safety cameras under this section shall  
34 be processed in the same manner as parking infractions, including for  
35 the purposes of RCW 3.50.100, 35.20.220, 46.16A.120, and 46.20.270(3).  
36 The amount of the fine issued for an infraction generated through the  
37 use of an automated traffic safety camera shall not exceed the amount  
38 of a fine issued for other parking infractions within the jurisdiction.

1 However, the amount of the fine issued for a traffic control signal  
2 violation detected through the use of an automated traffic safety  
3 camera shall not exceed the monetary penalty for a violation of RCW  
4 46.61.050 as provided under RCW 46.63.110, including all applicable  
5 statutory assessments.

6 (3) If the registered owner of the vehicle is a rental car  
7 business, the law enforcement agency shall, before a notice of  
8 infraction being issued under this section, provide a written notice to  
9 the rental car business that a notice of infraction may be issued to  
10 the rental car business if the rental car business does not, within  
11 eighteen days of receiving the written notice, provide to the issuing  
12 agency by return mail:

13 (a) A statement under oath stating the name and known mailing  
14 address of the individual driving or renting the vehicle when the  
15 infraction occurred; or

16 (b) A statement under oath that the business is unable to determine  
17 who was driving or renting the vehicle at the time the infraction  
18 occurred because the vehicle was stolen at the time of the infraction.  
19 A statement provided under this subsection must be accompanied by a  
20 copy of a filed police report regarding the vehicle theft; or

21 (c) In lieu of identifying the vehicle operator, the rental car  
22 business may pay the applicable penalty.

23 Timely mailing of this statement to the issuing law enforcement  
24 agency relieves a rental car business of any liability under this  
25 chapter for the notice of infraction.

26 (4) Nothing in this section prohibits a law enforcement officer  
27 from issuing a notice of traffic infraction to a person in control of  
28 a vehicle at the time a violation occurs under RCW 46.63.030(1) (a),  
29 (b), or (c).

30 (5) For the purposes of this section, "automated traffic safety  
31 camera" means a device that uses a vehicle sensor installed to work in  
32 conjunction with an intersection traffic control system, a railroad  
33 grade crossing control system, or a speed measuring device, and a  
34 camera synchronized to automatically record one or more sequenced  
35 photographs, microphotographs, or electronic images of the rear of a  
36 motor vehicle at the time the vehicle fails to stop when facing a  
37 steady red traffic control signal or an activated railroad grade  
38 crossing control signal, or exceeds a speed limit in a school speed

1 zone as detected by a speed measuring device. During the 2011-2013 and  
2 2013-2015 fiscal (~~(biennium)~~) biennia, an automated traffic safety  
3 camera includes a camera used to detect speed violations for the  
4 purposes of section 201(2), chapter 367, Laws of 2011 and section  
5 201(4) of this act.

6 (6) During the 2011-2013 and 2013-2015 fiscal (~~(biennium)~~) biennia,  
7 this section does not apply to automated traffic safety cameras for the  
8 purposes of section 216(5), chapter 367, Laws of 2011 and section  
9 216(6) of this act.

10 **Sec. 712.** RCW 46.20.745 and 2012 c 183 s 10 are each amended to  
11 read as follows:

12 (1) The ignition interlock device revolving account program is  
13 created within the department to assist in covering the monetary costs  
14 of installing, removing, and leasing an ignition interlock device, and  
15 applicable licensing, for indigent persons who are required under RCW  
16 46.20.385, 46.20.720, and 46.61.5055 to install an ignition interlock  
17 device in all vehicles owned or operated by the person. For purposes  
18 of this subsection, "indigent" has the same meaning as in RCW  
19 10.101.010, as determined by the department. During the 2013-2015  
20 fiscal biennium, the ignition interlock device revolving account  
21 program also includes ignition interlock enforcement work conducted by  
22 the Washington state patrol.

23 (2) A pilot program is created within the ignition interlock device  
24 revolving account program for the purpose of monitoring compliance by  
25 persons required to use ignition interlock devices and by ignition  
26 interlock companies and vendors.

27 (3) The department, the state patrol, and the Washington traffic  
28 safety commission shall coordinate to establish a compliance pilot  
29 program that will target at least one county from eastern Washington  
30 and one county from western Washington, as determined by the  
31 department, state patrol, and Washington traffic safety commission.

32 (4) At a minimum, the compliance pilot program shall:

33 (a) Review the number of ignition interlock devices that are  
34 required to be installed in the targeted county and the number of  
35 ignition interlock devices actually installed;

36 (b) Work to identify those persons who are not complying with

1 ignition interlock requirements or are repeatedly violating ignition  
2 interlock requirements; and

3 (c) Identify ways to track compliance and reduce noncompliance.

4 (5) As part of monitoring compliance, the Washington traffic safety  
5 commission shall also track recidivism for violations of RCW 46.61.502  
6 and 46.61.504 by persons required to have an ignition interlock  
7 driver's license under RCW 46.20.385 and 46.20.720.

8 **Sec. 713.** RCW 46.68.370 and 2011 c 367 s 716 are each amended to  
9 read as follows:

10 The license plate technology account is created in the state  
11 treasury. All receipts collected under RCW 46.17.015 must be deposited  
12 into this account. Expenditures from this account must support current  
13 and future license plate technology and systems integration upgrades  
14 for both the department and correctional industries. Moneys in the  
15 account may be spent only after appropriation. Additionally, the  
16 moneys in this account may be used to reimburse the motor vehicle  
17 account for any appropriation made to implement the digital license  
18 plate system. During the 2011-2013 and 2013-2015 fiscal (~~biennium~~)  
19 biennia, the legislature may transfer from the license plate technology  
20 account to the highway safety account [fund] such amounts as reflect  
21 the excess fund balance of the license plate technology account.

22 **Sec. 714.** RCW 47.12.244 and 2011 c 367 s 717 are each amended to  
23 read as follows:

24 There is created the "advance right-of-way revolving fund" in the  
25 custody of the treasurer, into which the department is authorized to  
26 deposit directly and expend without appropriation:

27 (1) An initial deposit of ten million dollars from the motor  
28 vehicle fund included in the department of transportation's 1991-93  
29 budget;

30 (2) All moneys received by the department as rental income from  
31 real properties that are not subject to federal aid reimbursement,  
32 except moneys received from rental of capital facilities properties as  
33 defined in chapter 47.13 RCW; and

34 (3) Any federal moneys available for acquisition of right-of-way  
35 for future construction under the provisions of section 108 of Title  
36 23, United States Code.

1 During the (~~2009-2011 and~~) 2011-2013 and 2013-2015 fiscal  
2 biennia, the legislature may transfer from the advance right-of-way  
3 revolving fund to the motor vehicle account amounts as reflect the  
4 excess fund balance of the advance right-of-way revolving fund.

5 **Sec. 715.** RCW 47.12.340 and 2010 c 247 s 703 are each amended to  
6 read as follows:

7 The advanced environmental mitigation revolving account is created  
8 in the custody of the treasurer, into which the department shall  
9 deposit directly and may expend without appropriation:

10 (1) An initial appropriation included in the department of  
11 transportation's 1997-99 budget, and deposits from other identified  
12 sources;

13 (2) All moneys received by the department from internal and  
14 external sources for the purposes of conducting advanced environmental  
15 mitigation; and

16 (3) Interest gained from the management of the advanced  
17 environmental mitigation revolving account.

18 (4) During the (~~2009-2011 fiscal biennium~~) 2011-2013 and 2013-  
19 2015 fiscal biennia, the legislature may transfer from the advanced  
20 environmental mitigation revolving account to the motor vehicle account  
21 such amounts as reflect the excess fund balance of the advanced  
22 environmental mitigation revolving account.

23 **Sec. 716.** RCW 46.63.180 and 2011 c 375 s 2 are each amended to  
24 read as follows:

25 (1) School districts may install and operate automated school bus  
26 safety cameras on school buses to be used for the detection of  
27 violations of RCW 46.61.370(1) if the use of the cameras is approved by  
28 a vote of the school district board of directors. School districts are  
29 not required to take school buses out of service if the buses are not  
30 equipped with automated school bus safety cameras or functional  
31 automated safety cameras. Further, school districts shall be held  
32 harmless from and not liable for any criminal or civil liability  
33 arising under the provisions of this section.

34 (a) Automated school bus safety cameras may only take pictures of  
35 the vehicle and vehicle license plate and only while an infraction is



1 occurring. The picture must not reveal the face of the driver or of  
2 passengers in the vehicle.

3 (b) A notice of infraction must be mailed to the registered owner  
4 of the vehicle within fourteen days of the violation, or to the renter  
5 of a vehicle within fourteen days of establishing the renter's name and  
6 address under subsection (2)(a)(i) of this section. The law  
7 enforcement officer issuing the notice of infraction shall include a  
8 certificate or facsimile of the notice, based upon inspection of  
9 photographs, microphotographs, or electronic images produced by an  
10 automated school bus safety camera, stating the facts supporting the  
11 notice of infraction. This certificate or facsimile is prima facie  
12 evidence of the facts contained in it and is admissible in a proceeding  
13 charging a violation under this chapter. The photographs,  
14 microphotographs, or electronic images evidencing the violation must be  
15 available for inspection and admission into evidence in a proceeding to  
16 adjudicate the liability for the infraction. A person receiving a  
17 notice of infraction based on evidence detected by an automated school  
18 bus safety camera may respond to the notice by mail.

19 (c) The registered owner of a vehicle is responsible for an  
20 infraction under RCW 46.63.030(1)(e) unless the registered owner  
21 overcomes the presumption in RCW 46.63.075, or, in the case of a rental  
22 car business, satisfies the conditions under subsection (2) of this  
23 section. If appropriate under the circumstances, a renter identified  
24 under subsection (2)(a)(i) of this section is responsible for an  
25 infraction.

26 (d) Notwithstanding any other provision of law, all photographs,  
27 microphotographs, or electronic images prepared under this section are  
28 for the exclusive use of law enforcement in the discharge of duties  
29 under this section and are not open to the public and may not be used  
30 in a court in a pending action or proceeding unless the action or  
31 proceeding relates to a violation under this section. No photograph,  
32 microphotograph, or electronic image may be used for any purpose other  
33 than enforcement of violations under this section nor retained longer  
34 than necessary to enforce this section.

35 (e) If a school district installs and operates an automated school  
36 bus safety camera under this section, the compensation paid to the  
37 manufacturer or vendor of the equipment used must be based only upon  
38 the value of the equipment and services provided or rendered in support

1 of the system, and may not be based upon a portion of the fine or civil  
2 penalty imposed or the revenue generated by the equipment. Further,  
3 any repair, replacement, or administrative work costs related to  
4 installing or repairing automated school bus safety cameras must be  
5 solely paid for by the manufacturer or vender of the cameras. Before  
6 entering into a contract with the manufacturer or vendor of the  
7 equipment used under this subsection (1)(e), the school district must  
8 follow the competitive bid process as outlined in RCW 28A.335.190(1).

9 (f) Any revenue collected from infractions detected through the use  
10 of automated school bus safety cameras, less the administration and  
11 operating costs of the cameras, must be remitted to school districts  
12 for school zone safety projects as determined by the school district  
13 using the automated school bus safety cameras. The administration and  
14 operating costs of the cameras includes infraction enforcement and  
15 processing costs that are incurred by local law enforcement or local  
16 courts. During the 2013-2015 fiscal biennium, the infraction revenue  
17 may also be used for school bus safety projects by those school  
18 districts eligible to apply for funding from the school zone safety  
19 account appropriation in section 201 of this act.

20 (2)(a) If the registered owner of the vehicle is a rental car  
21 business, the law enforcement agency shall, before a notice of  
22 infraction is issued under this section, provide a written notice to  
23 the rental car business that a notice of infraction may be issued to  
24 the rental car business if the rental car business does not, within  
25 eighteen days of receiving the written notice, provide to the issuing  
26 agency by return mail:

27 (i) A statement under oath stating the name and known mailing  
28 address of the individual driving or renting the vehicle when the  
29 infraction occurred;

30 (ii) A statement under oath that the business is unable to  
31 determine who was driving or renting the vehicle at the time the  
32 infraction occurred because the vehicle was stolen at the time of the  
33 infraction. A statement provided under this subsection (2)(a)(ii) must  
34 be accompanied by a copy of a filed police report regarding the vehicle  
35 theft; or

36 (iii) In lieu of identifying the vehicle operator, the rental car  
37 business may pay the applicable penalty.

1 (b) Timely mailing of a statement under this subsection to the  
2 issuing law enforcement agency relieves a rental car business of any  
3 liability under this chapter for the notice of infraction.

4 (3) For purposes of this section, "automated school bus safety  
5 camera" means a device that is affixed to a school bus that is  
6 synchronized to automatically record one or more sequenced photographs,  
7 microphotographs, or electronic images of the rear of a vehicle at the  
8 time the vehicle is detected for an infraction identified in RCW  
9 46.61.370(1).

10 **Sec. 717.** RCW 46.68.060 and 2011 c 367 s 718 and 2011 c 298 s 26  
11 are each reenacted and amended to read as follows:

12 There is hereby created in the state treasury a fund to be known as  
13 the highway safety fund to the credit of which must be deposited all  
14 moneys directed by law to be deposited therein. This fund must be used  
15 for carrying out the provisions of law relating to driver licensing,  
16 driver improvement, financial responsibility, cost of furnishing  
17 abstracts of driving records and maintaining such case records, and to  
18 carry out the purposes set forth in RCW 43.59.010, and chapters 46.72  
19 and 46.72A RCW. During the ((2009-2011 and)) 2011-2013 and 2013-2015  
20 fiscal biennia, the legislature may transfer from the highway safety  
21 fund to the Puget Sound ferry operations account, the motor vehicle  
22 fund, and the multimodal transportation account such amounts as reflect  
23 the excess fund balance of the highway safety fund.

24 **Sec. 718.** RCW 82.70.020 and 2005 c 297 s 3 are each amended to  
25 read as follows:

26 (1) Employers in this state who are taxable under chapter 82.04 or  
27 82.16 RCW and provide financial incentives to their own or other  
28 employees for ride sharing, for using public transportation, for using  
29 car sharing, or for using nonmotorized commuting before July 1,  
30 ((2013)) 2014, are allowed a credit against taxes payable under  
31 chapters 82.04 and 82.16 RCW for amounts paid to or on behalf of  
32 employees for ride sharing in vehicles carrying two or more persons,  
33 for using public transportation, for using car sharing, or for using  
34 nonmotorized commuting, not to exceed sixty dollars per employee per  
35 fiscal year.

1 (2) Property managers who are taxable under chapter 82.04 or 82.16  
2 RCW and provide financial incentives to persons employed at a worksite  
3 in this state managed by the property manager for ride sharing, for  
4 using public transportation, for using car sharing, or for using  
5 nonmotorized commuting before July 1, (~~2013~~) 2014, are allowed a  
6 credit against taxes payable under chapters 82.04 and 82.16 RCW for  
7 amounts paid to or on behalf of these persons for ride sharing in  
8 vehicles carrying two or more persons, for using public transportation,  
9 for using car sharing, or for using nonmotorized commuting, not to  
10 exceed sixty dollars per person per fiscal year.

11 (3) The credit under this section is equal to the amount paid to or  
12 on behalf of each employee multiplied by fifty percent, but may not  
13 exceed sixty dollars per employee per fiscal year. No refunds may be  
14 granted for credits under this section.

15 (4) A person may not receive credit under this section for amounts  
16 paid to or on behalf of the same employee under both chapters 82.04 and  
17 82.16 RCW.

18 (5) A person may not take a credit under this section for amounts  
19 claimed for credit by other persons.

20 **Sec. 719.** RCW 82.70.040 and 2005 c 297 s 5 are each amended to  
21 read as follows:

22 (1)(a)(i) The department shall keep a running total of all credits  
23 allowed under RCW 82.70.020 during each fiscal year. The department  
24 shall not allow any credits that would cause the total amount allowed  
25 to exceed two million seven hundred fifty thousand dollars in any  
26 fiscal year. This limitation includes any deferred credits carried  
27 forward under subsection (2)(b)(i) of this section from prior years.

28 (ii) During the 2013-2015 fiscal biennium, the department shall not  
29 allow any credits that would cause the total amount allowed to exceed  
30 one million five hundred thousand dollars in any fiscal year. This  
31 limitation includes any deferred credits carried forward under  
32 subsection (2)(b)(i) of this section from prior years.

33 (b) If the total amount of credit applied for by all applicants in  
34 any year exceeds the limit in this subsection, the department shall  
35 ratably reduce the amount of credit allowed for all applicants so that  
36 the limit in this subsection is not exceeded. If a credit is reduced

1 under this subsection, the amount of the reduction may not be carried  
2 forward and claimed in subsequent fiscal years.

3 (2)(a) Tax credits under RCW 82.70.020 may not be claimed in excess  
4 of the amount of tax otherwise due under chapter 82.04 or 82.16 RCW.

5 (b)(i) Through June 30, 2005, a person with taxes equal to or in  
6 excess of the credit under RCW 82.70.020, and therefore not subject to  
7 the limitation in (a) of this subsection, may elect to defer tax  
8 credits for a period of not more than three years after the year in  
9 which the credits accrue. No credits deferred under this subsection  
10 (2)(b)(i) may be used after June 30, 2008. A person deferring tax  
11 credits under this subsection (2)(b)(i) must submit an application as  
12 provided in RCW 82.70.025 in the year in which the deferred tax credits  
13 will be used. This application is subject to the provisions of  
14 subsection (1) of this section for the year in which the tax credits  
15 will be applied. If a deferred credit is reduced under subsection  
16 (1)(b) of this section, the amount of deferred credit disallowed  
17 because of the reduction may be carried forward as long as the period  
18 of deferral does not exceed three years after the year in which the  
19 credit was earned.

20 (ii) For credits approved by the department after June 30, 2005,  
21 the approved credit may be carried forward to subsequent years until  
22 used. Credits carried forward as authorized by this subsection are  
23 subject to the limitation in subsection (1)(a) of this section for the  
24 fiscal year for which the credits were originally approved.

25 (3) No person shall be approved for tax credits under RCW 82.70.020  
26 in excess of two hundred thousand dollars in any fiscal year. This  
27 limitation does not apply to credits carried forward from prior years  
28 under subsection (2)(b) of this section.

29 (4) No person may claim tax credits after June 30, (~~(2013)~~) 2014.

30 (5) Credits may not be carried forward other than as authorized in  
31 subsection (2)(b) of this section.

32 (6) No person is eligible for tax credits under RCW 82.70.020 if  
33 the additional revenues for the multimodal transportation account  
34 created by Engrossed Substitute House Bill No. 2231 are terminated.

35 **Sec. 720.** RCW 82.70.900 and 2003 c 364 s 8 are each amended to  
36 read as follows:

1 This chapter expires July 1, ((2013)) 2014, except for RCW  
2 82.70.050, which expires January 1, ((2014)) 2015.

3 **2011-2013 FISCAL BIENNIUM**  
4 **TRANSPORTATION AGENCIES--OPERATING**

5 **Sec. 801.** 2012 c 86 s 201 (uncodified) is amended to read as  
6 follows:

7 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

8	Highway Safety Account--State Appropriation . . . . .	(( <del>\$2,983,000</del> ))
9		<u>\$2,982,000</u>
10	Highway Safety Account--Federal Appropriation . . . . .	(( <del>\$42,507,000</del> ))
11		<u>\$35,497,000</u>
12	Highway Safety Account--Private/Local Appropriation . . . . .	\$50,000
13	School Zone Safety Account--State Appropriation . . . . .	(( <del>\$3,340,000</del> ))
14		<u>\$2,340,000</u>
15	TOTAL APPROPRIATION . . . . .	(( <del>\$48,880,000</del> ))
16		<u>\$40,869,000</u>

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

19 (1) \$1,673,900 of the highway safety account--federal appropriation  
20 is provided solely for the conclusion of the target zero trooper pilot  
21 program, which the commission has developed and implemented in  
22 collaboration with the Washington state patrol. The pilot program must  
23 continue to demonstrate the effectiveness of intense, high visibility,  
24 driving under the influence enforcement in Washington. The commission  
25 shall continue to apply to the national highway traffic safety  
26 administration for federal highway safety grants to cover the cost of  
27 the pilot program. State funding is provided in section ((207)) 807 of  
28 this act for the state patrol to continue the target zero trooper  
29 program in fiscal year 2013.

30 (2) The commission may oversee pilot projects implementing the use  
31 of automated traffic safety cameras to detect speed violations within  
32 cities west of the Cascade mountains that have a population over one  
33 hundred ninety-five thousand. For the purposes of pilot projects in  
34 this subsection, no more than one automated traffic safety camera may  
35 be used to detect speed violations within any one jurisdiction.

1 (a) The commission shall comply with RCW 46.63.170 in administering  
2 the pilot projects.

3 (b) In order to ensure adequate time in the 2011-2013 fiscal  
4 biennium to evaluate the effectiveness of the pilot projects, any  
5 projects authorized by the commission must be authorized by December  
6 31, 2011.

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

11 (3) \$460,000 of the highway safety account--state appropriation is  
12 provided solely for the implementation of chapter ... (Engrossed Second  
13 Substitute House Bill No. 1789), Laws of 2011 (addressing DUI  
14 accountability). If chapter ... (Engrossed Second Substitute House  
15 Bill No. 1789), Laws of 2011 is not enacted by June 30, 2011, the  
16 amount provided in this subsection lapses.

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

21 (5) (~~(\$22,000,000)~~) \$15,000,000 of the highway safety account--  
22 federal appropriation is provided solely for federal funds that may be  
23 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the  
24 2011-2013 fiscal biennium.

25 **Sec. 802.** 2012 c 86 s 202 (uncodified) is amended to read as  
26 follows:

27 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

28 Rural Arterial Trust Account--State Appropriation . . . . .	(( <del>\$915,000</del> ))
	<u>\$907,000</u>
30 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,088,000</del> ))
	<u>\$2,086,000</u>
32 County Arterial Preservation Account--State	
33 Appropriation . . . . .	(( <del>\$1,428,000</del> ))
	<u>\$1,413,000</u>
35 TOTAL APPROPRIATION . . . . .	(( <del>\$4,431,000</del> ))
	<u>\$4,406,000</u>

1 The appropriations in this section are subject to the following  
2 conditions and limitations: The county road administration board shall  
3 submit a report to the transportation committees of the legislature by  
4 December 1, 2011, on the implementation of the recommendations that  
5 resulted from the evaluation of efficiencies in the delivery of  
6 transportation funding and services to local governments that was  
7 required under section 204(8), chapter 247, Laws of 2010. The report  
8 must include a description of how recommendations were implemented,  
9 what efficiencies were achieved, and an explanation of any  
10 recommendations that were not implemented.

11 **Sec. 803.** 2012 c 86 s 203 (uncodified) is amended to read as  
12 follows:

13 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

14 Transportation Improvement Account--State

15 Appropriation . . . . .	(( <del>\$3,625,000</del> ))
16	<u>\$3,611,000</u>

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

27 **Sec. 804.** 2012 c 86 s 205 (uncodified) is amended to read as  
28 follows:

29 **FOR THE TRANSPORTATION COMMISSION**

30 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$3,028,000</del> ))
31	<u>\$2,930,000</u>
32 Multimodal Transportation Account--State Appropriation . . . . .	\$112,000
33 TOTAL APPROPRIATION . . . . .	(( <del>\$3,140,000</del> ))
34	<u>\$3,042,000</u>

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



1 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,  
2 during the 2011-2013 fiscal biennium, the legislature authorizes the  
3 transportation commission to periodically review and, if necessary,  
4 adjust the schedule of fares for the Washington state ferry system only  
5 in amounts not greater than those sufficient to generate the amount of  
6 revenue required by the biennial transportation budget. When adjusting  
7 ferry fares, the commission must consider input from affected ferry  
8 users by public hearing and by review with the affected ferry advisory  
9 committees, in addition to the data gathered from the current ferry  
10 user survey.

11 (2) Consistent with RCW 43.135.055 and 47.46.100, during the  
12 2011-2013 fiscal biennium, the legislature authorizes the  
13 transportation commission to periodically review and, if necessary,  
14 adjust the schedule of toll charges applicable to the Tacoma Narrows  
15 bridge only in amounts not greater than those sufficient to support (a)  
16 any required costs for operating and maintaining the toll bridge,  
17 including the cost of insurance, (b) any amount required by law to meet  
18 the redemption of bonds and applicable interest payments, and (c)  
19 repayment of the motor vehicle fund.

20 (3) Consistent with its authority in RCW 47.56.840, the  
21 transportation commission shall consider the need for a citizen  
22 advisory group that provides oversight on new tolled facilities.

23 (4) \$775,000 of the motor vehicle account--state appropriation is  
24 provided solely to determine the feasibility of transitioning from the  
25 gas tax to a road user assessment system of paying for transportation.

26 (a) The transportation commission, with direction from the steering  
27 committee created in (b) of this subsection, must: Review relevant  
28 reports and data related to models of road user assessments and methods  
29 of transitioning to a road user assessment system; analyze the research  
30 to identify issues for policy decisions in Washington; make  
31 recommendations for the design of systemwide trials; develop a plan to  
32 assess public perspectives and educate the public on the current  
33 transportation funding system and options for a new system; and perform  
34 other tasks as deemed necessary by the steering committee.

35 (b) The transportation commission must convene a steering committee  
36 to provide direction to and guide the transportation commission's work.  
37 Membership of the steering committee must include, but is not limited  
38 to, members representing the following interests: The trucking

1 industry; business; cities and counties; public transportation;  
2 environmental; user fee technology; auto and light truck manufacturers;  
3 and the motoring public. In addition, a member from each of the two  
4 largest caucuses of the senate, appointed by the president of the  
5 senate, and a member from each of the two largest caucuses of the house  
6 of representatives, appointed by the speaker of the house of  
7 representatives, must serve on the steering committee.

8 (c) The transportation commission must update the governor and the  
9 legislature on this work by January 1, 2013. In addition, this update  
10 must include a plan and budget request for work to be completed during  
11 the 2013-2015 fiscal biennium.

12 (5) \$160,000 of the motor vehicle account--state appropriation is  
13 provided solely for the transportation commission to establish a  
14 statewide transportation survey panel and conduct two surveys on  
15 transportation funding and policy issues during the 2011-2013 fiscal  
16 biennium. At a minimum, the results of the first survey must be  
17 submitted to the legislature by January 2013.

18 **Sec. 805.** 2012 c 86 s 206 (uncodified) is amended to read as  
19 follows:

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

21 Motor Vehicle Account--State Appropriation . . . . . (~~(\$781,000)~~)  
22 \$805,000

23 The appropriation in this section is subject to the following  
24 conditions and limitations:

25 (1) \$100,000 of the motor vehicle account--state appropriation is  
26 provided solely for an additional staff person for the freight mobility  
27 strategic investment board.

28 (2) The freight mobility strategic investment board shall submit a  
29 report to the transportation committees of the legislature by December  
30 1, 2011, on the implementation of the recommendations that resulted  
31 from the evaluation of efficiencies in the delivery of transportation  
32 funding and services to local governments that was required under  
33 section 204(8), chapter 247, Laws of 2010. The report must include a  
34 description of how recommendations were implemented, what efficiencies  
35 were achieved, and an explanation of any recommendations that were not  
36 implemented.

37 (3) \$25,000 of the motor vehicle account--state appropriation is

1 provided solely to supplement existing staff and resources for  
2 activities related to the development of a freight plan identified  
3 under the federal moving forward for progress in the 21st century (MAP-  
4 21) act of 2012.

5 **Sec. 806.** 2012 c 86 s 207 (uncodified) is amended to read as  
6 follows:

7 **FOR THE WASHINGTON STATE PATROL**

8	Multimodal Transportation Account--State Appropriation . . . .	\$132,000
9	( <del>Ignition Interlock Device Revolving Account</del>	
10	<del>State Appropriation . . . . .</del>	<del>\$212,000</del> )
11	State Patrol Highway Account--State	
12	Appropriation . . . . .	(( <del>\$350,605,000</del> ))
13		<u>\$348,619,000</u>
14	State Patrol Highway Account--Federal	
15	Appropriation . . . . .	\$10,903,000
16	State Patrol Highway Account--Private/Local	
17	Appropriation . . . . .	(( <del>\$3,494,000</del> ))
18		<u>\$3,674,000</u>
19	Highway Safety Account--State Appropriation . . . . .	(( <del>\$432,000</del> ))
20		<u>\$5,984,000</u>
21	TOTAL APPROPRIATION . . . . .	(( <del>\$365,778,000</del> ))
22		<u>\$369,312,000</u>

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

25 (1) Washington state patrol officers engaged in off-duty uniformed  
26 employment providing traffic control services to the department of  
27 transportation or other state agencies may use state patrol vehicles  
28 for the purpose of that employment, subject to guidelines adopted by  
29 the chief of the Washington state patrol. The Washington state patrol  
30 must be reimbursed for the use of the vehicle at the prevailing state  
31 employee rate for mileage and hours of usage, subject to guidelines  
32 developed by the chief of the Washington state patrol. Cessna pilots  
33 funded from the state patrol highway account who are certified to fly  
34 the King Airs may pilot those aircraft for general fund purposes with  
35 the general fund reimbursing the state patrol highway account an hourly  
36 rate to cover the costs incurred during the flights since the aviation

1 section is no longer part of the Washington state patrol cost  
2 allocation system as of July 1, 2009.

3 (2) The Washington state patrol shall continue to collaborate with  
4 the Washington traffic safety commission on the target zero trooper  
5 pilot program referenced in section ((201)) 801(1) of this act.

6 (3) \$370,000 of the state patrol highway account--state  
7 appropriation is provided solely for costs associated with the pilot  
8 program described under section 216(5) ((of this act)), chapter 86,  
9 Laws of 2012. The Washington state patrol may incur costs related only  
10 to the assignment of cadets and necessary computer equipment and to the  
11 reimbursement of the Washington state department of transportation for  
12 contract costs. The appropriation in this subsection must be funded  
13 from the portion of the automated traffic safety camera fines deposited  
14 into the state patrol highway account; however, if the fines deposited  
15 into the state patrol highway account from automated traffic safety  
16 camera infractions do not reach three hundred seventy thousand dollars,  
17 the department of transportation shall remit funds necessary to the  
18 Washington state patrol to ensure the completion of the pilot program.  
19 The Washington state patrol may not incur overtime as a result of this  
20 pilot program. The Washington state patrol shall not assign troopers  
21 to operate or deploy the pilot program equipment used in the roadway  
22 construction zones.

23 (4) ((~~\$12,160,000~~)) \$12,244,000 of the total appropriation is  
24 provided solely for automobile fuel in the 2011-2013 fiscal biennium.  
25 The Washington state patrol shall analyze their fuel consumption and  
26 submit a report to the legislative transportation committees by  
27 December 31, 2011, on fuel conservation methods that could be used to  
28 minimize costs and ensure that the Washington state patrol is managing  
29 fuel consumption effectively.

30 (5) ((~~\$7,672,000~~)) \$8,312,000 of the total appropriation is  
31 provided solely for the purchase of pursuit vehicles.

32 (6) ((~~\$6,686,000~~)) \$6,806,000 of the total appropriation is  
33 provided solely for vehicle repair and maintenance costs of vehicles  
34 used for highway purposes.

35 (7) ((~~\$1,724,000~~)) \$1,856,000 of the total appropriation is  
36 provided solely for the purchase of mission vehicles used for highway  
37 purposes in the commercial vehicle and traffic investigation sections  
38 of the Washington state patrol.

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

8 (9) The Washington state patrol shall not account for or record  
9 locally provided DUI cost reimbursement payments as expenditure credits  
10 to the state patrol highway account. The patrol shall report the  
11 amount of expected locally provided DUI cost reimbursements to the  
12 office of financial management and transportation committees of the  
13 legislature by September 30th of each year.

14 (10) During the 2011-2013 fiscal biennium, the Washington state  
15 patrol shall continue to perform traffic accident investigations on  
16 Thurston county roads, and shall work with Thurston county to  
17 transition the traffic accident investigations on Thurston county roads  
18 to Thurston county by July 1, 2013.

19 (11) \$2,187,000 of the state patrol highway account--state  
20 appropriation is provided solely for mobile office platforms.

21 (12) \$2,731,000 of the state patrol highway account--state  
22 appropriation is provided solely for the continuation of the target  
23 zero trooper program.

24 (13) \$432,000 of the highway safety account--state appropriation is  
25 provided solely for the implementation of chapter . . . (Second  
26 Substitute House Bill No. 2443), Laws of 2012 (DUI accountability). If  
27 chapter . . . (Second Substitute House Bill No. 2443), Laws of 2012 is  
28 not enacted by June 30, 2012, the amount provided in this subsection  
29 lapses. Additionally, the total highway safety account--state  
30 appropriation in this section assumes the revenue generated by the fees  
31 that the Washington state patrol is authorized to charge manufacturers,  
32 technicians, and other providers under Second Substitute House Bill No.  
33 2443. Within the amounts provided in this subsection is funding for  
34 three additional troopers to provide oversight of the ignition  
35 interlock industry.

36 (14) \$212,000 of the (~~ignition interlock device revolving~~)  
37 highway safety account--state appropriation is provided solely for two  
38 additional troopers to provide oversight of the ignition interlock

1 industry. If chapter . . . (Second Substitute House Bill No. 2443),  
2 Laws of 2012 is enacted by June 30, 2012, the amount provided in this  
3 subsection lapses.

4 (15) \$132,000 of the multimodal transportation account--state  
5 appropriation is provided solely for the implementation of chapter  
6 . . . (Engrossed Substitute House Bill No. 1820), Laws of 2012 (blue  
7 alert system). If chapter . . . (Engrossed Substitute House Bill No.  
8 1820), Laws of 2012 is not enacted by June 30, 2012, the amount  
9 provided in this subsection lapses.

10 **Sec. 807.** 2012 c 86 s 208 (uncodified) is amended to read as  
11 follows:

12 **FOR THE DEPARTMENT OF LICENSING**

13	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$32,000
14	Motorcycle Safety Education Account--State	
15	Appropriation . . . . .	(( <del>\$4,367,000</del> ))
16		<u>\$4,364,000</u>
17	Wildlife Account--State Appropriation . . . . .	(( <del>\$826,000</del> ))
18		<u>\$824,000</u>
19	Highway Safety Account--State Appropriation . . . . .	(( <del>\$148,666,000</del> ))
20		<u>\$146,578,000</u>
21	Highway Safety Account--Federal Appropriation . . . . .	\$4,299,000
22	Highway Safety Account--Private/Local Appropriation . . . . .	\$200,000
23	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$76,511,000</del> ))
24		<u>\$74,457,000</u>
25	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$1,714,000
26	Motor Vehicle Account--Federal Appropriation . . . . .	\$380,000
27	Department of Licensing Services Account--State	
28	Appropriation . . . . .	\$6,095,000
29	Ignition Interlock Device Revolving Account--State	
30	Appropriation . . . . .	\$1,971,000
31	TOTAL APPROPRIATION . . . . .	(( <del>\$245,061,000</del> ))
32		<u>\$240,914,000</u>

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

35 (1) \$231,000 of the motor vehicle account--state appropriation is  
36 provided solely for the implementation of chapter ... (Substitute

1 Senate Bill No. 5800), Laws of 2011 (off-road motorcycles). If chapter  
2 ... (Substitute Senate Bill No. 5800), Laws of 2011 is not enacted by  
3 June 30, 2011, the amount provided in this subsection lapses.

4 (2) \$193,000 of the department of licensing services account--state  
5 appropriation is provided solely for a phased implementation of chapter  
6 ... (Substitute House Bill No. 1046), Laws of 2011 (vehicle and vessel  
7 quick titles). Funding is contingent upon revenues associated with the  
8 vehicle and vessel quick title program paying all direct and indirect  
9 expenditures associated with the department's implementation of this  
10 subsection. If chapter ... (Substitute House Bill No. 1046), Laws of  
11 2011 is not enacted by June 30, 2011, the amount provided in this  
12 subsection lapses.

13 (3) \$4,299,000 of the highway safety account--federal appropriation  
14 is for federal funds that may be received during the 2011-2013 fiscal  
15 biennium. Upon receipt of the funds, the department shall provide a  
16 report on the use of the funds to the transportation committees of the  
17 legislature and the office of financial management.

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

23 (5) \$128,000 of the highway safety account--state appropriation is  
24 provided solely for the implementation of chapter ... (Engrossed  
25 Substitute House Bill No. 1635), Laws of 2011 (driver's license exams).  
26 If chapter ... (Engrossed Substitute House Bill No. 1635), Laws of 2011  
27 is not enacted by June 30, 2011, the amount provided in this subsection  
28 lapses.

29 (6) \$68,000 of the highway safety account--state appropriation is  
30 provided solely for the implementation of chapter ... (Engrossed Second  
31 Substitute House Bill No. 1789), Laws of 2011 (addressing DUI  
32 accountability). If chapter ... (Engrossed Second Substitute House  
33 Bill No. 1789), Laws of 2011 is not enacted by June 30, 2011, the  
34 amount provided in this subsection lapses.

35 (7) \$63,000 of the highway safety account--state appropriation is  
36 provided solely for the implementation of chapter ... (Substitute House  
37 Bill No. 1237), Laws of 2011 (selective service system). If chapter

1 ... (Substitute House Bill No. 1237), Laws of 2011 is not enacted by  
2 June 30, 2011, the amount provided in this subsection lapses.

3 (8) \$340,000 of the motor vehicle account--private/local  
4 appropriation is provided solely for the implementation of chapter ...  
5 (Engrossed Substitute Senate Bill No. 5457), Laws of 2011 (congestion  
6 reduction charge). If chapter ... (Engrossed Substitute Senate Bill  
7 No. 5457), Laws of 2011 is not enacted by June 30, 2011, the amount  
8 provided in this subsection lapses.

9 (9) \$1,738,000 of the department of licensing services account--  
10 state appropriation is provided solely for purchasing equipment for  
11 field licensing service offices and subagent offices.

12 (10) (~~(\$2,500,000)~~) \$1,500,000 of the highway safety account--state  
13 appropriation is provided solely for information technology field  
14 system modernization.

15 (11) \$963,000 of the highway safety account--state appropriation is  
16 provided solely for implementation of chapter 374, Laws of 2011  
17 (limousine carriers) and chapter 298, Laws of 2011 (master license  
18 service program).

19 (12) \$99,000 of the motor vehicle account--state appropriation is  
20 provided solely for the implementation of chapter . . . (Substitute  
21 House Bill No. 2299), Laws of 2012 (special license plates). If  
22 chapter . . . (Substitute House Bill No. 2299), Laws of 2012 is not  
23 enacted by June 30, 2012, the amount provided in this subsection  
24 lapses.

25 (13) \$174,000 of the highway safety account--state appropriation is  
26 provided solely for the implementation of chapter . . . (Substitute  
27 Senate Bill No. 6075), Laws of 2012 (vehicle owner information). If  
28 chapter . . . (Substitute Senate Bill No. 6075), Laws of 2012 is not  
29 enacted by June 30, 2012, the amount provided in this subsection  
30 lapses. Additionally, the total appropriation in this section assumes  
31 the revenue generated by the fee established in Substitute Senate Bill  
32 No. 6075. Within the amounts provided in this subsection, the  
33 department must improve on the information that the department makes  
34 publicly available to victims of domestic violence and sexual assault  
35 on how to better protect their personal information, especially their  
36 residential addresses. Specifically, the department must provide a  
37 link to the secretary of state's address confidentiality program web  
38 site. The department also must provide information regarding a



1 person's ability to provide a mailing address in addition to the  
2 person's residential address when registering a vehicle with the  
3 department.

4 (14) \$289,000 of the highway safety account--state appropriation is  
5 provided solely for the implementation of chapter . . . (Engrossed  
6 Substitute Senate Bill No. 6150), Laws of 2012 (facial recognition  
7 matching system). If chapter . . . (Engrossed Substitute Senate Bill  
8 No. 6150), Laws of 2012 is not enacted by June 30, 2012, the amount  
9 provided in this subsection lapses.

10 (15) \$397,000 of the highway safety account--state appropriation is  
11 provided solely for the implementation of chapter . . . (Engrossed  
12 Substitute Senate Bill No. 6284), Laws of 2012 (civil traffic  
13 infractions). If chapter . . . (Engrossed Substitute Senate Bill No.  
14 6284), Laws of 2012 is not enacted by June 30, 2012, the amount  
15 provided in this subsection lapses. Additionally, the total highway  
16 safety account--state appropriation in this section assumes the revenue  
17 generated by the policy changes in chapter . . . (Engrossed Substitute  
18 Senate Bill No. 6284), Laws of 2012.

19 (16) \$222,000 of the motor vehicle account--state appropriation and  
20 \$36,000 of the highway safety account--state appropriation are provided  
21 solely for the implementation of chapter . . . (Engrossed Substitute  
22 Senate Bill No. 6455), Laws of 2012 (transportation revenue). If  
23 chapter . . . (Engrossed Substitute Senate Bill No. 6455), Laws of 2012  
24 is not enacted by June 30, 2012, the amount provided in this subsection  
25 lapses.

26 (17) \$274,000 of the motor vehicle account--state appropriation is  
27 provided solely for the implementation of chapter . . . (Engrossed  
28 Substitute Senate Bill No. 6582), Laws of 2012 (local transportation  
29 revenue options). If chapter . . . (Engrossed Substitute Senate Bill  
30 No. 6582), Laws of 2012 is not enacted by June 30, 2012, the amount  
31 provided in this subsection lapses.

32 (18) Within the amounts provided in this section, the department  
33 must develop a transition plan for moving to a paperless renewal notice  
34 for drivers' licenses and vehicle registrations. The plan must  
35 consider people that do not have access to the internet and must  
36 include an opportunity for people to opt-in to a paper renewal notice.  
37 Prior to the implementation of a paperless renewal system, the  
38 department must consult with the joint transportation committee.

1 (19) Within existing resources, the department shall develop a plan  
2 to transition to a ten-year license plate replacement cycle. At a  
3 minimum, the plan must include the following provisions: (a) A ten-  
4 year replacement cycle for license plates only on vehicles that are  
5 subject to annual vehicle registration renewal; (b) a requirement that  
6 new license plates and registration, including all fees and taxes due  
7 upon annual registration, are required when a vehicle changes  
8 ownership, except when a vehicle is sold to a vehicle dealer for  
9 resale, in which case they are due only when the dealer sells the  
10 vehicle; (c) an original issue license plate fee that is equal to the  
11 current license plate replacement fee; and (d) an estimate of the  
12 plan's costs to implement and revenues generated. The department shall  
13 submit the plan with draft legislation implementing the plan to the  
14 transportation committees of the legislature by December 31, 2012.

15 (20) Consistent with RCW 43.135.055 and 43.24.086, during the  
16 2011-2013 fiscal biennium, the legislature authorizes the department to  
17 adjust the business and vehicle fees for the for hire licensing program  
18 in amounts sufficient to recover the costs of administering the for  
19 hire licensing program.

20 (21) The legislature intends to establish a veteran designation for  
21 drivers' licenses and identicards issued under chapter 46.20 RCW, as  
22 proposed under House Bill No. 2378, during the 2013 legislative  
23 session. The designation would serve to establish a person's service  
24 in the armed forces and be granted to a person who provides a United  
25 States department of defense discharge document, DD Form 214, that  
26 shows a discharge status of "honorable" or "general under honorable  
27 conditions." The department shall report to the transportation  
28 committees of the legislature by December 1, 2012, with a plan to  
29 implement the designation. The plan must include the most cost-  
30 effective options for implementation, a proposed fee amount to cover  
31 the costs of the designation, and any other recommendations on the  
32 implementation of the designation.

33 (22) \$59,000 of the motor vehicle account--state appropriation is  
34 provided solely for the implementation of chapter . . . (Substitute  
35 House Bill No. 2312), Laws of 2012 (military service award emblems).  
36 If chapter . . . (Substitute House Bill No. 2312), Laws of 2012 is not  
37 enacted by June 30, 2012, the amount provided in this subsection  
38 lapses.

1 (23) \$656,000 of the ignition interlock device revolving account--  
2 state appropriation is provided solely for the implementation of  
3 chapter . . . (Second Substitute House Bill No. 2443), Laws of 2012  
4 (DUI accountability). If chapter . . . (Second Substitute House Bill  
5 No. 2443), Laws of 2012 is not enacted by June 30, 2012, the amount  
6 provided in this subsection lapses.

7 (24) \$134,000 of the highway safety account--state appropriation  
8 and \$134,000 of the motor vehicle account--state appropriation are  
9 provided solely for the implementation of chapter . . . (Engrossed  
10 Second Substitute House Bill No. 2373), Laws of 2012 (state  
11 recreational resources). If chapter . . . (Engrossed Second Substitute  
12 House Bill No. 2373), Laws of 2012 is not enacted by June 30, 2012, the  
13 amount provided in this subsection lapses.

14 (25) \$3,082,000 of the highway safety account--state appropriation  
15 is provided solely for exam and licensing activities, including the  
16 workload associated with providing driver record abstracts, and is  
17 subject to the following additional conditions and limitations:

18 (a) The department may furnish driving record abstracts only to  
19 those persons or entities expressly authorized to receive the abstracts  
20 under Title 46 RCW;

21 (b) The department may furnish driving record abstracts only for an  
22 amount that does not exceed the specified fee amounts in RCW 46.52.130  
23 (2)(e)(v) and (4); and

24 (c) The department may not enter into a contract, or otherwise  
25 participate in any arrangement, with a third party or other state  
26 agency for any service that results in an additional cost, in excess of  
27 the fee amounts specified in RCW 46.52.130 (2)(e)(v) and (4), to  
28 statutorily authorized persons or entities purchasing a driving record  
29 abstract.

30 **Sec. 808.** 2012 c 86 s 209 (uncodified) is amended to read as  
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**  
33 **MAINTENANCE--PROGRAM B**

34	High Occupancy Toll Lanes Operations Account--State	
35	Appropriation . . . . .	(((\$1,276,000))
36		<u>\$1,569,000</u>
37	Motor Vehicle Account--State Appropriation . . . . .	(((\$538,000))

1		<u>\$537,000</u>
2	Tacoma Narrows Toll Bridge Account--State	
3	Appropriation . . . . .	(( <del>\$23,365,000</del> ))
4		<u>\$23,361,000</u>
5	State Route Number 520 Corridor Account--State	
6	Appropriation . . . . .	(( <del>\$27,295,000</del> ))
7		<u>\$27,120,000</u>
8	State Route Number 520 Civil Penalties	
9	Account--State Appropriation . . . . .	(( <del>\$3,622,000</del> ))
10		<u>\$2,564,000</u>
11	TOTAL APPROPRIATION . . . . .	(( <del>\$56,096,000</del> ))
12		<u>\$55,151,000</u>

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

15       (1) The department shall make detailed quarterly expenditure  
16 reports available to the transportation commission and to the public on  
17 the department's web site using current department resources. The  
18 reports must include a summary of toll revenue by facility on all  
19 operating toll facilities and high occupancy toll lane systems, and an  
20 itemized depiction of the use of that revenue.

21       (2) \$3,622,000 of the state route number 520 civil penalties  
22 account--state appropriation and \$1,458,000 of the Tacoma Narrows toll  
23 bridge account--state appropriation are provided solely for  
24 expenditures related to the toll adjudication process. All costs  
25 associated with the toll adjudication process are anticipated to be  
26 covered by revenue collected from the toll adjudication process. The  
27 department shall report quarterly on the civil penalty process to the  
28 office of financial management and the house of representatives and  
29 senate transportation committees beginning September 30, 2011. The  
30 reports must include a summary table for each toll facility that  
31 includes: The number of notices of civil penalty issued; the number of  
32 recipients who pay before the notice becomes a penalty; the number of  
33 recipients who request a hearing and the number who do not respond;  
34 workload costs related to hearings; the cost and effectiveness of debt  
35 collection activities; and revenues generated from notices of civil  
36 penalty.

37       (3) It is the intent of the legislature that transitioning to a  
38 statewide tolling operations center and preparing for all-electronic

1 tolling on certain toll facilities will have no adverse revenue or  
2 expenditure impact on the Tacoma Narrows toll bridge account. Any  
3 increased costs related to this transition shall not be allocated to  
4 the Tacoma Narrows toll bridge account. All costs associated with the  
5 toll adjudication process are anticipated to be covered by revenue  
6 collected from the toll adjudication process.

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

11 (5) (~~(\$17,786,000)~~) \$15,238,000 of the state route number 520  
12 corridor account--state appropriation is provided solely for nonvendor  
13 costs associated with tolling the state route number 520 bridge. Funds  
14 from the state route number 520 corridor account--state appropriation  
15 shall not be used to pay for items prohibited by Executive Order No.  
16 1057, including subscriptions to technical publications, employee  
17 educational expenses, professional membership dues and fees, employee  
18 recognition and safety awards, meeting meals and light refreshments,  
19 commute trip reduction incentives, and employee travel.

20 **Sec. 809.** 2012 c 86 s 210 (uncodified) is amended to read as  
21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
23 **C**

24 Motor Vehicle Account--State Appropriation . . . . .	( <del>(\$67,398,000)</del> )
	<u>\$65,667,000</u>
26 Transportation Partnership Account--State	
27 Appropriation . . . . .	\$1,460,000
28 Multimodal Transportation Account--State	
29 Appropriation . . . . .	\$363,000
30 Transportation 2003 Account (Nickel Account)--State	
31 Appropriation . . . . .	\$1,460,000
32 TOTAL APPROPRIATION . . . . .	( <del>(\$70,681,000)</del> )
	<u>\$68,950,000</u>

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

36 (1) The department shall consult with the office of financial  
37 management and the department of enterprise services to: (a) Ensure

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

6 (2) \$1,460,000 of the transportation partnership account--state  
7 appropriation and \$1,460,000 of the transportation 2003 account (nickel  
8 account)--state appropriation are provided solely for maintaining the  
9 department's project management reporting system.

10 (3) \$210,000 of the motor vehicle account--state appropriation is  
11 provided solely for the department's compliance with its national  
12 pollution discharge elimination system permit.

13 (4) \$502,000 of the motor vehicle account--state appropriation is  
14 provided solely to provide support for the transportation executive  
15 information system.

16 **Sec. 810.** 2012 c 86 s 211 (uncodified) is amended to read as  
17 follows:

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

20 Motor Vehicle Account--State Appropriation . . . . . (~~(\$25,466,000)~~)  
21 \$25,440,000

22 The appropriation in this section is subject to the following  
23 conditions and limitations:

24 (1) The department shall submit a predesign proposal for a new  
25 traffic management center to the office of financial management  
26 consistent with the process followed by nontransportation capital  
27 construction projects. The department shall not award a contract for  
28 construction of a new traffic management center until the predesign  
29 proposal has been submitted and the office of financial management has  
30 completed a budget evaluation study that indicates a new building is  
31 the recommended option for accommodating additional traffic management  
32 operations.

33 (2) \$850,000 of the motor vehicle account--state appropriation is  
34 provided solely for the department's compliance with its national  
35 pollution discharge elimination system permit.

1       **Sec. 811.** 2012 c 86 s 212 (uncodified) is amended to read as  
2 follows:

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

4 Aeronautics Account--State Appropriation . . . . .	(( <del>\$6,002,000</del> ))
	<u>\$5,999,000</u>
6 Aeronautics Account--Federal Appropriation . . . . .	\$2,150,000
7       TOTAL APPROPRIATION . . . . .	(( <del>\$8,152,000</del> ))
8	<u>\$8,149,000</u>

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

11       ((+1)) \$200,000 of the aeronautics account--state appropriation is  
12 a reappropriation provided solely to complete runway preservation  
13 projects.

14       **Sec. 812.** 2012 c 86 s 213 (uncodified) is amended to read as  
15 follows:

16 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
17 **SUPPORT--PROGRAM H**

18 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$45,796,000</del> ))
19	<u>\$45,725,000</u>
20 Motor Vehicle Account--Federal Appropriation . . . . .	\$500,000
21 Multimodal Transportation Account--State	
22       Appropriation . . . . .	\$250,000
23       TOTAL APPROPRIATION . . . . .	(( <del>\$46,546,000</del> ))
24	<u>\$46,475,000</u>

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

27       (1) \$3,754,000 of the motor vehicle account--state appropriation is  
28 provided solely for the department's compliance with its national  
29 pollution discharge elimination system permit.

30       (2) It is the intent of the legislature that the real estate  
31 services division of the department will recover the cost of its  
32 efforts from future sale proceeds.

33       (3) The legislature recognizes that the Dryden pit site (WSDOT  
34 Inventory Control (IC) No. 2-04-00103) is unused state-owned real  
35 property under the jurisdiction of the department of transportation,  
36 and that the public would benefit significantly from the complete  
37 enjoyment of the natural scenic beauty and recreational opportunities

1 available at the site. Therefore, pursuant to RCW 47.12.080, the  
2 legislature declares that transferring the property to the department  
3 of fish and wildlife for recreational use and fish and wildlife  
4 restoration efforts is consistent with the public interest in order to  
5 preserve the area for the use of the public and the betterment of the  
6 natural environment. The department of transportation shall work with  
7 the department of fish and wildlife, and shall transfer and convey the  
8 Dryden pit site to the department of fish and wildlife as is for an  
9 adjusted fair market value reflecting site conditions, the proceeds of  
10 which must be deposited in the motor vehicle fund. The department of  
11 transportation is not responsible for any costs associated with the  
12 cleanup or transfer of this property. By July 1, 2011, and annually  
13 thereafter until the entire Dryden pit property has been transferred,  
14 the department shall submit a status report regarding the transaction  
15 to the chairs of the legislative transportation committees.

16 (4) The legislature recognizes that the trail known as the Apple  
17 Capital Loop, and its extensions, serve to separate motor vehicle  
18 traffic from pedestrians and bicyclists, increasing motor vehicle  
19 safety on existing state route number 28. Consistent with chapter  
20 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that  
21 transferring portions of WSDOT Inventory Control (IC) Nos. 2-09-04537  
22 and 2-09-04569 to Douglas county and the city of East Wenatchee is  
23 consistent with the public interest. The legislature directs the  
24 department to transfer the property to Douglas county and the city of  
25 East Wenatchee. The department must be paid fair market value for any  
26 portions of the transferred real property that is later abandoned,  
27 vacated, or ceases to be publicly maintained for trail purposes.  
28 Douglas county and the city of East Wenatchee must agree to accept  
29 responsibility for trail segments within their respective jurisdictions  
30 and sign an agreement with the state that the transfer of these parcels  
31 to their respective jurisdictions extinguishes any state obligations to  
32 improve, maintain, or be in any way responsible for these assets. The  
33 department shall report to the transportation committees of the  
34 legislature by June 30, 2013, and annually thereafter, on the status of  
35 the transfer until complete.

36 **Sec. 813.** 2012 c 86 s 214 (uncodified) is amended to read as  
37 follows:



1	<b>FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM</b>	
2	<b>K</b>	
3	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$827,000</del> ))
4		<u>\$826,000</u>
5	Multimodal Transportation Account--State Appropriation . . . . .	\$110,000
6	TOTAL APPROPRIATION . . . . .	(( <del>\$937,000</del> ))
7		<u>\$936,000</u>

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

10 (1)(a) \$225,000 of the motor vehicle account--state appropriation  
11 is provided solely to carry out work related to assessing the  
12 operational feasibility of a road user assessment, including  
13 technology, agency administration, multistate and federal standards,  
14 and other necessary elements. This work must be carried out under the  
15 guidance of the steering committee and in coordination with the  
16 transportation commission's policy assessment and public outreach  
17 planning authorized in section 205(4) (~~of this act~~) chapter 86, Laws  
18 of 2012.

19 (b) If subsequent appropriations are provided, the department may  
20 conduct a limited scope pilot project to test the feasibility of a road  
21 user assessment system to be applied to electric vehicles. The pilot  
22 project must be carried out under the guidance of the steering  
23 committee described under section 205(4) (~~of this act~~) chapter 86,  
24 Laws of 2012 and in coordination with the transportation commission.

25 (2) The department shall conduct a study on the potential to  
26 generate revenue from off-premise outdoor advertising signs that are  
27 erected or maintained adjacent and visible to the interstate system  
28 highways, primary system highways, or scenic system highways. The  
29 study must provide an evaluation of the market for outdoor advertising  
30 signs, including an evaluation of the number of potential advertisers  
31 and the amount charged by other jurisdictions for sign permits, and  
32 must provide a recommendation for a revised fee structure that  
33 recognizes the market value for off-premise signs and considers  
34 charging differential fees based on the size, type, and location of the  
35 sign.

36 (3) The public-private partnerships office must explore retail  
37 partnerships at state-owned park-and-ride facilities, as authorized in

1 RCW 47.04.295, and if feasible, solicit proposals to implement a retail  
2 partnership pilot project at one park-and-ride facility by June 30,  
3 2013.

4 **Sec. 814.** 2012 c 86 s 215 (uncodified) is amended to read as  
5 follows:

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

7 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$373,709,000</del> ))
	<u>\$376,259,000</u>
9 Motor Vehicle Account--Federal Appropriation . . . . .	\$7,000,000
10 <u>Highway Safety Account--State Appropriation . . . . .</u>	<u>\$3,500,000</u>
11 TOTAL APPROPRIATION . . . . .	(( <del>\$380,709,000</del> ))
	<u>\$386,759,000</u>

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

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

20 (2) (~~\$7,000,000~~) \$7,850,000 of the motor vehicle account--state  
21 appropriation is provided solely for third-party damages to the highway  
22 system where the responsible party is known and reimbursement is  
23 anticipated. The department shall request additional appropriation  
24 authority for any funds received for reimbursements of third-party  
25 damages that are in excess of this appropriation.

26 (3) \$7,000,000 of the motor vehicle account--federal appropriation  
27 is for unanticipated federal funds that may be received during the  
28 2011-2013 fiscal biennium. Upon receipt of the funds, the department  
29 shall provide a report on the use of the funds to the transportation  
30 committees of the legislature and the office of financial management.

31 (4) The department may work with the department of corrections to  
32 utilize corrections crews for the purposes of litter pickup on state  
33 highways.

34 (5) \$4,530,000 of the motor vehicle account--state appropriation is  
35 provided solely for the department's compliance with its national  
36 pollution discharge elimination system permit.

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

5 (7) \$6,884,000 of the motor vehicle account--state appropriation is  
6 provided solely for the high priority maintenance backlog. Addressing  
7 the maintenance backlog must result in increased levels of service. If  
8 chapter . . . (Engrossed Substitute Senate Bill No. 5251), Laws of 2011  
9 (electric vehicle fee) is not enacted by June 30, 2011, \$500,000 of the  
10 appropriation provided in this subsection lapses.

11 (8) The department shall track the costs associated with active  
12 traffic management systems on a corridor basis and report to the  
13 transportation committees of the legislature on the costs and benefits  
14 of the systems by December 1, 2012.

15 **Sec. 815.** 2012 c 86 s 216 (uncodified) is amended to read as  
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
18 **OPERATING**

19 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$48,818,000</del> ))
	<u>\$48,741,000</u>
21 Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
22 Motor Vehicle Account--Private/Local Appropriation . . . . .	\$250,000
23 TOTAL APPROPRIATION . . . . .	(( <del>\$51,118,000</del> ))
	<u>\$51,041,000</u>

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

27 (1) \$6,000,000 of the motor vehicle account--state appropriation is  
28 provided solely for low-cost enhancements. Of this amount, \$10,000 of  
29 the motor vehicle account--state appropriation is provided solely for  
30 the department to install additional farm machinery signs to promote  
31 safety in agricultural areas along state highways. The department  
32 shall give priority to low-cost enhancement projects that improve  
33 safety or provide congestion relief. The department shall prioritize  
34 low-cost enhancement projects on a statewide rather than regional  
35 basis. By September 1st of each even-numbered year, the department  
36 shall provide a report to the legislature listing all low-cost

1 enhancement projects prioritized on a statewide rather than regional  
2 basis completed in the prior year.

3 (2) \$145,000 of the motor vehicle account--state appropriation is  
4 provided solely for the department to continue a pilot tow truck  
5 incentive program and to expand the program to other areas of the  
6 state. The department may provide incentive payments to towing  
7 companies that meet clearance goals on accidents that involve heavy  
8 trucks.

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

35 (4) \$9,000,000 of the motor vehicle account--state appropriation is  
36 provided solely for the department's incident response program.

37 (5) The department, in consultation with the Washington state  
38 patrol, must continue a pilot program for the patrol to issue

1    infractions based on information from automated traffic safety cameras  
2    in roadway construction zones on state highways. The department must  
3    report to the joint transportation committee by January 1, 2012, and  
4    January 1, 2013, on the status of this pilot program. For the purpose  
5    of this pilot program, during the 2011-2013 fiscal biennium, a roadway  
6    construction zone includes areas where public employees or private  
7    contractors may be present or where a driving condition exists that  
8    would make it unsafe to drive at higher speeds, such as, when the  
9    department is redirecting or realigning lanes on any public roadway  
10   pursuant to ongoing construction. The department shall use the  
11   following guidelines to administer the program:

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

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

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

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

29       (e) For purposes of the 2011-2013 fiscal biennium pilot program,  
30   infractions detected through the use of automated traffic safety  
31   cameras are not part of the registered owner's driving record under RCW  
32   46.52.101 and 46.52.120. Additionally, infractions generated by the  
33   use of automated traffic safety cameras must be processed in the same  
34   manner as parking infractions for the purposes of RCW 3.50.100,  
35   35.20.220, 46.16A.120, and 46.20.270(3). However, the amount of the  
36   fine issued under this subsection (5) for an infraction generated  
37   through the use of an automated traffic safety camera is one hundred

1 thirty-seven dollars. The court shall remit thirty-two dollars of the  
2 fine to the state treasurer for deposit into the state patrol highway  
3 account; and

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

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

23 **Sec. 816.** 2012 c 86 s 217 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**  
26 **SUPPORT--PROGRAM S**

27	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$27,389,000</del> ))
28		<u>\$27,335,000</u>
29	Motor Vehicle Account--Federal Appropriation . . . . .	\$30,000
30	Multimodal Transportation Account--State	
31	Appropriation . . . . .	\$973,000
32	TOTAL APPROPRIATION . . . . .	(( <del>\$28,392,000</del> ))
33		<u>\$28,338,000</u>

34 The appropriations in this section are subject to the following  
35 conditions and limitations: The department shall utilize existing  
36 resources and customer service staff to develop and implement new

1 policies and procedures to ensure compliance with new federal passenger  
2 vessel Americans with disabilities act requirements.

3 **Sec. 817.** 2012 c 86 s 218 (uncodified) is amended to read as  
4 follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**  
6 **AND RESEARCH--PROGRAM T**

7	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$22,304,000</del> ))
8		<u>\$22,245,000</u>
9	Motor Vehicle Account--Federal Appropriation . . . . .	\$21,885,000
10	Multimodal Transportation Account--State	
11	Appropriation . . . . .	\$662,000
12	Multimodal Transportation Account--Federal	
13	Appropriation . . . . .	\$3,559,000
14	Multimodal Transportation Account--Private/Local	
15	Appropriation . . . . .	\$100,000
16	TOTAL APPROPRIATION . . . . .	(( <del>\$48,510,000</del> ))
17		<u>\$48,451,000</u>

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

20 (1) \$70,000 of the motor vehicle account--state appropriation is a  
21 reappropriation provided solely for a corridor study of state route  
22 number 516 from the eastern border of Maple Valley to state route  
23 number 167 to determine whether improvements are needed and the costs  
24 of any needed improvements.

25 (2) \$200,000 of the motor vehicle account--state appropriation is  
26 provided solely for extending the freight database pilot project that  
27 began in 2009. Global positioning system (GPS) data is intended to  
28 help guide freight investment decisions and track highway project  
29 effectiveness as it relates to freight traffic.

30 (3) Within available resources, the department must collaborate  
31 with the affected metropolitan planning organizations, regional  
32 transportation planning organizations, transit agencies, and private  
33 transportation providers to develop a plan to reduce vehicle demand,  
34 increase public transportation options, and reduce vehicle miles  
35 traveled on corridors affected by growth at Joint Base Lewis-McChord.

36 (4) As part of their ongoing regional transportation planning, the  
37 regional transportation planning organizations across the state shall

1 work together to provide a comprehensive framework for sources and uses  
2 of next-stage investments in transportation needed to improve  
3 structural conditions and ongoing operations and lay the groundwork for  
4 the transportation systems to support the long-term economic vitality  
5 of the state. This planning must include all forms of transportation  
6 to reflect the state's interests, including: Highways, streets, and  
7 roads; ferries; public transportation; systems for freight; and walking  
8 and biking systems. The department shall support this planning by  
9 providing information on potential state transportation uses and an  
10 analysis of potential sources of revenue to implement investments. In  
11 carrying out this planning, regional transportation planning  
12 organizations must be broadly inclusive of business, civic, labor,  
13 governmental, and environmental interests in regional communities  
14 across the state.

15 (5) \$190,000 of the motor vehicle account--state appropriation is  
16 provided solely for the regional transportation planning organizations  
17 across the state to implement the comprehensive transportation planning  
18 and data framework. The framework must provide regional transportation  
19 planning organizations with the ability to identify the spatial and  
20 temporal status of current and future high priority projects, and the  
21 next stage investment necessary to implement those projects. The  
22 framework must be accessible to the public and provide transparency and  
23 accountability to the regional transportation planning process.

24 (6) Within existing resources, the department shall work with the  
25 department of archaeology and historic preservation to develop a  
26 statewide policy regarding the curation of artifacts and the use of  
27 museums and information centers as potential mitigation under the  
28 national environmental policy act. This policy must address the  
29 following issues: How to minimize costs associated with information  
30 centers and museums; when to use existing facilities to preserve and  
31 display artifacts; how to minimize the time that stand-alone facilities  
32 are needed; and how to transfer artifacts and other items to facilities  
33 that are not owned or rented by the department. A report regarding  
34 this policy must be submitted to the joint transportation committee by  
35 September 1, 2012.

36 **Sec. 818.** 2012 c 86 s 219 (uncodified) is amended to read as  
37 follows:



1 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**  
2 **PROGRAM U**

3	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$74,734,000</del> ))
4		<u>\$71,530,000</u>
5	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
6	Multimodal Transportation Account--State	
7	Appropriation . . . . .	\$1,798,000
8	TOTAL APPROPRIATION . . . . .	(( <del>\$76,932,000</del> ))
9		<u>\$73,728,000</u>

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

12 (1) The department of enterprise services must provide a detailed  
13 accounting of the revenues and expenditures of the self-insurance fund  
14 to the transportation committees of the legislature on December 31st  
15 and June 30th of each year.

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

18 (a) TO THE SECRETARY OF STATE--ARCHIVES AND  
19 RECORDS MANAGEMENT . . . . . \$512,000

20 (b) TO THE OFFICE OF THE STATE AUDITOR--AUDITOR  
21 SERVICES . . . . . \$488,000

22 (c) TO THE OFFICE OF THE ATTORNEY  
23 GENERAL--ATTORNEY GENERAL SERVICES . . . . . \$7,127,000

24 (d) TO THE OFFICE OF FINANCIAL MANAGEMENT--LABOR  
25 RELATIONS SERVICES . . . . . \$266,000

26 (e) TO THE OFFICE OF FINANCIAL  
27 MANAGEMENT--OFFICE OF CHIEF INFORMATION OFFICER . . . . . \$473,000

28 (f) TO THE OFFICE OF MINORITY AND WOMEN'S  
29 BUSINESS ENTERPRISES . . . . . \$840,000

30 (g) TO CONSOLIDATED TECHNICAL SERVICES . . . . . \$182,000

31 (h) TO THE DEPARTMENT OF ENTERPRISE  
32 SERVICES--HUMAN RESOURCE MANAGEMENT SYSTEM . . . . . \$3,495,000

33 (i) TO THE DEPARTMENT OF ENTERPRISE  
34 SERVICES--PRODUCTION SUPPORT . . . . . \$974,000

35 (j) TO THE DEPARTMENT OF ENTERPRISE  
36 SERVICES--REAL ESTATE SERVICES . . . . . \$108,000

37 (k) TO THE DEPARTMENT OF ENTERPRISE  
38 SERVICES--PUBLICATIONS AND HISTORICAL SERVICES . . . . . \$691,000



1 (1) \$25,000,000 of the multimodal transportation account--state  
2 appropriation is provided solely for a grant program for special needs  
3 transportation provided by transit agencies and nonprofit providers of  
4 transportation.

5 (a) \$5,500,000 of the multimodal transportation account--state  
6 appropriation is provided solely for grants to nonprofit providers of  
7 special needs transportation. Grants for nonprofit providers must be  
8 based on need, including the availability of other providers of service  
9 in the area, efforts to coordinate trips among providers and riders,  
10 and the cost effectiveness of trips provided.

11 (b) \$19,500,000 of the multimodal transportation account--state  
12 appropriation is provided solely for grants to transit agencies to  
13 transport persons with special transportation needs. To receive a  
14 grant, the transit agency must have a maintenance of effort for special  
15 needs transportation that is no less than the previous year's  
16 maintenance of effort for special needs transportation. Grants for  
17 transit agencies must be prorated based on the amount expended for  
18 demand response service and route deviated service in calendar year  
19 2009 as reported in the "Summary of Public Transportation - 2009"  
20 published by the department of transportation. No transit agency may  
21 receive more than thirty percent of these distributions.

22 (2) Funds are provided for the rural mobility grant program as  
23 follows:

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

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

1 (3)(a) \$6,000,000 of the multimodal transportation account--state  
2 appropriation is provided solely for a vanpool grant program for: (a)  
3 Public transit agencies to add vanpools or replace vans; and (b)  
4 incentives for employers to increase employee vanpool use. The grant  
5 program for public transit agencies will cover capital costs only;  
6 operating costs for public transit agencies are not eligible for  
7 funding under this grant program. Additional employees may not be  
8 hired from the funds provided in this section for the vanpool grant  
9 program, and supplanting of transit funds currently funding vanpools is  
10 not allowed. The department shall encourage grant applicants and  
11 recipients to leverage funds other than state funds.

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

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

17 (4) (~~(\$8,942,000)~~) \$6,453,000 of the regional mobility grant  
18 program account--state appropriation is reappropriated and provided  
19 solely for the regional mobility grant projects identified in LEAP  
20 Transportation Document (~~(2012-1)~~) 2013-2 ALL PROJECTS - Public  
21 Transportation - Program (V) as developed (~~(March 8, 2012)~~) April 23,  
22 2013. The department shall continue to review all projects receiving  
23 grant awards under this program at least semiannually to determine  
24 whether the projects are making satisfactory progress. The department  
25 shall promptly close out grants when projects have been completed, and  
26 any remaining funds must be used only to fund projects identified in  
27 the LEAP transportation document referenced in this subsection. It is  
28 the intent of the legislature to appropriate funds through the regional  
29 mobility grant program only for projects that will be completed on  
30 schedule and that all funds in the regional mobility grant program be  
31 used as soon as practicable to advance eligible projects.

32 (5)(a) (~~(\$40,000,000)~~) \$31,878,000 of the regional mobility grant  
33 program account--state appropriation is provided solely for the  
34 regional mobility grant projects identified in LEAP Transportation  
35 Document (~~(2012-1)~~) 2013-2 ALL PROJECTS - Public Transportation -  
36 Program (V) as developed (~~(March 8, 2012)~~) April 23, 2013. The  
37 department shall review all projects receiving grant awards under this  
38 program at least semiannually to determine whether the projects are

1 making satisfactory progress. Any project that has been awarded funds,  
2 but does not report activity on the project within one year of the  
3 grant award, must be reviewed by the department to determine whether  
4 the grant should be terminated. The department shall promptly close  
5 out grants when projects have been completed, and any remaining funds  
6 must be used only to fund projects identified in the LEAP  
7 transportation document referenced in this subsection. The department  
8 shall provide annual status reports on December 15, 2011, and December  
9 15, 2012, to the office of financial management and the transportation  
10 committees of the legislature regarding the projects receiving the  
11 grants. It is the intent of the legislature to appropriate funds  
12 through the regional mobility grant program only for projects that will  
13 be completed on schedule.

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

28 (6) \$2,309,000 of the multimodal transportation account--state  
29 appropriation is provided solely for the tri-county connection service  
30 for Island, Skagit, and Whatcom transit agencies.

31 (7) \$200,000 of the multimodal transportation account--state  
32 appropriation is contingent on the timely development of an annual  
33 report summarizing the status of public transportation systems as  
34 identified under RCW 35.58.2796.

35 (8) Funds provided for the commute trip reduction program may also  
36 be used for the growth and transportation efficiency center program.

37 (9) An affected urban growth area that has not previously  
38 implemented a commute trip reduction program is exempt from the

1 requirements in RCW 70.94.527 if a solution to address the state  
2 highway deficiency that exceeds the person hours of delay threshold has  
3 been funded and is in progress during the 2011-2013 fiscal biennium.

4 (10) \$300,000 of the multimodal transportation account--state  
5 appropriation is provided solely for the continuation of state support  
6 for the Whatcom smart trips commute trip reduction program.

7 (11) \$818,000 of the multimodal transportation account--state  
8 appropriation is provided solely for state support of the Everett  
9 connector bus service.

10 (12) The department shall contact all transit agencies with a  
11 nonvoting member recommended by a labor organization and request  
12 information regarding the participation of board members, both voting  
13 and nonvoting, for all transit agency meetings in 2012 and the three  
14 previous calendar years. The department shall provide a report to the  
15 transportation committees of the legislature regarding the findings of  
16 this survey, which must include the transit agencies, if any, that  
17 refuse to respond either in whole or in part, by January 15, 2013.

18 (13) \$250,000 of the multimodal transportation account--state  
19 appropriation is provided solely for the Clark county public  
20 transportation benefit area to comply with the requirements of RCW  
21 81.104.110 regarding the formation of an expert review panel to provide  
22 an independent technical review of any plan that relies on any voter-  
23 approved local funding options.

24 (14) \$100,000 of the multimodal transportation account--state  
25 appropriation is provided solely for community transit to conduct a  
26 federally mandated alternatives analysis study to allow a second swift  
27 line to be funded through the federal transit administration's new  
28 starts or small starts process.

29 (15) \$160,000 of the motor vehicle account--federal appropriation  
30 is provided solely for King county metro to study demand potential for  
31 a state route number 18 and Interstate 90 park-and-ride location, to  
32 size the facilities appropriately, to perform site analysis, and to  
33 develop preliminary design concepts.

34 **Sec. 820.** 2012 c 86 s 221 (uncodified) is amended to read as  
35 follows:

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

37 Puget Sound Ferry Operations Account--State

1 Appropriation . . . . . ((~~\$468,135,000~~))  
2 \$465,085,000

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

5 (1) The office of financial management budget instructions require  
6 agencies to recast enacted budgets into activities. The Washington  
7 state ferries shall include a greater level of detail in its 2011-2013  
8 supplemental and 2013-2015 omnibus transportation appropriations act  
9 requests, as determined jointly by the office of financial management,  
10 the Washington state ferries, and the transportation committees of the  
11 legislature. This level of detail must include the administrative  
12 functions in the operating as well as capital programs.

13 (2) When purchasing uniforms that are required by collective  
14 bargaining agreements, the department shall contract with the lowest  
15 cost provider.

16 (3) Until a reservation system is operational on the San Juan  
17 islands inner-island route, the department shall provide the same  
18 priority loading benefits on the San Juan islands inner-island route to  
19 home health care workers as are currently provided to patients  
20 traveling for purposes of receiving medical treatment.

21 (4) The department shall request from the United States coast guard  
22 variable minimum staffing levels on all of its vessels by December 31,  
23 2011.

24 (5) The department shall continue to provide service to Sidney,  
25 British Columbia and shall explore the option of purchasing a foreign  
26 built vehicle and passenger ferry vessel either with safety of life at  
27 sea (SOLAS) certification or the ability to be retrofitted for SOLAS  
28 certification to operate solely on the Anacortes to Sidney, British  
29 Columbia route currently served by vessels of the Washington state  
30 ferries fleet. The vessel should have the capability of carrying at  
31 least one hundred standard vehicles and approximately four hundred to  
32 five hundred passengers. Further, the department shall explore the  
33 possibilities of contracting a commercial company to operate the vessel  
34 exclusively on this route so long as the contractor's employees  
35 assigned to the vessel are represented by the same employee  
36 organizations as the Washington state ferries. The department shall  
37 report back to the transportation committees of the legislature  
38 regarding: The availability of a vessel; the cost of the vessel,

1 including transport to the Puget Sound region; and the need for any  
2 statutory changes for the operation of the Sydney, British Columbia  
3 service by a private company.

4 (6) For the 2011-2013 fiscal biennium, the department of  
5 transportation may enter into a distributor controlled fuel hedging  
6 program and other methods of hedging approved by the fuel hedging  
7 committee.

8 (7) (~~(\$136,648,000)~~) \$127,748,000 of the Puget Sound ferry  
9 operations account--state appropriation is provided solely for auto  
10 ferry vessel operating fuel in the 2011-2013 fiscal biennium. The  
11 amount provided in this appropriation represents the fuel budget for  
12 the purposes of calculating any ferry fare fuel surcharge.

13 (8) \$150,000 of the Puget Sound ferry operations account--state  
14 appropriation is provided solely for the department to increase  
15 recreation and tourist ridership by entering into agreements for  
16 marketing and outreach strategies with local economic development  
17 agencies. The department shall identify the number of tourist and  
18 recreation riders on the applicable ferry routes both before and after  
19 implementation of marketing and outreach strategies developed through  
20 the agreements. The department shall report results of the marketing  
21 and outreach strategies to the transportation committees of the  
22 legislature by October 15, 2012.

23 (9) The Washington state ferries shall participate in the  
24 facilities plan included in section 604 (~~(of this act)~~), chapter 367,  
25 Laws of 2011 and shall include an investigation and identification of  
26 less costly relocation options for the Seattle headquarters office.  
27 The department shall include relocation options for the Washington  
28 state ferries Seattle headquarters office in the facilities plan.  
29 Until September 1, 2012, the department may not enter into a lease  
30 renewal for the Seattle headquarters office.

31 (10) The department, office of financial management, and  
32 transportation committees of the legislature shall make recommendations  
33 regarding an appropriate budget structure for the Washington state  
34 ferries. The recommendation may include a potential restructuring of  
35 the Washington state ferries budget. The recommendation must  
36 facilitate transparency in reporting and budgeting as well as provide  
37 the opportunity to link revenue sources with expenditures. Findings



1 and recommendations must be reported to the office of financial  
2 management and the joint transportation committee by September 1, 2011.

3 (11) Two Kwa-di-tabil class ferry vessels must be placed on the  
4 Port Townsend/Coupeville (Keystone) route to provide service at the  
5 same levels provided when the steel electric vessels were in service.  
6 After the vessels as funded under section 308 (5) (~~of this act~~),  
7 chapter 86, Laws of 2012 are in service, the two most appropriate of  
8 these vessels for the Port Townsend/Coupeville (Keystone) route must be  
9 placed on the route. \$100,000 of the Puget Sound ferry operations  
10 account--state appropriation is provided solely for the additional  
11 staffing required to maintain a reservation system at this route when  
12 the second vessel is in service.

13 (12) \$706,000 of the Puget Sound ferry operations account--state  
14 appropriation is provided solely for terminal operations to implement  
15 new federal passenger vessel Americans with disabilities act  
16 requirements.

17 (13) \$152,000 of the Puget Sound ferry operations account--state  
18 appropriation is provided solely for the department's compliance with  
19 its national pollution discharge elimination system permit.

20 **Sec. 821.** 2012 c 86 s 222 (uncodified) is amended to read as  
21 follows:

22 <b>FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING</b>	
23 Multimodal Transportation Account--State	
24 Appropriation . . . . .	(( <del>\$33,642,000</del> ))
25	<u>\$33,639,000</u>
26 Multimodal Transportation Account--Federal	
27 Appropriation . . . . .	\$400,000
28 TOTAL APPROPRIATION . . . . .	(( <del>\$34,042,000</del> ))
29	<u>\$34,039,000</u>

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

32 (1) \$27,816,000 of the multimodal transportation account--state  
33 appropriation is provided solely for the Amtrak service contract and  
34 Talgo maintenance contract associated with providing and maintaining  
35 state-supported passenger rail service. The department is directed to  
36 continue to pursue efforts to reduce costs, increase ridership, and  
37 review fares or fare schedules. Within thirty days of each annual

1 cost/revenue reconciliation under the Amtrak service contract, the  
2 department shall report annual credits to the office of financial  
3 management and the legislative transportation committees. Annual  
4 credits from Amtrak to the department including, but not limited to,  
5 credits for increased revenue due to higher ridership, and fare or fare  
6 schedule adjustments, must be used to offset corresponding amounts of  
7 the multimodal transportation account--state appropriation, which must  
8 be placed in reserve. Upon completion of the rail platform project in  
9 the city of Stanwood, the department shall continue to provide daily  
10 Amtrak Cascades service to the city.

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

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

14 (4) The department shall conduct a pilot program by partnering with  
15 the travel industry on the Amtrak Cascades service between Vancouver,  
16 British Columbia, and Seattle to test opportunities for increasing  
17 ridership, maximizing farebox recovery, and stimulating private  
18 investment. The pilot program must run from July 1, 2011, to June 30,  
19 2012. The department shall report on the results of the pilot program  
20 to the office of financial management and the legislature by September  
21 30, 2012.

22 (5) \$300,000 of the multimodal transportation account--state  
23 appropriation is provided solely for the department to conduct a study  
24 to examine the interconnectivity benefits of, and potential for, a  
25 future Amtrak Cascades stop in the vicinity of the city of Auburn. As  
26 part of its consideration, the department shall conduct a thorough  
27 market analysis of the potential for adding or changing stops on the  
28 Amtrak Cascades route.

29 **Sec. 822.** 2012 c 86 s 223 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
32 **OPERATING**

33	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$8,518,000</del> ))
34		<u>\$8,505,000</u>
35	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,567,000
36	TOTAL APPROPRIATION . . . . .	(( <del>\$11,085,000</del> ))
37		<u>\$11,072,000</u>

1 The appropriations in this section are subject to the following  
2 conditions and limitations: The department shall submit a report to  
3 the transportation committees of the legislature by December 1, 2011,  
4 on the implementation of the recommendations that resulted from the  
5 evaluation of efficiencies in the delivery of transportation funding  
6 and services to local governments that was required under section  
7 204(8), chapter 247, Laws of 2010. The report must include a  
8 description of how recommendations were implemented, what efficiencies  
9 were achieved, and an explanation of any recommendations that were not  
10 implemented.

11 **TRANSPORTATION AGENCIES--CAPITAL**

12 **Sec. 901.** 2012 c 86 s 302 (uncodified) is amended to read as  
13 follows:

14 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

15 Motor Vehicle Account--State Appropriation . . . . .	\$874,000
16 Rural Arterial Trust Account--State Appropriation . . . . .	<del>(\$62,510,000)</del>
17	<u>\$61,470,000</u>
18 <u>Highway Safety Account--State Appropriation . . . . .</u>	<u>\$3,500,000</u>
19 County Arterial Preservation Account--State	
20 Appropriation . . . . .	\$29,360,000
21 TOTAL APPROPRIATION . . . . .	<del>(\$92,744,000)</del>
22	<u>\$95,204,000</u>

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

25 (1) \$874,000 of the motor vehicle account--state appropriation may  
26 be used for county ferry projects as developed pursuant to RCW  
27 47.56.725(4).

28 (2) ~~(\$62,510,000)~~ \$61,470,000 of the rural arterial trust  
29 account--state appropriation is provided solely for county road  
30 preservation grant projects as approved by the county road  
31 administration board. These funds may be used to assist counties  
32 recovering from federally declared emergencies by providing  
33 capitalization advances and local match for federal emergency funding,  
34 and may only be made using existing fund balances. It is the intent of  
35 the legislature that the rural arterial trust account be managed based

1 on cash flow. The county road administration board shall specifically  
2 identify any of the selected projects and shall include information  
3 concerning the selected projects in its next annual report to the  
4 legislature.

5 **Sec. 902.** 2012 c 86 s 303 (uncodified) is amended to read as  
6 follows:

7 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

8	Small City Pavement and Sidewalk Account--State	
9	Appropriation . . . . .	\$5,270,000
10	Transportation Improvement Account--State	
11	Appropriation . . . . .	(((\$237,545,000))
12		<u>\$213,152,000</u>
13	<u>Highway Safety Account--State Appropriation . . . . .</u>	<u>\$3,500,000</u>
14	TOTAL APPROPRIATION . . . . .	(((\$242,815,000))
15		<u>\$221,922,000</u>

16 ~~((The appropriations in this section are subject to the following~~  
17 ~~conditions and limitations: The transportation improvement~~  
18 ~~account state appropriation includes up to \$22,143,000 in proceeds~~  
19 ~~from the sale of bonds authorized in RCW 47.26.500.))~~

20 **Sec. 903.** 2012 c 86 s 305 (uncodified) is amended to read as  
21 follows:

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

23	Transportation Partnership Account--State	
24	Appropriation . . . . .	(((\$1,636,316,000))
25		<u>\$1,149,062,000</u>
26	Motor Vehicle Account--State Appropriation . . . . .	(((\$103,889,000))
27		<u>\$63,790,000</u>
28	Motor Vehicle Account--Federal Appropriation . . . . .	(((\$790,703,000))
29		<u>\$806,907,000</u>
30	Motor Vehicle Account--Private/Local	
31	Appropriation . . . . .	(((\$124,917,000))
32		<u>\$84,830,000</u>
33	Transportation 2003 Account (Nickel Account)--State	
34	Appropriation . . . . .	(((\$416,125,000))
35		<u>\$346,873,000</u>
36	State Route Number 520 Corridor Account--State	

1	Appropriation . . . . .	(( <del>\$1,752,138,000</del> ))
2		<u>\$995,741,000</u>
3	<del>((Special Category C Account--State Appropriation . . . . .</del>	<del>.\$124,000</del>
4	<del>Tacoma Narrows Toll Bridge Account--State</del>	
5	<del>Appropriation . . . . .</del>	<del>\$5,791,000))</del>
6	<u>State Route Number 520 Corridor Account--Federal</u>	
7	<u>Appropriation . . . . .</u>	<u>\$300,000,000</u>
8	<u>Multimodal Transportation Account--State Appropriation . . . . .</u>	<u>\$303,000</u>
9	TOTAL APPROPRIATION . . . . .	(( <del>\$4,830,003,000</del> ))
10		<u>\$3,747,506,000</u>

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

13 (1) Except as provided otherwise in this section, the entire  
14 transportation 2003 account (nickel account) appropriation and the  
15 entire transportation partnership account appropriation are provided  
16 solely for the projects and activities as listed by fund, project, and  
17 amount in LEAP Transportation Document ((2012-2)) 2013-1 as developed  
18 ((~~March 8, 2012~~)) April 23, 2013, Program - Highway Improvement Program  
19 (I). However, limited transfers of specific line-item project  
20 appropriations may occur between projects for those amounts listed  
21 subject to the conditions and limitations in section 603, chapter  
22 . . . , Laws of 2013 (section 603 of this act).

23 (2) Within the motor vehicle account--state appropriation and  
24 motor vehicle account--federal appropriation, the department may  
25 transfer funds between programs I and P, except for funds that are  
26 otherwise restricted in this act.

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

32 (4) The department shall apply for the competitive portion of  
33 federal transit administration funds for eligible transit-related costs  
34 of the state route number 520 bridge replacement and HOV project and  
35 the Columbia river crossing project. The federal funds described in  
36 this subsection must not include those federal transit administration  
37 funds distributed by formula. The department shall provide a report  
38 regarding this effort to the legislature by October 1, 2011.

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

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

19 (7) (~~(\$561,000)~~) \$665,000 of the transportation partnership  
20 account--state appropriation and (~~(\$1,176,000)~~) \$954,000 of the  
21 transportation 2003 account (nickel account)--state appropriation are  
22 provided solely for project OBI4ENV, Environmental Mitigation Reserve -  
23 Nickel/TPA project, as indicated in the LEAP transportation document  
24 referenced in subsection (1) of this section. Funds may be used only  
25 for environmental mitigation work that is required by permits that were  
26 issued for projects funded by the transportation partnership account or  
27 transportation 2003 account (nickel account).

28 (8) The transportation 2003 account (nickel account)--state  
29 appropriation includes up to (~~(\$339,608,000)~~) \$308,996,000 in proceeds  
30 from the sale of bonds authorized by RCW 47.10.861.

31 (9) The transportation partnership account--state appropriation  
32 includes up to (~~(\$972,392,000)~~) \$734,097,000 in proceeds from the sale  
33 of bonds authorized in RCW 47.10.873.

34 (10) The motor vehicle account--state appropriation includes up to  
35 (~~(\$55,870,000)~~) \$5,000,000 in proceeds from the sale of bonds  
36 authorized in RCW 47.10.843.

37 (11) The state route number 520 corridor account--state  
38 appropriation includes up to (~~(\$1,779,000,000)~~) \$990,801,000 and the

1 state route number 520 corridor account--federal appropriation includes  
2 up to \$300,000,000 in proceeds from the sale of bonds authorized in RCW  
3 47.10.879. Of the amounts appropriated in this subsection,  
4 \$300,000,000 of the state route number 520 corridor account--federal  
5 appropriation must be put into unallotted status and is subject to  
6 review by the office of financial management. The director of  
7 financial management shall consult with the joint transportation  
8 committee prior to making a decision to allot these funds.

9 (12) (~~(\$767,000)~~) \$692,000 of the motor vehicle account--state  
10 appropriation and (~~(\$3,736,000)~~) \$3,002,000 of the motor vehicle  
11 account--federal appropriation are provided solely for the US 2 High  
12 Priority Safety project (100224I). Expenditure of these funds is for  
13 safety projects on state route number 2 between Monroe and Gold Bar,  
14 which may include median rumble strips, traffic cameras, and electronic  
15 message signs.

16 (13) (~~(\$820,000)~~) \$819,900 of the motor vehicle account--federal  
17 appropriation, (~~(\$16,308,000)~~) \$6,226,000 of the motor vehicle  
18 account--private/local appropriation, and (~~(\$48,000)~~) \$344,000 of the  
19 motor vehicle account--state appropriation are provided solely for the  
20 US 2/Bickford Avenue - Intersection Safety Improvements project  
21 (100210E).

22 (14) \$1,025,000 of the motor vehicle account--state appropriation  
23 is provided solely for environmental work on the Belfair Bypass project  
24 (300344C).

25 (15) (~~(\$372,000)~~) \$360,000 of the motor vehicle account--federal  
26 appropriation and (~~(\$9,000)~~) \$49,000 of the motor vehicle account--  
27 state appropriation are provided solely for the I-5/Vicinity of Joint  
28 Base Lewis-McChord - Install Ramp Meters project (300596M).

29 (16) (~~(\$202,863,000)~~) \$102,588,000 of the transportation  
30 partnership account--state appropriation (~~(and—\$51,138,000)~~),  
31 \$43,847,000 of the transportation 2003 account (nickel account)--state  
32 appropriation, \$12,000 of the motor vehicle account--federal  
33 appropriation, and \$68,000 of the motor vehicle account--private/local  
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  
37 (~~(of this act)~~), chapter 367, Laws of 2011. The department shall

1 report to the legislature and the office of financial management on any  
2 costs associated with building renovations funded in this subsection.

3 (17)(a) \$7,423,000 of the transportation partnership account--state  
4 appropriation and (~~(\$54,461,000)~~) \$50,332,000 of the motor vehicle  
5 account--federal appropriation are provided solely for the I-5/Columbia  
6 River Crossing project (400506A). (~~(Of the amounts appropriated in  
7 this subsection, \$15,000,000 of the motor vehicle account federal  
8 appropriation must be put into unallotted status and is subject to the  
9 review of the office of financial management. This funding may only be  
10 allotted once the state of Oregon's total contribution of shared  
11 expenses on the project are within five million dollars of the state of  
12 Washington's shared expenses.)~~)

13 (b) It is the intent of the legislature that Washington and Oregon  
14 have equal funding commitments and equal total expenditures to date on  
15 the shared components of the Columbia river crossing project. The  
16 department shall provide a quarterly report on this project beginning  
17 March 31, 2012. This report must include:

18 (i) An update on preliminary engineering and right-of-way  
19 acquisition for the previous quarter;

20 (ii) Planned objectives for right-of-way and preliminary  
21 engineering for the ensuing quarter;

22 (iii) An updated comparison of the total appropriation authority  
23 for the project by state;

24 (iv) An updated comparison of the total expenditures to date on the  
25 project by state; and

26 (v) The committed funding provided by the state of Oregon to right-  
27 of-way acquisition.

28 (c) \$200,000 of the transportation partnership account--state  
29 appropriation in this subsection is provided solely for the department  
30 to work with the department of archaeology and historic preservation to  
31 ensure that the cultural resources investigation is properly conducted  
32 on the Columbia river crossing project. This project must be conducted  
33 with active archaeological management and result in one report that  
34 spans the single cultural area in Oregon and Washington. Additionally,  
35 the department shall establish a scientific peer review of independent  
36 archaeologists that are knowledgeable about the region and its cultural  
37 resources.



1 (d) Consistent with the draft environmental impact statement and  
2 the Columbia river crossing project's independent review panel report,  
3 the Columbia river crossing project's financial plan must include  
4 recognition of state transportation funding contributions from both  
5 Washington and Oregon, federal transportation funding, and a funding  
6 contribution from toll bond proceeds. Following the refinement of the  
7 finance plan as recommended by the independent review panel, the  
8 department may seek authorization from the legislature to collect tolls  
9 on the existing Columbia river crossing or on a replacement crossing  
10 over Interstate 5.

11 (e) The Washington state department of transportation budget  
12 includes resources to continue work on solutions that advance the  
13 Columbia river crossing project to completion of the required  
14 environmental impact statement. The department must report to the  
15 Columbia river crossing legislative oversight subcommittee of the joint  
16 transportation committee, established in section 204(7) (~~of this~~  
17 ~~act~~), chapter 86, Laws of 2012, on the progress made on the Columbia  
18 river crossing project at each meeting of the oversight subcommittee.  
19 Reporting must include updated information on cost estimates, rights-  
20 of-way purchases and procurement schedules, and financing plans for the  
21 Columbia river crossing project, including projected traffic volumes,  
22 fuel and gas price assumptions, toll rates, costs of toll collections,  
23 as well as potential need for general transportation funding. By  
24 January 1, 2013, the department shall provide to the oversight  
25 subcommittee of the joint transportation committee a phased master plan  
26 for the Columbia river crossing project.

27 (18) Within the amounts provided for the Columbia river crossing  
28 project (400506A), the department shall conduct a traffic and revenue  
29 analysis for the Columbia river crossing project that will lay the  
30 foundation for investment grade traffic and revenue analysis. While  
31 conducting the analysis, the department must coordinate with the Oregon  
32 department of transportation, the Washington state transportation  
33 commission, (~~and the Washington state legislative oversight~~  
34 ~~committee~~) the Washington state treasurer's office, and the Oregon  
35 state treasurer's office.

36 (a) The department's analysis must include the assessment and  
37 review of the following variables within the project:

38 (i) Exemptions from tolls for vehicles with two or more occupants;

1 (ii) A variable toll where the tolls vary by time of day and day of  
2 the week; and  
3 (iii) A frequency-based toll rate for the facility.  
4 (b) The analysis must also assess the following:  
5 (i) The impact that light rail service in the corridor will have on  
6 estimated toll revenues;  
7 (ii) The level of diversion from the Interstate 5 corridor and the  
8 impact on estimated toll revenues; and  
9 (iii) The estimated toll revenues from vehicle trips originating  
10 within the region and outside the region by vehicle type.  
11 (c) The department must submit a report of findings to the  
12 transportation committees of the legislature by July 1, 2013.  
13 (19) (~~(\$309,000)~~) \$91,000 of the motor vehicle account--federal  
14 appropriation and (~~(\$78,000)~~) \$24,000 of the motor vehicle account--  
15 state appropriation are provided solely for the SR 9/SR 204  
16 Intersection Improvement project (L2000040).  
17 (20) (~~(\$3,385,000)~~) \$980,000 of the motor vehicle account--federal  
18 appropriation and (~~(\$50,000)~~) \$51,000 of the motor vehicle account--  
19 state appropriation are provided solely for the US 12/Nine Mile Hill to  
20 Woodward Canyon Vic - Build New Highway project (501210T).  
21 (~~(\$5,791,000 of the Tacoma Narrows toll bridge account--state~~  
22 ~~appropriation is provided solely for deferred sales tax expenses on the~~  
23 ~~construction of the new Tacoma Narrows bridge. However, if chapter~~  
24 ~~... (Senate Bill No. 6073), Laws of 2012 (sales tax exemption on SR~~  
25 ~~16 projects) is enacted by June 30, 2012, the amount provided in this~~  
26 ~~subsection lapses.~~  
27 (~~(\$391,000)~~) \$226,000 of the motor vehicle account--federal  
28 appropriation and (~~(\$16,000)~~) \$19,000 of the motor vehicle account--  
29 state appropriation are provided solely for the SR 16/Rosedale Street  
30 NW Vicinity - Frontage Road project (301639C). The frontage road must  
31 be built for driving speeds of no more than thirty-five miles per hour.  
32 (~~(\$621,000)~~) (22) \$663,000 of the motor vehicle account--  
33 federal appropriation (~~is~~) and \$12,000 of the motor vehicle account--  
34 state appropriation are provided solely for the SR 20/Race Road to  
35 Jacob's Road safety project (L2200042).  
36 (~~(\$32,162,000)~~) (23) \$15,746,000 of the transportation  
37 partnership account--state appropriation (~~is~~) and \$122,000 of the

1 motor vehicle account--private/local appropriation are provided solely  
2 for the SR 28/ US 2 and US 97 Eastmont Avenue Extension project  
3 (202800D).

4 ~~((+25) \$1,227,000))~~ (24) \$705,000 of the motor vehicle account--  
5 federal appropriation and ~~((+25) \$38,000))~~ \$165,000 of the motor vehicle  
6 account--state appropriation are provided solely for design and right-  
7 of-way work on the I-82/Red Mountain Vicinity project (508208M). The  
8 department shall continue to work with the local partners in developing  
9 transportation solutions necessary for the economic growth in the Red  
10 Mountain American viticulture area of Benton county.

11 ~~((+26) \$1,500,000))~~ (25) \$3,000,000 of the motor vehicle account--  
12 federal appropriation ~~((+26) \$120,000))~~ and \$120,000 of the motor vehicle  
13 account--state appropriation are provided solely for the I-90  
14 Comprehensive Tolling Study and Environmental Review project (100067T).  
15 The department shall undertake a comprehensive environmental review of  
16 tolling Interstate 90 between Interstate 5 and Interstate 405 for the  
17 purposes of both managing traffic and providing funding for  
18 construction of the unfunded state route number 520 from Interstate 5  
19 to Medina project. The environmental review must include significant  
20 outreach to potentially affected communities. The department may  
21 consider traffic management options that extend as far east as  
22 Issaquah.

23 ~~((+27))~~ (26) \$12,149,000 of the motor vehicle account--federal  
24 appropriation ~~((+27) \$362,000))~~ \$362,000 of the motor vehicle account--state  
25 appropriation, and \$50,000 of the motor vehicle account--private/local  
26 appropriation are provided solely for the I-90/Sullivan Road to Barker  
27 Road - Additional Lanes project (609049N).

28 ~~((+28))~~ (27) Up to \$8,000,000 in savings realized on the I-  
29 90/Snoqualmie Pass East - Hyak to Keechelus Dam - Corridor project  
30 (509009B) may be used for design work on the next two-mile segment of  
31 the corridor. Any additional savings on this project must remain on  
32 the corridor. Project funds may not be used to build or improve  
33 buildings until the plan described in section 604 ~~((of this act))~~,  
34 chapter 367, Laws of 2011 is complete.

35 ~~((+29) \$657,000))~~ (28) \$637,000 of the motor vehicle account--  
36 federal appropriation ~~((+29) \$15,000))~~ and \$15,000 of the motor vehicle account--  
37 state appropriation are provided solely for the US 97A/North of  
38 Wenatchee - Wildlife Fence project (209790B).



1 \$38,613,000 of the transportation 2003 account (nickel account)--state  
2 appropriation are provided solely for the I-405/Kirkland Vicinity Stage  
3 2 - Widening project (8BI1002). This project must be completed as soon  
4 as practicable as a design-build project and must be constructed with  
5 a footprint that would accommodate potential future express toll lanes.

6 (b) As part of the project, the department shall conduct a traffic  
7 and revenue analysis and complete a financial plan to provide  
8 additional information on the revenues, expenditures, and financing  
9 options available for active traffic management and congestion relief  
10 in the Interstate 405 and state route number 167 corridors. A report  
11 must be provided to the transportation committees of the legislature  
12 and the office of financial management by January 2012. However, this  
13 subsection ~~((+33+))~~ (32)(b) is null and void if chapter . . .  
14 (Engrossed House Bill No. 1382), Laws of 2011 (I-405 express toll  
15 lanes) is enacted by June 30, 2011.

16 ~~((Of the amount appropriated in (a) of this subsection,~~  
17 ~~\$15,000,000 of the transportation partnership account state~~  
18 ~~appropriation is provided solely for the preliminary design and~~  
19 ~~purchase of rights of way on the state route number 167 direct~~  
20 ~~connector. It is the intent of the legislature to fund an additional~~  
21 ~~\$25,000,000 of the transportation partnership account state~~  
22 ~~appropriation for the preliminary design and purchase of rights of way~~  
23 ~~on the state route number 167 direct connector during the 2013-2015~~  
24 ~~biennium.~~

25 ~~(d+))~~ Within the amounts provided for this project, funding is  
26 provided solely for tolling equipment, such as gantries, barriers, or  
27 cameras, on Interstate 405, consistent with chapter 369, Laws of 2011.  
28 The department shall place amounts for tolling equipment into  
29 unallotted status until the traffic and revenue analysis required in  
30 RCW 47.56.886 is submitted to the governor and the legislature. Once  
31 the report has been submitted, the office of financial management may  
32 approve the allotment of funds for tolling equipment only after  
33 consultation with the joint transportation committee.

34 ~~((+34+))~~ (33) Funding for a signal at state route number 507 and  
35 Yew Street is included in the appropriation for intersection and spot  
36 improvements (0BI2002).

37 (34) \$3,392,000 of the transportation partnership account--state

1 appropriation is provided solely for the preliminary design and  
2 purchase of rights-of-way on the state route number 167 direct  
3 connector (140504C).

4 (35) (~~(\$224,592,000)~~) \$52,078,000 of the transportation partnership  
5 account--state appropriation (~~(and \$898,286,000)~~), \$902,101,000 of the  
6 state route number 520 corridor account--state appropriation,  
7 \$17,155,000 of the motor vehicle account--federal appropriation, and  
8 \$1,303,000 of the motor vehicle account--private/local appropriation  
9 are provided solely for the state route number 520 bridge replacement  
10 and HOV program (8BI1003). When developing the financial plan for the  
11 program, the department shall assume that all maintenance and operation  
12 costs for the new facility are to be covered by tolls collected on the  
13 toll facility, and not by the motor vehicle account.

14 (36) \$500,000 of the motor vehicle account--state appropriation is  
15 provided solely for a multimodal corridor plan on state route number  
16 520 between Interstate 405 and Avondale Road in Redmond (L1000054).

17 (37) \$300,000 of the motor vehicle account--federal appropriation  
18 (~~(is)~~) and \$13,000 of the motor vehicle account--state appropriation  
19 are provided solely for the SR 523 Corridor study (L1000059).

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

23 (39) Any savings on projects on the state route number 532 corridor  
24 must be used within the corridor to begin work on flood prevention and  
25 raising portions of the highway above flood and storm influences.

26 (40) The total appropriation provided in this section assumes  
27 enactment of chapter . . . (Second Substitute Senate Bill No. 5250),  
28 Laws of 2012 (design-build procedures) and reflects efficiencies and  
29 cost savings generated by this innovative design and contracting tool.

30 (41) Construction of a new traffic management center may not  
31 commence until the budget evaluation study in section 102(1) (~~(of this~~  
32 ~~act)~~), chapter 86, Laws of 2012 is complete and the office of financial  
33 management has determined that a new traffic management center is the  
34 preferred option and has approved this project.

35 (42) The department shall itemize all future requests for the  
36 construction of new buildings on a project list. Each building  
37 construction project must be listed in the project list along with all  
38 other highway construction projects and submitted by the department as

1 part of its budget submittal. It is the intent of the legislature that  
2 new facility construction must be transparent and not appropriated  
3 within larger highway construction projects.

4 (43) (~~(\$250,000)~~) \$240,000 of the motor vehicle account--federal  
5 appropriation (~~(is)~~) and \$10,000 of the motor vehicle account--state  
6 appropriation are provided solely for planning a proposed off-ramp  
7 eastbound from state route number 518 to Des Moines Memorial Drive in  
8 Burien (L1100045).

9 (44) (~~(\$1,100,000)~~) \$425,000 of the motor vehicle account--federal  
10 appropriation (~~(is)~~) and \$18,000 of the motor vehicle account--state  
11 appropriation are provided solely for preliminary engineering on the I-  
12 5/Marvin Road Interchange study (L2200087).

13 (45) (~~(\$400,000)~~) \$389,000 of the motor vehicle account--federal  
14 appropriation (~~(is)~~) and \$22,000 of the motor vehicle account--state  
15 appropriation are provided solely for the SR 150/No-See-Um Road  
16 Intersection - Realignment project (L2200092).

17 (46) \$750,000 of the motor vehicle account--federal appropriation  
18 (~~(is)~~) and \$31,000 of the motor vehicle account--state appropriation  
19 are provided solely for (~~(preliminary engineering on)~~) the SR  
20 305/Suquamish Way Intersection Improvements project (L2200093).

21 (47) (~~(\$700,000)~~) \$658,000 of the motor vehicle account--federal  
22 appropriation (~~(is)~~) and \$16,000 of the motor vehicle account--state  
23 appropriation are provided solely for the US 395/Lind Road Intersection  
24 project (L2200086).

25 (48) \$7,398,000 of the motor vehicle account--state appropriation  
26 is provided solely to advance the design, preliminary engineering, and  
27 rights-of-way acquisition for the priority projects identified in LEAP  
28 Transportation Document 2013-3 as developed April 23, 2013. Funds must  
29 be used to advance the emergent, initial development of these projects  
30 for the purpose of expediting delivery of the associated major  
31 investments when funding for such investments becomes available.  
32 Funding may be reallocated between projects to maximize the  
33 accomplishment of design and preliminary engineering work and rights-  
34 of-way acquisition, provided that all projects are addressed. It is  
35 the intent of the legislature that, while seeking to maximize the  
36 outcomes in this section, the department shall provide for continuity  
37 of both the state and consulting engineer workforce, while

1 strategically utilizing private sector involvement to ensure  
2 consistency with the department's business plan for staffing in the  
3 highway construction program in the current and next fiscal biennium.

4 **Sec. 904.** 2012 c 86 s 306 (uncodified) is amended to read as  
5 follows:

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

7	Transportation Partnership Account--State	
8	Appropriation . . . . .	(((\$44,463,000))
9		<u>\$23,488,000</u>
10	Motor Vehicle Account--State Appropriation . . . . .	(((\$81,741,000))
11		<u>\$78,112,000</u>
12	Motor Vehicle Account--Federal Appropriation . . . . .	(((\$540,306,000))
13		<u>\$469,626,000</u>
14	Motor Vehicle Account--Private/Local	
15	Appropriation . . . . .	(((\$21,585,000))
16		<u>\$18,892,000</u>
17	Tacoma Narrows Toll Bridge Account--State	
18	Appropriation . . . . .	\$259,000
19	( <del>Transportation 2003 Account (Nickel Account)</del> --State	
20	<del>Appropriation . . . . .</del>	<del>(\$23,000))</del>
21	<u>Highway Safety Account--State Appropriation . . . . .</u>	<u>\$3,500,000</u>
22	TOTAL APPROPRIATION . . . . .	(((\$691,877,000))
23		<u>\$593,877,000</u>

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

26 (1) Except as provided otherwise in this section, the entire  
27 transportation 2003 account (nickel account) appropriation and the  
28 entire transportation partnership account appropriation are provided  
29 solely for the projects and activities as listed by fund, project, and  
30 amount in LEAP Transportation Document ((2012-2)) 2013-1 as developed  
31 ((~~March 8, 2012~~)) April 23, 2013, Program - Highway Preservation  
32 Program (P). However, limited transfers of specific line-item project  
33 appropriations may occur between projects for those amounts listed  
34 subject to the conditions and limitations in section 603, chapter  
35 . . . , Laws of 2013 (section 603 of this act).

36 (2) The department of transportation shall continue to implement  
37 the lowest life-cycle cost planning approach to pavement management



1 throughout the state to encourage the most effective and efficient use  
2 of pavement preservation funds. Emphasis should be placed on  
3 increasing the number of roads addressed on time and reducing the  
4 number of roads past due.

5 (3) Within the motor vehicle account--state appropriation and motor  
6 vehicle account--federal appropriation, the department may transfer  
7 funds between programs I and P, except for funds that are otherwise  
8 restricted in this act.

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

12 ~~(5) ((The motor vehicle account--state appropriation includes up to~~  
13 ~~\$17,652,000 in proceeds from the sale of bonds authorized in RCW~~  
14 ~~47.10.843.~~

15 ~~(6))~~ The department must work with cities and counties to develop  
16 a comparison of direct and indirect labor costs, overhead rates, and  
17 other costs for high-cost bridge inspections charged by the state,  
18 counties, and other entities. The comparison is due to the  
19 transportation committees of the legislature on September 1, 2011.

20 ~~((7) \$789,000))~~ (6) \$739,000 of the motor vehicle account--federal  
21 appropriation and ~~((6,000))~~ \$56,000 of the motor vehicle account--  
22 state appropriation are provided solely for the environmental impact  
23 statement and preliminary planning for the replacement of the state  
24 route number 9 Snohomish river bridge (project L2000018).

25 ~~((8) \$10,843,000))~~ (7) \$9,096,000 of the motor vehicle account--  
26 federal appropriation, ~~((1,992,000))~~ \$1,794,000 of the motor vehicle  
27 account--private/local appropriation, and ~~((390,000))~~ \$340,000 of the  
28 motor vehicle account--state appropriation are provided solely for the  
29 SR 21/Keller Ferry - Replace Boat project (602110J).

30 ~~((9) \$165,000))~~ (8) \$227,000 of the motor vehicle account--federal  
31 appropriation ~~((is))~~ and \$13,000 of the motor vehicle account--state  
32 appropriation are provided solely for the I-90/Ritzville to Tokio -  
33 Paving of Outside Lanes project (609041G).

34 ~~((10) \$5,565,000))~~ (9) \$1,566,000 of the motor vehicle account--  
35 federal appropriation and ~~((232,000))~~ \$124,000 of the motor vehicle  
36 account--state appropriation are provided solely for the SR  
37 167/Puyallup River Bridge Replacement project (316725A). This project  
38 must be completed as a design-build project. The department must work

1 with local jurisdictions and the community during the environmental  
2 review process to develop appropriate esthetic design elements, at no  
3 additional cost to the department, and traffic management plans  
4 pertaining to this project. The department must report to the  
5 transportation committees of the legislature on estimated cost and/or  
6 time savings realized as a result of using the design-build process.

7 ~~((11) \$507,000))~~ (10) \$649,000 of the motor vehicle account--  
8 federal appropriation and ~~((13,000))~~ \$15,000 of the motor vehicle  
9 account--state appropriation are provided solely for the SR  
10 906/Travelers Rest - Building Renovation project (090600A).

11 ~~((12) The department shall submit a renewal and rehabilitation  
12 plan for the new state route number 16 Tacoma Narrows bridge as a  
13 decision package as part of its 2013-2015 biennial budget submittal.))~~

14 **Sec. 905.** 2012 c 86 s 307 (uncodified) is amended to read as  
15 follows:

16 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
17 **CAPITAL**

18	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$8,779,000</del> ))
19		<u>\$8,801,000</u>
20	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$7,283,000</del> ))
21		<u>\$7,184,000</u>
22	TOTAL APPROPRIATION . . . . .	(( <del>\$16,062,000</del> ))
23		<u>\$15,985,000</u>

24 The appropriations in this section are subject to the following  
25 conditions and limitations: ~~((1,000,000))~~ \$371,000 of the motor  
26 vehicle account--state appropriation for project 000005Q is provided  
27 solely for state matching funds for federally selected competitive  
28 grants or congressional earmark projects. These moneys must be placed  
29 into reserve status until such time as federal funds are secured that  
30 require a state match.

31 **Sec. 906.** 2012 c 86 s 308 (uncodified) is amended to read as  
32 follows:

33 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
34 **CONSTRUCTION--PROGRAM W**

35 Puget Sound Capital Construction Account--State  
36 Appropriation . . . . . ((~~\$61,965,000~~))

1		<u>\$62,332,000</u>
2	Puget Sound Capital Construction Account--Federal	
3	Appropriation . . . . .	(( <del>\$61,736,000</del> ))
4		<u>\$56,634,000</u>
5	Puget Sound Capital Construction Account--Private/Local	
6	Appropriation . . . . .	(( <del>\$200,000</del> ))
7		<u>\$356,000</u>
8	Transportation 2003 Account (Nickel Account)--State	
9	Appropriation . . . . .	(( <del>\$119,928,000</del> ))
10		<u>\$113,720,000</u>
11	Transportation Partnership Account--State	
12	Appropriation . . . . .	(( <del>\$12,838,000</del> ))
13		<u>\$12,892,000</u>
14	Multimodal Transportation Account--State	
15	Appropriation . . . . .	\$27,527,000
16	TOTAL APPROPRIATION . . . . .	(( <del>\$284,194,000</del> ))
17		<u>\$273,461,000</u>

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

20       (1) Except as provided otherwise in this section, the entire  
21 appropriations in this section are provided solely for the projects and  
22 activities as listed in LEAP Transportation Document ((~~2012-1~~)) 2013-2  
23 ALL PROJECTS as developed ((~~March 8, 2012~~)) April 23, 2013, Program -  
24 Washington State Ferries Capital Program (W).

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

30       (3) The multimodal transportation account--state appropriation  
31 includes up to \$27,527,000 in proceeds from the sale of bonds  
32 authorized in RCW 47.10.867.

33       (4) The Puget Sound capital construction account--state  
34 appropriation includes up to \$45,000,000 in proceeds from the sale of  
35 bonds authorized in RCW 47.10.843.

36       (5) ((~~\$17,970,000~~)) \$17,370,000 of the transportation 2003 account  
37 (nickel account)--state appropriation is provided solely for the

1 acquisition of new Kwa-di-tabil class ferry vessels (project 944470A)  
2 subject to the conditions of RCW 47.56.780.

3 (6) \$25,404,000 of the multimodal transportation account--state  
4 appropriation, \$1,000,000 of the Puget Sound capital construction  
5 account--federal appropriation, \$11,500,000 of the transportation  
6 partnership account--state appropriation, and (~~(\$85,924,000)~~)  
7 \$54,616,000 of the transportation 2003 account (nickel account)--state  
8 appropriation are provided solely for the acquisition of one 144-car  
9 vessel (project L2200038). The department shall use as much already  
10 procured equipment as practicable on the 144-car vessel. The vendor  
11 must present to the joint transportation committee and the office of  
12 financial management, by August 15, 2011, a list of options that will  
13 result in significant cost savings changes in terms of construction or  
14 the long-term maintenance and operations of the vessel. The vendor  
15 must allow for exercising the options without a penalty. If neither  
16 chapter ... (Engrossed Substitute Senate Bill No. 5742), Laws of 2011  
17 nor chapter ... (House Bill No. 2083), Laws of 2011 is enacted by June  
18 30, 2011, \$75,000,000 of the transportation 2003 account (nickel  
19 account)--state appropriation in this subsection lapses.

20 (7) \$5,749,000 of the total appropriation is provided solely for  
21 continued permitting work on the Mukilteo ferry terminal (project  
22 952515P). The department shall seek additional federal funding for  
23 this project. Prior to beginning terminal improvements, the department  
24 shall report to the legislature on the final environmental impact  
25 statement by December 31, 2012. The report must include an overview of  
26 the costs and benefits of each of the alternatives considered, as well  
27 as an identification of costs and a funding plan for the preferred  
28 alternative.

29 (8) The department shall review all terminal project cost estimates  
30 to identify projects where similar design requirements could result in  
31 reduced preliminary engineering or miscellaneous items costs. The  
32 department shall report to the legislature by September 1, 2011. The  
33 report must use programmatic design and include estimated cost savings  
34 by reducing repetitive design costs or miscellaneous costs, or both,  
35 applied to projects.

36 (9) (~~(\$3,000,000)~~) \$6,000,000 of the Puget Sound capital  
37 construction account--state appropriation is provided solely for

1 emergency capital repair costs (project 999910K). Funds may be spent  
2 only after approval from the office of financial management.

3 (10) \$4,851,000 of the Puget Sound capital construction account--  
4 state appropriation is provided solely for the reservation and  
5 communications system projects (L200041 & L200042).

6 (11) \$1,000,000 of the Puget Sound capital construction account--  
7 state appropriation is provided solely for security and operational  
8 planning as a first step in introducing liquid natural gas (LNG) to the  
9 Washington ferry fleet, including the issuance of a request for  
10 proposals (RFP). \$750,000 is provided solely for the department to  
11 work with appropriate agencies of the state and federal government to  
12 amend the state's current alternative security plan to account for the  
13 use of LNG as a propulsion fuel in the ferry fleet, and to begin public  
14 outreach efforts. \$250,000 is provided solely to issue an RFP for a  
15 design-build contract to fully convert the existing diesel powered  
16 Issaquah class fleet to be solely powered by LNG. The successful  
17 bidder must be awarded the \$250,000 appropriation and must be able to  
18 offer detailed design services, attain coast guard approval regarding  
19 vessel safety and any other requirements pertaining to design, acquire  
20 engines with LNG as a sole fuel source, provide public outreach and  
21 education regarding the conversion of ferry vessels to LNG, perform all  
22 conversion work, and supply dependable and suitable quantities of LNG.  
23 The RFP must include incentives for proposals that include alternative  
24 financing arrangements, such as a delayed payment plan based on fuel  
25 savings. To the extent allowable under current law, the bidder awarded  
26 the design-build contract for converting the Issaquah fleet to LNG  
27 under this subsection must be given bidding preferences in any future  
28 LNG-related ferry proposals or projects. The RFP referenced in this  
29 subsection must be issued by the department by August 1, 2012. The  
30 department must provide a report to the joint transportation committee  
31 on the development of the RFP in July 2012 and an update report again  
32 in September 2012.

33 (12) (~~(\$500,000)~~) \$1,200,000 of the Puget Sound capital  
34 construction account--state appropriation is provided solely for the  
35 ADA visual paging project (L2200083). If any new federal grants are  
36 received by the department that may supplant the state funds in this  
37 appropriation, the state funds in this appropriation must be placed in  
38 unallotted status.

1 (13) Consistent with RCW 47.60.662, which requires the Washington  
2 state ferry system to collaborate with passenger-only ferry and transit  
3 providers to provide service at existing terminals, the department  
4 shall ensure that multimodal access, including for passenger-only  
5 ferries and transit service providers, is not precluded by any future  
6 modifications at the terminal.

7 (14) The appropriation in this section includes up to \$47,759,000  
8 in proceeds from the sale of bonds authorized in RCW 47.10.861.

9 **Sec. 907.** 2012 c 86 s 309 (uncodified) is amended to read as  
10 follows:

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

12	Essential Rail Assistance Account--State	
13	Appropriation . . . . .	\$1,565,000
14	Transportation Infrastructure Account--State	
15	Appropriation . . . . .	(( <del>\$5,693,000</del> ))
16		<u>\$5,018,000</u>
17	Multimodal Transportation Account--State	
18	Appropriation . . . . .	(( <del>\$58,220,000</del> ))
19		<u>\$31,124,000</u>
20	Multimodal Transportation Account--Federal	
21	Appropriation . . . . .	(( <del>\$236,597,000</del> ))
22		<u>\$110,725,000</u>
23	Multimodal Transportation Account--Private/Local	
24	Appropriation . . . . .	(( <del>\$1,010,000</del> ))
25		<u>\$1,096,000</u>
26	TOTAL APPROPRIATION . . . . .	(( <del>\$303,085,000</del> ))
27		<u>\$149,528,000</u>

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

30 (1)(a) Except as provided otherwise in this section, the entire  
31 appropriations in this section are provided solely for the projects and  
32 activities as listed by project (~~and amount~~) in LEAP Transportation  
33 Document (~~(2012-1)~~) 2013-2 ALL PROJECTS as developed (~~(March 8, 2012)~~)  
34 April 23, 2013, Program-Rail Capital Program (Y).

35 (b) Within the amounts provided in this section, (~~(\$4,757,000)~~)  
36 \$4,507,000 of the transportation infrastructure account--state  
37 appropriation is for low-interest loans through the freight rail

1 investment bank program for specific projects listed as recipients of  
2 these loans in the LEAP transportation document identified in (a) of  
3 this subsection. The department shall issue freight rail investment  
4 bank program loans with a repayment period of no more than ten years,  
5 and only so much interest as is necessary to recoup the department's  
6 costs to administer the loans.

7 (c) Within the amounts provided in this section, (~~(\$2,047,000)~~)  
8 \$1,754,000 of the multimodal transportation account--state  
9 appropriation(~~(, \$10,000 of the multimodal transportation account--~~  
10 ~~private/local appropriation,)~~) and \$1,000,000 of the essential rail  
11 assistance account--state appropriation are for statewide emergent  
12 freight rail assistance projects identified in the LEAP transportation  
13 document identified in (a) of this subsection.

14 (2)(a) The department shall issue a call for projects for the  
15 freight rail investment bank (FRIB) loan program and the emergent  
16 freight rail assistance program (FRAP) grants, and shall evaluate the  
17 applications according to the cost-benefit methodology developed during  
18 the 2008 interim using the legislative priorities specified in (c) of  
19 this subsection. Unsuccessful FRAP grant applicants should be  
20 encouraged to apply to the FRIB loan program, if eligible. By November  
21 1, 2012, the department shall submit a prioritized list of recommended  
22 projects to the office of financial management and the transportation  
23 committees of the legislature.

24 (b) When the department identifies a prospective rail project that  
25 may have strategic significance for the state, or at the request of a  
26 proponent of a prospective rail project or a member of the legislature,  
27 the department shall evaluate the prospective project according to the  
28 cost-benefit methodology developed during the 2008 interim using the  
29 legislative priorities specified in (c) of this subsection. The  
30 department shall report its cost-benefit evaluation of the prospective  
31 rail project, as well as the department's best estimate of an  
32 appropriate construction schedule and total project costs, to the  
33 office of financial management and the transportation committees of the  
34 legislature.

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

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

- 1 (ii) Self-sustaining economic development that creates family-wage
- 2 jobs;
- 3 (iii) Preservation of transportation corridors that would otherwise
- 4 be lost;
- 5 (iv) Increased access to efficient and cost-effective transport to
- 6 market for Washington's agricultural and industrial products;
- 7 (v) Better integration and cooperation within the regional,
- 8 national, and international systems of freight distribution; and
- 9 (vi) Mitigation of impacts of increased rail traffic on
- 10 communities.

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

14 (4) The department shall provide quarterly reports to the office of  
15 financial management and the transportation committees of the  
16 legislature regarding applications that the department submits for  
17 federal funds and the status of such applications.

18 (5) The multimodal transportation account--state appropriation  
19 includes up to \$12,103,000 in proceeds from the sale of bonds  
20 authorized in RCW 47.10.867.

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

28 (7) (~~(\$218,341,000)~~) \$103,992,000 of the multimodal transportation  
29 account--federal appropriation and (~~(\$3,639,000)~~) \$1,815,000 of the  
30 multimodal transportation account--state appropriation are provided  
31 solely for expenditures related to passenger high-speed rail grants.  
32 At one and one-half percent of the total project funds, the multimodal  
33 transportation account--state funds are provided solely for  
34 expenditures that are not federally reimbursable. Funding in this  
35 subsection is the initial portion of multiyear high-speed rail program  
36 grants awarded to Washington state for high-speed intercity passenger  
37 rail investments. Funding will allow for two additional round trips  
38 between Seattle and Portland and other rail improvements.



1 (8) \$750,000 of the multimodal transportation account--state  
2 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 (9) As allowable under federal rail authority rules and existing  
8 competitive bidding practices, when purchasing new train sets, the  
9 department shall give preference to bidders that propose train sets  
10 with characteristics and maintenance requirements most similar to those  
11 currently owned by the department.

12 (10) Funds generated by the grain train program are solely for  
13 operating, sustaining, and enhancing the grain train program including,  
14 but not limited to, operations, capital investments, inspection,  
15 developing business plans for future growth, and fleet management. Any  
16 funds deemed by the department, in consultation with relevant port  
17 districts, to be in excess of current operating needs or capital  
18 reserves of the grain train program may be transferred from the  
19 miscellaneous program account to the essential rail assistance account  
20 for the purpose of sustaining the grain train program through  
21 maintaining the Palouse river and Coulee City railroad line, on which  
22 the grain train program operates.

23 (11) \$500,000 of the essential rail assistance account--state  
24 appropriation is provided solely for the purpose of rehabilitation and  
25 maintenance of the Palouse river and Coulee City railroad line.  
26 Expenditures from this appropriation may not exceed the combined total  
27 of:

28 (a) The revenues deposited into the essential rail assistance  
29 account from leases and sale of property pursuant to RCW 47.76.290; and

30 (b) Revenues transferred from the miscellaneous program account for  
31 the purpose of sustaining the grain train program through maintaining  
32 the Palouse river and Coulee City railroad line.

33 (12) \$200,000 of the multimodal transportation account--state  
34 appropriation is provided solely for the Clark county chelatchie  
35 prairie rail road (project L2200085).

36 **Sec. 908.** 2012 c 86 s 310 (uncodified) is amended to read as  
37 follows:

1	<b>FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--</b>	
2	<b>CAPITAL</b>	
3	<del>((Highway Infrastructure Account--State Appropriation . . . . .</del>	<del>\$207,000</del>
4	<del>Highway Infrastructure Account--Federal</del>	
5	<del>Appropriation . . . . .</del>	<del>\$1,602,000))</del>
6	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$4,179,000</del> ))
7		<u>\$2,511,000</u>
8	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$37,935,000</del> ))
9		<u>\$19,759,000</u>
10	<u>Highway Safety Account--State Appropriation . . . . .</u>	<u>\$752,000</u>
11	Freight Mobility Investment Account--State	
12	Appropriation . . . . .	(( <del>\$11,278,000</del> ))
13		<u>\$5,044,000</u>
14	Transportation Partnership Account--State	
15	Appropriation . . . . .	(( <del>\$7,181,000</del> ))
16		<u>\$3,967,000</u>
17	Freight Mobility Multimodal Account--State	
18	Appropriation . . . . .	(( <del>\$15,668,000</del> ))
19		<u>\$11,868,000</u>
20	Freight Mobility Multimodal Account--Local	
21	Appropriation . . . . .	(( <del>\$2,834,000</del> ))
22		<u>\$960,000</u>
23	Multimodal Transportation Account--State	
24	Appropriation . . . . .	(( <del>\$22,575,000</del> ))
25		<u>\$15,413,000</u>
26	Passenger Ferry Account--State Appropriation . . . . .	\$1,115,000
27	TOTAL APPROPRIATION . . . . .	(( <del>\$104,574,000</del> ))
28		<u>\$61,389,000</u>

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

31 (1) \$1,115,000 of the passenger ferry account--state appropriation  
32 is provided solely for near and long-term costs of capital improvements  
33 and operating expenses that are consistent with the business plan  
34 approved by the governor for passenger ferry service.

35 (2) The department shall apply for surface transportation program  
36 enhancement funds to be expended in lieu of or in addition to state  
37 funds for eligible costs of projects in local programs, program  
38 Z--capital.

1 (3) Federal funds may be transferred from program Z to programs I  
2 and P and state funds must be transferred from programs I and P to  
3 program Z to replace those federal funds in a dollar-for-dollar match.  
4 Fund transfers authorized under this subsection shall not affect  
5 project prioritization status. Appropriations must initially be  
6 allotted as appropriated in this act. The department may not transfer  
7 funds as authorized under this subsection without approval of the  
8 office of financial management. The department shall submit a report  
9 on those projects receiving fund transfers to the office of financial  
10 management and the transportation committees of the legislature by  
11 December 1, 2011, and December 1, 2012.

12 (4) The city of Winthrop may utilize a design-build process for the  
13 Winthrop bike path project.

14 (5) (~~(\$14,813,000)~~) \$10,654,000 of the multimodal transportation  
15 account--state appropriation, (~~(\$12,804,000)~~) \$9,554,000 of the motor  
16 vehicle account--federal appropriation, (~~and \$6,241,000~~) \$3,417,000  
17 of the transportation partnership account--state appropriation, and  
18 \$202,000 of the highway safety account--state appropriation are  
19 provided solely for the pedestrian and bicycle safety program projects  
20 and safe routes to schools program projects identified in: LEAP  
21 Transportation Document 2011-A, pedestrian and bicycle safety program  
22 projects and safe routes to schools program projects, as developed  
23 April 19, 2011; LEAP Transportation Document 2009-A, pedestrian and  
24 bicycle safety program projects and safe routes to schools program  
25 projects, as developed March 30, 2009; LEAP Transportation Document  
26 2007-A, pedestrian and bicycle safety program projects and safe routes  
27 to schools program projects, as developed April 20, 2007; and LEAP  
28 Transportation Document 2006-B, pedestrian and bicycle safety program  
29 projects and safe routes to schools program projects, as developed  
30 March 8, 2006. Projects must be allocated funding based on order of  
31 priority. The department shall review all projects receiving grant  
32 awards under this program at least semiannually to determine whether  
33 the projects are making satisfactory progress. Any project that has  
34 been awarded funds, but does not report activity on the project within  
35 one year of the grant award must be reviewed by the department to  
36 determine whether the grant should be terminated. The department shall  
37 promptly close out grants when projects have been completed, and

1 identify where unused grant funds remain because actual project costs  
2 were lower than estimated in the grant award.

3 (6) Except as provided otherwise in this section, the entire  
4 appropriations in this section are provided solely for the projects and  
5 activities as listed by project and amount in LEAP Transportation  
6 Document (~~(2012-1)~~) 2013-2 ALL PROJECTS as developed (~~(March 8, 2012)~~)  
7 April 23, 2013, Program - Local Programs (Z).

8 (7) For the 2011-2013 project appropriations, unless otherwise  
9 provided in this act, the director of the office of financial  
10 management may authorize a transfer of appropriation authority between  
11 projects managed by the freight mobility strategic investment board and  
12 may also advance projects in future biennia, as identified in LEAP  
13 Transportation Document (~~(2012-1)~~) 2013-2 ALL PROJECTS as developed  
14 (~~(March 8, 2012)~~) April 23, 2013, into the current biennium in order  
15 for the board to manage project spending and efficiently deliver all  
16 projects in the respective program.

17 (8) With each department budget submittal, the department shall  
18 provide an update on the status of the repayment of the twenty million  
19 dollars of unobligated federal funds authority advanced by the  
20 department in September 2010 to the city of Tacoma for the Murray  
21 Morgan/11th Street bridge project.

22 (9) If funding is specifically designated in this act for main  
23 street projects, the department shall prepare a list of projects that  
24 is consistent with chapter 257, Laws of 2011, for approval in the 2013-  
25 2015 fiscal biennium.

26 (10) (~~(\$267,000)~~) \$50,000 of the motor vehicle account--state  
27 appropriation and (~~(\$2,859,000)~~) \$50,000 of the motor vehicle account--  
28 federal appropriation are provided solely for completion of the US 101  
29 northeast peninsula safety rest area and associated roadway  
30 improvements east of Port Angeles at the Deer Park scenic view point  
31 (3LP187A). The department must surplus any right-of-way previously  
32 purchased for this project near Sequim. Approval to proceed with  
33 construction is contingent on surplus of previously purchased right-of-  
34 way.

35 (11) Up to (~~(\$3,702,000)~~) \$2,680,000 of the motor vehicle account--  
36 federal appropriation and (~~(\$75,000)~~) \$55,000 of the motor vehicle  
37 account--state appropriation are provided solely to reimburse the  
38 cities of Kirkland and Redmond for pavement and bridge deck

1 rehabilitation on state route number 908 (1LP611A). These funds may  
2 not be expended unless the cities sign an agreement stating that the  
3 cities agree to take ownership of state route number 908 in its  
4 entirety and agree that the payment of these funds represents the  
5 entire state commitment to the cities for state route number 908  
6 expenditures.

7 (12) \$225,000 of the multimodal transportation account--state  
8 appropriation is provided solely for the Shell Valley emergency road  
9 and bicycle/pedestrian path (L1000036).

10 (13) \$188,000 of the motor vehicle account--state appropriation is  
11 provided solely for flood reduction solutions on state route number 522  
12 caused by the lower McAleer and Lyon creek basins (L1000041).

13 (14) (~~(\$896,000)~~) \$293,000 of the multimodal transportation  
14 account--state appropriation is provided solely for realignment of  
15 Parker Road and construction of secondary access off of state route  
16 number 20 (L2200040).

17 (15) (~~(An additional \$2,500,000 of the motor vehicle account--  
18 federal appropriation is provided solely for the Strander Blvd/SW 27th  
19 St Connection project (1LP902F), which amount is reflected in the LEAP  
20 transportation document identified in subsection (6) of this section.  
21 These funds may only be committed if needed, may not be used to  
22 supplant any other committed project partnership funding, and must be  
23 the last funds expended.~~

24 (~~(16) \$500,000~~) \$30,000 of the motor vehicle account--federal  
25 appropriation is provided solely for safety improvements at the  
26 intersection of South Wapato and McDonald Road (L1000052).

27 (~~((17) \$2,000,000)~~) (16) \$850,000 of the multimodal transportation  
28 account--state appropriation is provided solely for the state route  
29 number 432 rail realignment and highway improvements project  
30 (L1000056).

31 (~~((18))~~) (17) \$100,000 of the motor vehicle account--federal  
32 appropriation is provided solely for state route number 164 and Auburn  
33 Way South pedestrian improvements (L1000057).

34 (~~((19))~~) (18) \$115,000 of the motor vehicle account--federal  
35 appropriation is provided solely for median street lighting on state  
36 route number 410 (L1000058).

37 (~~((20))~~) (19) \$60,000 of the multimodal transportation account--

1 state appropriation is provided solely for a cross docking study for  
2 the port of Douglas county (L1000060).

3 ~~((+21+))~~ (20) \$100,000 of the motor vehicle account--federal  
4 appropriation is provided solely for city of Auburn - 8th and R Street  
5 NE intersection improvements (L2200043).

6 ~~((+22+))~~ (21) \$65,000 of the multimodal transportation account--  
7 state appropriation is provided solely for the Puget Sound regional  
8 council to further the implementation of multimodal concurrency  
9 practice through a transit service overlay zone implemented at the  
10 local level (L1000061). This approach will improve the linkage of land  
11 use and transportation investment decisions, improve the efficiency of  
12 transit service by encouraging transit-supportive development, provide  
13 incentives for developers, and support integrated regional growth,  
14 economic development, and transportation plans. In carrying out this  
15 work, the council shall involve representatives from cities and  
16 counties, developers, transit agencies, and other interested  
17 stakeholders, and shall consult with other regional transportation  
18 planning organizations across the state. The council shall report the  
19 results of their work and recommendations to the joint transportation  
20 committee by December 2011, with a final report to the transportation  
21 committees of the legislature by January 31, 2012.

22 ~~((+23) \$1,750,000))~~ (22) \$650,000 of the motor vehicle account--  
23 federal appropriation is provided solely for the SR 522  
24 Improvements/61st Avenue NE and NE 181st Street project (L1000055).

25 ~~((+24+))~~ (23) The department shall implement a call for projects  
26 eligible for the bicycle and pedestrian grant program similar to the  
27 call for projects conducted in 2010, although the department may adjust  
28 the criteria to include mobility and connectivity. The department  
29 shall include a list of prioritized bicycle and pedestrian grant  
30 projects for approval in the 2013-2015 biennial transportation budget.

31 ~~((+25+))~~ (24) \$100,000 of the multimodal transportation account--  
32 state appropriation is provided solely for the design of a stand-alone  
33 ADA accessible bicycle/pedestrian bridge across the Sultan river in the  
34 city of Sultan (L1100044).

35 ~~((+26) \$445,000))~~ (25) \$30,000 of the motor vehicle account--  
36 federal appropriation is provided solely for pedestrian lighting on the  
37 main span of the Chehalis river bridge in Aberdeen (L1100046).



1 securing properties under this section, agencies shall use the most  
2 economical financial contract option available, including long-term  
3 leases, lease-purchase agreements, lease-development with option to  
4 purchase agreements, or financial contracts using certificates of  
5 participation. Expenditures made by an agency for one of the indicated  
6 purposes before the issue date of the authorized financial contract and  
7 any certificates of participation therein are intended to be reimbursed  
8 from proceeds of the financial contract and any certificates of  
9 participation therein to the extent provided in the agency's financing  
10 plan approved by the state finance committee.

11 (2) (~~State agencies~~) The Washington state patrol may enter into  
12 agreements with the department of (~~general administration~~) enterprise  
13 services and the state treasurer's office to develop requests to the  
14 legislature for the acquisition of properties and facilities through  
15 financial contracts. The agreements may include charges for services  
16 rendered. The Washington state patrol may:

17 (a) (~~Department of transportation: Enter into a financing~~  
18 ~~contract for up to \$10,824,000 plus financing expenses and required~~  
19 ~~reserves pursuant to chapter 39.94 RCW for the acquisition and~~  
20 ~~implementation of a time, leave, and labor distribution system that is~~  
21 ~~integrated with the state's accounting and human resource management~~  
22 ~~systems.~~

23 (b) ~~Department of licensing: Enter into a financing contract for~~  
24 ~~up to \$7,414,000 plus financing expenses and required reserves pursuant~~  
25 ~~to chapter 39.94 RCW for the purchase of a prorated and fuel tax system.~~

26 (c) ~~Washington state patrol: (i))~~ Enter into a financing contract  
27 for up to \$8,241,000 plus financing expenses and required reserves  
28 pursuant to chapter 39.94 RCW to purchase and install mobile office  
29 platforms in state patrol and pursuit vehicles.

30 ((~~ii~~)) (b) Enter into a financing contract for up to  
31 (~~\$40,100,000~~) \$39,100,000 plus financing expenses and required  
32 reserves pursuant to chapter 39.94 RCW to purchase equipment and  
33 engineering services to convert to a narrowband digital system.

34 **TRANSFERS AND DISTRIBUTIONS**



1       **Sec. 1101.** 2012 c 86 s 401 (uncodified) is amended to read as  
2 follows:  
3 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
4 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**  
5 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**  
6 **REVENUE**

7	Highway Bond Retirement Account--State	
8	Appropriation . . . . .	(( <del>\$879,501,000</del> ))
9		<u>\$862,130,000</u>
10	Ferry Bond Retirement Account--State	
11	Appropriation . . . . .	(( <del>\$31,801,000</del> ))
12		<u>\$31,807,000</u>
13	State Route Number 520 Corridor Account--State	
14	Appropriation . . . . .	(( <del>\$3,818,000</del> ))
15		<u>\$4,766,000</u>
16	Transportation Improvement Board Bond Retirement	
17	Account--State Appropriation . . . . .	(( <del>\$16,482,000</del> ))
18		<u>\$17,174,000</u>
19	Nondebt-Limit Reimbursable Account Appropriation . . . . .	(( <del>\$22,476,000</del> ))
20		<u>\$21,877,000</u>
21	Transportation Partnership Account--State	
22	Appropriation . . . . .	(( <del>\$3,654,000</del> ))
23		<u>\$2,570,000</u>
24	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$382,000</del> ))
25		<u>\$270,000</u>
26	Transportation 2003 Account (Nickel Account)--State	
27	Appropriation . . . . .	(( <del>\$1,305,000</del> ))
28		<u>\$1,411,000</u>
29	<del>((Transportation Improvement Account--State</del>	
30	<del>    Appropriation . . . . .</del>	<del>(\$29,000))</del>
31	Multimodal Transportation Account--State	
32	Appropriation . . . . .	(( <del>\$158,000</del> ))
33		<u>\$181,000</u>
34	Toll Facility Bond Retirement Account--State	
35	Appropriation . . . . .	(( <del>\$48,807,000</del> ))
36		<u>\$41,279,000</u>
37	Toll Facility Bond Retirement Account--Federal	
38	Appropriation . . . . .	(( <del>\$7,500,000</del> ))

1 \$18,283,000  
 2 TOTAL APPROPRIATION . . . . . (( \$1,015,913,000 ))  
 3 \$1,001,748,000

4 **Sec. 1102.** 2012 c 86 s 402 (uncodified) is amended to read as  
 5 follows:

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

9 State Route Number 520 Corridor Account--State  
 10 Appropriation . . . . . (( \$960,000 ))  
 11 \$1,826,000  
 12 Transportation Partnership Account--State  
 13 Appropriation . . . . . (( \$587,000 ))  
 14 \$352,000  
 15 Motor Vehicle Account--State Appropriation . . . . . (( \$58,000 ))  
 16 \$28,000  
 17 Transportation 2003 Account (Nickel Account)--State  
 18 Appropriation . . . . . (( \$255,000 ))  
 19 \$152,000  
 20 (( ~~Transportation Improvement Account--State Appropriation . . . . . \$5,000~~ ))  
 21 Multimodal Transportation Account--State  
 22 Appropriation . . . . . (( \$23,000 ))  
 23 \$14,000  
 24 TOTAL APPROPRIATION . . . . . (( \$1,888,000 ))  
 25 \$2,372,000

26 **Sec. 1103.** 2012 c 86 s 404 (uncodified) is amended to read as  
 27 follows:

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

29 Motor Vehicle Account--State Appropriation for motor  
 30 vehicle fuel tax distributions to cities and  
 31 counties . . . . . (( \$470,701,000 ))  
 32 \$465,681,000

33 **Sec. 1104.** 2012 c 86 s 405 (uncodified) is amended to read as  
 34 follows:

1 **FOR THE STATE TREASURER--TRANSFERS**

2 Motor Vehicle Account--State Appropriation: For  
3 motor vehicle fuel tax refunds and statutory  
4 transfers . . . . . ((~~\$1,227,005,000~~))  
5 \$1,213,253,000

6 **Sec. 1105.** 2012 c 86 s 406 (uncodified) is amended to read as  
7 follows:

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

9 Motor Vehicle Account--State Appropriation: For  
10 motor vehicle fuel tax refunds and transfers . . . ((~~\$151,870,000~~))  
11 \$147,557,000

12 **Sec. 1106.** 2012 c 86 s 407 (uncodified) is amended to read as  
13 follows:

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

15 (1) Motor Vehicle Account--State Appropriation:  
16 For transfer to the Puget Sound Ferry Operations  
17 Account--State . . . . . \$45,500,000

18 (2) Recreational Vehicle Account--State  
19 Appropriation: For transfer to the Motor Vehicle  
20 Account--State . . . . . \$1,150,000

21 (3) License Plate Technology Account--State  
22 Appropriation: For transfer to the Highway Safety  
23 Account--State . . . . . \$3,000,000

24 (4) Multimodal Transportation Account--State  
25 Appropriation: For transfer to the Puget Sound  
26 Ferry Operations Account--State . . . . . \$42,000,000

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

29 (6) Advanced Right-of-Way Revolving Fund: For  
30 transfer to the Motor Vehicle Account--State . . . . . \$5,000,000

31 (7) Rural Mobility Grant Program Account--State  
32 Appropriation: For transfer to the Multimodal  
33 Transportation Account--State . . . . . \$3,000,000

34 (8) Motor Vehicle Account--State  
35 Appropriation: For transfer to the State Patrol  
36 Highway Account--State . . . . . \$16,000,000

1 (9) State Route Number 520 Corridor  
2 Account--State Appropriation: For transfer to the  
3 Motor Vehicle Account--State . . . . . \$58,000  
4 (10) Motor Vehicle Account--State  
5 Appropriation: For transfer to the Special Category C  
6 Account--State . . . . . \$2,500,000  
7 (11) Regional Mobility Grant Program  
8 Account--State Appropriation: For transfer to the  
9 Multimodal Transportation Account--State . . . . . \$1,000,000  
10 (12) State Patrol Highway Account--State  
11 Appropriation: For transfer to the Vehicle  
12 Licensing Fraud Account--State . . . . . \$100,000  
13 (13) Capital Vessel Replacement Account--State  
14 Appropriation: For transfer to the Transportation 2003  
15 Account (Nickel Account)--State . . . . . ((\$6,367,000))  
16 \$6,221,000

17 (14) The transfers identified in this section are subject to the  
18 following conditions and limitations:

19 (a) The transfer in subsection (9) of this section represents the  
20 repayment of an amount equal to subprogram B5 expenditures that  
21 occurred in the motor vehicle account in the 2009-2011 fiscal biennium.

22 (b) The amount transferred in subsection (2) of this section shall  
23 not exceed the expenditures incurred from the motor vehicle account--  
24 state for the recreational vehicle sanitary disposal systems program.

25 **CONDITIONALLY ADDITIVE APPROPRIATIONS**

26 **Sec. 1201.** 2012 c 86 s 701 (uncodified) is amended to read as  
27 follows:

28 It is the intent of the legislature that the appropriations in  
29 (~~sections 702 through 713 of this act be~~) chapter 86, Laws of 2012  
30 that were supported by the legislative changes in chapter 80, Laws of  
31 2012 and chapter 74, Laws of 2012 were an initial commitment to the  
32 programs and activities funded and that the commitment continue through  
33 the 2013-2015 fiscal biennium. To that end, it is the intent of the  
34 legislature that the spending plan for the 2013-2015 fiscal biennium  
35 reflect the programmatic areas and amounts described in LEAP

1 Transportation Document 2012-4, as developed March 8, 2012, except for  
2 the amounts for "WSDOT Preliminary Design/Rights-of-Way," which are  
3 superseded for the 2013-2015 fiscal biennium by the amounts provided in  
4 section 306(15) of this act for the projects identified in LEAP  
5 Transportation Document 2013-3 as developed April 23, 2013.

6 **MISCELLANEOUS 2011-2013 FISCAL BIENNIUM**

7 NEW SECTION. **Sec. 1301.** The appropriations to the department of  
8 transportation in chapter 86, Laws of 2012 and this act must be  
9 expended for the programs and in the amounts specified in this act.  
10 However, after May 1, 2013, unless specifically prohibited, the  
11 department may transfer state appropriations for the 2011-2013 fiscal  
12 biennium among operating programs after approval by the director of the  
13 office of financial management. However, the department shall not  
14 transfer state moneys that are provided solely for a specific purpose.  
15 The department shall not transfer funds, and the director of the office  
16 of financial management shall not approve the transfer, unless the  
17 transfer is consistent with the objective of conserving, to the maximum  
18 extent possible, the expenditure of state funds and not federal funds.  
19 The director of the office of financial management shall notify the  
20 appropriate transportation committees of the legislature prior to  
21 approving any allotment modifications or transfers under this section.  
22 The written notification must include a narrative explanation and  
23 justification of the changes, along with expenditures and allotments by  
24 program and appropriation, both before and after any allotment  
25 modifications or transfers.

26 NEW SECTION. **Sec. 1302.** The following acts or parts of acts are  
27 each repealed:

- 28 (1) 2012 c 86 s 702 (uncodified);
- 29 (2) 2012 c 86 s 703 (uncodified);
- 30 (3) 2012 c 86 s 704 (uncodified);
- 31 (4) 2012 c 86 s 705 (uncodified);
- 32 (5) 2012 c 86 s 706 (uncodified);
- 33 (6) 2012 c 86 s 707 (uncodified);
- 34 (7) 2012 c 86 s 709 (uncodified);

- 1 (8) 2012 c 86 s 710 (uncodified);  
2 (9) 2012 c 86 s 711 (uncodified);  
3 (10) 2012 c 86 s 712 (uncodified);  
4 (11) 2012 c 86 s 713 (uncodified);  
5 (12) 2012 c 86 s 714 (uncodified);  
6 (13) 2012 c 86 s 715 (uncodified); and  
7 (14) 2012 c 86 s 716 (uncodified).

8 **MISCELLANEOUS**

9 NEW SECTION. **Sec. 1401.** If any provision of this act or its  
10 application to any person or circumstance is held invalid, the  
11 remainder of the act or the application of the provision to other  
12 persons or circumstances is not affected.

13 NEW SECTION. **Sec. 1402.** Except for sections 702 and 709 of this  
14 act, this act is necessary for the immediate preservation of the public  
15 peace, health, or safety, or support of the state government and its  
16 existing public institutions, and takes effect immediately.

17 NEW SECTION. **Sec. 1403.** Section 702 of this act is necessary for  
18 the immediate preservation of the public peace, health, or safety, or  
19 support of the state government and its existing public institutions,  
20 and takes effect July 1, 2013.

21 NEW SECTION. **Sec. 1404.** Section 709 of this act is necessary for  
22 the immediate preservation of the public peace, health, or safety, or  
23 support of the state government and its existing public institutions,  
24 and takes effect June 30, 2013, unless chapter . . . (Substitute House  
25 Bill No. 1745), Laws of 2013 is enacted on or before June 30, 2013, in  
26 which case section 709 of this act does not take effect.

(End of Bill)

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