

SSB 6241 - CONF REPT  
By Conference Committee

1 Strike everything after the enacting clause and insert the  
2 following:

3 **"2005-07 BIENNIUM**

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

5 (1) The transportation budget of the state is hereby adopted and,  
6 subject to the provisions set forth, the several amounts specified, or  
7 as much thereof as may be necessary to accomplish the purposes  
8 designated, are hereby appropriated from the several accounts and funds  
9 named to the designated state agencies and offices for employee  
10 compensation and other expenses, for capital projects, and for other  
11 specified purposes, including the payment of any final judgments  
12 arising out of such activities, for the period ending June 30, 2007.

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

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

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

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

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

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

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

1 (g) "LEAP" means the legislative evaluation and accountability  
2 program committee.

3 **GENERAL GOVERNMENT AGENCIES--OPERATING**

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

6 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

7 Motor Vehicle Account--State Appropriation . . . . . \$217,000

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

10 **FOR THE MARINE EMPLOYEES COMMISSION**

11 Puget Sound Ferry Operations Account--State  
12 Appropriation . . . . . ((~~\$390,000~~))  
13 \$394,000

14 The appropriation in this section is subject to the following  
15 conditions and limitations: To address its growing caseload, the  
16 marine employees commission shall develop a plan for prioritizing cases  
17 to schedule for hearings. The commission shall report back to the  
18 transportation committees of the legislature on its case prioritization  
19 plan by December 15, 2005.

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

22 **FOR THE DEPARTMENT OF AGRICULTURE**

23 Motor Vehicle Account--State Appropriation . . . . . ((~~\$329,000~~))  
24 \$330,000

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

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

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

32 Motor Vehicle Account--State Appropriation . . . . . ((~~\$200,000~~))  
33 \$487,000

1 The appropriation in this section is subject to the following  
2 conditions and limitations:

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

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

10 (2) \$236,000 of the motor vehicle account--state appropriation is  
11 provided solely for legal expenses related to the Lower Elwha Klallam  
12 Tribe v. Washington (graving dock) case.

13 (3) \$51,000 of the motor vehicle account--state appropriation is  
14 provided solely for a pilot project testing remote sensing technology  
15 in archeological investigations and surveys for transportation  
16 projects.

17 NEW SECTION. Sec. 105. A new section is added to 2005 c 313  
18 (uncodified) to read as follows:

19 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**  
20 Motor Vehicle Account--State Appropriation . . . . . \$50,000

21 The appropriation in this section is subject to the following  
22 conditions and limitations: The total appropriation is provided solely  
23 for an evaluation of the current business needs of the legislative  
24 transportation fiscal committee staffs with respect to the  
25 transportation executive information system (TEIS). The committee  
26 shall work with the staffs of the transportation committees, the office  
27 of financial management, and the department of transportation to  
28 perform the evaluation. Results of the evaluation, including any  
29 recommendation for system improvements and usability, shall be  
30 submitted to the transportation committees of the legislature and the  
31 office of financial management by December 1, 2006.

32 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

33 **Sec. 106.** 2005 c 313 s 106 (uncodified) is amended to read as  
34 follows:

1 **FOR WASHINGTON STATE PARKS AND RECREATION--CAPITAL PROJECTS**

2 Motor Vehicle Account--State Appropriation . . . . . \$1,400,000

3 The appropriation in this section is subject to the following  
4 conditions and limitations:

5 (1) \$1,300,000 of the motor vehicle account--state appropriation is  
6 a one-time appropriation and is provided solely for the SR 14  
7 interchange and bridge portion of the Beacon Rock state park entrance  
8 road project. Any portion of the appropriation not expended by June  
9 30, 2007, shall revert to the motor vehicle account--state.

10 (2) \$100,000 of the appropriation is provided solely for road work  
11 on state route 20 at Deception Pass state park.

12 **TRANSPORTATION AGENCIES--OPERATING**

13 **Sec. 201.** 2005 c 313 s 201 (uncodified) is amended to read as  
14 follows:

15 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

16 Highway Safety Account--State Appropriation . . . . . (~~(\$2,135,000)~~)  
17 \$2,145,000

18 Highway Safety Account--Federal Appropriation . . . . . (~~(\$15,828,000)~~)  
19 \$15,833,000

20 School Zone Safety Account--State Appropriation . . . . . \$3,300,000

21 Bicycle and Pedestrian Safety Account--State  
22 Appropriation . . . . . \$40,000

23 TOTAL APPROPRIATION . . . . . (~~(\$21,303,000)~~)  
24 \$21,318,000

25 The appropriations in this section are subject to the following  
26 conditions and limitations: The Washington traffic safety commission  
27 shall contract with the Washington state institute for public policy to  
28 conduct a study of the impact of state programs concerning the  
29 reduction of DUI recidivism. The study must include, on a prioritized  
30 basis to the extent federal funds are made available for the study, the  
31 following components: (1) The state's existing deferred prosecution  
32 program; (2) the state's vehicle impound program; and (3) other states'  
33 programs that restrict a person's access to the vehicle, or suspend the  
34 vehicle license and registration, upon arrest or conviction.

35 The completed study must be submitted to the appropriate  
36 legislative committees by December 1, 2006.

1       **Sec. 202.** 2005 c 313 s 202 (uncodified) is amended to read as  
2 follows:

3       **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

4 Rural Arterial Trust Account--State Appropriation . . . . .	(( <del>\$821,000</del> ))
5	<u>\$823,000</u>
6 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$1,942,000</del> ))
7	<u>\$1,950,000</u>
8 County Arterial Preservation Account--State Appropriation	(( <del>\$777,000</del> ))
9	<u>\$780,000</u>
10           TOTAL APPROPRIATION . . . . .	(( <del>\$3,540,000</del> ))
11	<u>\$3,553,000</u>

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

14       **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

15 Urban Arterial Trust Account--State Appropriation . . . . .	(( <del>\$1,624,000</del> ))
16	<u>\$1,630,000</u>
17 Transportation Improvement Account--State Appropriation	(( <del>\$1,625,000</del> ))
18	<u>\$1,632,000</u>
19           TOTAL APPROPRIATION . . . . .	(( <del>\$3,249,000</del> ))
20	<u>\$3,262,000</u>

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

23       **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

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

26       The appropriation in this section is subject to the following  
27 conditions and limitations: \$500,000 of the appropriation is provided  
28 solely for stipends to trainees in the training program as set forth in  
29 rules adopted by the board; however, if Engrossed Substitute Senate  
30 Bill No. 6870 (pilot trainees stipends) is enacted by June 30, 2006,  
31 then \$600,000 of the total appropriation provided in this act shall  
32 lapse and the appropriation provided in Engrossed Substitute Senate  
33 Bill No. 6870 shall govern.

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

1 **FOR THE JOINT TRANSPORTATION COMMITTEE**

2 Motor Vehicle Account--State Appropriation . . . . . (~~(\$1,400,000)~~)  
3 \$1,679,000

4 The appropriation in this section is subject to the following  
5 conditions and limitations:

6 (1)(a) \$200,000 of the total appropriation is provided solely for  
7 the joint transportation committee to conduct a finance study of the  
8 Washington state ferry system. The purpose of the study is to  
9 facilitate policy discussions and decisions by members of the  
10 legislature regarding the Washington state ferry system. The  
11 legislature recognizes there is a need within the Washington state  
12 ferry system for predictable cash flows, transparency, assessment of  
13 organizational structure, verification that the Washington state ferry  
14 system is operating at maximum efficiency, and better labor relations.  
15 The committee shall report the study to the house of representatives  
16 and senate transportation committees by January 1, 2007.

17 (b) The study must include, at a minimum, a review and evaluation  
18 of the ferry system's financial plan, including current assumptions and  
19 past studies, in the following areas:

20 (i) Operating program, including ridership, revenue, and cost  
21 forecasts and the accuracy of those forecasts; and

22 (ii) Capital program, including project scoping, prioritization and  
23 cost estimating, project changes including legislative input regarding  
24 significant project changes, and performance measures.

25 (c) In addition to committee members, or their designees, the  
26 governor shall appoint a representative for this study. The committee  
27 may retain consulting services to assist the committee in conducting  
28 the study, including the evaluation of financial, operating, and  
29 capital plans. The committee may also appoint other persons to assist  
30 with the study.

31 (2) The joint transportation committee shall conduct a study  
32 regarding the feasibility of a statewide uniform motor vehicle excise  
33 tax (MVET) depreciation schedule. In addition to committee members,  
34 the participants in the study must include at a minimum the following  
35 individuals: (a) A representative of a regional transit authority  
36 (Sound Transit); (b) a representative of a regional transportation  
37 planning organization; (c) the secretary of transportation, or his or  
38 her designee; (d) a representative of the attorney general's office;

1 (e) a representative of the department of licensing; and (f) a  
2 representative of the financial community. The purpose of the study is  
3 to develop an MVET depreciation schedule that more accurately reflects  
4 vehicle value but does not hinder outstanding contractual obligations.

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

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

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

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

24 (4) \$450,000 of the motor vehicle account--state appropriation is  
25 provided solely to administer a consultant study of the long-term  
26 viability of the state's transportation financing methods and sources.

27 (a) At a minimum, the study must examine the following: (i) The  
28 short and long-term viability of the motor fuel tax (both state and  
29 federal) as a major source of funding for transportation projects and  
30 programs; (ii) the desirability and effectiveness of state-distributed  
31 transportation funds for the benefit of local units of government;  
32 (iii) the potential for alternative and/or emerging sources of  
33 transportation revenues, with particular emphasis on user-based fees  
34 and charges; and (iv) trends and implications of debt financing for  
35 transportation projects. The scope of work for the study may be  
36 expanded to include analysis of other financing issues relevant to the  
37 long-term viability of the state's transportation system.

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

3 (5) \$75,000 of the motor vehicle account--state appropriation is  
4 provided solely for the joint transportation committee to contract for  
5 a review of existing research on programs and policies which decrease  
6 accidents by teenage drivers, including but not limited to publicly  
7 operated driver education and intermediate drivers licensing programs.  
8 The institute shall also evaluate the costs and benefits of programs  
9 and policies showing the greatest positive impact on teenage driving  
10 safety.

11 (6) The committee shall conduct an evaluation of the department of  
12 transportation surface transportation program enhancement grant  
13 program. The evaluation will include (a) information about the  
14 categories of projects submitted for consideration; (b) a review of the  
15 allocation of funds awarded across the categories of STP enhancement  
16 eligible activities; (c) a review of the criteria used to score  
17 projects; and (d) a finding by the committee whether certain categories  
18 of projects are disproportionately funded or unfunded.

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

21 **FOR THE TRANSPORTATION COMMISSION**

22 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$4,607,000</del> ))
	<u>\$3,954,000</u>
24 Multimodal Transportation Account--State	
25 Appropriation . . . . .	(( <del>\$1,150,000</del> ))
	<u>\$1,252,000</u>
27 TOTAL APPROPRIATION . . . . .	(( <del>\$5,757,000</del> ))
	<u>\$5,206,000</u>

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

31 (1) \$1,500,000 of the motor vehicle fund account--state  
32 appropriation is provided solely for a comprehensive tolling study.  
33 The transportation commission, with the technical assistance of the  
34 department, must conduct a study of the state's transportation system  
35 to determine the feasibility of administering tolls on specific  
36 transportation facilities or a network of facilities. This study shall  
37 serve as the statewide tolling feasibility study required in Engrossed

1 Substitute House Bill No. 1541, and shall serve as the tolling study  
2 necessary to implement toll facilities within a regional transportation  
3 investment district or its successor entity.

4 (a) The study must include an analysis of the only currently-  
5 authorized toll facility, the Tacoma Narrows bridge project. The study  
6 findings must include (i) the development of more uniform and equitable  
7 policies regarding the distribution of financial obligations imposed on  
8 those paying the tolls on the Tacoma Narrows bridge, and (ii)  
9 opportunities and options for reducing the outstanding indebtedness on  
10 the bridge project, including the possibility of buy-downs and other  
11 means of spreading the cost of the project more equitably.

12 (b) The study element for the benefit of a regional transportation  
13 investment district or regional transportation improvement authority  
14 must also address the state highway system and other transportation  
15 facilities in King, Pierce, and Snohomish counties to determine the  
16 feasibility of value pricing on a facility or network of facilities.  
17 This study element should: (i) Determine the potential for value  
18 pricing to generate revenues for needed transportation facilities; (ii)  
19 maximize the efficient operation of facilities and the transportation  
20 network; and (iii) provide economic indicators for future system  
21 investments. This element of the study must take into account  
22 congestion levels, facility and corridor capacity, time of use,  
23 economic considerations, and other factors deemed appropriate. The  
24 study must recommend any additional laws, rules, procedures, resources,  
25 studies, reports, or support infrastructure necessary or desirable  
26 before proceeding with the review, evaluation, or implementation of any  
27 toll projects or a system-wide, value priced transportation structure.

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

30 (2) (~~(\$2,270,000)~~) \$1,362,000 of the motor vehicle account--state  
31 appropriation is provided solely for the transportation performance  
32 audit board. (~~Within this amount, the transportation performance~~  
33 ~~audit board shall conduct a study and make recommendations to the~~  
34 ~~legislature regarding the modification RCW 47.01.012, state~~  
35 ~~transportation goals and benchmarks. In conducting the study, the~~  
36 ~~board shall consider at a minimum: Original recommendations of the~~  
37 ~~Blue Ribbon Commission on Transportation; the current policy goals and~~  
38 ~~benchmark categories; the goals outlined in Substitute House Bill No.~~

1 1969; the recent work related to benchmarks completed by the  
2 transportation commission and the Washington state department of  
3 transportation; the measures review completed by TPAB; and best  
4 practices.

5 The board shall submit study results, including any legislative  
6 recommendations, to the transportation committees of the legislature by  
7 January 1, 2006.)

8 (3) \$1,150,000 of the multimodal account--state appropriation is  
9 provided solely for a statewide rail capacity and needs analysis. The  
10 purpose of this study is to (a) assess the rail freight and rail  
11 passenger infrastructure needs in this state; (b) review the current  
12 powers, authorities, and interests the state has in both passenger and  
13 freight rail; (c) recommend public policies for state participation and  
14 ownership in rail infrastructure and service delivery, including but  
15 not limited to planning and governance issues; and (d) develop a rail  
16 asset management plan. The commission shall report their findings and  
17 conclusions of the study to the transportation committees of the  
18 legislature by December 1, 2006.

19 (4) The transportation commission shall implement tolls on the  
20 Tacoma Narrows bridge that create an incentive for electronic toll  
21 payers.

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

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

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

27 The appropriation in this section is subject to the following  
28 conditions and limitations: The board shall, on a quarterly basis,  
29 provide status reports to the legislature on the delivery of projects  
30 funded by this act.

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

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

34 State Patrol Highway Account--State Appropriation . .	(((\$202,530,000))
35	<u>\$201,063,000</u>
36 State Patrol Highway Account--Federal Appropriation . . .	\$10,544,000

1 State Patrol Highway Account--Private/Local Appropriation . . \$169,000  
2 TOTAL APPROPRIATION . . . . . ((~~\$213,243,000~~))  
3 \$211,776,000

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

6 (1) Washington state patrol officers engaged in off-duty uniformed  
7 employment providing traffic control services to the department of  
8 transportation or other state agencies may use state patrol vehicles  
9 for the purpose of that employment, subject to guidelines adopted by  
10 the chief of the Washington state patrol. The Washington state patrol  
11 shall be reimbursed for the use of the vehicle at the prevailing state  
12 employee rate for mileage and hours of usage, subject to guidelines  
13 developed by the chief of the Washington state patrol. The patrol  
14 shall report to the house of representatives and senate transportation  
15 committees by December 31, 2005, on the use of agency vehicles by  
16 officers engaging in the off-duty employment specified in this  
17 subsection. The report shall include an analysis that compares cost  
18 reimbursement and cost-impacts, including increased vehicle mileage,  
19 maintenance costs, and indirect impacts, associated with the private  
20 use of patrol vehicles.

21 (2) In addition to the user fees, the patrol shall transfer into  
22 the state patrol nonappropriated airplane revolving account under RCW  
23 43.79.470 no more than the amount of appropriated state patrol highway  
24 account and general fund funding necessary to cover the costs for the  
25 patrol's use of the aircraft. The state patrol highway account and  
26 general fund--state funds shall be transferred proportionately in  
27 accordance with a cost allocation that differentiates between highway  
28 traffic enforcement services and general policing purposes.

29 (3) The patrol shall not account for or record locally provided DUI  
30 cost reimbursement payments as expenditure credits to the state patrol  
31 highway account. The patrol shall report the amount of expected  
32 locally provided DUI cost reimbursements to the transportation  
33 committees of the senate and house of representatives by December 31st  
34 of each year.

35 (4) The state patrol highway account--state appropriation for DUI  
36 reimbursements shall only be spent for pursuit vehicle video cameras,  
37 datamaster DUI testing equipment, tire deflator equipment, and taser  
38 guns. The Washington state patrol prior to the issuance of any taser

1 guns will train the troopers on using the equipment. The agency will  
2 provide a report to the transportation committees of the senate and  
3 house of representatives by December 31st of each year on the  
4 occurrences where the taser guns were utilized along with any issues  
5 that have been identified.

6 (5) \$29,000 of the state patrol highway account--state  
7 appropriation is provided solely for the implementation of House Bill  
8 No. 1469. If House Bill No. 1469 is not enacted by June 30, 2005, the  
9 amount provided in this subsection shall lapse.

10 (6) \$5,580,000 of the total appropriation is provided solely for a  
11 3.8% salary increase for commissioned officers effective July 1, 2005,  
12 in addition to any other salary increases provided for in this act.

13 ~~((+8))~~ (7) The Washington state patrol is authorized to use  
14 certificates of participation to fund the King Air aircraft replacement  
15 over a term of not more than ten years and an amount not to exceed  
16 \$1,900,000.

17 (8)(a) \$834,000 of the state patrol highway account--state  
18 appropriation is provided solely for the collective bargaining  
19 agreement reached between the governor and the Washington state patrol  
20 troopers association under chapter 438, Laws of 2005. For commissioned  
21 troopers and sergeants covered under this section, funding is provided  
22 for a 2.6% salary increase effective July 1, 2006. This increase  
23 supersedes the fiscal year 2007 increase granted under section 501,  
24 chapter 313, Laws of 2005. Provisions of the collective bargaining  
25 agreement contained in this subsection are described in general terms.  
26 Only major economic terms are included in this description. This  
27 description does not contain the complete contents of the agreement.  
28 Due to the timing challenges in negotiating the initial collective  
29 bargaining agreement under chapter 438, Laws of 2005, this agreement  
30 was not concluded by the October 1st statutory deadline. However, the  
31 legislature does not intend to fund bargaining agreements concluded  
32 after the October 1st deadline, or other salary increases not included  
33 in the governor's budget proposal, in future biennia.

34 (b) \$62,000 of the state patrol highway account--state  
35 appropriation is provided solely for salary increases for commissioned  
36 captains and lieutenants covered under this section, if a new  
37 collective bargaining agreement is reached between the governor and the  
38 Washington state patrol lieutenants association by July 1, 2006. The

1 amount provided in this subsection is contingent on an agreement being  
2 reached by July 1, 2006, and shall be held in reserve status until the  
3 agreement is reached. If an agreement is not reached by July 1, 2006,  
4 the amount provided in this subsection shall lapse. If an agreement is  
5 reached by July 1, 2006, the increase supersedes the fiscal year 2007  
6 increase granted under section 501, chapter 313, Laws of 2005. Due to  
7 the timing challenges in negotiating a collective bargaining agreement  
8 funded under this subsection, the agreement will not have been  
9 concluded by the October 1st statutory deadline. However, the  
10 legislature does not intend to fund bargaining agreements concluded  
11 after the October 1st deadline, or other salary increases not included  
12 in the governor's budget proposal, in future biennia.

13 (9) The Washington state patrol, in consultation with the  
14 department of licensing, local law enforcement agencies, and other  
15 appropriate organizations, shall study the options for implementing an  
16 inspection program for tow truck operators that are not licensed as  
17 registered tow truck operators. This study shall also evaluate  
18 prospective sources of funding and the amount of funding necessary for  
19 the program. The Washington state patrol shall report to the  
20 transportation committees of the legislature by December 1, 2006, on  
21 the options, strategies, and recommendations for implementing an  
22 inspection program for tow truck operators that are not licensed as  
23 registered tow truck operators.

24 (10) \$2,040,000 of the state patrol highway account--state  
25 appropriation is provided solely for eighteen additional commissioned  
26 officers in the vessel and terminal security division.

27 (11) The office of financial management shall conduct a review of  
28 the state patrol highway account and report its findings to the  
29 legislature by January 1, 2007.

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

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

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

1	<b>FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU</b>	
2	State Patrol Highway Account--State Appropriation . . . . .	(( <del>\$82,748,000</del> ))
3		<u>\$91,359,000</u>
4	State Patrol Highway Account--Private/Local	
5	Appropriation . . . . .	\$2,008,000
6	TOTAL APPROPRIATION . . . . .	(( <del>\$84,756,000</del> ))
7		<u>\$93,367,000</u>

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

10       (1) \$247,000 of the state patrol highway account--state  
11 appropriation is provided solely for the implementation of Second  
12 Substitute House Bill No. 1188. If Second Substitute House Bill No.  
13 1188 is not enacted by June 30, 2005, the amount provided in this  
14 subsection shall lapse.

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

23       (3) ~~((~~\$6,228,000~~ of the total appropriation is provided solely for~~  
24 ~~automobile fuel in the 2005-2007 biennium.~~

25       ~~(4))~~ \$8,678,000 of the total appropriation is provided solely for  
26 the purchase of pursuit vehicles.

27       ~~((5))~~ (4) \$5,254,000 of the total appropriation is provided  
28 solely for vehicle repair and maintenance costs of vehicles used for  
29 highway purposes.

30       ~~((6))~~ (5) \$384,000 of the total appropriation is provided solely  
31 for the purchase of mission vehicles used for highway purposes in the  
32 commercial vehicle and traffic investigation sections of the patrol.

33       (6)(a) \$28,000 of the state patrol highway account--state  
34 appropriation is provided solely for the collective bargaining  
35 agreement reached between the governor and the Washington state patrol  
36 troopers association under chapter 438, Laws of 2005. For commissioned  
37 troopers and sergeants covered under this section, funding is provided  
38 for a 2.6% salary increase effective July 1, 2006. This increase

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

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

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

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

32 Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$3,000
33 Motorcycle Safety Education Account--State Appropriation . . . . .	\$96,000
34 Wildlife Account--State Appropriation . . . . .	(( <del>\$82,000</del> ))
35	<u>\$95,000</u>
36 Highway Safety Account--State Appropriation . . . . .	(( <del>\$11,418,000</del> ))
37	<u>\$11,574,000</u>

1 Motor Vehicle Account--State Appropriation . . . . . ((~~\$7,043,000~~))  
2 \$7,381,000  
3 DOL Services Account--State Appropriation . . . . . ((~~\$88,000~~))  
4 \$102,000  
5 ((~~Biometric Security Account--State Appropriation . . . . . \$57,000~~))  
6 TOTAL APPROPRIATION . . . . . ((~~\$18,787,000~~))  
7 \$19,251,000

8 The appropriations in this section are subject to the following  
9 conditions and limitations: \$1,134,000 of the motor vehicle account--  
10 state appropriation is provided solely for the implementation of  
11 Engrossed Substitute Senate Bill No. 6103. If Engrossed Substitute  
12 Senate Bill No. 6103 is not enacted by June 30, 2005, the amount  
13 provided in this subsection shall lapse.

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

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

17 Marine Fuel Tax Refund Account--State Appropriation . . . . . \$2,000  
18 Motorcycle Safety Education Account--State Appropriation . . . \$35,000  
19 Wildlife Account--State Appropriation . . . . . \$102,000  
20 Highway Safety Account--State Appropriation . . . . . ((~~\$20,698,000~~))  
21 \$22,632,000  
22 Motor Vehicle Account--State Appropriation . . . . . ((~~\$12,095,000~~))  
23 \$12,135,000  
24 Motor Vehicle Account--Private/Local Appropriation . . . . . \$500,000  
25 DOL Services Account--State Appropriation . . . . . ((~~\$7,825,000~~))  
26 \$5,919,000  
27 ((~~Biometric Security Account--State Appropriation . . . . . \$728,000~~))  
28 TOTAL APPROPRIATION . . . . . ((~~\$41,985,000~~))  
29 \$41,325,000

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

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

36 (2) \$357,000 of the motor vehicle account--state appropriation is  
37 provided solely for the implementation of all special license plate

1 bills introduced during the 2005 legislative session and approved by  
2 the special license plate review board. The amount provided in this  
3 subsection shall be reduced accordingly for any of those bills that are  
4 not enacted by June 30, 2005.

5 (3) \$58,000 of the state wildlife account--state appropriation is  
6 provided solely for the implementation of Substitute Senate Bill No.  
7 5423. If Substitute Senate Bill No. 5423 is not enacted by June 30,  
8 2005, the amount provided in this subsection shall lapse.

9 (4) \$145,000 of the motor vehicle account--state appropriation is  
10 provided solely for the implementation of Engrossed Substitute Senate  
11 Bill No. 6103. If Engrossed Substitute Senate Bill No. 6103 is not  
12 enacted by June 30, 2005, the amount provided in this subsection shall  
13 lapse.

14 (5) \$8,000 of the motor vehicle account--state appropriation is  
15 provided solely for the implementation of Substitute Senate Bill No.  
16 6287 (parking privileges for persons who are legally blind). If  
17 Substitute Senate Bill No. 6287 is not enacted by June 30, 2006, the  
18 amount provided in this subsection shall lapse.

19 (6) \$15,000 of the motor vehicle account--state appropriation is  
20 provided solely for the implementation of Substitute House Bill No.  
21 2389 (parking privileges for persons with porphyria). If Substitute  
22 House Bill No. 2389 is not enacted by June 30, 2006, the amount  
23 provided in this subsection shall lapse.

24 (7) \$12,000 of the highway safety account--state appropriation is  
25 provided solely for the implementation of House Bill No. 2829 (driver  
26 training schools). If House Bill No. 2829 is not enacted by June 30,  
27 2006, the amount provided in this subsection shall lapse.

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

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

31 Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$26,000
32 Wildlife Account--State Appropriation . . . . .	<del>(\$626,000)</del>
33	<u>\$627,000</u>
34 Motor Vehicle Account--State Appropriation . . . . .	<del>(\$49,894,000)</del>
35	<u>\$51,276,000</u>
36 Motor Vehicle Account--Private/Local Appropriation . . . . .	\$872,000
37 DOL Services Account--State Appropriation . . . . .	\$1,146,000

1	Highway Safety Account--State Appropriation . . . . .	\$404,000
2	TOTAL APPROPRIATION . . . . .	(( <del>\$52,968,000</del> ))
3		<u>\$54,351,000</u>

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

6 (1) \$247,000 of the motor vehicle account--state appropriation is  
7 provided solely for the implementation of all special license plate  
8 bills introduced during the 2005 legislative session and approved by  
9 the special license plate review board. The amount provided in this  
10 subsection shall be reduced accordingly for any of those bills that are  
11 not enacted by June 30, 2005.

12 (2) \$11,000 of the wildlife account--state appropriation is  
13 provided solely for the implementation of Engrossed Senate Bill No.  
14 5423. If Engrossed Senate Bill No. 5423 is not enacted by June 30,  
15 2005, the amount provided in this subsection shall lapse.

16 (3) \$404,000 of the motor vehicle account--state appropriation is  
17 provided solely for the implementation of Engrossed Substitute Senate  
18 Bill No. 6103. If Engrossed Substitute Senate Bill No. 6103 is not  
19 enacted by June 30, 2005, the amount provided in this subsection shall  
20 lapse.

21 (4) \$37,000 of the motor vehicle account--state appropriation is  
22 provided solely for the implementation of Substitute Senate Bill No.  
23 6287 (parking privileges for persons who are legally blind). If  
24 Substitute Senate Bill No. 6287 is not enacted by June 30, 2006, the  
25 amount provided in this subsection shall lapse.

26 (5) \$5,000 of the motor vehicle account--state appropriation is  
27 provided solely for the implementation of Substitute House Bill No.  
28 2389 (parking privileges for persons with porphyria). If Substitute  
29 House Bill No. 2389 is not enacted by June 30, 2006, the amount  
30 provided in this subsection shall lapse.

31 (6) The department of licensing, in consultation with the  
32 department of transportation, Washington state patrol, local law  
33 enforcement agencies, and other appropriate organizations, shall study  
34 the feasibility of creating a toll-free hotline for the public to  
35 report violations of accessible parking laws, including RCW 46.16.381  
36 and 46.61.581. A report on the findings of this study is due to the  
37 transportation committees of the legislature by December 1, 2006, and  
38 shall include recommendations on how to disseminate and publicize

1 information to the public that explains the existence, purpose, and  
2 method of accessing such a hotline, and how to partner with appropriate  
3 law enforcement agencies in the jurisdiction in which alleged  
4 violations occurred. In making recommendations regarding the potential  
5 establishment of an accessible parking violation hotline, the  
6 department of licensing shall consider how to utilize or partner with  
7 existing statewide and regional hotlines.

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

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

11 Motorcycle Safety Education Account--State

12	Appropriation . . . . .	(( <del>\$3,005,000</del> ))
13		<u>\$3,006,000</u>
14	Highway Safety Account--State Appropriation . . . . .	(( <del>\$85,051,000</del> ))
15		<u>\$87,078,000</u>
16	Highway Safety Account--Federal Appropriation . . . . .	\$8,000
17	<del>((Biometric Security Account--State Appropriation . . . . .</del>	<del>\$1,523,000))</del>
18	TOTAL APPROPRIATION . . . . .	(( <del>\$89,587,000</del> ))
19		<u>\$90,092,000</u>

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

22 (1) \$970,000 of the highway safety account--state appropriation is  
23 provided solely for the commercial driver license program. The  
24 department shall informally report to the transportation committees of  
25 the legislature on the progress made in addressing federal audit  
26 findings and in implementing the federal motor carrier safety  
27 improvement act. Reports shall be made by the following dates:  
28 November 1, 2005, and each November 1st thereafter.

29 (2) \$412,000 of the motorcycle safety and education account--state  
30 appropriation is provided solely for the department's motorcycle safety  
31 program. The department shall informally report to the transportation  
32 committees of the legislature detailing the progress made in  
33 implementing national highway traffic safety assessment guidelines.  
34 Reports shall be made by the following dates: November 1, 2005, and  
35 each November 1st thereafter.

36 (3) The department of licensing, in consultation with the  
37 department of transportation and other stakeholders, shall draft

1 legislation to bring the state into compliance with any federal  
2 legislation or rules enacted relative to identification necessary for  
3 persons crossing international borders. The department shall report to  
4 the transportation committees of the legislature by December 1, 2005,  
5 on the recommended legislation for bringing the state into compliance  
6 with federal requirements.

7 (4) \$738,000 of the highway safety account--state appropriation is  
8 provided solely for the implementation of House Bill No. 2829 (driver  
9 training schools). If House Bill No. 2829 is not enacted by June 30,  
10 2006, the amount provided in this subsection shall lapse.

11 (5) The department shall join in any lawsuits filed by other states  
12 seeking funding to implement the provisions of Title II of P.L. 109-13,  
13 improved security for driver's license and personal identification  
14 cards (Real ID), as passed by Congress May 10, 2005, whenever the  
15 department is legally and ethically permitted to do so.

16 (6) The department shall coordinate with the federally designated  
17 organ procurement organization for Washington state to develop  
18 instructional materials relating to organ and tissue donation awareness  
19 education. The instructional materials shall be provided to each  
20 qualifying applicant for an instructor's license or a driver training  
21 school license. All costs associated with the development,  
22 distribution, and implementation of the instructional materials shall  
23 be the responsibility of the foundation established under RCW  
24 46.12.510.

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

27 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**  
28 **MAINTENANCE--PROGRAM B**  
29 Tacoma Narrows Toll Bridge Account--State Appropriation ((~~\$8,615,000~~)  
30 \$8,294,000)

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

33 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
34 **C**  
35 Motor Vehicle Account--State Appropriation . . . . . ((~~\$55,941,000~~)  
36 \$56,295,000)



1       (4) The department shall review its GPS network services and survey  
2 data, and evaluate the added benefits of using real-time data from a  
3 regional cooperative GPS network.

4       (5) The department shall report to the joint transportation  
5 committee by November 15, 2006, on the plan for the next phase of the  
6 critical applications systems replacement project.

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

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

11 Motor Vehicle Account--State Appropriation . . . . . ((~~\$33,499,000~~))  
12 \$33,600,000

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

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

16 Aeronautics Account--State Appropriation . . . . . ((~~\$5,632,000~~))  
17 \$7,137,000

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

19 (~~Aircraft Search and Rescue Safety and~~  
20 ~~Education Account State Appropriation . . . . . \$262,000~~)

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

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

23       TOTAL APPROPRIATION . . . . . ((~~\$9,044,000~~))  
24 \$10,287,000

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

27       (1)(a) \$433,000 of the aeronautics account--state appropriation is  
28 provided solely for airport pavement projects. The department's  
29 aviation division shall complete a priority airport pavement project  
30 list by January 1, 2006, to be considered by the legislature in the  
31 2006 supplemental budget. If Substitute Senate Bill No. 5414 is not  
32 enacted by June 30, 2005, the amount provided in this subsection shall  
33 lapse.

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

1       ~~(e)~~) If Substitute Senate Bill No. 5414 is enacted by July 1,  
2 2005, then the remaining unexpended fund balance in the aircraft search  
3 and rescue, safety, and education account shall be deposited into the  
4 state aeronautics account.

5       (2) The entire multimodal transportation account--state and federal  
6 appropriations are provided solely for implementing Engrossed  
7 Substitute Senate Bill No. 5121. If Engrossed Substitute Senate Bill  
8 No. 5121 is not enacted by June 30, 2005, or if federal funds are not  
9 received by March 1, 2006, for the purpose of implementing Engrossed  
10 Substitute Senate Bill No. 5121, the amount provided in this subsection  
11 shall lapse.

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

14 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
15 **SUPPORT--PROGRAM H**

16 Motor Vehicle Account--State Appropriation . . . . .	<del>((<u>\$48,961,000</u>))</del>
	<u>\$52,828,000</u>
17	
18 Motor Vehicle Account--Federal Appropriation . . . . .	\$500,000
19 Multimodal Account--State Appropriation . . . . .	\$250,000
20 TOTAL APPROPRIATION . . . . .	<del>((<u>\$49,711,000</u>))</del>
21	<u>\$53,578,000</u>

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

24       (1) \$300,000 of the motor vehicle account--state appropriation is  
25 provided to the department in accordance with RCW 46.68.110(2) and  
26 46.68.120(3) and shall be used by the department solely for the  
27 purposes of providing contract services to the association of  
28 Washington cities and Washington state association of counties for (a)  
29 activities of the transportation permit efficiency and accountability  
30 committee, including pilot mitigation banking activities, and (b) other  
31 permit delivery efforts.

32       (2) ~~((\$1,475,000))~~ \$1,775,000 of the motor vehicle account--state  
33 appropriation is provided solely for the staffing activities of the  
34 transportation permit efficiency and accountability committee.

35       (3) \$3,500,000 of the motor vehicle account--state appropriation is  
36 provided solely for consultant contracts to assist the department in  
37 the delivery of the capital construction program by identifying

1 improvements to program delivery, program management, project controls,  
2 program and project monitoring, forecasting, and reporting. The  
3 consultants shall work with the department of information services and  
4 include department of information services' recommendations in their  
5 reports.

6 The consultants shall develop a capital construction strategic  
7 plan, due to the transportation committees of the house of  
8 representatives and senate and to the office of financial management,  
9 by June 30, 2006.

10 The consultants shall also coordinate their work with other budget  
11 and performance efforts, including Roadmap, the joint transportation  
12 committee budget study, the findings of the critical applications  
13 modernization and integration strategies study, including proposed next  
14 steps, and the priorities of government process.

15 The department shall report to the transportation committees of the  
16 house of representatives and senate, and the office of financial  
17 management, by July 31, 2006, on recommended capital budgeting and  
18 reporting options. Options must include appropriate project groupings  
19 for reporting purposes, and appropriate measures for reporting project  
20 progress, timeliness, cost, and criteria and processes for project  
21 transfers.

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

24 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K**  
25 Motor Vehicle Account--State Appropriation . . . . . ((~~\$1,068,000~~))  
26 \$1,072,000

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

29 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M**  
30 Motor Vehicle Account--State Appropriation . . . . . ((~~\$296,648,000~~))  
31 \$299,720,000  
32 Motor Vehicle Account--Federal Appropriation . . . . . \$1,426,000  
33 Motor Vehicle Account--Private/Local Appropriation . . . . . \$4,315,000  
34 TOTAL APPROPRIATION . . . . . ((~~\$302,389,000~~))  
35 \$305,461,000

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

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

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

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

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

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

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

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

28       (d) Evaluating, analyzing, and potentially redistributing resources  
29 within and among regions to provide greater consistency in delivering  
30 the program statewide and in achieving overall level of service  
31 targets.

32       (5) The department shall develop and implement a plan to improve  
33 work zone safety on a statewide basis. As part of the strategy  
34 included in the plan, the department shall fund equipment purchases  
35 using a portion of the money from the annual OTEF equipment purchasing  
36 and replacement process. The department shall also identify and  
37 evaluate statewide equipment needs (such as work zone safety equipment)  
38 and prioritize any such needs on a statewide basis. Substitute

1 purchasing at the statewide level, when appropriate, shall be utilized  
2 to meet those identified needs. The department must report to the  
3 transportation committees of the legislature by December 1, 2005, on  
4 the plan, and by December 1, 2006, on the status of implementing the  
5 plan.

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

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

10	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$42,811,000</del> ))
11		<u>\$43,847,000</u>
12	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
13	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$128,000
14	TOTAL APPROPRIATION . . . . .	(( <del>\$44,989,000</del> ))
15		<u>\$46,025,000</u>

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

23 **Sec. 223.** 2005 c 313 s 222 (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>\$25,434,000</del> ))
28		<u>\$25,516,000</u>
29	Motor Vehicle Account--Federal Appropriation . . . . .	\$30,000
30	Puget Sound Ferry Operations Account--State	
31	Appropriation . . . . .	\$1,321,000
32	Multimodal Transportation Account--State Appropriation . . . . .	\$973,000
33	TOTAL APPROPRIATION . . . . .	(( <del>\$27,758,000</del> ))
34		<u>\$27,840,000</u>

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

3 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**  
4 **AND RESEARCH--PROGRAM T**

5	Motor Vehicle Account--State Appropriation . . . . .	(( <u>\$22,390,000</u> ))
6		<u>\$24,052,000</u>
7	Motor Vehicle Account--Federal Appropriation . . . . .	\$16,756,000
8	Multimodal Transportation Account--State Appropriation (( <u>\$2,267,000</u> ))	
9		<u>\$2,279,000</u>
10	Multimodal Transportation Account--Federal	
11	Appropriation . . . . .	\$2,829,000
12	Multimodal Transportation Account--Private/Local	
13	Appropriation . . . . .	\$100,000
14	Transportation Partnership Account--State	
15	Appropriation . . . . .	(( <u>\$6,000,000</u> ))
16		<u>\$2,300,000</u>
17	TOTAL APPROPRIATION . . . . .	(( <u>\$50,342,000</u> ))
18		<u>\$48,316,000</u>

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

21       (1) In order to qualify for state planning funds available to  
22 regional transportation planning organizations under this section, a  
23 regional transportation planning organization containing any county  
24 with a population in excess of one million shall provide voting  
25 membership on its executive board to any incorporated principal city of  
26 a metropolitan statistical area within the region, as designated by the  
27 United States census bureau, and to any incorporated city within the  
28 region with a population in excess of eighty thousand as of July 1,  
29 2005. Additionally, a regional transportation planning organization  
30 described under this subsection shall conduct a review of its executive  
31 board membership criteria to ensure that the criteria appropriately  
32 reflects a true and comprehensive representation of the organization's  
33 jurisdictions of significance within the region.

34       ~~((3) \$2,000,000 of the transportation partnership account state~~  
35 ~~appropriation is provided solely for the costs of the regional~~  
36 ~~transportation investment district (RTID) election and department of~~  
37 ~~transportation project oversight. These funds are provided as a loan~~  
38 ~~to the RTID and shall be repaid to the state motor vehicle account~~

1 ~~within one year following the certification of the election results~~  
2 ~~related to the RTID. If either Engrossed Substitute House Bill No.~~  
3 ~~2157 or Senate Bill No. 6089 are enacted by June 30, 2005, the amount~~  
4 ~~provided in this subsection shall lapse. None of this appropriation~~  
5 ~~may be used for election expenses for an election held before January~~  
6 ~~1, 2006.~~

7 ~~(4))~~ (2) \$175,000 of the motor vehicle account--state  
8 appropriation is provided to the department in accordance with RCW  
9 46.68.110(2) and 46.68.120(3) and shall be used by the department to  
10 support the processing and analysis of the backlog of city and county  
11 collision reports by January 2006. The amount provided in this  
12 subsection shall lapse if federal funds become available for this  
13 purpose.

14 ~~((5))~~ (3) \$150,000 of the multimodal transportation account--  
15 state appropriation is provided solely for the implementation of  
16 Engrossed Second Substitute House Bill No. 1565. If Engrossed Second  
17 Substitute House Bill No. 1565 is not enacted by June 30, 2005, the  
18 amount provided in this subsection shall lapse.

19 ~~((6))~~ (4) The department of transportation shall evaluate the  
20 number of spaces available for long-haul truck parking relative to  
21 current and projected future needs. The department of transportation  
22 shall also explore options for augmenting the number of spaces  
23 available, including, but not limited to, expanding state-owned rest  
24 areas or modifying regulations governing the use of these facilities,  
25 utilizing weigh stations and park and ride lots, and encouraging the  
26 expansion of the private sector's role. Finally, the department shall  
27 explore the utility of coordinating with neighboring states on  
28 long-haul truck parking and evaluate methodologies for alleviating any  
29 air quality issues relative to the issue. The department must report  
30 to the transportation committees of the legislature by December 1,  
31 2005, on the options, strategies, and recommendations for long-haul  
32 truck parking.

33 ~~((7))~~ (5) \$50,000 of the multimodal transportation account--state  
34 appropriation is provided solely for evaluating high-speed passenger  
35 transportation facilities and services, including rail or magnetic  
36 levitation transportation systems, to connect airports as a means to  
37 more efficiently utilize airport capacity, as well as connect major  
38 population and activity centers. This evaluation shall be coordinated

1 with the airport capacity and facilities market analysis conducted  
2 pursuant to Engrossed Substitute Senate Bill No. 5121 and results of  
3 the evaluation shall be submitted by July 1, 2007. If Engrossed  
4 Substitute Senate Bill No. 5121 is not enacted by June 30, 2005, or if  
5 federal funds are not received by March 1, 2006, for the purpose of  
6 implementing Engrossed Substitute Senate Bill No. 5121, the amount  
7 provided in this subsection shall lapse.

8 (6) \$700,000 of the motor vehicle account--state appropriation is  
9 provided solely for completing funding for a route development plan of  
10 U.S. route 2.

11 (7) The department shall conduct a study of the resources allocated  
12 to each of the seven department regions and the corresponding  
13 workloads. Given the magnitude of the investments in the Puget Sound  
14 region, particular emphasis shall be given to reviewing the resources  
15 allocated and corresponding workloads with respect to the urban  
16 corridors region and the northwest region. Based on the results of  
17 this study, the department shall submit recommendations by December 1,  
18 2006, to the legislature and the office of financial management  
19 regarding reallocating resources and revising regional boundaries  
20 within the department, as appropriate, in order to better coincide  
21 allocated resources with designated regional boundaries.

22 (8) \$750,000 of the multimodal transportation account--state  
23 appropriation is provided solely for implementing Engrossed Substitute  
24 House Bill No. 2871. If Engrossed Substitute House Bill No. 2871 is  
25 not enacted by June 30, 2006, the amount provided in this subsection  
26 shall lapse. The regional transportation commission's duties to  
27 develop, complete, and submit a governance proposal to the 2007  
28 legislature are highly time sensitive. As a result, the legislature  
29 finds that competitive bidding is not cost-effective or appropriate for  
30 personal service contracts entered into by the commission, and that the  
31 director of the office of financial management should, by the  
32 director's authority under RCW 39.29.011(5), exempt any such personal  
33 service contract from the competitive bidding requirements of chapter  
34 39.29 RCW.

35 (9) \$2,300,000 of the transportation partnership account--state  
36 appropriation is provided solely for the costs of the regional  
37 transportation investment district (RTID) and department of  
38 transportation project oversight. The department shall provide support

1 from its urban corridors region to assist in preparing project costs,  
2 expenditure plans, and modeling. The department shall not deduct a  
3 management reserve, nor charge management or overhead fees. These  
4 funds are provided as a loan to the RTID and shall be repaid to the  
5 state motor vehicle account within one year following the certification  
6 of the election results related to the RTID.

7 (10) \$100,000 of the motor vehicle account--state appropriation is  
8 provided solely to the department in accordance with RCW 46.68.110(2)  
9 and 46.68.120(3) and shall be used by the department solely to conduct  
10 an analysis of expanding the transportation concurrency requirements  
11 prescribed under the growth management act, chapter 36.70A RCW, to  
12 include development impacts on level of service standards applicable to  
13 state-owned transportation facilities, including state highways and  
14 state ferry routes. The objective of the analysis is to determine how  
15 to ensure that jurisdictional divisions do not defeat growth management  
16 act concurrency goals. The department shall convene a committee to  
17 oversee the analysis, with the committee comprised of, at a minimum,  
18 four members of the transportation committees of the legislature, four  
19 members of the appropriate land use committees of the legislature, and  
20 one member each from the association of Washington cities and the  
21 Washington state association of counties, or a designee thereof. The  
22 completed study, including recommendations, must be submitted to the  
23 appropriate standing committees of the legislature, and to the office  
24 of financial management, by December 1, 2006.

25 (11) The department of transportation, the Washington state  
26 economic revenue forecast council, and the office of financial  
27 management shall review and adopt a method of forecasting motor vehicle  
28 and special fuel prices, revenue, and the amount of consumption that  
29 has an increased rate of accuracy as compared to the existing method.  
30 The three agencies shall submit a report to the transportation  
31 committees of the legislature by December 1, 2006, outlining the  
32 methods researched and the criteria utilized to select and adopt the  
33 new fuel forecasting method.

34 (12) \$150,000 of the multimodal transportation account--state  
35 appropriation is provided solely for a transportation demand management  
36 program, developed by the Whatcom council of governments, to further  
37 reduce drive-alone trips and maximize the use of sustainable  
38 transportation choices. The community based program must focus on all

1 trips, not only commute trips, by providing education, assistance, and  
2 incentives to four target audiences: (a) Large work sites; (b)  
3 employees of businesses in downtown areas; (c) school children; and (d)  
4 residents of Bellingham.

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

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

9	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$45,030,000</del> ))
10		<u>\$46,874,000</u>
11	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
12	TOTAL APPROPRIATION . . . . .	(( <del>\$45,430,000</del> ))
13		<u>\$47,274,000</u>

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

16 (1) \$31,749,000 of the motor vehicle fund--state appropriation is  
17 provided solely for the liabilities attributable to the department of  
18 transportation. The office of financial management must provide a  
19 detailed accounting of the revenues and expenditures of the self-  
20 insurance fund to the transportation committees of the legislature on  
21 December 31st and June 30th of each year.

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

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

26 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE  
27 AUDITOR . . . . . ((~~\$1,017,000~~))  
28 \$1,026,000

29 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL  
30 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED  
31 MAIL SERVICES . . . . . \$4,049,000

32 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF  
33 PERSONNEL . . . . . ((~~\$3,572,000~~))  
34 \$4,548,000

35 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY  
36 PREMIUMS AND ADMINISTRATION . . . . . \$31,749,000

37 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL

1	ADMINISTRATION CAPITAL PROJECTS SURCHARGE . . . . .	\$1,717,000
2	(g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . .	\$545,000
3	(h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS	
4	ENTERPRISES . . . . .	(( <del>\$1,114,000</del> ))
5		<u>\$1,124,000</u>
6	(i) <u>FOR PAYMENT OF THE DEPARTMENT OF PERSONNEL</u>	
7	<u>HRMS PAYROLL SYSTEM . . . . .</u>	<u>\$817,000</u>
8	(j) <u>FOR PAYMENT OF THE OFFICE OF FINANCIAL</u>	
9	<u>MANAGEMENT ROADMAP CHARGES . . . . .</u>	<u>\$12,000</u>
10	(k) <u>FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT</u>	
11	<u>CAPITAL BUDGET SYSTEM CHARGES . . . . .</u>	<u>\$15,000</u>
12	(l) <u>FOR PAYMENT OF DEPARTMENT OF INFORMATION SERVICES</u>	
13	<u>RATE INCREASES . . . . .</u>	<u>\$5,000</u>

14       **Sec. 226.** 2005 c 313 s 225 (uncodified) is amended to read as  
15 follows:

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

18	Multimodal Transportation Account--State	
19	Appropriation . . . . .	(( <del>\$62,269,000</del> ))
20		<u>\$87,233,000</u>
21	Multimodal Transportation Account--Federal	
22	Appropriation . . . . .	\$2,603,000
23	Multimodal Transportation Account--Private/Local	
24	Appropriation . . . . .	\$155,000
25	TOTAL APPROPRIATION . . . . .	(( <del>\$65,027,000</del> ))
26		<u>\$89,991,000</u>

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

29       (1) \$25,000,000 of the multimodal transportation account--state  
30 appropriation is provided solely for a grant program for special needs  
31 transportation provided by transit agencies and nonprofit providers of  
32 transportation.

33       (a) \$5,500,000 of the amount provided in this subsection is  
34 provided solely for grants to nonprofit providers of special needs  
35 transportation. Grants for nonprofit providers shall be based on need,  
36 including the availability of other providers of service in the area,

1 efforts to coordinate trips among providers and riders, and the cost  
2 effectiveness of trips provided.

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

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

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

23 (2) Funds are provided for the rural mobility grant program as  
24 follows:

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

32 (b) \$7,000,000 of the multimodal transportation account--state  
33 appropriation is provided solely to providers of rural mobility service  
34 in areas not served or underserved by transit agencies through a  
35 competitive grant process.

36 (3) (~~(\$5,000,000)~~) \$8,900,000 of the multimodal transportation  
37 account--state appropriation is provided solely for a vanpool grant  
38 program for: (a) Public transit agencies to add vanpools; and (b)

1 incentives for employers to increase employee vanpool use. The grant  
2 program for public transit agencies will cover capital costs only; no  
3 operating costs for public transit agencies are eligible for funding  
4 under this grant program. No additional employees may be hired from  
5 the funds provided in this section for the vanpool grant program, and  
6 supplanting of transit funds currently funding vanpools is not allowed.  
7 Additional criteria for selecting grants must include leveraging funds  
8 other than state funds.

9 (4) \$3,000,000 of the multimodal transportation account--state  
10 appropriation is provided solely for the city of Seattle for the  
11 Seattle streetcar project on South Lake Union. (~~Should the city  
12 receive any state funds for this purpose during the 2003-05 or 2005-07  
13 biennium, the amount provided in this subsection must be reduced  
14 accordingly.~~)

15 (5) \$1,200,000 of the multimodal transportation account--state  
16 appropriation is provided solely for the implementation of Engrossed  
17 Substitute House Bill No. 2124. If Engrossed Substitute House Bill No.  
18 2124 is not enacted by June 30, 2005, the amount provided in this  
19 subsection shall lapse.

20 (6)(a) \$20,000,000 of the multimodal transportation account--state  
21 appropriation is provided solely for the regional mobility grant  
22 projects identified on the LEAP Transportation Document 2006-D,  
23 Regional Mobility Grant Program Projects as developed March 8, 2006.  
24 The department shall review all projects receiving grant awards under  
25 this program at least semiannually to determine whether the projects  
26 are making satisfactory progress. Any project that has been awarded  
27 funds, but does not report activity on the project within one year of  
28 the grant award, shall be reviewed by the department to determine  
29 whether the grant should be terminated. The department shall promptly  
30 close out grants when projects have been completed, and identify where  
31 unused grant funds remain because actual project costs were lower than  
32 estimated in the grant award. When funds become available either  
33 because grant awards have been rescinded for lack of sufficient project  
34 activity or because completed projects returned excess grant funds upon  
35 project closeout, the department shall expeditiously extend new grant  
36 awards to qualified alternative projects identified on the list.

37 (b) Pursuant to the grant program established in ((Engrossed  
38 Substitute House Bill No. 2124)) RCW 47.66.030, the department shall

1 issue a call for projects and/or service proposals. Applications must  
2 be received by the department by November 1, 2005, and November 1,  
3 2006. The department must submit a prioritized list for funding to the  
4 transportation committees of the legislature that reflects the  
5 department's recommendation, as well as, a list of all project or  
6 service proposals received.

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

10 (8) \$2,000,000 of the multimodal transportation account--state  
11 appropriation is provided solely to King county as a state match to  
12 obtain federal funding for a car sharing program for persons meeting  
13 certain income or employment criteria.

14 (9) \$750,000 of the multimodal transportation account--state  
15 appropriation is provided solely for the implementation of the local  
16 government and regional transportation planning requirements in  
17 Engrossed Substitute Senate Bill No. 6566 (commute trip reduction).  
18 The department may use contract or temporary employees to implement the  
19 bill and shall allocate the remaining funds to regional transportation  
20 planning organizations, counties, and cities on an as needed basis. If  
21 Engrossed Substitute Senate Bill No. 6566 is not enacted by June 30,  
22 2006, the amount provided in this subsection shall lapse.

23 (10) \$200,000 of the multimodal account appropriation is provided  
24 solely for up to three low-income car ownership programs. The  
25 department shall seek to leverage available federal funds from the job  
26 access and reverse commute program to augment the funding provided in  
27 this subsection. Additionally, the department shall report back to the  
28 appropriate committees of the legislature with a review of the  
29 obstacles presented by state laws on surplus property disposal to  
30 community organizations reconditioning cars and selling those cars at  
31 below market rates to low-income families.

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

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

35 Puget Sound Ferry Operations Account--State	
36 Appropriation . . . . .	(( \$350,454,000 ))
37	<u>\$372,254,000</u>

1	Multimodal Transportation Account--State	
2	Appropriation . . . . .	\$3,660,000
3	TOTAL APPROPRIATION . . . . .	(((\$354,114,000))
4		<u>\$375,914,000</u>

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

7       (1) (((\$57,928,000)) \$75,280,000 of the total appropriation is  
8 provided solely for auto ferry vessel operating fuel in the 2005-2007  
9 biennium.

10       (2) (~~The total appropriation provides for the compensation of~~  
11 ~~ferry employees. The expenditures for compensation paid to ferry~~  
12 ~~employees during the 2005-2007 biennium may not exceed \$222,356,000,~~  
13 ~~plus a dollar amount, as prescribed by the office of financial~~  
14 ~~management, that is equal to any insurance benefit increase granted~~  
15 ~~general government employees in excess of \$584.58 a month annualized~~  
16 ~~per eligible marine employee multiplied by the number of eligible~~  
17 ~~marine employees for fiscal year 2006 and \$584.58 a month annualized~~  
18 ~~per eligible marine employee multiplied by the number of eligible~~  
19 ~~marine employees for fiscal year 2007, a dollar amount as prescribed by~~  
20 ~~the office of financial management for costs associated with pension~~  
21 ~~amortization charges, and a dollar amount prescribed by the office of~~  
22 ~~financial management for salary increases during the 2005-2007~~  
23 ~~biennium. For the purposes of this section, the expenditures for~~  
24 ~~compensation paid to ferry employees shall be limited to salaries and~~  
25 ~~wages and employee benefits as defined in the office of financial~~  
26 ~~management's policies, regulations, and procedures named under objects~~  
27 ~~of expenditure "A" and "B" (7.2.6.2).))   The maximum amount of  
28 expenditures for compensation paid to ferry employees during the  
29 2005-2007 biennium shall not exceed \$226,455,000. This amount reflects  
30 the sole source of state funding available to support the  
31 implementation of any collective bargaining agreements or arbitration  
32 awards with respect to state ferry employee compensation, including  
33 salaries, wages, and employee benefits, during the 2005-2007 biennium,  
34 which amount includes \$6,223,000 in full satisfaction of the  
35 arbitration awards for the 2001-2003 biennium and \$1,339,000 for labor  
36 productivity gains agreements. The department's use of this  
37 expenditure authority constitutes a good faith attempt to implement  
38 such agreements and awards, including those applicable to prior~~

1 biennia. It is the intent of the legislature that the expenditure  
2 authority provided in this subsection fully satisfy any agreements or  
3 awards required to be implemented during the 2005-2007 biennium, and  
4 that the provisions of Substitute House Bill No. 3178 (marine employees  
5 collective bargaining) will govern the implementation of agreements or  
6 awards effective beginning with the 2007-2009 biennium. For the  
7 purposes of this section, the expenditures for compensation paid to  
8 ferry employees shall be limited to salaries and wages and employee  
9 benefits as defined in the office of financial management's state  
10 administrative and accounting manual, chapter 75.70, named under  
11 objects of expenditure "A" and "B".

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

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

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

28 (6) \$3,660,000 of the multimodal transportation account--state  
29 appropriation is provided solely to provide passenger-only ferry  
30 service. The ferry system shall continue passenger-only ferry service  
31 from Vashon Island to Seattle (~~through June 30, 2007~~) until such time  
32 as a county ferry district's assumption of the route, as authorized by  
33 Substitute Senate Bill No. 6787. Beginning September 1, 2005, ferry  
34 system management shall implement its agreement with the  
35 Inlandboatmen's Union of the Pacific and the International Organization  
36 of Masters, Mates and Pilots providing for part-time passenger-only  
37 work schedules. (~~Funds may not be spent to implement the results of~~

1 ~~the passenger only ferry study conducted by the joint transportation~~  
2 ~~committee provided in section 205 of this act until approved by the~~  
3 ~~legislature.)~~)

4 (7) \$350,000 of the Puget Sound ferry operations account--state  
5 appropriation is provided solely for the implementation of Substitute  
6 House Bill No. 3178 (marine employees collective bargaining). If  
7 Substitute House Bill No. 3178 is not enacted by June 30, 2006, the  
8 amount provided in this subsection shall lapse.

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

11 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING**

12	Multimodal Transportation Account--State	
13	Appropriation . . . . .	(( <del>\$36,420,000</del> ))
14		<u>\$36,876,000</u>

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

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

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

26 (2) \$2,750,000 of the multimodal transportation account--state  
27 appropriation is provided solely for a new round trip rail service  
28 between Seattle and Portland beginning July 1, 2006.

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

30 (4) ((~~\$200,000~~)) \$40,000 of the multimodal transportation account--  
31 state appropriation is provided solely for the produce railcar program.  
32 The department is encouraged to implement the produce railcar program  
33 by maximizing private investment.

34 (5) \$500,000 of the multimodal transportation account--state  
35 appropriation is provided solely for a study of the realignment of  
36 highway and rail in the Longview industrial area (SR 432) corridor,  
37 specifically regarding whether the construction of a limited access

1 bypass highway to reduce congestion resulting from anticipated growth  
2 in future rail and truck traffic, is a feasible alternative. In  
3 conducting the study, the department shall consult port districts,  
4 local government planning staff, and rail road companies, and other  
5 appropriate stakeholders.

6 (6) \$60,000 of the multimodal transportation account--state  
7 appropriation is provided solely for a study of the need for  
8 transloading capabilities in the West Plains area that could be served  
9 by the Geiger Spur, including evaluation of prospective transloader  
10 sites, potential operators and users, and the type, size, and special  
11 needs of shippers/customers. The study must also evaluate the costs  
12 associated with building and operating a transloader site and the  
13 impact to local roadways and surrounding land uses. In conducting the  
14 study, the department shall consult with Spokane County.

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

17 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
18 **OPERATING**

19 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$7,947,000</del> ))
	<u>\$8,500,000</u>
21 Motor Vehicle Account--Federal Appropriation . . . . .	\$2,597,000
22 Multimodal Transportation Account--State Appropriation .	(( <del>\$211,000</del> ))
	<u>\$411,000</u>
24 TOTAL APPROPRIATION . . . . .	(( <del>\$10,755,000</del> ))
	<u>\$11,508,000</u>

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

28 (1) \$211,000 of the motor vehicle account--state appropriation and  
29 ((~~\$211,000~~)) \$411,000 of the multimodal transportation account--state  
30 appropriation are provided solely for the state's contribution to  
31 county and city studies of flood hazards in association with interstate  
32 highways. First priority shall be given to threats along the I-5  
33 corridor.

34 (2) \$525,000 of the motor vehicle account--state appropriation is  
35 provided solely to the department in accordance with RCW 46.68.110(2)  
36 and 46.68.120(3) and shall be used by the department solely for

1 contract services with the association of Washington cities and the  
2 Washington state association of counties for improving transportation  
3 permitting and mitigation processes.

4 **TRANSPORTATION AGENCIES--CAPITAL**

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

7 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

8 Rural Arterial Trust Account--State Appropriation . . . . .	(( <del>\$67,933,000</del> ))
	<u>\$64,933,000</u>
10 Motor Vehicle Account--State Appropriation . . . . .	\$355,000
11 County Arterial Preservation Account--State	
12 Appropriation . . . . .	(( <del>\$30,392,000</del> ))
	<u>\$32,697,000</u>
14 TOTAL APPROPRIATION . . . . .	(( <del>\$98,680,000</del> ))
	<u>\$97,985,000</u>

16 The appropriations in this section are subject to the following  
17 conditions and limitations: \$355,000 of the motor vehicle account--  
18 state appropriation is provided for county ferries as set forth in RCW  
19 47.56.725(4).

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

22 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

23 Urban Arterial Trust Account--State Appropriation . . . . .	(( <del>\$99,425,000</del> ))
	<u>\$101,425,000</u>
25 Small City Preservation and Sidewalk	
26 Account--State Appropriation . . . . .	\$2,000,000
27 Transportation Improvement Account--State	
28 Appropriation . . . . .	(( <del>\$103,601,000</del> ))
	<u>\$94,401,000</u>
30 TOTAL APPROPRIATION . . . . .	(( <del>\$205,026,000</del> ))
	<u>\$197,826,000</u>

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

34 (1) The transportation improvement account--state appropriation  
35 includes up to \$14,143,000 in proceeds from the sale of bonds

1 authorized in RCW 47.26.500. (~~The transportation improvement board~~  
2 ~~may authorize the use of current revenues available to the agency in~~  
3 ~~lieu of bond proceeds for any part of the state appropriation.~~)

4 (2) \$2,000,000 of the small city preservation and sidewalk  
5 account--state appropriation is provided to fund the provisions of  
6 chapter 83, Laws of 2005 (Substitute Senate Bill No. 5775).

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

9 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**  
10 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

11 Motor Vehicle Account--State Appropriation . . . . . (~~(\$2,492,000)~~)  
12 \$2,328,000

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

15 (1) (~~(\$601,000)~~) \$584,000 of the motor vehicle account--state  
16 appropriation is provided solely for (~~the~~) statewide administration.

17 (2) \$632,000 of the motor vehicle account--state appropriation is  
18 provided solely for regional minor projects.

19 (3) (~~(\$224,000)~~) \$305,000 of the motor vehicle account--state  
20 appropriation is provided solely for designing the replacement of the  
21 existing outdated maintenance facility in Ephrata.

22 (4) (~~(\$219,000)~~) \$239,000 of the motor vehicle account--state  
23 appropriation is provided solely for the designing of the northwest  
24 regional maintenance complex in Seattle.

25 (5) (~~(\$833,000)~~) \$568,000 of the motor vehicle account--state  
26 appropriation is provided solely for the Olympic region headquarters  
27 project.

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

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



1 ((~~109040S~~)) 109040T: I-90/Seattle to Mercer Island - Two way  
2 transit/HOV. Expenditure of these funds on construction is contingent  
3 upon the development of an access plan that provides equitable and  
4 dependable access for I-90 Mercer Island exit and entry.

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

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

12 (f) Within the amounts provided within this subsection,  
13 (~~(\$435,000,000)~~) \$6,000,000 of the transportation partnership account--  
14 state appropriation is (~~provided solely~~) for project 509009B: I-90  
15 Snoqualmie Pass East - Hyak to Keechelus dam. However, if the  
16 preferred alternative selected for this project results in a lower  
17 total project cost, the remaining funds may be used for concrete  
18 rehabilitation on I-90 in the vicinity of this project.

19 (g) Within the amounts provided in this subsection, \$12,841,000 of  
20 the transportation 2003 account (nickel account)--state appropriation  
21 and \$4,939,000 of the transportation partnership account--state  
22 appropriation are for construction of a new interchange on SR 522 to  
23 provide direct access to the University of Washington Bothell/Cascadia  
24 community college joint campus. This appropriation assumes an  
25 additional \$8,061,000 will be provided in the 2007-09 biennium from the  
26 transportation partnership account.

27 (h) Within the amounts provided in this subsection, \$19,262,149 of  
28 the motor vehicle account--federal appropriation and \$1,873,478 of the  
29 transportation 2003 account (nickel account) appropriation are for  
30 project 154302E: SR 543 (I-5 to the international boundary).

31 (2) The motor vehicle account--state appropriation includes  
32 (~~(\$53,000,000)~~) up to \$50,000,000 in proceeds from the sale of bonds  
33 authorized by RCW 47.10.843. (~~The transportation commission may~~  
34 ~~authorize the use of current revenues available to the department of~~  
35 ~~transportation in lieu of bond proceeds for any part of the state~~  
36 ~~appropriation.))~~

37 (3) (~~The department shall not commence construction on any part of~~  
38 ~~the SR 520 bridge project until agreements have been reached with the~~

1 ~~incorporated towns or cities that represent the communities affected by~~  
2 ~~the SR 520 project. The agreements must provide reasonable assurance~~  
3 ~~that no further degradation will occur to the citizens' current use and~~  
4 ~~enjoyment of their properties as a result of repairs and improvements~~  
5 ~~made to the SR 520 bridge and its connecting roadways. Such assurances~~  
6 ~~may be achieved through engineering design choices, mitigation~~  
7 ~~measures, or a combination of both.)) The department shall not commence  
8 construction on any part of the state route number 520 bridge  
9 replacement and HOV project until a record of decision has been reached  
10 providing reasonable assurance that project impacts will be avoided,  
11 minimized, or mitigated as much as practicable to protect against  
12 further adverse impacts on neighborhood environmental quality as a  
13 result of repairs and improvements made to the state route 520 bridge  
14 and its connecting roadways, and that any such impacts will be  
15 addressed through engineering design choices, mitigation measures, or  
16 a combination of both. The requirements of this section shall not  
17 apply to off-site pontoon construction supporting the state route  
18 number 520 bridge replacement and HOV project.~~

19 (4) The transportation partnership account--state appropriation  
20 includes ~~((\$400,000,000))~~ up to \$150,000,000 in proceeds from the sale  
21 of bonds authorized ~~((by Substitute House Bill No. 2311 (or the version~~  
22 ~~as enacted into law)))~~ in RCW 47.10.873. ~~((The transportation~~  
23 ~~commission may authorize the use of current revenues available to the~~  
24 ~~department of transportation in lieu of bond proceeds for any part of~~  
25 ~~the state appropriation.))~~

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

32 (6) The transportation 2003 account (nickel account)--state  
33 appropriation includes ~~((\$940,000,000))~~ up to \$880,000,000 in proceeds  
34 from the sale of bonds authorized by chapter 147, Laws of 2003. ~~((The~~  
35 ~~transportation commission may authorize the use of current revenues~~  
36 ~~available to the department of transportation in lieu of bond proceeds~~  
37 ~~for any part of the state appropriation.~~

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

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

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

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

34       ~~((+12) \$13,000,000 of the transportation 2003 account (nickel~~  
35 ~~account) state appropriation and \$5,000,000 of the transportation~~  
36 ~~partnership account state appropriation are provided solely for~~  
37 ~~construction of a new interchange on SR 522 to provide direct access to~~  
38 ~~the University of Washington Bothell/Cascadia community college joint~~

1 ~~campus. This appropriation assumes an additional \$8,000,000 will be~~  
2 ~~provided in the 2007-09 biennium from the transportation partnership~~  
3 ~~account.)~~

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

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

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

16 (13) \$500,000 of the motor vehicle account--state appropriation is  
17 provided solely for a planning study regarding congestion mitigation  
18 improvements on state route 101 in the vicinity of the city of  
19 Aberdeen.

20 (14) \$6,200,000 of the motor vehicle account--federal appropriation  
21 is provided solely for eastern Washington international border crossing  
22 and freight mobility projects, including pavement preservation,  
23 pavement structural strengthening, and other safety enhancements.  
24 Projects shall include funding for U.S. route 97 international border  
25 vicinity paving and improvement projects.

26 (15) \$3,509,738 of the motor vehicle account--federal appropriation  
27 and \$30,793 of the motor vehicle account--state appropriation are  
28 provided solely for project 100598C: I-5 Blaine Exit interchange  
29 improvements.

30 (16) \$250,000 of the transportation 2003 (nickel) account  
31 appropriation within the SR 520 project funding for project design is  
32 provided solely for the city of Seattle to prepare a plan for  
33 addressing the impacts of the SR 520 bridge replacement and HOV project  
34 on Seattle neighborhoods, parks, and institutions of higher education.  
35 In evaluating the project's impacts, the city shall give great weight  
36 to the concerns of neighborhoods and institutions of higher education  
37 impacted by design proposals. The mayor and council shall convene the  
38 advisory committee. The mayor and council shall have final approval of

1 the plan. The legislature intends that the plan will allow a  
2 comprehensive approach to mitigating the impacts of the project and  
3 that the city presents the plan to the state department of  
4 transportation. The state department of transportation shall not  
5 commence construction on any part of the SR 520 bridge replacement and  
6 HOV project until agreements have been reached with the city,  
7 consistent with the 520 expansion impact plan.

8 The city must designate representation from the community council  
9 of each neighborhood impacted by the SR 520 bridge replacement and HOV  
10 project and representation from the arboretum to serve on an advisory  
11 committee to guide the planning process and plan preparation of the 520  
12 expansion impact plan. The University of Washington shall designate a  
13 representative to serve on the advisory committee. The secretary of  
14 the state department of transportation shall designate a representative  
15 to serve on the advisory committee. The funds provided may be spent to  
16 contract with a consultant to: (a) Facilitate the activities of the  
17 advisory committee; (b) analyze impacts of alternative designs; (c)  
18 perform conceptual design work on proposals made by the advisory  
19 committee; and (d) prepare mitigation plans for alternative design  
20 concepts.

21 (17) The legislature recognizes that the finance and project  
22 implementation planning processes required for the Alaskan Way viaduct  
23 and Seattle Seawall replacement project and the SR 520 bridge  
24 replacement and HOV project cannot guarantee appropriate decisions  
25 unless key study assumptions are reasonable with respect to each  
26 project.

27 To assure appropriate finance plan and project implementation plan  
28 assumptions, an expert review panel shall be appointed to provide  
29 independent financial and technical review for development of a finance  
30 plan and project implementation plan for the projects described in this  
31 subsection.

32 (a) The expert review panel shall consist of five to ten members  
33 who are recognized experts in relevant fields, such as planning,  
34 engineering, finance, law, the environment, emerging transportation  
35 technologies, geography, and economics.

36 (b) The expert review panel shall be selected cooperatively by the  
37 chairs of the senate and house transportation committees, the secretary

1 of the department of transportation, and the governor to assure a  
2 balance of disciplines.

3 (c) The chair of the expert review panel shall be designated by the  
4 governor.

5 (d) The expert panel shall, with respect to completion of the  
6 project alternatives as described in the draft environmental impact  
7 statement of each project:

8 (i) Review the finance plan for the project to ensure that it  
9 clearly identifies secured and anticipated funding sources and is  
10 feasible and sufficient;

11 (ii) Review the project implementation plan covering all state and  
12 local permitting and mitigation approvals that ensure the most  
13 expeditious and cost-effective delivery of the project; and

14 (iii) Report its findings and recommendations on the items  
15 described in (d)(i) and (ii) of this subsection to the joint  
16 transportation committee, the office of financial management, and the  
17 governor no later than September 1, 2006.

18 (e) Upon receipt of the expert review panel's findings and  
19 recommendations under (d)(iii) of this subsection, the governor must  
20 make a finding of whether each finance plan is feasible and sufficient  
21 to complete the project as described in the draft environmental impact  
22 statement.

23 (f) Nothing in this section shall be interpreted to delay  
24 construction of any of the projects referenced in this subsection.

25 (18)(a) Prior to commencing construction on either project, the  
26 department of transportation must complete all of the following  
27 requirements for both the Alaskan Way viaduct and Seattle Seawall  
28 replacement project, and the state route number 520 bridge replacement  
29 and HOV project: (i) In accordance with the national environmental  
30 policy act, the department must designate the preferred alternative,  
31 prepare a substantial project mitigation plan, and complete a  
32 comprehensive cost estimate review using the department's cost estimate  
33 validation process, for each project; (ii) in accordance with all  
34 applicable federal highway administration planning and project  
35 management requirements, the department must prepare a project finance  
36 plan for each project that clearly identifies secured and anticipated  
37 fund sources, cash flow timing requirements, and project staging and

1 phasing plans if applicable; and (iii) the department must report these  
2 results for each project to the joint transportation committee.

3 (b) The requirements of this subsection shall not apply to (i)  
4 utility relocation work, and related activities, on the Alaskan Way  
5 viaduct and Seattle Seawall replacement project and (ii) off-site  
6 pontoon construction supporting the state route number 520 bridge  
7 replacement and HOV project.

8 **Sec. 305.** 2005 c 313 s 306 (uncodified) is amended to read as  
9 follows:

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

11 Transportation 2003 Account (Nickel Account)--State	
12 Appropriation . . . . .	(( <del>\$10,622,000</del> ))
13	<u>\$1,687,000</u>
14 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$76,824,000</del> ))
15	<u>\$94,799,000</u>
16 Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$404,360,000</del> ))
17	<u>\$435,310,000</u>
18 Motor Vehicle Account--Private/Local Appropriation . . . . .	(( <del>\$6,656,000</del> ))
19	<u>\$8,485,000</u>
20 Puyallup Tribal Settlement Account--State	
21 Appropriation . . . . .	\$11,000,000
22 Transportation Partnership Account--State	
23 Appropriation . . . . .	(( <del>\$139,533,000</del> ))
24	<u>\$24,540,000</u>
25 TOTAL APPROPRIATION . . . . .	(( <del>\$648,995,000</del> ))
26	<u>\$575,821,000</u>

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

29 (1) The entire transportation 2003 account (nickel account)  
30 appropriation and the entire transportation partnership account  
31 appropriation are provided solely for the projects and activities as  
32 listed by fund, project and amount in LEAP Transportation Document  
33 ((~~2005-6~~)) 2006-1, Highway Preservation Program (P) as developed  
34 ((~~April 24, 2005~~)) March 8, 2006. However, limited transfers of  
35 allocations between projects may occur for those amounts listed subject  
36 to the conditions and limitations in section 603 of this act.

1       ~~((a) Within the amounts provided in this subsection, \$139,033,000~~  
2 ~~of the transportation partnership account state appropriation is~~  
3 ~~provided solely for implementation of structures preservation (P2)~~  
4 ~~projects.~~

5       ~~(b) Within the amounts provided in this subsection, \$500,000 of the~~  
6 ~~transportation partnership account state appropriation is provided~~  
7 ~~solely for implementation of other facilities (P3) projects.)~~

8       (2) \$11,000,000 of the Puyallup tribal settlement account--state  
9 appropriation is provided solely for mitigation costs associated with  
10 the Murray Morgan/~~((11st))~~ 11th Street Bridge demolition. The  
11 department may negotiate with the city of Tacoma for the purpose of  
12 transferring ownership of the Murray Morgan/11th Street Bridge to the  
13 city. The department may use the Puyallup tribal settlement account  
14 appropriation, as well as any funds appropriated in the current  
15 biennium and planned in future biennia for the demolition and  
16 mitigation for the demolition of the bridge to rehabilitate or replace  
17 the bridge, if agreed to by the city. In no event shall the  
18 department's participation exceed \$26,500,000 and no funds may be  
19 expended unless the city of Tacoma agrees to take ownership of the  
20 bridge in its entirety and provide that the payment of these funds  
21 extinguishes any real or implied agreements regarding future  
22 expenditures on the bridge.

23       (3) ~~(( \$11,590,000 ))~~ \$740,000 of the motor vehicle account--state  
24 appropriation, ~~(( \$95,299,000 ))~~ \$106,149,000 of the motor vehicle  
25 account--federal appropriation, and ~~(( \$113,591,000 ))~~ \$10,305,000 of the  
26 transportation partnership account--state appropriation are provided  
27 solely for the Hood Canal bridge project.

28       (4) The motor vehicle account--state appropriation includes  
29 ~~(( \$530,000 ))~~ up to \$735,000 in unexpended proceeds from the sale of  
30 bonds authorized in RCW 47.10.761 and 47.10.762 for emergency purposes.

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

37       ~~(6) ((To manage some projects more efficiently, federal funds may~~  
38 ~~be transferred from program Z to program P and replaced with state~~

1 funds in a dollar for dollar match. Fund transfers authorized under  
2 this subsection shall not affect project prioritization status.  
3 Appropriations shall initially be allotted as appropriated in this act.  
4 The department shall not transfer funds as authorized under this  
5 subsection without approval of the transportation commission and the  
6 director of financial management. The department shall submit a report  
7 on those projects receiving fund transfers to the transportation  
8 committees of the senate and house of representatives by December 1,  
9 2006.

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

22 (7) The motor vehicle account--state appropriation includes up to  
23 \$912,000 in unexpended proceeds from the sale of bonds authorized in  
24 RCW 47.10.843.

25 (8) The motor vehicle account--state appropriation includes up to  
26 \$6,000,000 in proceeds from the sale of bonds authorized by RCW  
27 47.10.843.

28 (9) \$4,000,000 of the motor vehicle account--federal appropriation  
29 and \$6,000,000 of the motor vehicle account--state appropriation are  
30 for expenditures on damaged state roads due to flooding, mudslides,  
31 rock fall, or other unforeseen events. Slide repair on state routes  
32 101, 4, 107, and 105 must be funded from this amount if federal  
33 emergency funds are not available.

34 **Sec. 306.** 2005 c 313 s 307 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION-- TRAFFIC OPERATIONS--PROGRAM Q--**

1	<b>CAPITAL</b>	
2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$17,519,000</del> ))
3		<u>\$17,555,000</u>
4	Motor Vehicle Account--Federal Appropriation . . . . .	\$15,068,000
5	Motor Vehicle Account--Local Appropriation . . . . .	\$108,000
6	TOTAL APPROPRIATION . . . . .	(( <del>\$32,695,000</del> ))
7		<u>\$32,731,000</u>

8 The appropriations in this section are subject to the following  
9 conditions and limitations: The motor vehicle account--state  
10 appropriation includes \$11,255,000 for state matching funds for  
11 federally selected competitive grant or congressional earmark projects  
12 other than the commercial vehicle information systems and network.  
13 These moneys shall be placed into reserve status until such time as  
14 federal funds are secured that require a state match.

15 **Sec. 307.** 2005 c 313 s 308 (uncodified) is amended to read as  
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
18 **CONSTRUCTION--PROGRAM W**

19	Puget Sound Capital Construction Account--State	
20	Appropriation . . . . .	(( <del>\$153,184,000</del> ))
21		<u>\$122,324,000</u>
22	Puget Sound Capital Construction Account--Federal	
23	Appropriation . . . . .	(( <del>\$59,967,000</del> ))
24		<u>\$73,590,000</u>
25	Puget Sound Capital Construction Account--Private/Local	
26	Appropriation . . . . .	\$26,000
27	Multimodal Transportation Account--State Appropriation . .	\$13,249,000
28	Transportation 2003 Account (Nickel Account)--State	
29	Appropriation . . . . .	(( <del>\$34,987,000</del> ))
30		<u>\$34,991,000</u>
31	TOTAL APPROPRIATION . . . . .	(( <del>\$261,413,000</del> ))
32		<u>\$244,180,000</u>

33 The appropriations in this section are provided for improving the  
34 Washington state ferry system, including, but not limited to, vessel  
35 construction, major and minor vessel preservation, and terminal  
36 preservation, construction, and improvements. The appropriations in  
37 this section are subject to the following conditions and limitations:

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

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

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

18 (4) The entire transportation 2003 account (nickel account)  
19 appropriation and \$10,249,000 of the multimodal transportation  
20 account--state appropriation are provided solely for the projects and  
21 activities as listed by fund, project and amount in LEAP Transportation  
22 Document (~~(2005-6)~~) 2006-1, Ferries Construction Program (W) as  
23 developed (~~(April 24, 2005)~~) March 8, 2006. However, limited transfers  
24 of allocations between projects may occur for those amounts listed  
25 subject to the conditions and limitations in section 603 of this act.

26 (5) The department shall, on a quarterly basis beginning July 1,  
27 2005, provide to the office of financial management and the legislature  
28 reports providing the status on each project in the project lists  
29 submitted pursuant to this act and on any additional projects for which  
30 the department has expended funds during the 2005-07 fiscal biennium.  
31 Elements shall include, but not be limited to, project scope, schedule,  
32 and costs. The department shall also provide the information required  
33 under this subsection via the transportation executive information  
34 systems (TEIS).

35 (6) \$3,000,000 of the multimodal transportation account--state  
36 appropriation is provided solely (~~(to implement approved~~  
37 ~~recommendations of the stakeholder task force convened to study the~~  
38 ~~most reliable and cost effective means of providing passenger only~~

1 ~~ferry service. The funds provided in this subsection shall be placed~~  
2 ~~in reserve by the office of financial management. The funds may not be~~  
3 ~~released until approved by the legislature)) for passenger-only~~  
4 projects. Projects may include vessel or terminal projects or costs  
5 associated with selling vessels.

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

9 (8) \$37,117,000 of the Puget Sound capital construction account--  
10 state appropriation is for the initial procurement of four 144-vehicle  
11 auto-passenger ferry vessels using the process outlined in Substitute  
12 Senate Bill No. 6853 and is contingent upon the enactment of Substitute  
13 Senate Bill No. 6853.

14 **Sec. 308.** 2005 c 313 s 309 (uncodified) is amended to read as  
15 follows:

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

17 Essential Rail Assistance Account--State Appropriation . . .	\$250,000
18 Multimodal Transportation Account--State	
19 Appropriation . . . . .	(( <del>\$67,158,000</del> ))
20	<u>\$68,176,000</u>
21 Multimodal Transportation Account--Private/Local	
22 Appropriation . . . . .	\$8,287,000
23 Multimodal Transportation Account--Federal	
24 Appropriation . . . . .	(( <del>\$11,966,000</del> ))
25	<u>\$17,268,000</u>
26 TOTAL APPROPRIATION . . . . .	(( <del>\$88,161,000</del> ))
27	<u>\$93,981,000</u>

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

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

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

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

4 (3)(a) (~~(\$67,158,000)~~) \$68,176,000 of the multimodal transportation  
5 account--state appropriation, (~~(\$11,966,000)~~) \$17,268,000 of the  
6 multimodal transportation account--federal appropriation, \$8,287,000 of  
7 the multimodal transportation account--local appropriation, and  
8 \$250,000 of the essential rail assistance account are provided solely  
9 for the projects and activities as listed by fund, project and amount  
10 in LEAP Transportation Document (~~(2005-2)~~) 2006-C, Rail Capital Program  
11 (Y) as developed (~~(April 23, 2005)~~) March 8, 2006. However, limited  
12 transfers of allocations between projects may occur for those amounts  
13 listed subject to the conditions and limitations in section 603 of this  
14 act.

15 (b) Within the amounts provided in this subsection, \$6,500,000 of  
16 the multimodal transportation account--state appropriation is  
17 (~~provided solely~~) for the two commuter rail projects listed in the  
18 LEAP Transportation Document (~~(2005-6)~~) 2006-C, Rail Capital Program  
19 (Y) as developed (~~(April 24, 2005)~~) March 8, 2006.

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

29 (d) The office of financial management shall negotiate the purchase  
30 of the operating rights of the P&L and PV Hooper lines. If the office  
31 of financial management is unable to negotiate the purchase of the  
32 operating rights of the P&L and PV Hooper lines, the office may stop  
33 all negotiations and acquire the operating rights through any other  
34 alternative means available. The office of financial management shall  
35 also negotiate new operational agreement(s) for the P&L and PV Hooper  
36 lines in consultation with local governments and other stakeholders.

37 (e) In order to maintain the operation of the Palouse River &  
38 Coulee City rail lines, the office of financial management is

1 authorized to negotiate an agreement wherein they may forgive all or  
2 part of the existing freight rail assistance loan to the current  
3 operator of the Palouse River & Coulee City rail lines in exchange for  
4 good and valuable consideration.

5 (4) If the department issues a call for projects, applications must  
6 be received by the department by November 1, 2005, and November 1,  
7 2006.

8 (5) \$50,000 of the multimodal transportation account--state  
9 appropriation is provided solely for a study of eastern Skagit county  
10 freight rail. The study shall examine the feasibility of restoring  
11 portions of freight rail line to the towns of Lyman, Hamilton, and  
12 Concrete. The study must also identify existing and potential  
13 industrial sites available for development and redevelopment, and the  
14 freight rail service needs of the identified industrial sites.

15 (6) The department shall finalize and issue the Amtrak Cascades  
16 long range plan update as of the effective date of this act.

17 (7) Funds provided for the Tacoma rail improvement project may be  
18 expended for preconstruction engineering.

19 (8) \$2,500,000 of the multimodal transportation account--state  
20 appropriation is provided solely for a rail loop at the Port of Walla  
21 Walla.

22 **Sec. 309.** 2005 c 313 s 310 (uncodified) is amended to read as  
23 follows:

24 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
25 **CAPITAL**

26	Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
27	Highway Infrastructure Account--Federal Appropriation . . . . .	\$1,602,000
28	Motor Vehicle Account--Federal Appropriation . . . . .	<del>(\$18,221,000)</del>
29		<u>\$48,998,000</u>
30	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$6,702,000)</del>
31		<u>\$8,340,000</u>
32	<u>Transportation Partnership Account--State Appropriation . . . . .</u>	<u>\$2,008,000</u>
33	Freight Mobility Investment Account--State	
34	Appropriation . . . . .	<del>(\$12,000,000)</del>
35		<u>\$6,000,000</u>
36	<u>Passenger Ferry Account--State Appropriation . . . . .</u>	<u>\$9,000,000</u>
37	Multimodal Transportation Account--State	

1	Appropriation . . . . .	(( <del>\$36,002,000</del> ))
2		<u>\$39,403,000</u>
3	<u>Transportation 2003 Account (nickel account)--State</u>	
4	<u>Appropriation . . . . .</u>	<u>\$557,000</u>
5	<u>Freight Mobility Multimodal Account--State</u>	
6	<u>Appropriation . . . . .</u>	<u>\$9,700,000</u>
7	TOTAL APPROPRIATION . . . . .	(( <del>\$74,734,000</del> ))
8		<u>\$125,815,000</u>

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

11       (1) To manage some projects more efficiently, federal funds may be  
12 transferred from program Z to programs I and P and state funds shall be  
13 transferred from programs I and P to program Z to replace those federal  
14 funds in a dollar-for-dollar match. Fund transfers authorized under  
15 this subsection shall not affect project prioritization status.  
16 Appropriations shall initially be allotted as appropriated in this act.  
17 The department may not transfer funds as authorized under this  
18 subsection without approval of the (~~(transportation commission)~~) office  
19 of financial management. The department shall submit a report on those  
20 projects receiving fund transfers to the transportation committees of  
21 the senate and house of representatives by December 1, 2006.

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

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

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

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

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

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

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

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

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

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

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

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

29 (12) (~~(\$19,540,000)~~) \$18,370,000 of the multimodal transportation  
30 account--state appropriation, \$6,000,000 of the freight mobility  
31 multimodal account--state appropriation, \$2,008,000 of the  
32 transportation partnership account--state appropriation, and  
33 (~~(\$12,000,000)~~) \$6,000,000 of the freight mobility investment account--  
34 state appropriation are provided solely for the projects and activities  
35 as listed by fund, project and amount in LEAP Transportation Document  
36 (~~(2005-6)~~) 2006-1, Local Programs (Z) as developed (~~(April 24, 2005)~~)  
37 March 8, 2006. However, limited transfers of allocations between

1 projects may occur for those amounts listed subject to the conditions  
2 and limitations in section 603 of this act.

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

6 (14) \$5,000,000 of the multimodal transportation account--state  
7 appropriation and \$2,000,000 of the motor vehicle account--federal  
8 appropriation are provided solely for the pedestrian and bicycle safety  
9 program projects and safe routes to schools program projects identified  
10 on the LEAP Transportation Document 2006-B, Pedestrian and Bicycle  
11 Safety Program Projects and Safe Routes to Schools Program Projects as  
12 developed March 8, 2006. Projects must be allocated funding based on  
13 order of priority. The department shall review all projects receiving  
14 grant awards under this program at least semiannually to determine  
15 whether the projects are making satisfactory progress. Any project  
16 that has been awarded funds, but does not report activity on the  
17 project within one year of the grant award, shall be reviewed by the  
18 department to determine whether the grant should be terminated. The  
19 department shall promptly close out grants when projects have been  
20 completed, and identify where unused grant funds remain because actual  
21 project costs were lower than estimated in the grant award. When funds  
22 become available either because grant awards have been rescinded for  
23 lack of sufficient project activity or because completed projects  
24 returned excess grant funds upon project closeout, the department shall  
25 expeditiously extend new grant awards to qualified alternative projects  
26 identified on the list.

27 (15) \$9,700,000 of the motor vehicle account--federal appropriation  
28 is provided solely for the intersection and corridor safety program  
29 projects as identified on the LEAP Transportation Document 2006-A,  
30 Intersection and Corridor Safety Program Projects as developed March 8,  
31 2006.

32 (16) \$19,500,000 of the motor vehicle account--federal  
33 appropriation is provided solely for rural county two-lane roadway  
34 pilot projects including \$7,500,000 already under contract. Any  
35 further allocations shall be prioritized by the department based on  
36 high-accident-corridor criteria. For purposes of this subsection,  
37 "high-accident-corridor" means a highway corridor of one mile or more

1 where analysis of collision history indicates that the section has  
2 higher than average collision and severity factors.

3 (17) \$2,500,000 of the motor vehicle account--state appropriation  
4 is provided solely for the Yakima downtown futures initiative.

5 (18) \$810,000 of the multimodal transportation account--state  
6 appropriation is provided solely for the projects identified in this  
7 subsection: Des Moines creek trail, \$250,000; SR 282 to Port of  
8 Ephrata connector, \$385,000; Mount Baker Ridge viewpoint, \$175,000.

9 (19) Regional transportation planning organizations that receive  
10 federal surface transportation program funding shall develop and adhere  
11 to a strategy for selecting projects based on regional priorities such  
12 as growth management, congestion relief, safety, economic development,  
13 or other regional priorities which support state and federal policies.  
14 The legislature further intends that the federal funds be applied to  
15 the prioritized strategic regional transportation projects rather than  
16 by formulaic distribution methods. These funds shall not be used for  
17 administrative costs. Regional transportation planning organizations  
18 shall report the results of their project selection processes to the  
19 department by November 15, 2006, specifically outlining their adopted  
20 strategy and how their selected projects support regional priorities.  
21 The department shall provide a full and transparent accounting of all  
22 federal surface transportation program funds received and expected to  
23 be received by the state under the new federal surface transportation  
24 act, and its proposed distribution, and as soon as possible make this  
25 information available to regional transportation planning organizations  
26 and the legislature. The department shall also report to the  
27 legislative transportation committees by December 31, 2006, as to how  
28 the regional project selection processes support regional priorities,  
29 and how these regionally selected projects support state and federal  
30 policies.

31 (20) \$688,000 of the motor vehicle account--federal appropriation  
32 is provided solely for completion of the Coal Creek Parkway project.

33 (21) \$9,000,000 of the passenger ferry account--state appropriation  
34 is provided solely for the implementation of the passenger-only ferry  
35 grant program created in Substitute Senate Bill No. 6787. If  
36 Substitute Senate Bill No. 6787 is not enacted by June 30, 2006, the  
37 amount provided in this subsection shall lapse.

TRANSFERS AND DISTRIBUTIONS

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

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

Table with 2 columns: Description and Amount. Rows include Highway Bond Retirement Account Appropriation, Nondebt-Limit Reimbursable Account Appropriation, Ferry Bond Retirement Account Appropriation, Transportation Improvement Board Bond Retirement Account--State Appropriation, Motor Vehicle Account--State Appropriation, Transportation Improvement Account--State Appropriation, Multimodal Transportation Account--State Appropriation, Transportation 2003 Account (Nickel Account) Appropriation, Transportation Partnership Account--State Appropriation, and TOTAL APPROPRIATION.

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

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

1	<b>FISCAL AGENT CHARGES</b>	
2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$283,000</del> ))
3		<u>\$248,000</u>
4	Transportation Improvement Account--State Appropriation . . .	\$13,000
5	Multimodal Transportation Account--State Appropriation . .	(( <del>\$96,000</del> ))
6		<u>\$35,000</u>
7	Transportation 2003 Account (Nickel Account)--State	
8	Appropriation . . . . .	(( <del>\$2,400,000</del> ))
9		<u>\$2,200,000</u>
10	Transportation Partnership Account--State	
11	Appropriation . . . . .	(( <del>\$2,800,000</del> ))
12		<u>\$375,000</u>
13	TOTAL APPROPRIATION . . . . .	(( <del>\$5,592,000</del> ))
14		<u>\$2,871,000</u>

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

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

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

22       The department of transportation is authorized to sell up to  
23 \$257,016,000 in bonds authorized by RCW 47.10.843 for the Tacoma  
24 Narrows bridge project. Proceeds from the sale of the bonds shall be  
25 deposited into the motor vehicle account. The department of  
26 transportation shall inform the treasurer of the amount to be  
27 deposited.

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

32       The department of transportation is authorized to sell up to  
33 ((~~\$72,000,000~~)) \$40,950,000 in bonds authorized by RCW 47.10.843 for  
34 vessel and terminal acquisition, major and minor improvements, and long  
35 lead-time materials acquisition for the Washington state ferries.



1 \$25,980,000

2 (7) Transportation Partnership Account--State Appropriation:

3 For transfer to the Small City Pavement and Sidewalk

4 Account--State . . . . . ((\$2,000,000))

5 \$1,000,000

6 (8) Transportation Partnership Account--State Appropriation:

7 For transfer to the Transportation Improvement

8 Account--State . . . . . ((\$5,000,000))

9 \$2,500,000

10 (9) Transportation Partnership Account--State Appropriation:

11 For transfer to the ((Rural)) County Arterial

12 ((Trust)) Preservation Account--State . . . . . ((\$3,000,000))

13 \$1,500,000

14 (10) License Plate Technology Account--State Appropriation:

15 For transfer to the Motor Vehicle Account--State . . . . . \$2,500,000

16 ~~((11) Motor Vehicle Account--State Appropriation:~~

17 ~~For transfer to the State Patrol Highway Account--~~

18 ~~State . . . . . \$1,406,000~~

19 ~~(12) Motor Vehicle Account--State Appropriation:~~

20 ~~For transfer to the Transportation 2003 Account~~

21 ~~((Nickel Account))--State . . . . . \$461,000~~

22 ~~((13)) ((11) Multimodal Transportation Account--State Appropriation:~~

23 ~~For transfer to the Transportation Partnership~~

24 ~~Account--State . . . . . ((\$29,400,000))~~

25 \$29,417,000

26 (12) Motor Vehicle Account--State Appropriation:

27 For transfer to the Freight Mobility Multimodal

28 Account--State, up to a maximum of . . . . . \$3,700,000

29 (13) Multimodal Transportation Account--State Appropriation:

30 For transfer to the Tacoma Narrows Toll Bridge

31 Account--State . . . . . \$1,300,000

32 (14) Multimodal Transportation Account--State Appropriation:

33 For transfer to the Freight Mobility Multimodal

34 Account--State . . . . . \$4,610,000

35

36 The transfers identified in this section are subject to the

37 following conditions and limitations:

38 (a) The department of transportation shall only transfer funds in

1 subsection (2) of this section up to the level provided, on an as-  
2 needed basis.

3 (b) The amount (~~identified in subsection (3) of this section may~~  
4 ~~not include any revenues collected as passenger fares.~~) transferred in  
5 subsection (12) of this section shall be the same as the Union Pacific  
6 Railroad's original contribution, adjusted for earned interest and  
7 expenditures, and shall be made on June 30, 2006.

8 (c) The amount transferred in subsection (14) of this section is  
9 the equivalent of the Burlington Northern Santa Fe funds advanced to  
10 the SR 519 project and shall be invested in a freight mobility project  
11 agreed to by the freight mobility strategic investment board and the  
12 BNSF railway if the final design of the SR 519 project does not include  
13 the original rail benefit.

14 **COMPENSATION**

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

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

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

26 (2) The appropriations for cost of living adjustments provide for  
27 a 3.2% increase effective September 1, 2005, for all classified  
28 employees, except those represented by a collective bargaining unit  
29 under the personnel system reform act of 2002, and except the  
30 certificated employees covered by the provisions of Initiative Measure  
31 No. 732. Also included are employees in the Washington management  
32 service, and exempt employees under the jurisdiction of the personnel  
33 resources board or the director of personnel, as applicable.

34 (3) The appropriations are also sufficient to fund a 3.2% salary  
35 increase effective September 1, 2005, for ferry system employees and

1 for general government, legislative, and judicial employees exempt from  
2 merit system rules whose maximum salaries are not set by the commission  
3 on salaries for elected officials.

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

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

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

#### 34 **IMPLEMENTING PROVISIONS**

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

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

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

6 **Sec. 603.** 2005 c 313 s 603 (uncodified) is amended to read as  
7 follows:

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

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

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

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

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

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

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

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

34 (2) ~~((A report of the transfers shall be submitted on October 1st~~  
35 ~~of each fiscal year to the senate and house of representatives~~  
36 ~~transportation committees.))~~ At least five working days prior to any

1 transfer, a report of the transfers made to date shall be submitted to  
2 the legislative evaluation and accountability program (LEAP). The  
3 report must also include a list of monitored projects or transfers  
4 currently under consideration by the department, and a financial plan  
5 consistent with legislative intent. Within five working days, LEAP  
6 shall review the proposed financial plan and report to the joint  
7 transportation committee as to whether the expenditures and revenues  
8 are sufficient to deliver the projects listed on the most recent  
9 legislatively approved project list.

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

12 Before accepting any unsolicited project proposals, the commission  
13 must adopt rules to facilitate the acceptance, review, evaluation, and  
14 selection of unsolicited project proposals. These rules must include  
15 the following:

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

18 (2) Provisions governing procedures for the cessation of  
19 negotiations and consideration;

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

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

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

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

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

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

4 The commission may adopt other rules as necessary to avoid  
5 conflicts with existing laws, statutes, or contractual obligations of  
6 the state.

7 The commission may not accept or consider any unsolicited proposals  
8 before (~~January 1~~) June 30, 2007.

9 **MISCELLANEOUS**

10 NEW SECTION. **Sec. 701.** If any provision of this act or its  
11 application to any person or circumstance is held invalid, the  
12 remainder of the act or the application of the provision to other  
13 persons or circumstances is not affected.

14 NEW SECTION. **Sec. 702.** This act is necessary for the immediate  
15 preservation of the public peace, health, or safety, or support of the  
16 state government and its existing public institutions, and takes effect  
17 immediately.

(End of bill)

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**SSB 6241** - CONF REPT  
By Conference Committee

1       On page 1, line 1 of the title, after "appropriations;" strike the  
2 remainder of the title and insert "amending RCW 47.29.170; amending  
3 2005 c 313 ss 1, 102, 104, 105, 106, 201, 202, 203, 204, 205, 206, 207,  
4 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221,  
5 222, 223, 224, 225, 226, 227, 228, 302, 303, 304, 305, 306, 307, 308,  
6 309, 310, 401, 402, 403, 404, 405, 406, 501, and 603 (uncodified);  
7 adding new sections to 2005 c 313 (uncodified); making appropriations  
8 and authorizing expenditures for capital improvements; repealing 2005  
9 c 313 s 602 (uncodified); and declaring an emergency."

--- END ---