



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

3 (1) The entire appropriation in this section is (~~provided solely~~)  
4 for the projects and amounts listed in ARRA Washington State Project  
5 LEAP document 2009, as developed on February 24, 2009. Funds under  
6 this section may be reallocated among projects shown in the document to  
7 the extent that the department finds it necessary for the purposes of  
8 facilitating completion of the projects with the highest priority or to  
9 maintain maximum federal funds eligibility.

10 (2) To achieve the legislative objectives provided in section 1(2)  
11 of this act with respect to highway projects, it is the intent of the  
12 legislature that the appropriation in this section be used for:  
13 Transportation 2003 account (nickel account) projects and  
14 transportation partnership account (TPA) projects that would have  
15 otherwise been delayed due to decreased revenues, so as to advance  
16 project completion dates similar to those envisioned in the enacted  
17 2008 legislative list of projects; projects that preserve or  
18 rehabilitate Washington state highways and roads; and projects that  
19 modify roadway alignments and conditions to create safer roads for the  
20 traveling public.

21 (3)(a) The department of transportation shall obligate at least  
22 fifty percent of the funds no later than one hundred twenty days after  
23 surface transportation program funds under the American Recovery and  
24 Reinvestment Act of 2009 have been apportioned to the states;

25 (b) The department shall obligate all funds no later than one year  
26 after surface transportation program funds under the American Recovery  
27 and Reinvestment Act of 2009 have been apportioned to the states;

28 (c) The department shall place the first priority for allocating  
29 funds on those projects listed as "First Tier" projects on ARRA  
30 Washington State Project LEAP document 2009, as developed on February  
31 24, 2009. The department shall place the second priority on projects  
32 listed as "Second Tier" projects on the document; and

33 (d) Within each tier of projects on ARRA Washington State Project  
34 LEAP document 2009, as developed on February 24, 2009, the department  
35 shall place the highest priority for allocating funds on the  
36 transportation 2003 account (nickel account) projects and  
37 transportation partnership account (TPA) projects listed to advance

1 their completion. The department shall prioritize funding for other  
2 projects within the tier according to how soon the contract for the  
3 project could be awarded.

4 (4) By June 30, 2009, the department of transportation shall report  
5 to the legislative standing committees on transportation and the office  
6 of financial management on the status of federal stimulus funds  
7 including, but not limited to, identifying the projects shown in ARRA  
8 Washington State Project LEAP document 2009, as developed on February  
9 24, 2009, for which federal stimulus funding has already been  
10 obligated, the amount of federal recovery funds estimated to be  
11 obligated to the projects, and the completion status of each project.  
12 Subsequent status reports are due to the legislative standing  
13 committees on transportation and the office of financial management on  
14 August 31, 2009, and December 1, 2009.

15 **GENERAL GOVERNMENT AGENCIES--OPERATING**

16 **Sec. 101.** 2009 c 470 s 101 (uncodified) is amended to read as  
17 follows:

18 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

19 Motor Vehicle Account--State Appropriation . . . . . (~~(\$422,000)~~)  
20 \$416,000

21 The appropriation in this section is subject to the following  
22 conditions and limitations: The entire appropriation is provided  
23 solely for staffing costs to be dedicated to state transportation  
24 activities. Staff hired to support transportation activities must have  
25 practical experience with complex construction projects.

26 **Sec. 102.** 2009 c 470 s 102 (uncodified) is amended to read as  
27 follows:

28 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

29 Grade Crossing Protective  
30 Account--State Appropriation . . . . . (~~(\$705,000)~~)  
31 \$703,000

32 **Sec. 103.** 2009 c 470 s 103 (uncodified) is amended to read as  
33 follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$3,389,000</del> ))
3		<u>\$3,532,000</u>
4	Puget Sound Ferry Operations Account--State	
5	Appropriation . . . . .	\$100,000
6	TOTAL APPROPRIATION . . . . .	(( <del>\$3,489,000</del> ))
7		<u>\$3,632,000</u>

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

10 (1) \$1,699,000 of the motor vehicle account--state appropriation is  
11 provided solely for the office of regulatory assistance integrated  
12 permitting project.

13 (2) \$1,004,000 of the motor vehicle account--state appropriation is  
14 provided solely for the continued maintenance and support of the  
15 transportation executive information system. Of the amount provided in  
16 this subsection, \$502,000 is for two existing FTEs at the department of  
17 transportation to maintain and support the system.

18 (3) \$150,000 of the motor vehicle account--state appropriation is  
19 provided solely for the office of financial management to contract with  
20 the Washington state association of counties for a pilot program to  
21 develop and implement a streamlined process for programmatic hydraulic  
22 project approvals for multiple, recurring local transportation and  
23 public works projects. The pilot program must include the following:  
24 (a) Describing, defining, and documenting classes of local  
25 transportation and public works projects appropriate for programmatic  
26 hydraulic project approvals permits; (b) developing technical  
27 permitting requirements and conditions; (c) administratively adopting  
28 and implementing programmatic hydraulic project approvals statewide;  
29 and (d) piloting, reviewing, updating, and training throughout all  
30 Washington counties. For the purpose of this subsection, the contract  
31 with the Washington state association of counties is deemed a revenue  
32 generation and auditing activity as that term is construed in section  
33 602(2), chapter 3, Laws of 2010.

34 **Sec. 104.** 2009 c 470 s 104 (uncodified) is amended to read as  
35 follows:

36 **FOR THE MARINE EMPLOYEES COMMISSION**

37 Puget Sound Ferry Operations Account--State

1 Appropriation . . . . . ((~~\$446,000~~))  
2 \$442,000

3 **Sec. 105.** 2009 c 470 s 106 (uncodified) is amended to read as  
4 follows:

5 **FOR THE DEPARTMENT OF AGRICULTURE**

6 Motor Vehicle Account--State Appropriation . . . . . ((~~\$1,507,000~~))  
7 \$1,500,000

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

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

13 (2) \$1,004,000 of the motor vehicle account--state appropriation is  
14 provided solely to test the quality of biofuel. The department must  
15 test fuel quality at the biofuel manufacturer, distributor, and  
16 retailer.

17 **Sec. 106.** 2009 c 470 s 107 (uncodified) is amended to read as  
18 follows:

19 **FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**

20 Motor Vehicle Account--State Appropriation . . . . . ((~~\$502,000~~))  
21 \$494,000

22 **Sec. 107.** 2009 c 470 s 108 (uncodified) is amended to read as  
23 follows:

24 **FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**

25 Motor Vehicle Account--State Appropriation . . . . . \$50,000

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

28 (1) As part of its 2009-11 fiscal biennium work plan, the joint  
29 legislative audit and review committee shall audit the capital cost  
30 accounting practices of the Washington state ferries. The audit must  
31 review the following and provide a report on its findings and any  
32 related recommendations to the legislature by January 2011:

33 (a) Costs assigned to capital accounts to determine whether they  
34 are capital costs that meet the statutory requirements for preservation

1 and improvement activities and whether they are within the scope of  
2 legislative appropriations;

3 (b) Implementation of the life-cycle cost model required under RCW  
4 47.60.345 to determine if it was developed as required and is  
5 maintained and updated when asset inspections are made; and

6 (c) Washington state ferries' implementation of the cost allocation  
7 methodology evaluated under section 205, chapter 518, Laws of 2007,  
8 assessing whether actual costs are allocated consistently with the  
9 methodology, whether there are sufficient internal controls to ensure  
10 proper allocation, and the adequacy of staff training.

11 (2) The joint legislative audit and review committee shall use  
12 existing staff and resources to conduct a review of scoping and cost  
13 estimates for transportation highway improvement and preservation  
14 projects funded in whole, or in part, by transportation partnership  
15 account--state and transportation 2003 account (nickel account)--state  
16 funds, excluding mega-projects. The review will examine whether the  
17 scoping and cost estimates guidelines used by the department of  
18 transportation are consistent with general construction industry  
19 practices and other appropriate standards. The review will include an  
20 analysis of a sample of scope and cost estimates for future projects.  
21 A report on the committee's findings and recommendations must be  
22 submitted to the house of representatives and senate transportation  
23 committees by December 2009.

24 (3) As part of its 2009-11 fiscal biennium work plan, the joint  
25 legislative audit and review committee shall conduct an analysis of the  
26 cost of credit card payment options at the department of  
27 transportation. For programs where a credit card payment option is  
28 offered, the review must include:

29 (a) An analysis of the direct and indirect cost per transaction to  
30 process customer payments using credit cards;

31 (b) An analysis of the direct and indirect cost per transaction for  
32 other methods of processing customer payments;

33 (c) An analysis of the historical and projected total aggregate  
34 costs for processing all forms of customer payments;

35 (d) Identification of whether there are customer service,  
36 administrative, and revenue collection benefits resulting from credit  
37 card usage; and

1 (e) A review of the use of credit card payment options in other  
2 state agencies and in similar transportation programs at other states.

3 The committee shall provide a report on its findings and any  
4 related recommendations to the legislature by January 2010.

5 (4)(a) As part of its 2009-11 fiscal biennium work plan, the entire  
6 appropriation in this section is for the joint legislative audit and  
7 review committee to conduct an analysis of the storm water permit  
8 requirements issued by the department of ecology in February 2009 to  
9 determine the costs and benefits of alternative options for the  
10 department of transportation to meet the requirements. The review must  
11 include, at a minimum, an analysis of the following:

12 (i) The department of transportation performing the functions of  
13 the permit in house;

14 (ii) The functions of the permit being consolidated within the  
15 department of ecology; and

16 (iii) The use of an external firm or organization to meet the  
17 requirements.

18 (b) This appropriation is for a consultant contract to assist the  
19 committee with its analysis. For the purpose of this subsection, the  
20 consultant contract is deemed an auditing activity as that term is  
21 construed in section 602(2), chapter 3, Laws of 2010.

22 (c) The committee shall provide a report to the legislature by  
23 December 2010.

24 **TRANSPORTATION AGENCIES--OPERATING**

25 **Sec. 201.** 2009 c 470 s 201 (uncodified) is amended to read as  
26 follows:

27 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

28	Highway Safety Account--State Appropriation . . . . .	(( <del>\$2,542,000</del> ))
29		<u>\$2,536,000</u>
30	Highway Safety Account--Federal Appropriation . . . . .	(( <del>\$16,540,000</del> ))
31		<u>\$34,654,000</u>
32	School Zone Safety Account--State Appropriation . . . . .	\$3,340,000
33	Highway Safety Account--Local Appropriation . . . . .	\$50,000
34	TOTAL APPROPRIATION . . . . .	(( <del>\$22,472,000</del> ))
35		<u>\$40,580,000</u>

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

3 (1) (~~(\$2,670,000)~~) \$2,826,000 of the highway safety account--  
4 federal appropriation is provided solely for a target zero trooper  
5 pilot program, which the commission shall develop and implement in  
6 collaboration with the Washington state patrol. The pilot program must  
7 demonstrate the effectiveness of intense, high visibility, driving  
8 under the influence enforcement in Washington. The commission shall  
9 apply to the national highway traffic safety administration for federal  
10 highway safety grants to cover the cost of the pilot program. If the  
11 pilot program is approved for funding by the national highway traffic  
12 safety administration, and sufficient federal grants are received, the  
13 commission shall provide grants to the Washington state patrol for the  
14 purchase of twenty-one fully equipped patrol vehicles in fiscal year  
15 2010, and up to twenty-four months of salaries and benefits for  
16 eighteen troopers and three sergeants beginning in fiscal year (~~(2011)~~)  
17 2010. The legislature anticipates that an additional (~~(\$1,830,000)~~)  
18 \$1,674,000 will be appropriated from the highway safety account--  
19 federal in the 2011-13 fiscal biennium to conclude this pilot program.

20 (2) The commission may oversee pilot projects implementing the use  
21 of automated traffic safety cameras to detect speed violations within  
22 cities west of the Cascade mountains that have a population over two  
23 hundred thousand. For the purposes of pilot projects in this  
24 subsection, no more than one automated traffic safety camera may be  
25 used to detect speed violations within any one jurisdiction.

26 (a) The commission shall comply with RCW 46.63.170 in administering  
27 the projects.

28 (b) In order to ensure adequate time in the 2009-11 fiscal biennium  
29 to evaluate the effectiveness of the pilot projects, any projects  
30 authorized by the commission must be authorized by December 31, 2009.

31 (c) By January 1, 2011, the commission shall provide a report to  
32 the legislature regarding the use, public acceptance, outcomes, and  
33 other relevant issues regarding automated traffic safety cameras  
34 demonstrated by the projects.

35 **Sec. 202.** 2009 c 470 s 202 (uncodified) is amended to read as  
36 follows:





1 recommended planning level alternative funding strategies must be  
2 completed by December 31, 2010.

3 (2) \$200,000 of the motor vehicle account--state appropriation is  
4 for the joint transportation committee to convene an independent expert  
5 review panel to review the assumptions for toll operations costs used  
6 by the department to model financial plans for tolled facilities. The  
7 joint transportation committee shall work with staff from the senate  
8 and the house of representatives transportation committees to identify  
9 the scope of the review and to assure that the work performed meets the  
10 needs of the house of representatives and the senate. The joint  
11 transportation committee shall provide a report to the house of  
12 representatives and senate transportation committees by September 1,  
13 2009.

14 (3) \$300,000 of the motor vehicle account--state appropriation is  
15 for an independent analysis of methodologies to value the reversible  
16 lanes on Interstate 90 to be used for high capacity transit pursuant to  
17 sound transit proposition 1 approved by voters in November 2008. The  
18 independent analysis shall be conducted by sound transit and the  
19 department of transportation, using consultant resources deemed  
20 appropriate by the secretary of the department, the chief executive  
21 officer of sound transit, and the cochairs of the joint transportation  
22 committee. It shall be conducted in consultation with the federal  
23 transit and federal highway administrations and account for applicable  
24 federal laws, regulations, and practices. It shall also account for  
25 the 1976 Interstate 90 memorandum of agreement and subsequent 2004  
26 amendment and the 1978 federal secretary of transportation's  
27 environmental decision on Interstate 90. The department and sound  
28 transit must provide periodic reports to the joint transportation  
29 committee, the sound transit board of directors, and the governor, and  
30 report final recommendations by November 1, 2009.

31 (4) The joint transportation committee shall work with the  
32 department of licensing, the office of the code reviser, staff to the  
33 legislative transportation committees, and other stakeholders to  
34 evaluate the implementation of Senate Bill No. 6379. At a minimum, the  
35 evaluation must identify the unintended impacts of Senate Bill No. 6379  
36 on policy and revenue collection, if any. The joint transportation  
37 committee shall issue its evaluation, including corrective draft  
38 legislation if needed, by December 1, 2010.

1       (5) \$125,000 of the motor vehicle account--state appropriation is  
2 for the joint transportation committee to evaluate the preparation of  
3 state-level transportation plans. The evaluation must include a review  
4 of federal planning requirements, the Washington transportation plan  
5 and statewide modal plan requirements, and transportation plan  
6 requirements for regional and local entities. The evaluation must make  
7 recommendations concerning the appropriate responsibilities for  
8 preparation of plans, methods to develop plans more efficiently, and  
9 the utility of the state-level planning documents. The committee shall  
10 issue a report of its evaluation, including draft legislation if  
11 required, to the house of representatives and senate transportation  
12 committees by December 15, 2010.

13       (6)(a) \$250,000 of the motor vehicle account--state appropriation  
14 is for the joint transportation committee to evaluate funding  
15 assistance and services provided by the county road administration  
16 board, transportation improvement board, freight mobility strategic  
17 investment board, and the department of transportation's highway and  
18 local programs division. In 2010, the governor recommended  
19 consolidating small transportation agencies as part of an overall  
20 effort to streamline state government, provide economies of scale, and  
21 improve customer service. The evaluation may include recommendations  
22 on consolidating the agencies within the department of transportation,  
23 within another existing agency, or within a newly created agency. The  
24 study may also make recommendations on restructuring grant programs to  
25 generate efficiencies or other more efficient ways to distribute  
26 associated revenues.

27       (b) The joint transportation committee shall form a policy work  
28 group to oversee the evaluation. The work group must consist of  
29 legislators appointed by the joint transportation committee and a  
30 member of the governor's staff appointed by the governor.

31       (c) Any evaluation recommendations must be accompanied by a  
32 detailed implementation plan. The plan must include details on the  
33 recommended governance structure, accounts and program structure, and  
34 transition process and associated costs. The plan must include a  
35 proposed organization chart and proposed legislation to enact the  
36 recommended changes. A preliminary evaluation must be made to the  
37 joint transportation committee by November 15, 2010, and a final  
38 evaluation is due on December 15, 2010.

1       **Sec. 205.** 2009 c 470 s 205 (uncodified) is amended to read as  
2 follows:

3 **FOR THE TRANSPORTATION COMMISSION**

4	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,237,000</del> ))
5		<u>\$2,346,000</u>
6	Multimodal Transportation Account--State Appropriation . . . .	\$112,000
7	TOTAL APPROPRIATION . . . . .	(( <del>\$2,349,000</del> ))
8		<u>\$2,458,000</u>

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

11       (1) Pursuant to RCW 43.135.055, during the 2009-11 fiscal biennium,  
12 the transportation commission shall periodically review and, if  
13 necessary, modify the schedule of fares for the Washington state ferry  
14 system. The transportation commission may increase ferry fares,  
15 except no fare schedule modifications may be made prior to September 1,  
16 2009. For purposes of this subsection, "modify" includes increases or  
17 decreases to the schedule. The commission may only approve ferry fare  
18 rate changes that have the same proportionate change for passengers as  
19 for vehicles.

20       (2) Pursuant to RCW 43.135.055, during the 2009-11 fiscal biennium,  
21 the transportation commission shall periodically review and, if  
22 necessary, modify a schedule of toll charges applicable to the state  
23 route number 167 high occupancy toll lane pilot project, as required  
24 under RCW 47.56.403. For purposes of this subsection, "modify"  
25 includes increases or decreases to the schedule.

26       (3) Pursuant to RCW 43.135.055, during the 2009-11 fiscal biennium,  
27 the transportation commission shall periodically review and, if  
28 necessary, modify the schedule of toll charges applicable to the Tacoma  
29 Narrows bridge, taking into consideration the recommendations of the  
30 citizen advisory committee created under RCW 47.46.091. For purposes  
31 of this subsection, "modify" includes increases or decreases to the  
32 schedule.

33       (4) The commission may name state ferry vessels consistent with its  
34 authority to name state transportation facilities under RCW 47.01.420.  
35 When naming or renaming state ferry vessels, the commission shall  
36 investigate selling the naming rights and shall make recommendations to  
37 the legislature regarding this option.

1 (5) \$350,000 of the motor vehicle account--state appropriation is  
2 provided solely for consultant support services to assist the  
3 commission in updating the statewide transportation plan. The updated  
4 plan must be submitted to the legislature by December 1, 2010.

5 ~~(6) ((If the commission considers implementing a ferry fuel~~  
6 ~~surcharge, it must first submit an analysis and business plan to the~~  
7 ~~office of financial management and either the joint transportation~~  
8 ~~committee or the transportation committees of the legislature.))~~ The  
9 commission shall impose a ferry fuel surcharge effective July 1, 2011,  
10 in order to provide a mechanism for raising additional revenues in a  
11 timely manner to help cover increased costs of ferry fuel that exceed  
12 an adopted base level of funding.

13 (7) The commission shall work with the department of  
14 transportation's program K (economic partnerships) in conducting a best  
15 practices review of nontoll, public-private partnerships. The purpose  
16 of this review is to identify the policies and procedures that are  
17 appropriate for application in Washington state. The commission must  
18 report its findings and recommendations, including draft legislation if  
19 warranted, to the house of representatives and senate transportation  
20 committees by January 2011.

21 (8) As part of its development of the statewide transportation  
22 plan, the commission shall collect and review prioritized, constrained  
23 project lists, including preservation and maintenance projects, from  
24 cities, counties, and regional and metropolitan planning organizations  
25 to identify statewide transportation needs. The project lists should  
26 include a brief description and status of each project along with the  
27 funding required and associated timeline from start to completion. The  
28 commission shall review the information and forward it, along with  
29 recommendations, to the house of representatives and senate  
30 transportation committees by January 2011.

31 **Sec. 206.** 2009 c 470 s 206 (uncodified) is amended to read as  
32 follows:

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

34 Motor Vehicle Account--State Appropriation . . . . . ((\$695,000))  
35 \$692,000

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

1 board shall, on a quarterly basis, provide status reports to the office  
2 of financial management and the transportation committees of the  
3 legislature on the delivery of projects funded by this act.

4 **Sec. 207.** 2009 c 470 s 207 (uncodified) is amended to read as  
5 follows:

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

7 State Patrol Highway Account--State	
8 Appropriation . . . . .	(( <del>\$228,024,000</del> ))
9	<u>\$228,362,000</u>
10 State Patrol Highway Account--Federal	
11 Appropriation . . . . .	(( <del>\$10,602,000</del> ))
12	<u>\$10,903,000</u>
13 State Patrol Highway Account--Private/Local	
14 Appropriation . . . . .	(( <del>\$859,000</del> ))
15	<u>\$867,000</u>
16 TOTAL APPROPRIATION . . . . .	(( <del>\$239,485,000</del> ))
17	<u>\$240,132,000</u>

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

20 (1) Washington state patrol officers engaged in off-duty uniformed  
21 employment providing traffic control services to the department of  
22 transportation or other state agencies may use state patrol vehicles  
23 for the purpose of that employment, subject to guidelines adopted by  
24 the chief of the Washington state patrol. The Washington state patrol  
25 shall be reimbursed for the use of the vehicle at the prevailing state  
26 employee rate for mileage and hours of usage, subject to guidelines  
27 developed by the chief of the Washington state patrol, and Cessna  
28 pilots funded from the state patrol highway account who are certified  
29 to fly the King Airs may pilot those aircraft for general fund purposes  
30 with the general fund reimbursing the state patrol highway account an  
31 hourly rate to cover the costs incurred during the flights since the  
32 aviation section will no longer be part of the Washington state patrol  
33 cost allocation system as of July 1, 2009.

34 (2) The patrol shall not account for or record locally provided DUI  
35 cost reimbursement payments as expenditure credits to the state patrol  
36 highway account. The patrol shall report the amount of expected

1 locally provided DUI cost reimbursements to the office of financial  
2 management and transportation committees of the legislature by  
3 September 30th of each year.

4 (3) During the 2009-11 fiscal biennium, the Washington state patrol  
5 shall continue to perform traffic accident investigations on Thurston  
6 county roads, and shall work with the county to transition the traffic  
7 accident investigations on Thurston county roads to the county by July  
8 1, 2011.

9 (4) Within existing resources, the Washington state patrol shall  
10 make every reasonable effort to increase the enrollment in each academy  
11 class that commences during the 2009-11 fiscal biennium to fifty-five  
12 cadets.

13 (5) The Washington state patrol shall collaborate with the  
14 Washington traffic safety commission to develop and implement the  
15 target zero trooper pilot program referenced in section 201 of this  
16 act.

17 ~~(6) ((The Washington state patrol shall discuss the implementation  
18 of the pilot program described under section 218(2) of this act with  
19 any union representing the affected employees.~~

20 ~~(7))~~ The Washington state patrol shall assign cadets and necessary  
21 ~~((personnel and))~~ computer equipment to implement and operate the pilot  
22 program described under section 218(2) of this act using the portion of  
23 the automated traffic safety camera fines deposited into the state  
24 patrol highway account, but not to exceed \$370,000. If the fines  
25 deposited into the state patrol highway account from automated traffic  
26 safety camera infractions do not reach \$370,000, the department of  
27 transportation shall remit funds necessary to the Washington state  
28 patrol to ensure the completion of the pilot program. The Washington  
29 state patrol shall not assign troopers to operate or deploy the pilot  
30 program equipment used in the roadway construction zones.

31 (7) \$3,236,000 of the state patrol highway account--state  
32 appropriation is provided solely for the aerial traffic enforcement  
33 program. The Washington state patrol shall evaluate the costs  
34 associated with aerial traffic highway enforcement to determine if the  
35 costs are accurately apportioned between the state patrol highway  
36 account and the general fund. It is the intent of the legislature that  
37 the state patrol highway account incurs costs that result only from  
38 highway enforcement activities and that the general fund incurs costs

1 associated with the King Airs. The Washington state patrol shall  
2 report the results of the evaluation to the legislature by June 30,  
3 2010.

4 (8) For the remainder of the 2009-11 fiscal biennium, the  
5 Washington state patrol shall perform traffic accident investigations  
6 on highways in Island county and Mason county.

7 (9) \$3,601,000 of the state patrol highway account--state  
8 appropriation is provided solely for the costs associated with a basic  
9 trooper class.

10 **Sec. 208.** 2009 c 470 s 208 (uncodified) is amended to read as  
11 follows:

12 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**  
13 State Patrol Highway Account--State Appropriation . . . ((~~\$1,557,000~~))  
14 \$1,648,000

15 **Sec. 209.** 2009 c 470 s 209 (uncodified) is amended to read as  
16 follows:

17 **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**  
18 State Patrol Highway Account--State Appropriation . . ((~~\$105,680,000~~))  
19 \$108,560,000  
20 State Patrol Highway Account--Private/Local  
21 Appropriation . . . . . ((~~\$2,008,000~~))  
22 \$2,510,000  
23 TOTAL APPROPRIATION . . . . . ((~~\$107,688,000~~))  
24 \$111,070,000

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

27 (1) The Washington state patrol shall work with the risk management  
28 division in the office of financial management in compiling the  
29 Washington state patrol's data for establishing the agency's risk  
30 management insurance premiums to the tort claims account. The office  
31 of financial management and the Washington state patrol shall submit a  
32 report to the legislative transportation committees by December 31st of  
33 each year on the number of claims, estimated claims to be paid, method  
34 of calculation, and the adjustment in the premium.

35 (2) ((~~\$8,673,000~~)) \$10,425,000 of the total appropriation is  
36 provided solely for automobile fuel in the 2009-11 fiscal biennium.



1 (3) \$7,421,000 of the total appropriation is provided solely for  
2 the purchase of pursuit vehicles.

3 (4) (~~(\$6,328,000)~~) \$6,611,000 of the total appropriation is  
4 provided solely for vehicle repair and maintenance costs of vehicles  
5 used for highway purposes.

6 (5) \$384,000 of the total appropriation is provided solely for the  
7 purchase of mission vehicles used for highway purposes in the  
8 commercial vehicle and traffic investigation sections of the Washington  
9 state patrol.

10 (6) The Washington state patrol may submit information technology-  
11 related requests for funding only if the patrol has coordinated with  
12 the department of information services as required under section 601 of  
13 this act.

14 (7) \$345,000 of the state patrol highway account--state  
15 appropriation is provided solely for the implementation of Engrossed  
16 Substitute House Bill No. 1445 (domestic partners/Washington state  
17 patrol retirement system). If Engrossed Substitute House Bill No. 1445  
18 is not enacted by June 30, 2009, the amount provided in this subsection  
19 shall lapse.

20 **Sec. 210.** 2009 c 470 s 210 (uncodified) is amended to read as  
21 follows:

22 **FOR THE DEPARTMENT OF LICENSING**

23	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$32,000
24	Motorcycle Safety Education Account--State	
25	Appropriation . . . . .	( <del>(\$4,373,000)</del> )
26		<u>\$4,361,000</u>
27	Wildlife Account--State Appropriation . . . . .	( <del>(\$837,000)</del> )
28		<u>\$823,000</u>
29	Highway Safety Account--State Appropriation . . . . .	( <del>(\$145,085,000)</del> )
30		<u>\$144,185,000</u>
31	Highway Safety Account--Federal Appropriation . . . . .	( <del>(\$8,000)</del> )
32		<u>\$945,000</u>
33	Motor Vehicle Account--State Appropriation . . . . .	( <del>(\$78,805,000)</del> )
34		<u>\$78,130,000</u>
35	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$1,372,000
36	Motor Vehicle Account--Federal Appropriation . . . . .	\$242,000
37	Department of Licensing Services Account--State	

1 Appropriation . . . . . ((\$3,867,000))  
2 \$4,706,000  
3 Washington State Patrol Highway Account--State  
4 Appropriation . . . . . \$738,000  
5 Ignition Interlock Device Revolving Account--State  
6 Appropriation . . . . . ((\$2,490,000))  
7 \$1,640,000  
8 TOTAL APPROPRIATION . . . . . ((\$237,849,000))  
9 \$237,174,000

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

12 (1)(a) By November 1, 2009, the department of licensing, working  
13 with the department of revenue, shall analyze and plan for the transfer  
14 by July 1, 2010, of the administration of fuel taxes imposed under  
15 chapters 82.36, 82.38, 82.41, and 82.42 RCW and other provisions of law  
16 from the department of licensing to the department of revenue. By  
17 November 1, 2009, the departments shall report findings and  
18 recommendations to the governor and the transportation and fiscal  
19 committees of the legislature.

20 (b) The analysis and planning directed under this subsection must  
21 include, but is not limited to, the following:

22 (i) Outreach to and solicitation of comment from parties affected  
23 by the fuel taxes, including taxpayers, industry associations, state  
24 and federal agencies, and Indian tribes, and from the transportation  
25 and fiscal committees of the legislature; and

26 (ii) Identification and analysis of relevant factors including, but  
27 not limited to:

- 28 (A) Taxpayer reporting and payment processes;
- 29 (B) The international fuel tax agreement;
- 30 (C) Proportional registration under the provisions of the  
31 international registration plan and chapter 46.87 RCW;
- 32 (D) Computer systems;
- 33 (E) Best management practices and efficiencies;
- 34 (F) Costs; and
- 35 (G) Personnel matters( (+

36 ~~(iii) Development of recommended actions to accomplish the~~  
37 ~~transfer; and~~

38 ~~(iv) An implementation plan and schedule)).~~

1 (c) The report must include draft legislation, which transfers  
2 administration of fuel taxes as described under (a) of this subsection  
3 to the department of revenue on July 1, 2010, and amends existing law  
4 as needed.

5 (2) \$55,845,000 of the highway safety account--state appropriation  
6 is provided solely for the driver examining program. In order to  
7 reduce costs and make the most efficient use of existing resources, the  
8 department may consolidate licensing service offices by closing the  
9 vehicle services counter at the highways licensing building in Olympia  
10 and up to twenty-five licensing service offices.

11 (a) When closing offices, the department may redistribute staff  
12 from consolidated offices to neighboring offices and local community  
13 supercenters.

14 (b) In order to mitigate the effects of office consolidations on  
15 customers, the department shall, within existing resources, provide the  
16 following enhanced services:

17 (i) Extended daily and weekend hours in regional supercenter  
18 offices;

19 (ii) Staffed greeter stations to improve office work flow; and

20 (iii) Self-service stations for online transaction access,  
21 including vehicle renewal transactions.

22 (c) In areas that are not consolidated, the department will work to  
23 reduce costs by identifying opportunities to share facilities with  
24 subagent offices and state, county, or local government offices and by  
25 analyzing hours and days of operation to meet demand.

26 (d) The department shall work with vehicle licensing subagents  
27 regarding potential placement of self-service driver licensing kiosks  
28 in communities that will be affected by licensing services offices  
29 closures. The department may place kiosks in those subagent offices  
30 where both parties agree, and may pay the subagents the fair market  
31 value for any space used for kiosks.

32 (e) The department shall report to the joint transportation  
33 committee by November 30, 2009, on the department's consolidation  
34 implementation to date and its plan for continued implementation.

35 (3) \$11,688,000 of the highway safety account--state appropriation  
36 is provided solely for costs associated with: Issuing enhanced  
37 drivers' licenses and identicards at the enhanced licensing services

1 offices; extended hours at those licensing services offices; cross-  
2 border tourism education; and other education campaigns. This is the  
3 maximum amount the department may expend for this purpose.

4 (4) (~~(\$2,490,000)~~) \$1,640,000 of the ignition interlock device  
5 revolving account--state appropriation is provided solely for the  
6 department to assist indigent persons with the costs of installing,  
7 removing, and leasing the device, and applicable licensing pursuant to  
8 RCW 46.68.340.

9 (5) \$869,000 of the department of licensing services account--state  
10 appropriation is provided solely for purchasing equipment for the field  
11 licensing service offices and subagent offices.

12 (6) By December 31, 2009, the department shall report to the office  
13 of financial management and the transportation committees of the  
14 legislature a cost-benefit analysis of leasing versus purchasing field  
15 office equipment.

16 (~~(+6)~~) (7) By December 31, 2009, the department shall submit to  
17 the office of financial management and the transportation committees of  
18 the legislature draft legislation that rewrites RCW 46.52.130 (driving  
19 record abstracts) in plain language.

20 (~~(+7)~~) (8) The department may seek federal funds to implement a  
21 driver's license and identicard biometric matching system pilot program  
22 to verify the identity of applicants for, and holders of, drivers'  
23 licenses and identicards. If funds are received, the department shall  
24 report any benefits or problems identified during the course of the  
25 pilot program to the transportation committees of the legislature upon  
26 the completion of the program.

27 (~~(+8)~~) (9) The department may submit information technology-  
28 related requests for funding only if the department has coordinated  
29 with the department of information services as required under section  
30 601 of this act.

31 (~~(+9)~~) (10) Consistent with the authority delegated to the  
32 director of licensing under RCW 46.01.100, the department may adopt a  
33 new organizational structure that includes the following programs: (a)  
34 Driver and vehicle services, which must encompass services relating to  
35 driver licensing customers, vehicle industry and fuel tax licensees,  
36 and vehicle and vessel licensing and registration; and (b) driver  
37 policy and programs, which must encompass policy development for all  
38 driver-related programs, including driver examining, driver records,

1 commercial driver's license testing and auditing, driver training  
2 schools, motorcycle safety, technical services, hearings, driver  
3 special investigations, drivers' data management, central issuance  
4 contract management, and state and federal initiatives.

5 ~~((+10))~~ (11) The legislature finds that measuring the performance  
6 of the department requires the measurement of quality, timeliness, and  
7 unit cost of services delivered to customers. Consequently:

8 (a) The department shall develop a set of metrics that measure that  
9 performance and report to the transportation committees of the house of  
10 representatives and the senate and to the office of financial  
11 management on the development of these measurements along with  
12 recommendations to the 2010 legislature on which measurements must  
13 become a part of the next omnibus transportation appropriations act;

14 (b) The department shall study the process in place at the  
15 licensing services office and present to the 2010 legislature  
16 recommendations for process changes to improve efficiencies for both  
17 the department and the customer; and

18 (c) The department shall, on a quarterly basis, report to the  
19 transportation committees of the legislature the following monthly data  
20 by licensing service office locations: (i) Lease costs; (ii) salary  
21 and benefit costs; (iii) other costs; (iv) actual FTEs; (v) number of  
22 transactions completed, by type of transaction; and (vi) office hours.

23 **Sec. 211.** 2009 c 470 s 211 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**  
26 **MAINTENANCE--PROGRAM B**

27	High Occupancy Toll Lanes Operations Account--State	
28	Appropriation . . . . .	(( <del>\$2,867,000</del> ))
29		<u>\$2,852,000</u>
30	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$585,000</del> ))
31		<u>\$575,000</u>
32	Tacoma Narrows Toll Bridge Account--State	
33	Appropriation . . . . .	(( <del>\$27,358,000</del> ))
34		<u>\$26,530,000</u>
35	State Route Number 520 Corridor Account--State	
36	Appropriation . . . . .	(( <del>\$58,088,000</del> ))
37		<u>\$30,065,000</u>

1 TOTAL APPROPRIATION . . . . . ((\$88,898,000))  
2 \$60,022,000

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

5 (1) The department shall make detailed quarterly expenditure  
6 reports available to the transportation commission and to the public on  
7 the department's web site using current department resources. The  
8 reports must include a summary of revenue generated by tolls on the  
9 Tacoma Narrows bridge and an itemized depiction of the use of that  
10 revenue.

11 (2) The department shall work with the office of financial  
12 management to review insurance coverage, deductibles, and limitations  
13 on tolled facilities to assure that the assets are well protected at a  
14 reasonable cost. Results from this review must be used to negotiate  
15 any future new or extended insurance agreements.

16 (3) ~~(\$58,088,000))~~ \$28,000,000 of the state route number 520  
17 corridor account--state appropriation is provided solely for the costs  
18 directly related to tolling the state route number 520 floating bridge.  
19 ~~((Of this amount, \$175,000 is for the immediate costs necessary to~~  
20 ~~pursue a request for proposal to implement variable, open road tolling~~  
21 ~~on the state route number 520 floating bridge. The request for~~  
22 ~~proposal must include tolling infrastructure and signage, customer~~  
23 ~~service centers, collection and billing procedures, and, to the extent~~  
24 ~~practicable, the maintenance and dispensing of transponders by the~~  
25 ~~vendor. The remaining \$57,913,000))~~ \$8,000,000 must be retained in  
26 unallotted status, and may only be released by the office of financial  
27 management after consultation with the joint transportation committee  
28 ~~((following the committee's examination of toll operations costs~~  
29 ~~referenced in section 204(2) of this act)).~~ The amount provided in  
30 this subsection is contingent on the enactment of (a) Engrossed  
31 Substitute House Bill No. 2211 and (b) either Engrossed Substitute  
32 House Bill No. 2326 or other legislation authorizing bonds for the  
33 state route number 520 corridor projects. If the conditions of this  
34 subsection are not satisfied, the amount provided in this subsection  
35 shall lapse.

36 (4) The department shall consider transitioning to all electronic  
37 tolling on the Tacoma Narrows bridge toll facility and discontinuing a  
38 cash toll option.

1       (5) \$2,065,000 of the state route number 520 corridor account--  
 2 state appropriation and \$127,000 of the Tacoma Narrows toll bridge  
 3 account--state appropriation are provided solely for expenditures  
 4 related to the toll adjudication process. The amount provided in this  
 5 subsection is contingent on the enactment by June 30, 2010, of either  
 6 Engrossed Substitute Senate Bill No. 6499 or Substitute House Bill No.  
 7 2897; however, if the enacted bill does not specify the department as  
 8 the toll penalty adjudicating agency, the amount provided in this  
 9 subsection lapses.

10       (6) The department shall review, and revise where appropriate,  
 11 current signage and ingress/egress locations on the state route number  
 12 167 high occupancy toll lanes pilot project. The department shall  
 13 continue to work with the Washington state patrol on educating the  
 14 public on the rules of the road related to crossing a double white  
 15 line. The department shall continue to monitor the performance of the  
 16 high occupancy toll lanes to ensure that driving conditions for high  
 17 occupancy vehicles that share these lanes are not significantly  
 18 changed.

19       **Sec. 212.** 2009 c 470 s 212 (uncodified) is amended to read as  
 20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
 22 **C**

23 Transportation Partnership Account--State

24       Appropriation . . . . .	\$2,675,000
25 Motor Vehicle Account--State Appropriation . . . . .	<del>(\$67,811,000)</del>
26	<u>\$68,679,000</u>
27 Motor Vehicle Account--Federal Appropriation . . . . .	\$240,000
28 Multimodal Transportation Account--State	
29       Appropriation . . . . .	\$363,000
30 Transportation 2003 Account (Nickel Account)--State	
31       Appropriation . . . . .	\$2,676,000
32       TOTAL APPROPRIATION . . . . .	<del>(\$73,765,000)</del>
33	<u>\$74,633,000</u>

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

36       (1) The department shall consult with the office of financial  
 37 management and the department of information services to: (a) Ensure

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

6 (2) \$1,216,000 of the transportation partnership account--state  
7 appropriation and \$1,216,000 of the transportation 2003 account (nickel  
8 account)--state appropriation are provided solely for the department to  
9 develop a project management and reporting system which is a collection  
10 of integrated tools for capital construction project managers to use to  
11 perform all the necessary tasks associated with project management.  
12 The department shall integrate commercial off-the-shelf software with  
13 existing department systems and enhanced approaches to data management  
14 to provide web-based access for multi-level reporting and improved  
15 business work flows and reporting. On a quarterly basis, the  
16 department shall report to the office of financial management and the  
17 transportation committees of the legislature on the status of the  
18 development and integration of the system. At a minimum, the reports  
19 shall indicate the status of the work as it compares to the work plan,  
20 any discrepancies, and proposed adjustments necessary to bring the  
21 project back on schedule or budget if necessary.

22 (3) The department may submit information technology-related  
23 requests for funding only if the department has coordinated with the  
24 department of information services as required under section 601 of  
25 this act.

26 **Sec. 213.** 2009 c 470 s 213 (uncodified) is amended to read as  
27 follows:

28 **FOR THE DEPARTMENT OF TRANSPORTATION--FACILITY MAINTENANCE, OPERATIONS**  
29 **AND CONSTRUCTION--PROGRAM D--OPERATING**  
30 Motor Vehicle Account--State Appropriation . . . . . ((\$25,501,000))  
31 \$25,381,000

32 **Sec. 214.** 2009 c 470 s 214 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F**  
35 Aeronautics Account--State Appropriation . . . . . ((\$6,009,000))  
36 \$5,978,000



1 Aeronautics Account--Federal Appropriation . . . . . \$2,150,000  
 2 TOTAL APPROPRIATION . . . . . ((~~\$8,159,000~~))  
 3 \$8,128,000

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

6 (1) \$50,000 of the aeronautics account--state appropriation is a  
 7 reappropriation provided solely to pay any outstanding obligations of  
 8 the aviation planning council, which expires July 1, 2009.

9 (2) \$150,000 of the aeronautics account--state appropriation is a  
 10 reappropriation provided solely to complete runway preservation  
 11 projects.

12 (3) Within the amounts provided in this section, the department  
 13 shall develop guidelines setting forth consultation procedures and a  
 14 process to assist counties and cities to identify land uses that may be  
 15 incompatible with airports and aircraft operations, and to encourage  
 16 and facilitate the adoption and implementation of comprehensive plan  
 17 policies and development regulations consistent with RCW 36.70.547 and  
 18 36.70A.510.

19 **Sec. 215.** 2009 c 470 s 215 (uncodified) is amended to read as  
 20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
 22 **SUPPORT--PROGRAM H**

23 Motor Vehicle Account--State Appropriation . . . . . ((~~\$48,032,000~~))  
 24 \$50,580,000  
 25 Motor Vehicle Account--Federal Appropriation . . . . . \$500,000  
 26 Multimodal Transportation Account--State  
 27 Appropriation . . . . . \$250,000  
 28 ((~~Water Pollution Account--State Appropriation . . . . . \$2,000,000~~))  
 29 TOTAL APPROPRIATION . . . . . ((~~\$50,782,000~~))  
 30 \$51,330,000

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

33 (1) The department shall develop a plan for all current and future  
 34 surplus property parcels based on the recommendations from the surplus  
 35 property legislative work group that were presented to the senate  
 36 transportation committee on February 26, 2009. The plan must include,  
 37 at a minimum, strategies for maximizing the number of parcels sold, a

1 schedule that optimizes proceeds, a recommended cash discount, a plan  
2 to report to the joint transportation committee, a recommendation for  
3 regional incentives, and a recommendation for equivalent value  
4 exchanges. This plan must accompany the department's 2010 supplemental  
5 budget request. By December 1, 2010, the department shall report to  
6 the legislative transportation committees on the entities eligible to  
7 receive surplus property provided in RCW 47.12.063 to determine the  
8 frequency with which the department transfers property to those  
9 entities and the implications to the department. It is the intent of  
10 the legislature that the list of entities eligible to receive surplus  
11 property be periodically evaluated to determine whether the list is  
12 appropriate and provides utility to the department.

13 ~~((+3))~~ (2) The legislature recognizes that the Dryden pit site  
14 (WSDOT Inventory Control (IC) No. 2-04-00103) is unused state-owned  
15 real property under the jurisdiction of the department of  
16 transportation, and that the public would benefit significantly from  
17 the complete enjoyment of the natural scenic beauty and recreational  
18 opportunities available at the site. Therefore, pursuant to RCW  
19 47.12.080, the legislature declares that transferring a portion of the  
20 property to the department of fish and wildlife solely for recreational  
21 use and a portion of the property to the Yakama Nation solely for  
22 perpetual offsite mitigation for the impact of the federal Columbia  
23 river power system on fish and wildlife is consistent with the public  
24 interest in order to preserve the area for the use of the public and  
25 the betterment of the natural environment. The department of  
26 transportation shall ~~((, as soon as is practicable,))~~ work with the  
27 department of fish and wildlife, the Yakama Nation, and the Bonneville  
28 power administration to redefine the property boundaries accordingly.  
29 The department of transportation, as soon as practicable, shall  
30 transfer and convey the respective portions of the Dryden pit site to  
31 the department of fish and wildlife and the Yakama Nation for  
32 ~~((adequate consideration in the amount of no less than \$600,000))~~ fair  
33 market value, the proceeds of which must be deposited in the motor  
34 vehicle fund. ~~((By July 1, 2009))~~ The department of transportation is  
35 not responsible for any costs associated with the cleanup or transfer  
36 of this property and may request reimbursement from the Yakama Nation  
37 or the Bonneville power administration for work done. If the  
38 department of fish and wildlife is unable to provide the fair market

1 value for the portion of the land that is identified for recreational  
2 use, that portion of the land must be held by the department of  
3 transportation until the department of fish and wildlife is able to  
4 provide the fair market value. By July 1, 2010, and annually  
5 thereafter until the entire Dryden pit property has been transferred,  
6 the department shall submit a status report regarding the transaction  
7 to the chairs of the legislative transportation committees.

8 ~~((+5) \$750,000))~~ (3) \$3,175,000 of the motor vehicle account--state  
9 appropriation is provided solely for the department's compliance with  
10 its national pollution discharge elimination system permit. The  
11 department's work may include the completion of system development,  
12 reporting, and planning to meet deadlines in the current biennium. The  
13 appropriation provided in this subsection is contingent on the  
14 enactment of section 107(4) of this act.

15 ~~((+6))~~ (4) The department shall provide updated information on six  
16 project milestones for all active projects, funded in part or in whole  
17 with 2005 transportation partnership account funds or 2003 nickel  
18 account funds, on a quarterly basis in the transportation executive  
19 information system (TEIS). The department shall also provide updated  
20 information on six project milestones for projects, funded with  
21 preexisting funds and that are agreed to by the legislature, office of  
22 financial management, and the department, on a quarterly basis in TEIS.

23 (5) \$886,000 of the motor vehicle account--state appropriation is  
24 provided solely for the department to pursue the sale of surplus  
25 properties and to address encroachment on the department's property.  
26 It is the intent of the legislature that the effort to sell surplus  
27 property includes at least two, but not more than four, auctions per  
28 year depending on the real estate market. The legislature intends that  
29 the real estate services division of the department will recover the  
30 cost of its efforts from the sale proceeds. By January 31, 2011, the  
31 department must report to the office of financial management and the  
32 legislative transportation committees on the results of the auctions.  
33 The report must include: (a) The department's plan for continued  
34 disposal of surplus property; (b) a detail of changes from the previous  
35 report; and (c) a current list of surplus property by region that  
36 includes the acquisition date and price of the property, the status of  
37 the surplus property, and estimated value of the property. Except as  
38 provided otherwise in this subsection, by June 30, 2010, the department

1 must finalize all pending equal value exchange activity for the  
2 construction or improvement of facilities, after which time the  
3 department may not pursue any other equal value exchanges for the  
4 construction or improvement of facilities. However, the northwest  
5 region may pursue an equal value exchange to replace the Mount Baker  
6 headquarters office. The exchange may include an exchange for the old  
7 Puget Sound energy site, the old Arco site, or any combination of the  
8 two.

9       **Sec. 216.** 2009 c 470 s 216 (uncodified) is amended to read as  
10 follows:

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

13 Motor Vehicle Account--State Appropriation . . . . .	(\$615,000)
	<u>\$677,000</u>
15 Multimodal Transportation Account--State Appropriation . . . . .	\$200,000
16       TOTAL APPROPRIATION . . . . .	(\$815,000)
17	<u>\$877,000</u>

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

20       (1) \$200,000 of the multimodal transportation account--state  
21 appropriation is provided solely for the department to develop and  
22 implement public private partnerships at high priority terminals as  
23 identified in the January 12, 2009, final report on joint development  
24 opportunities at Washington state ferries terminals. The department  
25 shall first consider a mutually beneficial agreement at the Edmonds  
26 terminal.

27       (2) \$50,000 of the motor vehicle account--state appropriation is  
28 provided solely for the department to investigate the potential to  
29 generate revenue from web site sponsorships and similar ventures and,  
30 if feasible, pursue partnership opportunities.

31       (3) \$75,000 of the motor vehicle account--state appropriation is  
32 provided solely for the implementation of a pilot project allowing  
33 advertisements and sponsorships on select web pages. The pilot project  
34 must be organized under the partnership model described in the  
35 department's web site monetizing feasibility study, which was prepared  
36 under subsection (2) of this section. Once operational, the pilot  
37 project must operate for at least twelve consecutive months. After

1 twelve months of continuous operation, the department shall provide a  
 2 report with recommendations on whether to continue project operations  
 3 to the office of financial management and the chairs of the  
 4 transportation committees. The department may end the pilot project  
 5 after less than twelve consecutive months of operation if insufficient  
 6 bids or proposals are received from potential sponsors or advertisers.  
 7 For the purpose of this subsection, if a consultant contract is  
 8 warranted, the consultant contract is deemed a revenue generation  
 9 activity as that term is construed in section 602(2), chapter 3, Laws  
 10 of 2010.

11 **Sec. 217.** 2009 c 470 s 217 (uncodified) is amended to read as  
 12 follows:

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

14 Motor Vehicle Account--State Appropriation . . . . .	(((\$347,637,000))
15	<u>\$347,645,000</u>
16 Motor Vehicle Account--Federal Appropriation . . . . .	(((\$2,000,000))
17	<u>\$7,000,000</u>
18 Motor Vehicle Account--Private/Local Appropriation . . . . .	\$5,797,000
19 ( <del>Water Pollution Account--State Appropriation . . . . .</del>	<del>\$12,500,000</del> )
20 TOTAL APPROPRIATION . . . . .	(((\$367,934,000))
21	<u>\$360,442,000</u>

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

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

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

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

1 (4) (~~(\$2,000,000)~~) \$7,000,000 of the motor vehicle account--federal  
2 appropriation is for unanticipated federal funds that may be received  
3 during the 2009-11 fiscal biennium. Upon receipt of the funds, the  
4 department shall provide a report on the use of the funds to the  
5 transportation committees of the legislature and the office of  
6 financial management.

7 (5) The department may incur costs related to the maintenance of  
8 the decorative lights on the Tacoma Narrows bridge only if:

9 (a) The nonprofit corporation, narrows bridge lights organization,  
10 maintains an account balance sufficient to reimburse the department for  
11 all costs; and

12 (b) The department is reimbursed from the narrows bridge lights  
13 organization within three months from the date any maintenance work is  
14 performed. If the narrows bridge lights organization is unable to  
15 reimburse the department for any future costs incurred, the lights must  
16 be removed at the expense of the narrows bridge lights organization  
17 subject to the terms of the contract.

18 (6) The department may work with the department of corrections to  
19 utilize corrections crews for the purposes of litter pickup on state  
20 highways.

21 (7) \$650,000 of the motor vehicle account--state appropriation is  
22 provided solely for increased asphalt costs. If Senate Bill No. 5976  
23 is not enacted by June 30, 2009, the amount provided in this subsection  
24 shall lapse.

25 (8) \$16,800,000 of the motor vehicle account--state appropriation  
26 is provided solely for the high priority maintenance backlog.  
27 Addressing the maintenance backlog must result in increased levels of  
28 service.

29 (~~(+10)~~) (9) \$750,000 of the motor vehicle account--state  
30 appropriation is provided solely for the department's compliance with  
31 its national pollution discharge elimination system permit.

32 (10) \$317,000 of the motor vehicle account--state appropriation is  
33 provided solely for maintaining a new active traffic management system  
34 on Interstate 5, Interstate 90, and SR 520. The department shall track  
35 the costs associated with these systems on a corridor basis and report  
36 to the legislative transportation committees on the cost and benefits  
37 of the system.

1       **Sec. 218.** 2009 c 470 s 218 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
4 **OPERATING**

5	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$51,526,000</del> )
6		<u>\$51,128,000</u>
7	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
8	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$127,000
9	TOTAL APPROPRIATION . . . . .	(( <del>\$53,703,000</del> )
10		<u>\$53,305,000</u>

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

13       (1) \$2,400,000 of the motor vehicle account--state appropriation is  
14 provided solely for low-cost enhancements. The department shall give  
15 priority to low-cost enhancement projects that improve safety or  
16 provide congestion relief. The department shall prioritize low-cost  
17 enhancement projects on a statewide rather than regional basis. By  
18 September 1st of each even-numbered year, the department shall provide  
19 a report to the legislature listing all low-cost enhancement projects  
20 prioritized on a statewide rather than regional basis completed in the  
21 prior year.

22       (2) The department, in consultation with the Washington state  
23 patrol, may continue a pilot program for the patrol to issue  
24 infractions based on information from automated traffic safety cameras  
25 in roadway construction zones on state highways. For the purpose of  
26 this pilot program, during the 2009-11 fiscal biennium, a roadway  
27 construction zone includes areas where public employees or private  
28 contractors are not present but where a driving condition exists that  
29 would make it unsafe to drive at higher speeds, such as, when the  
30 department is redirecting or realigning lanes on any public roadway  
31 pursuant to ongoing construction. The department shall use the  
32 following guidelines to administer the program:

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

37       (b) The department shall plainly mark the locations where the  
38 automated traffic safety cameras are used by placing signs on locations

1 that clearly indicate to a driver that he or she is entering a roadway  
2 construction zone where traffic laws are enforced by an automated  
3 traffic safety camera;

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

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

12 (e) For purposes of the 2009-11 fiscal biennium pilot program,  
13 infractions detected through the use of automated traffic safety  
14 cameras are not part of the registered owner's driving record under RCW  
15 46.52.101 and 46.52.120. Additionally, infractions generated by the  
16 use of automated traffic safety cameras must be processed in the same  
17 manner as parking infractions for the purposes of RCW 3.50.100,  
18 35.20.220, 46.16.216, and 46.20.270(3). However, the amount of the  
19 fine issued under this subsection (2) for an infraction generated  
20 through the use of an automated traffic safety camera is one hundred  
21 thirty-seven dollars. The court shall remit thirty-two dollars of the  
22 fine to the state treasurer for deposit into the state patrol highway  
23 account; and

24 (f) If a notice of infraction is sent to the registered owner and  
25 the registered owner is a rental car business, the infraction must be  
26 dismissed against the business if it mails to the patrol, within  
27 fourteen days of receiving the notice, a declaration under penalty of  
28 perjury of the name and known mailing address of the individual driving  
29 or renting the vehicle when the infraction occurred. If the business  
30 is unable to determine who was driving or renting the vehicle at the  
31 time the infraction occurred, the business must sign a declaration  
32 under penalty of perjury to this effect. The declaration must be  
33 mailed to the patrol within fourteen days of receiving the notice of  
34 traffic infraction. Timely mailing of this declaration to the issuing  
35 agency relieves a rental car business of any liability under this  
36 section for the notice of infraction. A declaration form suitable for  
37 this purpose must be included with each automated traffic infraction  
38 notice issued, along with instructions for its completion and use.



1 (3) The department shall implement a pilot project to evaluate the  
2 benefits of using electronic traffic flagging devices. Electronic  
3 traffic flagging devices must be tested by the department at multiple  
4 sites and reviewed for efficiency and safety. The department shall  
5 report to the transportation committees of the legislature on the best  
6 use and practices involving electronic traffic flagging devices,  
7 including recommendations for future use, by June 30, 2010.

8 (4) \$173,000 of the motor vehicle account--state appropriation is  
9 provided solely for the department to continue a pilot tow truck  
10 incentive program and to expand the program to other areas of the  
11 state. The department may provide incentive payments to towing  
12 companies that meet clearance goals on accidents that involve heavy  
13 trucks. The department shall report to the office of financial  
14 management and the transportation committees of the legislature on the  
15 effectiveness of the clearance goals and submit recommendations to  
16 improve the pilot program with the department's 2010 supplemental  
17 omnibus transportation appropriations act submittal. The tow truck  
18 incentive program may continue to provide incentives for quick  
19 clearance of traffic incidents involving large vehicles. The  
20 department shall make recommendations as part of its biennial budget  
21 proposal for expanding the use of the incentive program.

22 (5) \$92,000 of the motor vehicle account--state appropriation is  
23 provided solely for operating a new active traffic management system on  
24 Interstate 5, Interstate 90, and SR 520. The department shall track  
25 the costs associated with these systems on a corridor basis and report  
26 to the legislative transportation committees on the cost and benefits  
27 of the system.

28 (6) To the extent practicable, the department shall synchronize  
29 traffic lights on state route number 161 in the vicinity of Puyallup.

30 **Sec. 219.** 2009 c 470 s 219 (uncodified) is amended to read as  
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**  
33 **SUPPORT--PROGRAM S**

34	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$29,153,000</del> ))
35		<u>\$28,716,000</u>
36	Motor Vehicle Account--Federal Appropriation . . . . .	\$30,000
37	Multimodal Transportation Account--State	

1	Appropriation . . . . .	\$973,000
2	State Route Number 520 Corridor Account--State	
3	Appropriation . . . . .	\$264,000
4	TOTAL APPROPRIATION . . . . .	<del>(\$30,420,000)</del>
5		<u>\$29,983,000</u>

6 The appropriations in this section are subject to the following  
7 conditions and limitations: \$264,000 of the state route number 520  
8 corridor account--state appropriation is provided solely for the costs  
9 directly related to tolling the state route number 520 floating bridge.  
10 This amount must be retained in unallotted status, and may only be  
11 released by the office of financial management after consultation with  
12 the joint transportation committee (~~following the committee's~~  
13 ~~examination of toll operations costs referenced in section 204(2) of~~  
14 ~~this act~~). The amount provided in this section is contingent on the  
15 enactment of (1) Engrossed Substitute House Bill No. 2211 and (2)  
16 either Engrossed Substitute House Bill No. 2326 or other legislation  
17 authorizing bonds for the state route number 520 corridor projects. If  
18 the conditions of this section are not satisfied, the amount provided  
19 in this section shall lapse.

20 **Sec. 220.** 2009 c 470 s 220 (uncodified) is amended to read as  
21 follows:

22	<b>FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,</b>	
23	<b>AND RESEARCH--PROGRAM T</b>	
24	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$24,724,000)</del>
25		<u>\$24,032,000</u>
26	Motor Vehicle Account--Federal Appropriation . . . . .	<del>(\$19,116,000)</del>
27		<u>\$22,116,000</u>
28	Multimodal Transportation Account--State	
29	Appropriation . . . . .	<del>(\$696,000)</del>
30		<u>\$1,096,000</u>
31	Multimodal Transportation Account--Federal	
32	Appropriation . . . . .	\$2,809,000
33	Multimodal Transportation Account--Private/Local	
34	Appropriation . . . . .	\$100,000
35	TOTAL APPROPRIATION . . . . .	<del>(\$47,445,000)</del>
36		<u>\$50,153,000</u>

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

3 (1) \$150,000 of the motor vehicle account--federal appropriation is  
4 provided solely for the costs to develop an electronic map-based  
5 computer application that will enable law enforcement officers and  
6 others to more easily locate collisions and other incidents in the  
7 field.

8 (2) \$400,000 of the ((motor vehicle)) multimodal transportation  
9 account--state appropriation is provided solely for a diesel multiple  
10 unit feasibility and initial planning study. The study must evaluate  
11 potential service on the Stampede Pass line from Maple Valley to Auburn  
12 via Covington. The study must evaluate the potential demand for  
13 service, the business model and capital needs for launching and running  
14 the line, and the need for improvements in switching, signaling, and  
15 tracking. The study must consider the interconnectivity benefits of,  
16 and potential for, a future Amtrak Cascades route in the vicinities of  
17 south King county and north Pierce county. A report on the study must  
18 be submitted to the legislature by ((June 30)) September 30, 2010.

19 (3) ((~~\$243,000~~)) \$365,000 of the motor vehicle account--state  
20 appropriation and \$81,000 of the motor vehicle account--federal  
21 appropriation are provided solely for the development of a freight  
22 database to help guide freight investment decisions and track project  
23 effectiveness. The database must be based on truck movement tracked  
24 through geographic information system technology. For the remainder of  
25 the biennium, the department may expand data collection to any highways  
26 that have high truck volumes. TransNow shall contribute additional  
27 federal funds that are not appropriated in this act. The department  
28 shall work with the freight mobility strategic investment board to  
29 implement this database.

30 (4) \$150,000 of the motor vehicle account--state appropriation is  
31 provided solely for a corridor study of state route number 516 from the  
32 eastern border of Maple Valley to state route number 167 to determine  
33 whether improvements are needed and the costs of any needed  
34 improvements.

35 **Sec. 221.** 2009 c 470 s 222 (uncodified) is amended to read as  
36 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**  
2 **V**  
3 Regional Mobility Grant Program Account--State  
4 Appropriation . . . . . \$54,677,000  
5 Multimodal Transportation Account--State  
6 Appropriation . . . . . (~~(\$65,795,000)~~)  
7 \$65,701,000  
8 Multimodal Transportation Account--Federal  
9 Appropriation . . . . . \$2,582,000  
10 Multimodal Transportation Account--Private/Local  
11 Appropriation . . . . . \$1,027,000  
12 TOTAL APPROPRIATION . . . . . (~~(\$124,081,000)~~)  
13 \$123,987,000

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

16 (1) \$25,000,000 of the multimodal transportation account--state  
17 appropriation is provided solely for a grant program for special needs  
18 transportation provided by transit agencies and nonprofit providers of  
19 transportation.

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

26 (b) \$19,500,000 of the amount provided in this subsection is  
27 provided solely for grants to transit agencies to transport persons  
28 with special transportation needs. To receive a grant, the transit  
29 agency must have a maintenance of effort for special needs  
30 transportation that is no less than the previous year's maintenance of  
31 effort for special needs transportation. Grants for transit agencies  
32 shall be prorated based on the amount expended for demand response  
33 service and route deviated service in calendar year 2007 as reported in  
34 the "Summary of Public Transportation - 2007" published by the  
35 department of transportation. No transit agency may receive more than  
36 thirty percent of these distributions.

37 (2) Funds are provided for the rural mobility grant program as  
38 follows:

1 (a) \$8,500,000 of the multimodal transportation account--state  
2 appropriation is provided solely for grants for those transit systems  
3 serving small cities and rural areas as identified in the "Summary of  
4 Public Transportation - 2007" published by the department of  
5 transportation. Noncompetitive grants must be distributed to the  
6 transit systems serving small cities and rural areas in a manner  
7 similar to past disparity equalization programs.

8 (b) \$8,500,000 of the multimodal transportation account--state  
9 appropriation is provided solely to providers of rural mobility service  
10 in areas not served or underserved by transit agencies through a  
11 competitive grant process.

12 (3) \$7,000,000 of the multimodal transportation account--state  
13 appropriation is provided solely for a vanpool grant program for: (a)  
14 Public transit agencies to add vanpools or replace vans; and (b)  
15 incentives for employers to increase employee vanpool use. The grant  
16 program for public transit agencies will cover capital costs only;  
17 operating costs for public transit agencies are not eligible for  
18 funding under this grant program. Additional employees may not be  
19 hired from the funds provided in this section for the vanpool grant  
20 program, and supplanting of transit funds currently funding vanpools is  
21 not allowed. The department shall encourage grant applicants and  
22 recipients to leverage funds other than state funds. At least  
23 \$1,600,000 of this amount must be used for vanpool grants in congested  
24 corridors.

25 (4) \$400,000 of the multimodal transportation account--state  
26 appropriation is provided solely for a grant for a flexible carpooling  
27 pilot project program to be administered and monitored by the  
28 department. Funds are appropriated for one time only. The pilot  
29 project program must: Test and implement at least one flexible  
30 carpooling system in a high-volume commuter area that enables  
31 carpooling without prearrangement; utilize technologies that, among  
32 other things, allow for transfer of ride credits between participants;  
33 and be a membership system that involves prescreening to ensure safety  
34 of the participants. The program must include a pilot project that  
35 targets commuter traffic on the state route number 520 bridge. The  
36 department shall submit to the legislature by December 2010 a report on  
37 the program results and any recommendations for additional flexible  
38 carpooling programs.

1 (5) \$3,318,000 of the multimodal transportation account--state  
2 appropriation and \$21,248,000 of the regional mobility grant program  
3 account--state appropriation are reappropriated and provided solely for  
4 the regional mobility grant projects identified on the LEAP  
5 Transportation Document 2007-B, as developed April 20, 2007, or the  
6 LEAP Transportation Document 2006-D, as developed March 8, 2006. The  
7 department shall continue to review all projects receiving grant awards  
8 under this program at least semiannually to determine whether the  
9 projects are making satisfactory progress. The department shall  
10 promptly close out grants when projects have been completed, and any  
11 remaining funds available to the office of transit mobility must be  
12 used only to fund projects on the LEAP Transportation Document 2006-D,  
13 as developed March 8, 2006; the LEAP Transportation Document 2007-B, as  
14 developed April 20, 2007; or the LEAP Transportation Document 2009-B,  
15 as developed April 24, 2009. It is the intent of the legislature to  
16 appropriate funds through the regional mobility grant program only for  
17 projects that will be completed on schedule. However, the Chuckanut  
18 park and ride is recognized as a crucial investment in the  
19 transportation system. For this reason, the department shall not close  
20 out the grant for the Chuckanut park and ride project until Skagit  
21 transit has exhausted all other pending opportunities for federal and  
22 local funds. If additional funds cannot be secured, the department  
23 shall consider this project a priority in the 2011-13 grant process.  
24 The department shall make every effort to advance the Chuckanut park  
25 and ride project within existing resources.

26 (6) \$33,429,000 of the regional mobility grant program account--  
27 state appropriation is provided solely for the regional mobility grant  
28 projects identified in LEAP Transportation Document 2009-B, as  
29 developed April 24, 2009. The department shall review all projects  
30 receiving grant awards under this program at least semiannually to  
31 determine whether the projects are making satisfactory progress. Any  
32 project that has been awarded funds, but does not report activity on  
33 the project within one year of the grant award, must be reviewed by the  
34 department to determine whether the grant should be terminated. The  
35 department shall promptly close out grants when projects have been  
36 completed, and any remaining funds available to the office of transit  
37 mobility must be used only to fund projects identified in LEAP  
38 Transportation Document 2009-B, as developed April 24, 2009. The

1 department shall provide annual status reports on December 15, 2009,  
2 and December 15, 2010, to the office of financial management and the  
3 transportation committees of the legislature regarding the projects  
4 receiving the grants. It is the intent of the legislature to  
5 appropriate funds through the regional mobility grant program only for  
6 projects that will be completed on schedule.

7 (7) \$300,000 of the multimodal transportation account--state  
8 appropriation is provided solely for a transportation demand management  
9 program, developed by the Whatcom council of governments, to further  
10 reduce drive-alone trips and maximize the use of sustainable  
11 transportation choices. The community-based program must focus on all  
12 trips, not only commute trips, by providing education, assistance, and  
13 incentives to four target audiences: (a) Large work sites; (b)  
14 employees of businesses in downtown areas; (c) school children; and (d)  
15 residents of Bellingham.

16 (8) \$130,000 of the multimodal transportation account--state  
17 appropriation is provided solely to the department to distribute to  
18 support Engrossed Substitute House Bill No. 2072 (special needs  
19 transportation).

20 (a) \$80,000 of the amount provided in this subsection is provided  
21 solely for implementation of the work group related to federal  
22 requirements in section 1, chapter . . . (Engrossed Substitute House  
23 Bill No. 2072), Laws of 2009.

24 (b) \$50,000 of the amount provided in this subsection is provided  
25 solely to support the pilot project to be developed or implemented by  
26 the local coordinating coalition comprised of a single county,  
27 described in sections 9, 10, and 11, chapter . . . (Engrossed  
28 Substitute House Bill No. 2072), Laws of 2009. The department shall  
29 assist the local coordinating coalition to seek funding sufficient to  
30 fully fund the pilot project from a variety of sources including, but  
31 not limited to, the regional transit authority serving the county, the  
32 regional transportation planning organization serving the county, and  
33 other appropriate state and federal agencies and grants. Development  
34 or implementation of the pilot project is contingent on securing  
35 funding sufficient to fully fund the pilot project.

36 (c) If Engrossed Substitute House Bill No. 2072 is not enacted by  
37 June 30, 2009, the amount provided in this subsection (8) lapses. If  
38 Engrossed Substitute House Bill No. 2072 is enacted by June 30, 2009,

1 but a commitment from other sources to fully fund the pilot project  
2 described in (b) of this subsection has not been obtained by September  
3 30, 2009, the amount provided in (b) of this subsection lapses.

4 (9) Funds provided for the commute trip reduction program may also  
5 be used for the growth and transportation efficiency center program.

6 (10) An affected urban growth area that has not previously  
7 implemented a commute trip reduction program is exempt from the  
8 requirements in RCW 70.94.527 if a solution to address the state  
9 highway deficiency that exceeds the person hours of delay threshold has  
10 been funded and is in progress during the 2009-11 fiscal biennium.

11 (11) \$2,309,000 of the multimodal transportation account--state  
12 appropriation is provided solely for the tri-county connection service  
13 for Island, Skagit, and Whatcom transit agencies.

14 **Sec. 222.** 2009 c 470 s 223 (uncodified) is amended to read as  
15 follows:

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

17 Puget Sound Ferry Operations Account--State

18 Appropriation . . . . .	(( <del>\$400,592,000</del> ))
19	<u>\$424,667,000</u>

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

22 (1) (~~(\$53,110,560)~~) (a) \$79,648,961 of the Puget Sound ferry  
23 operations account--state appropriation is provided solely for auto  
24 ferry vessel operating fuel in the 2009-11 fiscal biennium. This  
25 appropriation is contingent upon the enactment of sections 716 and 701  
26 of this act.

27 (b) All fuel purchased by the Washington state ferries at Harbor  
28 Island for the operation of the Washington state ferries diesel powered  
29 vessels must be a minimum of five percent biodiesel blend so long as  
30 the purchase does not conflict with RCW 43.19.642.

31 (2) To protect the waters of Puget Sound, the department shall  
32 investigate nontoxic alternatives to fuel additives and other  
33 commercial products that are used to operate, maintain, and preserve  
34 vessels.

35 (3) If, after the department's review of fares and pricing  
36 policies, the department proposes a fuel surcharge, the department must



1 evaluate other cost savings and fuel price stabilization strategies  
2 that would be implemented before the imposition of a fuel surcharge.

3 (4) The department shall strive to significantly reduce the number  
4 of injuries suffered by Washington state ferries employees. By  
5 December 15, 2009, the department shall submit to the office of  
6 financial management and the transportation committees of the  
7 legislature its implementation plan to reduce such injuries.

8 (5) The department shall continue to provide service to Sidney,  
9 British Columbia. The department may place a Sidney terminal departure  
10 surcharge on fares for out of state residents riding the Washington  
11 state ferry route that runs between Anacortes, Washington and Sidney,  
12 British Columbia, if the cost for landing/license fee, taxes, and  
13 additional amounts charged for docking are in excess of \$280,000 CDN.  
14 The surcharge must be limited to recovering amounts above \$280,000 CDN.

15 (6) The department shall analyze operational solutions to enhance  
16 service on the Bremerton to Seattle ferry run. The Washington state  
17 ferries shall report its analysis to the transportation committees of  
18 the legislature by December 1, 2009.

19 (7) The office of financial management budget instructions require  
20 agencies to recast enacted budgets into activities. The Washington  
21 state ferries shall include a greater level of detail in its 2011-13  
22 omnibus transportation appropriations act request, as determined  
23 jointly by the office of financial management, the Washington state  
24 ferries, and the legislative transportation committees.

25 (8) \$3,000,000 of the Puget Sound ferry operations account--state  
26 appropriation is provided solely for commercial insurance for ferry  
27 assets. The office of financial management, after consultation with  
28 the transportation committees of the legislature, must present a  
29 business plan for the Washington state ferry system's insurance  
30 coverage to the 2010 legislature. The business plan must include a  
31 cost-benefit analysis of Washington state ferries' current commercial  
32 insurance purchased for ferry assets and a review of self-insurance for  
33 noncatastrophic events.

34 (9) \$1,100,000 of the Puget Sound ferry operations account--state  
35 appropriation is provided solely for a marketing program. The  
36 department shall present a marketing program proposal to the  
37 transportation committees of the legislature during the 2010  
38 legislative session before implementing this program. Of this amount,

1 \$10,000 is for the city of Port Townsend and \$10,000 is for the town of  
2 Coupeville for mitigation expenses related to only one vessel operating  
3 on the Port Townsend/Keystone ferry route. The moneys provided to the  
4 city of Port Townsend and town of Coupeville are not contingent upon  
5 the required marketing proposal.

6 (10) \$350,000 of the Puget Sound ferry operations account--state  
7 appropriation is provided solely for two extra trips per day during the  
8 summer of 2009 season, beyond the current schedule, on the Port  
9 Townsend/Keystone route.

10 (11) When purchasing uniforms that are required by collective  
11 bargaining agreements, the department shall contract with the lowest  
12 cost provider.

13 (12) The legislature finds that measuring the performance of  
14 Washington state ferries requires the measurement of quality,  
15 timeliness, and unit cost of services delivered to customers.  
16 Consequently, the department must develop a set of metrics that measure  
17 that performance and report to the transportation committees of the  
18 legislature and to the office of financial management on the  
19 development of these measurements along with recommendations to the  
20 2010 legislature on which measurements must become a part of the next  
21 omnibus transportation appropriations act.

22 (13) As a priority task, the department is directed to propose a  
23 comprehensive incident and accident investigation policy and  
24 appropriate procedures, and to provide the proposal to the legislature  
25 by November 1, 2009, using existing resources and staff expertise. In  
26 addition to consulting with ferry system unions and the United States  
27 coast guard, the Washington state ferries is encouraged to solicit  
28 independent outside expertise on incident and accident investigation  
29 best practices as they may be found in other organizations with a  
30 similar concern for marine safety. It is the intent of the legislature  
31 to enact the policies into law and to publish that law and procedures  
32 as a manual for Washington state ferries' accident/incident  
33 investigations. Until that time, the Washington state ferry system  
34 must exercise particular diligence to assure that any incident or  
35 accident investigations are conducted within the spirit of the  
36 guidelines of this act. The proposed policy must contain, at a  
37 minimum:

1 (a) The definition of an incident and an accident and the type of  
2 investigation that is required by both types of events;

3 (b) The process for appointing an investigating officer or officers  
4 and a description of the authorities and responsibilities of the  
5 investigating officer or officers. The investigating officer or  
6 officers must:

7 (i) Have the appropriate training and experience as determined by  
8 the policy;

9 (ii) Not have been involved in the incident or accident so as to  
10 avoid any conflict of interest;

11 (iii) Have full access to all persons, records, and relevant  
12 organizations that may have information about or may have contributed  
13 to, directly or indirectly, the incident or accident under  
14 investigation, in compliance with any affected employee's or employees'  
15 respective collective bargaining agreement and state laws and rules  
16 regarding public disclosure under chapter 42.56 RCW;

17 (iv) Be provided with, if requested by the investigating officer or  
18 officers, appropriate outside technical expertise; and

19 (v) Be provided with staff and legal support by the Washington  
20 state ferries as may be appropriate to the type of investigation;

21 (c) The process of working with the affected employee or employees  
22 in accordance with the employee's or employees' respective collective  
23 bargaining agreement and the appropriate union officials, within  
24 protocols afforded to all public employees;

25 (d) The process by which the United States coast guard is kept  
26 informed of, interacts with, and reviews the investigation;

27 (e) The process for review, approval, and implementation of any  
28 approved recommendations within the department; and

29 (f) The process for keeping the public informed of the  
30 investigation and its outcomes, in compliance with any affected  
31 employee's or employees' respective collective bargaining agreement and  
32 state laws and rules regarding public disclosure under chapter 42.56  
33 RCW.

34 (14) The department shall investigate outsourcing the call center  
35 functions planned for the ferry reservation system and report its  
36 findings to the transportation committees of the senate and house of  
37 representatives by December 15, 2010.



1 maintaining the state-supported passenger rail service. Upon  
2 completion of the rail platform project in the city of Stanwood, the  
3 department shall provide daily Amtrak Cascades service to the city.

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

5 (3) The department shall begin planning for a third roundtrip  
6 Cascades train between Seattle and Vancouver, B.C. by 2010.

7 (4) \$2,200,000 of the multimodal transportation account--state  
8 appropriation is provided solely for expenditures related to the  
9 capital high-speed passenger rail grant that are not federally  
10 reimbursable.

11 (5) \$400,000 of the multimodal transportation account--federal  
12 appropriation is provided solely for the department to work with the  
13 Whatcom council of governments to examine potential improvements to  
14 international border freight and passenger rail movement and the use of  
15 diesel multiple units.

16 **Sec. 224.** 2009 c 470 s 225 (uncodified) is amended to read as  
17 follows:

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

20	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$8,739,000</del> ))
21		<u>\$8,682,000</u>
22	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,567,000
23	TOTAL APPROPRIATION . . . . .	(( <del>\$11,306,000</del> ))
24		<u>\$11,249,000</u>

25 **TRANSPORTATION AGENCIES--CAPITAL**

26 **Sec. 301.** 2009 c 470 s 302 (uncodified) is amended to read as  
27 follows:

28 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

29	Rural Arterial Trust Account--State Appropriation . . .	(( <del>\$51,000,000</del> ))
30		<u>\$73,000,000</u>
31	Motor Vehicle Account--State Appropriation . . . . .	\$1,048,000
32	County Arterial Preservation Account--State	
33	Appropriation . . . . .	\$31,400,000
34	TOTAL APPROPRIATION . . . . .	(( <del>\$83,448,000</del> ))

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

(1) \$1,048,000 of the motor vehicle account--state appropriation may be used for county ferry projects as developed pursuant to RCW 47.56.725(4).

(2) The appropriations in this section include funding to counties to assist them in efforts to recover from federally declared emergencies, by providing capitalization advances and local match for federal emergency funding as determined by the county road administration board. The county road administration board shall specifically identify any such selected projects and shall include information concerning such selected projects in its next annual report to the legislature.

Sec. 302. 2009 c 470 s 303 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION IMPROVEMENT BOARD

Small City Pavement and Sidewalk Account--State	
Appropriation . . . . .	(( <del>\$5,779,000</del> ))
	<u>\$3,927,000</u>
Urban Arterial Trust Account--State Appropriation . . . . .	(( <del>\$122,400,000</del> ))
	<u>\$123,900,000</u>
Transportation Improvement Account--State	
Appropriation . . . . .	(( <del>\$85,643,000</del> ))
	<u>\$81,643,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$213,822,000</del> ))
	<u>\$209,470,000</u>

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

(1) The transportation improvement account--state appropriation includes up to \$7,143,000 in proceeds from the sale of bonds authorized in RCW 47.26.500.

(2) The urban arterial trust account--state appropriation includes up to \$15,000,000 in proceeds from the sale of bonds authorized in RCW 47.26.420.

1       **Sec. 303.** 2009 c 470 s 306 (uncodified) is amended to read as  
2 follows:

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

4	Multimodal Transportation Account--State	
5	Appropriation . . . . .	(( <del>\$1,000</del> ))
6		<u>\$98,000</u>
7	Transportation Partnership Account--State	
8	Appropriation . . . . .	(( <del>\$1,723,834,000</del> ))
9		<u>\$1,665,644,000</u>
10	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$80,735,000</del> ))
11		<u>\$75,139,000</u>
12	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$410,341,000</del> ))
13		<u>\$572,107,000</u>
14	Motor Vehicle Account--Private/Local	
15	Appropriation . . . . .	(( <del>\$65,494,000</del> ))
16		<u>\$70,714,000</u>
17	Special Category C Account--State Appropriation . . . . .	(( <del>\$24,549,000</del> ))
18		<u>\$25,221,000</u>
19	Transportation 2003 Account (Nickel Account)--State	
20	Appropriation . . . . .	(( <del>\$703,708,000</del> ))
21		<u>\$713,222,000</u>
22	Freight Mobility Multimodal Account--State	
23	Appropriation . . . . .	(( <del>\$4,422,000</del> ))
24		<u>\$4,574,000</u>
25	Tacoma Narrows Toll Bridge Account--State	
26	Appropriation . . . . .	(( <del>\$788,000</del> ))
27		<u>\$789,000</u>
28	State Route Number 520 Corridor Account--State	
29	Appropriation . . . . .	(( <del>\$106,000,000</del> ))
30		<u>\$231,763,000</u>
31	TOTAL APPROPRIATION . . . . .	(( <del>\$3,119,872,000</del> ))
32		<u>\$3,359,271,000</u>

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

35       (1) Except as provided otherwise in this section, the entire  
36 transportation 2003 account (nickel account) appropriation and the  
37 entire transportation partnership account appropriation are provided  
38 solely for the projects and activities as listed by fund, project, and

1 amount in LEAP Transportation Document ((2009-1)) 2010-1 as developed  
2 ((April 24, 2009)) February 22, 2010, Program - Highway Improvement  
3 Program (I). However, limited transfers of specific line-item project  
4 appropriations may occur between projects for those amounts listed  
5 subject to the conditions and limitations in section 603 of this act.

6 (2) ~~((As a result of economic changes since the initial development  
7 of the improvement program budget for the 2009-11 fiscal biennium, the  
8 department has received bids on construction contracts over the last  
9 several months that are favorable with respect to current estimates of  
10 project costs. National economic forecasts indicate that inflationary  
11 pressures are likely to remain lower than previously expected for the  
12 next several years. As a result, the nominal project cost totals shown  
13 in LEAP Transportation Document 2009-1 in aggregate for the 2009-11  
14 fiscal biennium and the 2011-13 fiscal biennium are expected to exceed  
15 the likely amount necessary to deliver the projects listed within those  
16 biennia by \$63,500,000 in the 2009-11 fiscal biennium and \$52,700,000  
17 in the 2011-13 fiscal biennium. The appropriations provided in this  
18 section for the projects in those biennia are therefore \$63,500,000  
19 less in the 2009-11 fiscal biennium and \$52,700,000 less in the 2011-13  
20 fiscal biennium than the aggregate total of project costs listed. It  
21 is the intent of the legislature that the department shall deliver the  
22 projects listed in LEAP Transportation Document 2009-1 within the time,  
23 scope, and budgets identified in that document, provided that the  
24 prices of commodities used in transportation projects do not differ  
25 significantly from those assumed for the 2009-11 and 2011-13 fiscal  
26 biennia in the March 2009 forecast of the economic and revenue forecast  
27 council.~~

28 ~~(3) \$162,900,000))~~ \$163,385,000 of the transportation partnership  
29 account--state appropriation and ~~(((\$106,000,000))~~ \$231,763,000 of the  
30 state route number 520 corridor account--state appropriation are  
31 provided solely for the state route number 520 bridge replacement and  
32 HOV project. The department shall submit an application for the  
33 eastside transit and HOV project to the supplemental discretionary  
34 grant program for regionally significant projects as provided in the  
35 American Recovery and Reinvestment Act of 2009. ~~((Eastside state route  
36 number 520 improvements shall be designed and constructed to  
37 accommodate a future full interchange at 124th Avenue Northeast.  
38 Concurrent with the eastside transit and HOV project, the department~~



1 ~~shall conduct engineering design of a full interchange at 124th Avenue~~  
2 ~~Northeast.))~~ The amount provided in this subsection from the state  
3 route number 520 corridor account--state appropriation is contingent on  
4 the enactment of (a) Engrossed Substitute House Bill No. 2211 and (b)  
5 either Engrossed Substitute House Bill No. 2326 or other legislation  
6 authorizing bonds for the state route number 520 corridor projects. If  
7 the conditions of this subsection are not satisfied, the state route  
8 number 520 corridor account--state appropriation shall lapse.

9 ((+4)) (3) As required under section 305(6), chapter 518, Laws of  
10 2007, the department shall report by January 2010 to the transportation  
11 committees of the legislature on the findings of the King county noise  
12 reduction solutions pilot project.

13 ((+5)) (4) Funding allocated for mitigation costs is provided  
14 solely for the purpose of project impact mitigation, and shall not be  
15 used to develop or otherwise participate in the environmental  
16 assessment process.

17 ((+6)) (5) The department shall apply for surface transportation  
18 program (STP) enhancement funds to be expended in lieu of or in  
19 addition to state funds for eligible costs of projects in Programs I  
20 and P including, but not limited to, the SR 518, SR 520, Columbia river  
21 crossing, and Alaskan Way viaduct projects.

22 ((+7)) (6) The department shall, on a quarterly basis beginning  
23 July 1, 2009, provide to the office of financial management and the  
24 legislature reports providing the status on each active project funded  
25 in part or whole by the transportation 2003 account (nickel account) or  
26 the transportation partnership account. Funding provided at a  
27 programmatic level for transportation partnership account and  
28 transportation 2003 account (nickel account) projects relating to  
29 bridge rail, guard rail, fish passage barrier removal, and roadside  
30 safety projects should be reported on a programmatic basis. Projects  
31 within this programmatic level funding should be completed on a  
32 priority basis and scoped to be completed within the current  
33 programmatic budget. ~~((The department shall work with the office of  
34 financial management and the transportation committees of the  
35 legislature to agree on report formatting and elements. Elements must  
36 include, but not be limited to, project scope, schedule, and costs.  
37 For))~~ Report formatting and elements must be consistent with the  
38 October 2009 quarterly project report. On a representative sample of

1 new construction contracts valued at fifteen million dollars or more,  
2 the department must also use an earned value method of project  
3 monitoring. ~~((The department shall also provide the information  
4 required under this subsection on a quarterly basis via the  
5 transportation executive information systems (TEIS)-~~

6 ~~(+8))~~ (7) The transportation 2003 account (nickel account)--state  
7 appropriation includes up to ~~(((\$628,000,000))~~ \$653,414,000 in proceeds  
8 from the sale of bonds authorized by RCW 47.10.861.

9 ~~((+9))~~ (8) The transportation partnership account--state  
10 appropriation includes up to ~~(((\$1,360,528,000))~~ \$1,344,830,000 in  
11 proceeds from the sale of bonds authorized in RCW 47.10.873.

12 ~~((+10))~~ (9) The special category C account--state appropriation  
13 includes up to ~~(((\$22,127,000))~~ \$25,221,000 in proceeds from the sale of  
14 bonds authorized in RCW 47.10.812.

15 ~~((+11))~~ (10) The motor vehicle account--state appropriation  
16 includes up to ~~(((\$31,500,000))~~ \$31,000,000 in proceeds from the sale of  
17 bonds authorized in RCW 47.10.843.

18 (11) The state route number 520 corridor account--state  
19 appropriation includes up to \$231,763,000 in proceeds from the sale of  
20 bonds authorized in RCW 47.10.879.

21 (12) The department must prepare a tolling study for the Columbia  
22 river crossing project. While conducting the study, the department  
23 must coordinate with the Oregon department of transportation to perform  
24 the following activities:

25 (a) Evaluate the potential diversion of traffic from Interstate 5  
26 to other parts of the transportation system when tolls are implemented  
27 on Interstate 5 in the vicinity of the Columbia river;

28 (b) Evaluate the most advanced tolling technology to maintain  
29 travel time speed and reliability for users of the Interstate 5 bridge;

30 (c) Evaluate available active traffic management technology to  
31 determine the most effective options for technology that could maintain  
32 travel time speed and reliability on the Interstate 5 bridge;

33 (d) Confer with the project sponsor's council, as well as local and  
34 regional governing bodies adjacent to the Interstate 5 Columbia river  
35 crossing corridor and the Interstate 205 corridor regarding the  
36 implementation of tolls, the impacts that the implementation of tolls  
37 might have on the operation of the corridors, the diversion of traffic  
38 to local streets, and potential mitigation measures;

1 (e) Regularly report to the Washington transportation commission  
2 regarding the progress of the study for the purpose of guiding the  
3 commission's potential toll setting on the facility;

4 (f) Research and evaluate options for a potential toll-setting  
5 framework between the Oregon and Washington transportation commissions;

6 (g) Conduct public work sessions and open houses to provide  
7 information to citizens, including users of the bridge and business and  
8 freight interests, regarding implementation of tolls on the Interstate  
9 5 and to solicit citizen views on the following items:

10 (i) Funding a portion of the Columbia river crossing project with  
11 tolls;

12 (ii) Implementing variable tolling as a way to reduce congestion on  
13 the facility; and

14 (iii) Tolling Interstate 205 separately as a management tool for  
15 the broader state and regional transportation system; and

16 (h) Provide a report to the governor and the legislature by January  
17 2010.

18 (13)(a) By January 2010, the department must prepare a traffic and  
19 revenue study for Interstate 405 in King county and Snohomish county  
20 that includes funding for improvements and high occupancy toll lanes,  
21 as defined in RCW 47.56.401, for traffic management. The department  
22 must develop a plan to operate up to two high occupancy toll lanes in  
23 each direction on Interstate 405.

24 (b) For the facility listed in (a) of this subsection, the  
25 department must:

26 (i) Confer with the mayors and city councils of jurisdictions in  
27 the vicinity of the project regarding the implementation of high  
28 occupancy toll lanes and the impacts that the implementation of these  
29 high occupancy toll lanes might have on the operation of the corridor  
30 and adjacent local streets;

31 (ii) Conduct public work sessions and open houses to provide  
32 information to citizens regarding implementation of high occupancy toll  
33 lanes and to solicit citizen views;

34 (iii) Regularly report to the Washington transportation commission  
35 regarding the progress of the study for the purpose of guiding the  
36 commission's toll setting on the facility; and

37 (iv) Provide a report to the governor and the legislature by  
38 January 2010.

1           (14) (~~(\$9,199,985)~~) \$6,488,000 of the motor vehicle account--state  
2 appropriation (~~(is)~~) and \$5,000 of the motor vehicle account--federal  
3 appropriation are provided solely for project 100224I, (~~(as identified~~  
4 ~~in the LEAP transportation document in subsection (1) of this~~  
5 ~~section~~) US 2 high priority safety project. Expenditure of these  
6 funds is for safety projects on state route number 2 between Monroe and  
7 Gold Bar, which may include median rumble strips, traffic cameras, and  
8 electronic message signs.

9           (15) Expenditures for the state route number 99 Alaskan Way viaduct  
10 replacement project must be made in conformance with Engrossed  
11 Substitute Senate Bill No. 5768.

12           (16) The department shall conduct a public outreach process to  
13 identify and respond to community concerns regarding the Belfair  
14 bypass. The process must include representatives from Mason county,  
15 the legislature, area businesses, and community members. The  
16 department shall use this process to consider and develop design  
17 alternatives that alter the project's scope so that the community's  
18 needs are met within the project budget. The department shall provide  
19 a report on the process and outcomes to the legislature by June 30,  
20 2010.

21           (17) The legislature is committed to the timely completion of R8A  
22 which supports the construction of sound transit's east link.  
23 Following the completion of the independent analysis of the  
24 methodologies to value the reversible lanes on Interstate 90 which may  
25 be used for high capacity transit as directed in section 204 of this  
26 act, the department shall complete the process of negotiations with  
27 sound transit. Such agreement shall be completed no later than  
28 December 1, 2009.

29           (18) \$250,000 of the motor vehicle account--state appropriation is  
30 provided solely for the design and construction of a right turn lane to  
31 improve visibility and traffic flow on state route number 195 and  
32 Cheney-Spokane Road.

33           (19) (~~(\$846,700)~~) \$730,000 of the motor vehicle account--federal  
34 appropriation and (~~(\$17,280)~~) \$16,000 of the motor vehicle account--  
35 state appropriation are provided solely for the Westview school noise  
36 wall.

37           (20) (~~(\$1,360)~~) \$2,000 of the motor vehicle account--state

1 appropriation and (~~(\$35,786)~~) \$131,000 of the motor vehicle account--  
2 federal appropriation are provided solely for interchange design and  
3 planning work on US 12 at A Street and Tank Farm Road.

4 (21) (~~(\$20,011,125)~~) \$21,566,000 of the transportation partnership  
5 account--state appropriation, (~~(\$2,550)~~) \$26,000 of the motor vehicle  
6 account--state appropriation, (~~(\$30,003,473)~~) \$30,000,000 of the motor  
7 vehicle account--private/local appropriation, and (~~(\$1,482,066)~~)  
8 \$4,334,000 of the motor vehicle account--federal appropriation are  
9 provided solely for the I-5/Columbia river crossing/Vancouver project.  
10 The funding described in this subsection includes a (~~(\$30,003,473)~~)  
11 \$30,000,000 contribution from the state of Oregon.

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

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

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

26 (~~(23) ((The state route number 520 corridor account state~~  
27 ~~appropriation includes up to \$106,000,000 in proceeds from the sale of~~  
28 ~~bonds authorized in Engrossed Substitute House Bill No. 2326 or in~~  
29 ~~legislation authorizing bonds for the state route number 520 corridor~~  
30 ~~projects. If Engrossed Substitute House Bill No. 2326, or legislation~~  
31 ~~authorizing bonds for the state route number 520 corridor projects, is~~  
32 ~~not enacted by June 30, 2009, the amount provided in this subsection~~  
33 ~~shall lapse.~~

34 (+24)) The department shall evaluate a potential deep bore culvert  
35 for the state route number 305/Bjorgen creek fish barrier project  
36 identified as project 330514A in LEAP Transportation Document ALL  
37 PROJECTS 2009-2, as developed April 24, 2009. The department shall

1 evaluate whether a deep bore culvert will be a less costly alternative  
2 than a traditional culvert since a traditional culvert would require  
3 extensive road detours during construction.

4 ~~((+25))~~ (24) Project number 330215A in the LEAP transportation  
5 document described in subsection (1) of this section is expanded to  
6 include safety and congestion improvements from the Key Peninsula  
7 Highway to the vicinity of Purdy. The department shall consult with  
8 the Washington traffic safety commission to ensure that this project  
9 includes improvements at intersections and along the roadway to reduce  
10 the frequency and severity of collisions related to roadway conditions  
11 and traffic congestion.

12 ~~((+26)---\$10,600,000))~~ (25) \$8,890,000 of the transportation  
13 partnership account--state appropriation is provided solely for project  
14 109040Q, the Interstate 90 Two Way Transit and HOV Improvements--Stage  
15 2 and 3 project, as indicated in the LEAP transportation document  
16 referenced in subsection (1) of this section. Funds shall be used  
17 solely for preliminary engineering on stages 2 and 3 of this project.

18 ~~((+27))~~ (26) The department shall continue to work with the local  
19 partners in developing transportation solutions necessary for the  
20 economic growth in the Red Mountain American Viticulture Area of Benton  
21 county.

22 ~~((+28))~~ (27) For highway construction projects where the  
23 department considers agricultural lands of long-term commercial  
24 significance, as defined in RCW 36.70A.030, in reviewing and selecting  
25 sites to meet environmental mitigation requirements under the national  
26 environmental policy act (42 U.S.C. Sec. 4321 et seq.) and the state  
27 environmental policy act (chapter 43.21C RCW), the department shall, to  
28 the greatest extent possible, consider using public land first. If  
29 public lands are not available that meet the required environmental  
30 mitigation needs, the department may use other sites while making every  
31 effort to avoid any net loss of agricultural lands that have a  
32 designation of long-term commercial significance.

33 ~~((+29))~~ (28) Within the motor vehicle account--state appropriation  
34 and motor vehicle account--federal appropriation, the department may  
35 transfer funds between programs I and P, except for funds that are  
36 otherwise restricted in this act.

37 ~~((+30))~~ (29) Within the amounts provided in this section, \$200,000  
38 of the transportation partnership account--state appropriation is

1 provided solely for the department to prepare a comprehensive tolling  
2 study of the state route number 167 corridor to determine the  
3 feasibility of administering tolls within the corridor, identified as  
4 project number 316718A in the LEAP transportation document described in  
5 subsection (1) of this section. The department shall report to the  
6 joint transportation committee by September 30, 2010. The department  
7 shall regularly report to the Washington transportation commission  
8 regarding the progress of the study for the purpose of guiding the  
9 commission's potential toll setting on the facility. The elements of  
10 the study must include, at a minimum:

11 (a) The potential for value pricing to generate revenues for needed  
12 transportation facilities within the corridor;

13 (b) Maximizing the efficient operation of the corridor; and

14 (c) Economic considerations for future system investments.

15 (~~(+31+)~~) (30) Within the amounts provided in this section, \$200,000  
16 of the transportation partnership account--state appropriation is  
17 provided solely for the department to prepare a comprehensive tolling  
18 study of the state route number 509 corridor to determine the  
19 feasibility of administering tolls within the corridor, identified as  
20 project number 850901F in the LEAP transportation document described in  
21 subsection (1) of this section. The department shall report to the  
22 joint transportation committee by September 30, 2010. The department  
23 shall regularly report to the Washington transportation commission  
24 regarding the progress of the study for the purpose of guiding the  
25 commission's potential toll setting on the facility. The elements of  
26 the study must include, at a minimum:

27 (a) The potential for value pricing to generate revenues for needed  
28 transportation facilities within the corridor;

29 (b) Maximizing the efficient operation of the corridor; and

30 (c) Economic considerations for future system investments.

31 (~~(+32+)~~) (31) Within the amounts provided in this section,  
32 \$28,000,000 of the transportation partnership account--state  
33 appropriation is for project 600010A, as identified in the LEAP  
34 transportation document in subsection (1) of this section: NSC-North  
35 Spokane corridor design and right-of-way - new alignment. Expenditure  
36 of these funds is for preliminary engineering and right-of-way  
37 purchasing to prepare for four lanes to be built from where existing  
38 construction ends at Francis Avenue for three miles to the Spokane

1 river. Additionally, any savings realized on project 600001A, as  
2 identified in the LEAP transportation document in subsection (1) of  
3 this section: US 395/NSC-Francis Avenue to Farwell Road - New  
4 Alignment, must be applied to project 600010A.

5 ~~((+33))~~ (32) \$400,000 of the motor vehicle account--state  
6 appropriation is provided solely for the department to conduct a state  
7 route number 2 route development plan that will identify essential  
8 improvements needed between the port of Everett/Naval station and  
9 approaching the state route number 9 interchange near the city of  
10 Snohomish.

11 ~~((+34))~~ (33) If the SR 26 - Intersection and Illumination  
12 Improvements are not completed by June 30, 2009, the department shall  
13 ensure that the improvements are completed as soon as practicable after  
14 June 30, 2009, and shall submit monthly progress reports on the  
15 improvements beginning July 1, 2009.

16 ~~((+35))~~ (34) \$200,000 of the transportation partnership account--  
17 state appropriation, identified on project number 400506A in the LEAP  
18 transportation document described in subsection (1) of this section, is  
19 provided solely for the department to work with the department of  
20 archaeology and historic preservation to ensure that the cultural  
21 resources investigation is properly conducted on the Columbia river  
22 crossing project. This project must be conducted with active  
23 archaeological management and result in one report that spans the  
24 single cultural area in Oregon and Washington. Additionally, the  
25 department shall establish a scientific peer review of independent  
26 archaeologists that are knowledgeable about the region and its cultural  
27 resources.

28 ~~((+36))~~ (35) The department shall work with the department of  
29 archaeology and historic preservation to ensure that the cultural  
30 resources investigation is properly conducted on all mega-highway  
31 projects and large ferry terminal projects. These projects must be  
32 conducted with active archaeological management. Additionally, the  
33 department shall establish a scientific peer review of independent  
34 archaeologists that are knowledgeable about the region and its cultural  
35 resources.

36 ~~((+37))~~ (36) Within the amounts provided in this section,  
37 \$1,500,000 of the motor vehicle account--state appropriation is



1 provided solely for necessary work along the south side of SR 532,  
2 identified as project number 053255C in the LEAP transportation  
3 document described in subsection (1) of this section.

4 ~~((+38+))~~ (37) \$10,000,000 of the transportation partnership  
5 account--state appropriation is provided solely for the Spokane street  
6 viaduct portion of project 809936Z, SR 99/Alaskan Way Viaduct -  
7 Replacement project as indicated in the LEAP transportation document  
8 referenced in subsection (1) of this section.

9 ~~((+39+))~~ (38) The department shall conduct a public outreach  
10 process to identify and respond to community concerns regarding the  
11 portion of John's Creek Road that connects state route number 3 and  
12 state route number 101. The process must include representatives from  
13 Mason county, the legislature, area businesses, and community members.  
14 The department shall use this process to consider, develop, and design  
15 a project scope so that the community's needs are met for the lowest  
16 cost. The department shall provide a report on the process and  
17 outcomes to the legislature by June 30, 2010.

18 ~~((+40+))~~ (39) The department shall apply for the competitive  
19 portion of federal transit administration funds for eligible transit-  
20 related costs of the state route number 520 bridge replacement and HOV  
21 project and the Columbia river crossing project. The federal funds  
22 described in this subsection must not include those federal transit  
23 administration funds distributed by formula. The department shall  
24 provide a report regarding this effort to the legislature by January 1,  
25 2010.

26 (40) Any redistributed federal funds received by the department  
27 must, to the greatest extent possible, be first applied to offset  
28 planned expenditures of state funds, and second, to offset planned  
29 expenditures of federal funds, on projects as identified in the LEAP  
30 transportation documents described in this act. If the redistributed  
31 federal funds cannot be used in this manner, the department must  
32 consult with the joint transportation committee prior to obligating any  
33 redistributed federal funds.

34 (41) \$226,000 of the motor vehicle account--federal appropriation  
35 and \$9,000 of the motor vehicle account--state appropriation are  
36 provided solely for the SR 16/Rosedale St NW to 96th St NW - Frontage  
37 Road project (301639C).

1       (42) \$400,000 of the motor vehicle account--federal appropriation  
2 and \$100,000 of the motor vehicle account--state appropriation are  
3 provided solely for the SR 9/SR 204 Intersection Improvement project  
4 (L2000040).

5       (43) \$2,244,000 of the motor vehicle account--federal appropriation  
6 and \$122,000 of the motor vehicle account--state appropriation are  
7 provided solely for the US 12/Nine Mile Hill to Woodward Canyon - Build  
8 New Highway project (501210T).

9       (44) \$500,000 of the motor vehicle account--state appropriation is  
10 provided solely for the US 12/SR 122/Williams St - Intersection project  
11 (401212R) to construct a temporary signal, purchase right-of-way, and  
12 design a future roundabout.

13       (45) \$2,600,000 of the motor vehicle account--federal appropriation  
14 is provided solely for the ITS Advanced Traveler Information System  
15 project in Whatcom county (100589B).

16       (46) \$900,000 of the motor vehicle account--federal appropriation  
17 is provided solely for the US 97/Cameron Lake Road intersection  
18 improvements project in Okanogan county (209700W).

19       (47) The department shall conduct a collision analysis corridor  
20 study on state route number 167 from milepost 0 to milepost 5 and  
21 report to the transportation committees of the legislature on the  
22 analysis results by December 1, 2010.

23       (48) In addition to the amount provided in the LEAP Transportation  
24 Document ALL PROJECTS 2010-1 for project US 97A/North of Wenatchee -  
25 Wildlife Fence (209790B), \$200,000 of the motor vehicle account--  
26 federal appropriation is provided solely for the Wildlife Fence project  
27 (209790B), and an offsetting reduction is anticipated in the 2011-13  
28 biennium.

29       **Sec. 304.** 2009 c 470 s 307 (uncodified) is amended to read as  
30 follows:

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

32 Transportation Partnership Account--State	
33       Appropriation . . . . .	(((\$103,077,000))
34	\$75,305,000
35 Motor Vehicle Account--State Appropriation . . . . .	(((\$88,142,000))
36	\$96,884,000
37 Motor Vehicle Account--Federal Appropriation . . . . .	(((\$524,954,000))

1		<u>\$556,705,000</u>
2	Motor Vehicle Account--Private/Local	
3	Appropriation . . . . .	(( <del>\$6,417,000</del> ))
4		<u>\$18,768,000</u>
5	Transportation 2003 Account (Nickel Account)--State	
6	Appropriation . . . . .	(( <del>\$7,237,000</del> ))
7		<u>\$6,328,000</u>
8	Puyallup Tribal Settlement Account--State	
9	Appropriation . . . . .	\$6,500,000
10	TOTAL APPROPRIATION . . . . .	(( <del>\$736,327,000</del> ))
11		<u>\$760,490,000</u>

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

14       (1) Except as provided otherwise in this section, the entire  
15 transportation 2003 account (nickel account) appropriation and the  
16 entire transportation partnership account appropriation are provided  
17 solely for the projects and activities as listed by fund, project, and  
18 amount in LEAP Transportation Document ((~~2009-1~~)) 2010-1 as developed  
19 ((~~April 24, 2009~~)) February 22, 2010, Program - Highway Preservation  
20 Program (P). However, limited transfers of specific line-item project  
21 appropriations may occur between projects for those amounts listed  
22 subject to the conditions and limitations in section 603 of this act.

23       (2) ((~~\$544,639~~)) \$542,000 of the motor vehicle account--federal  
24 appropriation and ((~~\$455,361~~)) \$453,000 of the motor vehicle account--  
25 state appropriation are provided solely for project 602110F, ((~~as~~  
26 ~~identified in the LEAP transportation document in subsection (1) of~~  
27 ~~this section~~)) SR 21/Keller ferry boat - Preservation. Funds are  
28 provided solely for preservation work on the existing vessel, the  
29 Martha S.

30       (3) The department shall apply for surface transportation program  
31 (STP) enhancement funds to be expended in lieu of or in addition to  
32 state funds for eligible costs of projects in Programs I and P.

33       (4) \$6,500,000 of the Puyallup tribal settlement account--state  
34 appropriation is provided solely for ((~~mitigation~~)) costs associated  
35 with the Murray Morgan/11th Street bridge ((~~demolition. The department~~  
36 ~~may negotiate with the city of Tacoma for the purpose of transferring~~  
37 ~~ownership of the Murray Morgan/11th Street bridge to the city. If the~~  
38 ~~city agrees to accept ownership of the bridge, the department~~))

1 project. The city of Tacoma may use the Puyallup tribal settlement  
2 account appropriation and other appropriated funds for bridge  
3 rehabilitation, bridge replacement, bridge demolition, and related  
4 mitigation. The department's participation, including prior  
5 expenditures, may not exceed \$39,953,000. (~~Funds may not be expended~~  
6 ~~unless~~) The city of Tacoma (~~agrees to take~~) has taken ownership of  
7 the bridge in its entirety, and (~~provides that~~) the payment of these  
8 funds extinguishes any real or implied agreements regarding future  
9 bridge expenditures.

10 (5) The department and the city of Tacoma must present to the  
11 legislature an agreement on the timing of the transfer of ownership of  
12 the Murray Morgan/11th Street bridge and any additional necessary state  
13 funding required to achieve the transfer and rehabilitation of the  
14 bridge by January 1, 2010.

15 (6) The department shall, on a quarterly basis beginning July 1,  
16 2009, provide to the office of financial management and the legislature  
17 reports providing the status on each active project funded in part or  
18 whole by the transportation 2003 account (nickel account) or the  
19 transportation partnership account. Funding provided at a programmatic  
20 level for transportation partnership account projects relating to  
21 seismic bridges should be reported on a programmatic basis. Projects  
22 within this programmatic level funding should be completed on a  
23 priority basis and scoped to be completed within the current  
24 programmatic budget. (~~The department shall work with the office of~~  
25 ~~financial management and the transportation committees of the~~  
26 ~~legislature to agree on~~) Report formatting and elements must be  
27 consistent with the October 2009 quarterly project report. Elements  
28 must include, but not be limited to, project scope, schedule, and  
29 costs. (~~For~~) On a representative sample of new construction  
30 contracts valued at fifteen million dollars or more, the department  
31 must also use an earned value method of project monitoring. (~~The~~  
32 ~~department shall also provide the information required under this~~  
33 ~~subsection on a quarterly basis via the transportation executive~~  
34 ~~information systems (TEIS).~~)

35 (7) The department of transportation shall continue to implement  
36 the lowest life cycle cost planning approach to pavement management  
37 throughout the state to encourage the most effective and efficient use

1 of pavement preservation funds. Emphasis should be placed on  
2 increasing the number of roads addressed on time and reducing the  
3 number of roads past due.

4 (8)(a) The department shall conduct an analysis of state highway  
5 pavement replacement needs for the next ten years. The report must  
6 include:

7 (i) The current backlog of asphalt and concrete pavement  
8 preservation projects;

9 (ii) The level of investment needed to reduce or eliminate the  
10 backlog and resume the lowest life-cycle cost;

11 (iii) Strategies for addressing the recent rapid escalation of  
12 asphalt prices, including alternatives to using hot mix asphalt;

13 (iv) Criteria for determining which type of pavement will be used  
14 for specific projects, including annualized cost per mile, traffic  
15 volume per lane mile, and heavy truck traffic volume per lane mile; and

16 (v) The use of recycled asphalt and concrete in state highway  
17 construction and the effect on highway pavement replacement needs.

18 (b) Additionally, the department shall work with the department of  
19 ecology, the county road administration board, and the transportation  
20 improvement board to explore and explain the potential use of permeable  
21 asphalt and concrete pavement in state highway construction as an  
22 alternative method of storm water mitigation and the potential effects  
23 on highway pavement replacement needs.

24 (c) The department shall submit the report to the office of  
25 financial management and the transportation committees of the  
26 legislature by December 1, 2010, in order to inform the development of  
27 the 2011-13 omnibus transportation appropriations act.

28 (9) (~~(\$1,722)~~) \$299,000 of the motor vehicle account--state  
29 appropriation, (~~(\$9,608,115)~~) \$23,425,000 of the motor vehicle  
30 account--federal appropriation, and (~~(\$272,141)~~) \$373,000 of the  
31 transportation partnership account--state appropriation are provided  
32 solely for the SR 104/Hood Canal bridge - replace east half project,  
33 identified as project 310407B in the LEAP transportation document  
34 described in subsection (1) of this section.

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

1 (11) Within the amounts provided in this section, \$1,510,000 of the  
2 motor vehicle account--state appropriation is provided solely to  
3 complete the rehabilitation of the SR 532/84th Avenue NW bridge deck.

4 (12) (~~(\$1,500,000)~~) \$1,440,000 of the motor vehicle account--  
5 federal appropriation (~~(is)~~) and \$60,000 of the motor vehicle account--  
6 state appropriation are provided solely for the environmental impact  
7 statement and preliminary planning for the replacement of the state  
8 route number 9 Snohomish river bridge.

9 (13) Any redistributed federal funds received by the department  
10 must, to the greatest extent possible, be first applied to offset  
11 planned expenditures of state funds, and second, to offset planned  
12 expenditures of federal funds, on projects as identified in the LEAP  
13 transportation documents described in this act. If the redistributed  
14 federal funds cannot be used in this manner, the department must  
15 consult with the joint transportation committee prior to obligating any  
16 redistributed federal funds.

17 (14) Within the amounts provided in this section, \$497,000 of the  
18 motor vehicle account--state appropriation and \$12,503,000 of the motor  
19 vehicle account--federal appropriation are provided solely for the SR  
20 410/Nile Valley Landslide - Establish Interim Detour project (541002R).

21 (15) Within the amounts provided in this section, \$661,000 of the  
22 motor vehicle account--state appropriation and \$4,239,000 of the motor  
23 vehicle account--federal appropriation are provided solely for the SR  
24 410/Nile Valley Landslide - Reconstruct Route project (541002T).

25 (16) \$2,100,000 of the motor vehicle account--federal appropriation  
26 is provided solely for the SR 21/Kettle River to Malo paving project in  
27 Ferry county (602117A).

28 **Sec. 305.** 2009 c 470 s 308 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
31 **CAPITAL**

32	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$6,394,000)</del>
33		\$8,158,000
34	Motor Vehicle Account--Federal Appropriation . . . . .	<del>(\$9,262,000)</del>
35		\$18,037,000
36	<u>Motor Vehicle Account--Local Appropriation . . . . .</u>	<u>\$173,000</u>
37	TOTAL APPROPRIATION . . . . .	<del>(\$15,656,000)</del>

1		<u>\$26,368,000</u>
2	<b>Sec. 306.</b>	
3	2009 c 470 s 309 (uncodified) is amended to read as follows:	
4	<b>FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES</b>	
5	<b>CONSTRUCTION--PROGRAM W</b>	
6	Puget Sound Capital Construction Account--State	
7	Appropriation . . . . .	(( <del>\$118,752,000</del> ))
8		<u>\$125,715,000</u>
9	Puget Sound Capital Construction Account--Federal	
10	Appropriation . . . . .	(( <del>\$38,306,000</del> ))
11		<u>\$60,364,000</u>
12	Puget Sound Capital Construction Account--Local	
13	Appropriation . . . . .	(( <del>\$8,492,000</del> ))
14		<u>\$200,000</u>
15	Transportation 2003 Account (Nickel Account)--State	
16	Appropriation . . . . .	(( <del>\$51,734,000</del> ))
17		<u>\$52,893,000</u>
18	Transportation Partnership Account--State	
19	Appropriation . . . . .	(( <del>\$67,234,000</del> ))
20		<u>\$66,879,000</u>
21	Multimodal Transportation Account--State	
22	Appropriation . . . . .	(( <del>\$170,000</del> ))
23		<u>\$149,000</u>
24	TOTAL APPROPRIATION . . . . .	(( <del>\$284,688,000</del> ))
25		<u>\$306,200,000</u>

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

28 (1) ((~~\$118,752,000~~)) \$125,427,000 of the Puget Sound capital  
29 construction account--state appropriation, ((~~\$38,306,000~~)) \$60,364,000  
30 of the Puget Sound capital construction account--federal appropriation,  
31 ((~~\$8,492,000~~)) \$200,000 of the Puget Sound capital construction  
32 account--local appropriation, ((~~\$67,234,000~~)) \$66,879,000 of the  
33 transportation partnership account--state appropriation,  
34 ((~~\$51,734,000~~)) and \$52,893,000 of the transportation 2003 account  
35 (nickel account)--state appropriation(~~(, and \$170,000 of the multimodal~~  
36 ~~transportation account--state appropriation)) are provided solely for  
37 ferry capital projects, project support, and administration as listed~~

1 in LEAP Transportation Document ALL PROJECTS ((2009-2)) 2010-1 as  
2 developed ((April 24, 2009)) February 22, 2010, Program - Ferries  
3 Construction Program (W). Of the total appropriation, a maximum of  
4 \$10,627,000 may be used for administrative support, a maximum of  
5 \$8,184,000 may be used for terminal project support, and a maximum of  
6 \$4,497,000 may be used for vessel project support.

7 (2) \$51,734,000 of the transportation 2003 account (nickel  
8 account)--state appropriation ((and)) \$63,100,000 of the  
9 transportation partnership account--state appropriation, and \$8,914,000  
10 of the Puget Sound capital construction account--state appropriation  
11 are provided solely for the acquisition of three new Island Home class  
12 ferry vessels subject to the conditions of RCW 47.56.780. The  
13 department shall pursue a contract for the second and third Island Home  
14 class ferry vessels with an option to purchase a fourth Island Home  
15 class ferry vessel. However, if sufficient resources are available to  
16 build one 144-auto vessel prior to exercising the option to build the  
17 fourth Island Home class ferry vessel, procurement of the fourth Island  
18 Home class ferry vessel will be postponed and the department shall  
19 pursue procurement of a 144-auto vessel.

20 (a) The first two Island Home class ferry vessels must be placed on  
21 the Port Townsend-Keystone route.

22 (b) The department may add additional passenger capacity to one of  
23 the Island Home class ferry vessels to make it more flexible within the  
24 system in the future, if doing so does not require additional staffing  
25 on the vessel.

26 (c) Cost savings from the following initiatives will be included in  
27 the funding of these vessels: The department's review and update of  
28 the vessel life-cycle cost model as required under this section; and  
29 the implementation of technology efficiencies as required under section  
30 602 of this act.

31 (3) ((~~\$2,450,000 of the Puget Sound capital construction account--~~  
32 ~~state appropriation is provided solely for contingencies associated~~  
33 ~~with closing out the existing contract for the technical design of the~~  
34 ~~144-auto vessel and the storage and maintenance of vessel owner-~~  
35 ~~furnished equipment already procured. The department shall use as much~~  
36 ~~of the already procured equipment as is practicable on the Island Home~~  
37 ~~class ferry vessel if it is likely to be obsolete before it is used in~~  
38 ~~procured 144-auto vessels.)) (a) \$10,950,000 of the Puget Sound capital~~



1 construction account--state appropriation is provided solely for the  
2 following projects related to the design of a 144-vehicle vessel class:  
3 (i) \$1,380,000 is provided solely for completion of the contract for  
4 owner-furnished equipment; (ii) \$8,320,000 is provided solely for  
5 completion of the technical design, detail design, and production  
6 drawings; (iii) \$480,000 is provided solely for the storage of owner-  
7 furnished equipment; (iv) a maximum of \$720,000 is for construction  
8 engineering; and (v) \$50,000 is provided solely for hiring an outside  
9 consultant to conduct a study on alternative designs of the 144-vehicle  
10 vessel class. In completing the contract for owner-furnished  
11 equipment, the department shall use as much of the already procured  
12 equipment as is practicable on the Island Home class ferry vessels if  
13 it is likely to be obsolete before it is used in procured 144-vehicle  
14 vessels.

15 (b) The outside consultant hired to conduct the study provided in  
16 (a) of this subsection must do the following as part of a study on  
17 alternative designs of the 144-vehicle vessel class: (i) Review the  
18 proposed interior furnishings and fittings for the long-term  
19 maintenance and out-of-service vessel costs and, if appropriate,  
20 propose alternative interior furnishings and fittings that will  
21 decrease long-term maintenance and out-of-service vessel costs; and  
22 (ii) perform a cost-benefit analysis that considers fuel economy and  
23 long-term maintenance costs on an aluminum superstructure alternative.  
24 The study must include a projection of out-of-service time and a life-  
25 cycle cost analysis of planned out-of-service time, including the  
26 impact on fleet size. The study must identify costs for any additional  
27 detail design and production drawings costs related to incorporating  
28 new design alternatives. The consultant must submit the study to the  
29 joint transportation committee by August 1, 2010.

30 (c) For the purpose of this subsection, the consultant contract is  
31 deemed a revenue generation and auditing activity as that term is  
32 construed in section 602(2), chapter 3, Laws of 2010.

33 (4) \$6,300,000 of the Puget Sound capital construction account--  
34 state appropriation is provided solely for emergency capital costs.

35 ~~(5) ((The Anacortes terminal may be replaced if additional federal~~  
36 ~~funds are sought and received by the department. If federal funds~~  
37 ~~received are not sufficient to replace the terminal, only usable,~~  
38 ~~discrete phases of the project, up to the amount of federal funds~~

1 ~~received, may be constructed with the funds.))~~ \$3,000,000 of the Puget  
2 Sound capital construction account--federal appropriation is provided  
3 solely for completing the Anacortes terminal design up to the maximum  
4 allowable construction cost phase. These funds may be spent only after  
5 the following conditions have been met: (a) A value engineering  
6 process is conducted on the existing design and the concept of a  
7 smaller terminal building; (b) the office of financial management  
8 participates in the value engineering process; (c) the office of  
9 financial management concurs with the recommendations of the value  
10 engineering process; and (d) the office of financial management gives  
11 its approval to proceed with the design work.

12 (6) \$3,965,000 of the Puget Sound capital construction account--  
13 state appropriation is provided solely for the following vessel  
14 projects: Waste heat recovery pilot project; steering gear ventilation  
15 pilot project; and a new propulsion system for the MV Yakima. Before  
16 beginning these projects, the Washington state ferries must ensure the  
17 vessels' out-of-service time does not negatively impact service to the  
18 system.

19 (7) The department shall pursue purchasing a foreign-flagged vessel  
20 for service on the Anacortes, Washington to Sidney, British Columbia  
21 ferry route.

22 (8) The department shall provide to the office of financial  
23 management and the legislature quarterly reports providing the status  
24 on each project listed in this section and in the project lists  
25 submitted pursuant to this act and on any additional projects for which  
26 the department has expended funds during the 2009-11 fiscal biennium.  
27 Elements must include, but not be limited to, project scope, schedule,  
28 and costs. The department shall also provide the information required  
29 under this subsection via the transportation executive information  
30 systems (TEIS). The quarterly report regarding the status of projects  
31 identified on the list referenced in subsection (1) of this section  
32 must be developed according to an earned value method of project  
33 monitoring.

34 (9) The department shall review and adjust its capital program  
35 staffing levels to ensure staffing is at the most efficient level  
36 necessary to implement the capital program in the omnibus  
37 transportation appropriations act. The Washington state ferries shall

1 report this review and adjustment to the office of financial management  
2 and the house and senate transportation committees of the legislature  
3 by July 2009.

4 (10) (~~(\$3,763,000)~~) \$5,851,000 of the total appropriation is  
5 provided solely for the Washington state ferries to develop a  
6 reservation system. (~~The department shall complete a predesign study  
7 and present the study to the joint transportation committee by November  
8 1, 2009. This analysis must include an evaluation of the compatibility  
9 of the Washington state ferries' electronic fare system, proposed  
10 reservation system, and the implementation of smart card. The  
11 department may not implement a statewide reservation system until the  
12 department is authorized to do so in the 2010 supplemental omnibus  
13 transportation appropriations act.~~)

14 (11) \$1,200,000 of the total appropriation is provided solely for  
15 improving the toll booth configuration at the Port Townsend and  
16 Keystone ferry terminals.

17 (12) (~~(\$3,249,915)~~) \$2,636,000 of the total appropriation is  
18 provided solely for continued permitting and archaeological work in  
19 order to determine the feasibility of relocating the Mukilteo ferry  
20 terminal. In order to ensure that the cultural resources investigation  
21 is properly conducted in a coordinated fashion, the department shall  
22 work with the department of archaeology and historic preservation and  
23 shall conduct work with active archaeological management. The  
24 department shall seek additional federal funding for this project.

25 (13) The department shall develop a proposed ferry vessel  
26 maintenance, preservation, and improvement program and present it to  
27 the transportation committees of the legislature by July 1, 2010. The  
28 proposal must:

29 (a) Improve the basis for budgeting vessel maintenance,  
30 preservation, and improvement costs and for projecting those costs into  
31 a sixteen-year financial plan;

32 (b) Limit the amount of planned out-of-service time to the greatest  
33 extent possible, including options associated with department staff as  
34 well as commercial shipyards. At a minimum, the department shall  
35 consider the following:

36 (i) The costs compared to benefits of Eagle Harbor repair and  
37 maintenance facility operations options to include staffing costs and  
38 benefits in terms of reduced out-of-service time;

1 (ii) The maintenance requirements for on-vessel staff, including  
2 the benefits of a systemwide standard;

3 (iii) The costs compared to benefits of staff performing  
4 preservation or maintenance work, or both, while the vessel is  
5 underway, tied up between sailings, or not deployed;

6 (iv) A review of the department's vessel maintenance, preservation,  
7 and improvement program contracting process and contractual  
8 requirements;

9 (v) The costs compared to benefits of allowing for increased costs  
10 associated with expedited delivery;

11 (vi) A method for comparing the anticipated out-of-service time of  
12 proposed projects and other projects planned during the same  
13 construction period;

14 (vii) Coordination with required United States coast guard dry  
15 dockings;

16 (viii) A method for comparing how proposed projects relate to the  
17 service requirements of the route on which the vessel normally  
18 operates; and

19 (ix) A method for evaluating the ongoing maintenance and  
20 preservation costs associated with proposed improvement projects; and

21 (c) Be based on the service plan in the capital plan, recognizing  
22 that vessel preservation and improvement needs may vary by route.

23 (14) \$247,000 of the Puget Sound capital construction account--  
24 state appropriation is provided solely for the Washington state ferries  
25 to review and update its vessel life-cycle cost model and report the  
26 results to the house of representatives and senate transportation  
27 committees of the legislature by (~~December 1, 2009~~) March 1, 2010.  
28 This review will evaluate the impact of the planned out-of-service  
29 periods scheduled for each vessel on the ability of the overall system  
30 to deliver uninterrupted service and will assess the risk of service  
31 disruption from unscheduled maintenance or longer than planned  
32 maintenance periods.

33 (15) The department shall work with the department of archaeology  
34 and historic preservation to ensure that the cultural resources  
35 investigation is properly conducted on all large ferry terminal  
36 projects. These projects must be conducted with active archaeological  
37 management. Additionally, the department shall establish a scientific

1 peer review of independent archaeologists that are knowledgeable about  
2 the region and its cultural resources.

3 (16) The Puget Sound capital construction account--state  
4 appropriation includes up to (~~(\$118,000,000)~~) \$114,000,000 in proceeds  
5 from the sale of bonds authorized in RCW 47.10.843.

6 (17) The Puget Sound capital construction account--state  
7 appropriation reflects the reduction of three terminal positions due to  
8 decreased terminal activity and funding.

9 **Sec. 307.** 2009 c 470 s 310 (uncodified) is amended to read as  
10 follows:

11 <b>FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL</b>	
12 Essential Rail Assistance Account--State	
13 Appropriation . . . . .	(( <del>\$675,000</del> ))
14	<u>\$175,000</u>
15 Transportation Infrastructure Account--State	
16 Appropriation . . . . .	(( <del>\$13,100,000</del> ))
17	<u>\$13,184,000</u>
18 Multimodal Transportation Account--State	
19 Appropriation . . . . .	(( <del>\$68,530,000</del> ))
20	<u>\$100,002,000</u>
21 Multimodal Transportation Account--Federal	
22 Appropriation . . . . .	(( <del>\$16,054,000</del> ))
23	<u>\$619,527,000</u>
24 Multimodal Transportation Account--Private/Local	
25 Appropriation . . . . .	\$81,000
26 TOTAL APPROPRIATION . . . . .	(( <del>\$98,440,000</del> ))
27	<u>\$732,969,000</u>

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

30 (1)(a) Except as provided otherwise in this section, the entire  
31 appropriations in this section are provided solely for the projects and  
32 activities as listed by (~~fund 7~~) project(~~7~~) and amount in LEAP  
33 Transportation Document ALL PROJECTS (~~2009-2~~) 2010-1 as developed  
34 (~~April 24, 2009~~) February 22, 2010, Program - Rail Capital Program  
35 (Y). (~~However, limited transfers of specific line item project~~  
36 ~~appropriations may occur between projects for those amounts listed~~  
37 ~~subject to the conditions and limitations in section 603 of this act.~~)

1 (b)(i) Within the amounts provided in this section, \$116,000 of the  
2 transportation infrastructure account--state appropriation is for a  
3 low-interest loan through the freight rail investment bank program to  
4 the Port of Ephrata for rehabilitation of a rail spur.

5 (ii) Within the amounts provided in this section, \$1,200,000 of the  
6 transportation infrastructure account--state appropriation is for a  
7 low-interest loan through the freight rail investment bank program to  
8 the Port of Everett for a new rail track to connect a cement loading  
9 facility to the mainline.

10 ~~(iii) ((Within the amounts provided in this section, \$3,684,000 of~~  
11 ~~the transportation infrastructure account--state appropriation is for~~  
12 ~~a low-interest loan through the freight rail investment bank program to~~  
13 ~~the Port of Quincy for construction of a rail loop.~~

14 ~~(iv))~~ The department shall issue the loans referenced in this  
15 subsection (1)(b) with a repayment period of no more than ten years,  
16 and only so much interest as is necessary to recoup the department's  
17 costs to administer the loans.

18 (c)(i) Within the amounts provided in this section, ((~~\$1,712,022~~))  
19 \$1,713,000 of the multimodal transportation account--state  
20 appropriation and \$175,000 of the essential rail assistance account--  
21 state appropriation are for statewide - emergent freight rail  
22 assistance projects as follows: Port of Ephrata/Ephrata - additional  
23 spur rehabilitation (BIN 722710A) ((~~\$362,746~~)) \$363,000; Tacoma  
24 Rail/Tacoma - new refinery spur tracks (BIN 711010A) \$420,000; CW  
25 Line/Lincoln County - grade crossing rehabilitation (BIN 700610A)  
26 ((~~\$370,650~~)) \$371,000; Clark County owned railroad/Vancouver - track  
27 rehabilitation (BIN 710110A) ((~~\$366,813~~)) \$367,000; Tacoma Rail/Tacoma  
28 - improved locomotive facility (BIN 711010B) ((~~\$366,813~~)) \$367,000.

29 ~~(ii) ((Within the amounts provided in this section, \$500,000 of the~~  
30 ~~essential rail assistance account--state appropriation and \$25,000 of~~  
31 ~~the multimodal transportation account--state appropriation are for a~~  
32 ~~statewide--emergent freight rail assistance project grant for the~~  
33 ~~Tacoma Rail/Roy--new connection to BNSF and Yelm (BIN 711310A)~~  
34 ~~project, provided that the grantee first executes a written instrument~~  
35 ~~that imposes on the grantee the obligation to repay the grant within~~  
36 ~~thirty days in the event that the grantee discontinues or significantly~~  
37 ~~diminishes service along the line within a period of five years from~~  
38 ~~the date that the grant is awarded.~~

1       ~~(iii))~~ Within the amounts provided in this section, (~~(\$337,978)~~)  
2       \$338,000 of the multimodal transportation account--state appropriation  
3       is for a statewide - emergent freight rail assistance project grant for  
4       the Lincoln County PDA/Creston - new rail spur (BIN 710510A) project,  
5       provided that the grantee first documents to the satisfaction of the  
6       department sufficient commitments from the new shipper or shippers to  
7       locate in the publicly owned industrial park west of Creston to ensure  
8       that the net present value of the public benefits of the project is  
9       greater than the grant amount.

10       (d) Within the amounts provided in this section, (~~(\$8,100,000)~~)  
11       \$8,115,000 of the transportation infrastructure account--state  
12       appropriation is for grants to any intergovernmental entity or local  
13       rail district to which the department of transportation assigns the  
14       management and oversight responsibility for the business and economic  
15       development elements of existing operating leases on the Palouse River  
16       and Coulee City (PCC) rail lines. \$300,000 of the transportation  
17       infrastructure account--state appropriation is provided solely for a  
18       fence line replacement project on the CW line. The PCC rail line  
19       system is made up of the CW, P&L, and PV Hooper rail lines. Business  
20       and economic development elements include such items as levels of  
21       service and business operating plans, but must not include the state's  
22       oversight of railroad regulatory compliance, rail infrastructure  
23       condition, or real property management issues. The PCC rail system  
24       must be managed in a self-sustaining manner and best efforts must be  
25       used to ensure that it does not require state capital or operating  
26       subsidy beyond the level of state funding expended on it to date. The  
27       assignment of the stated responsibilities to an intergovernmental  
28       entity or rail district must be on terms and conditions as the  
29       department of transportation and the intergovernmental entity or rail  
30       district mutually agree. The grant funds may be used only to refurbish  
31       the rail lines. It is the intent of the legislature to make the funds  
32       appropriated in this section available as grants to an  
33       intergovernmental entity or local rail district for the purposes stated  
34       in this section at least until June 30, 2012, and to reappropriate as  
35       necessary any portion of the appropriation in this section that is not  
36       used by June 30, 2011.

37       (2)(a) The department shall issue a call for projects for the  
38       freight rail investment bank program and the emergent freight rail

1 assistance program, and shall evaluate the applications according to  
2 the cost benefit methodology developed during the 2008 interim using  
3 the legislative priorities specified in (c) of this subsection. By  
4 November 1, 2010, the department shall submit a prioritized list of  
5 recommended projects to the office of financial management and the  
6 transportation committees of the legislature.

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

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

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

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

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

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

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

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

32 (3) The department is directed to seek the use of unprogrammed  
33 federal rail crossing funds to be expended in lieu of or in addition to  
34 state funds for eligible costs of projects in program Y.

35 (4) At the earliest possible date, the department shall apply, and  
36 assist ports and local jurisdictions in applying, for any federal  
37 funding that may be available for any projects that may qualify for  
38 such federal funding. State projects must be (a) currently identified



1 on the project list referenced in subsection (1)(a) of this section or  
2 (b) projects for which no state match is required to complete the  
3 project. Local or port projects must not require additional state  
4 funding in order to complete the project, with the exception of (c)  
5 state funds currently appropriated for such project if currently  
6 identified on the project list referenced in subsection (1)(a) of this  
7 section or (d) potential grants awarded in the competitive grant  
8 process for the essential rail assistance program. If the department  
9 receives any federal funding, the department is authorized to obligate  
10 and spend the federal funds in accordance with federal law. To the  
11 extent permissible by federal law, federal funds may be used (e) in  
12 addition to state funds appropriated for projects currently identified  
13 on the project list referenced in subsection (1)(a) of this section in  
14 order to advance funding from future biennia for such project(s) or (f)  
15 in lieu of state funds; however, the state funds must be redirected  
16 within the rail capital program to advance funding for other projects  
17 currently identified on the project list referenced in subsection  
18 (1)(a) of this section. State funds may be redirected only upon  
19 consultation with the transportation committees of the legislature and  
20 the office of financial management, and approval by the director of the  
21 office of financial management. The department shall spend the federal  
22 funds before the state funds, and shall consult the office of financial  
23 management and the transportation committees of the legislature  
24 regarding project scope changes.

25 (5) The department shall provide quarterly reports to the office of  
26 financial management and the transportation committees of the  
27 legislature regarding applications that the department submits for  
28 federal funds((7)) and the status of such applications((, and the  
29 ~~status of projects identified on the list referenced in subsection~~  
30 ~~(1)(a) of this section. The quarterly report regarding the status of~~  
31 ~~projects identified on the list referenced in subsection (1)(a) of this~~  
32 ~~section must be developed according to an earned value method of~~  
33 ~~project monitoring)).~~

34 (6) The department shall, on a quarterly basis, provide to the  
35 office of financial management and the legislature reports providing  
36 the status on active projects identified in the LEAP transportation  
37 document described in subsection (1)(a) of this section. Report

1 formatting and elements must be consistent with the October 2009  
2 quarterly project report.

3 (7) The multimodal transportation account--state appropriation  
4 includes up to (~~(\$20,000,000)~~) \$33,000,000 in proceeds from the sale of  
5 bonds authorized in RCW 47.10.867.

6 (~~(+7)~~) (8) When the balance of that portion of the miscellaneous  
7 program account apportioned to the department for the grain train  
8 program reaches \$1,180,000, the department shall acquire twenty-nine  
9 additional grain train railcars.

10 (9) The Burlington Northern Santa Fe Skagit river bridge is an  
11 integral part of the rail system. Constructed in 1916, the bridge does  
12 not meet current design standards and is at risk during flood events  
13 that occur on the Skagit river. The department shall work with  
14 Burlington Northern Santa Fe and local jurisdictions to secure federal  
15 funding for the Skagit river bridge and to develop an appropriate  
16 replacement plan and schedule.

17 (10) \$590,000,000 of the multimodal transportation account--federal  
18 appropriation is provided solely for high-speed rail projects awarded  
19 to Washington state from the high-speed intercity passenger rail  
20 program under the American recovery and reinvestment act. Funding will  
21 allow for two additional round trips between Seattle and Portland, and  
22 other rail improvements.

23 (11) \$1,000,000 of the multimodal transportation account--state  
24 appropriation is provided solely for additional expenditures along the  
25 Chelatchie Prairie railroad (LN200025).

26 **Sec. 308.** 2009 c 470 s 311 (uncodified) is amended to read as  
27 follows:

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

30	Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
31	Highway Infrastructure Account--Federal	
32	Appropriation . . . . .	\$1,602,000
33	Freight Mobility Investment Account--State	
34	Appropriation . . . . .	( <del>(\$13,548,000)</del> )
35		<u>\$13,848,000</u>
36	Transportation Partnership Account--State	
37	Appropriation . . . . .	\$8,863,000

1	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$12,954,000</del> ))
2		<u>\$13,118,000</u>
3	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$39,572,000</del> ))
4		<u>\$43,835,000</u>
5	Freight Mobility Multimodal Account--State	
6	Appropriation . . . . .	(( <del>\$14,920,000</del> ))
7		<u>\$15,620,000</u>
8	Freight Mobility Multimodal Account--Local	
9	Appropriation . . . . .	(( <del>\$3,135,000</del> ))
10		<u>\$3,258,000</u>
11	Multimodal Transportation Account--Federal	
12	Appropriation . . . . .	(( <del>\$2,098,000</del> ))
13		<u>\$2,118,000</u>
14	Multimodal Transportation Account--State	
15	Appropriation . . . . .	(( <del>\$28,262,000</del> ))
16		<u>\$28,605,000</u>
17	Transportation 2003 Account (Nickel Account)--State	
18	Appropriation . . . . .	(( <del>\$709,000</del> ))
19		<u>\$2,709,000</u>
20	Passenger Ferry Account--State Appropriation . . . . .	\$2,879,000
21	<u>Puyallup Tribal Settlement Account--State</u>	
22	<u>Appropriation . . . . .</u>	<u>\$5,963,000</u>
23	TOTAL APPROPRIATION . . . . .	(( <del>\$128,749,000</del> ))
24		<u>\$142,625,000</u>

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

27       (1) The department shall, on a quarterly basis, provide status  
28 reports to the legislature on the delivery of projects as outlined in  
29 the project lists incorporated in this section. For projects funded by  
30 new revenue in the 2003 and 2005 transportation packages, reporting  
31 elements shall include, but not be limited to, project scope, schedule,  
32 and costs. Other projects may be reported on a programmatic basis.  
33 The department shall also provide the information required under this  
34 subsection on a quarterly basis via the transportation executive  
35 information system (TEIS).

36       (2) \$2,729,000 of the passenger ferry account--state appropriation  
37 is provided solely for near and long-term costs of capital improvements

1 in a business plan approved by the governor for passenger ferry  
2 service.

3 (3) \$150,000 of the passenger ferry account--state appropriation is  
4 provided solely for the Port of Kingston for a one-time operating  
5 subsidy needed to retain a federal grant.

6 (4) \$3,000,000 of the motor vehicle account--federal appropriation  
7 is provided solely for the Coal Creek parkway project (L1000025).

8 (5) The department shall seek the use of unprogrammed federal rail  
9 crossing funds to be expended in lieu of or in addition to state funds  
10 for eligible costs of projects in local programs, program Z capital.

11 (6) The department shall apply for surface transportation program  
12 (STP) enhancement funds to be expended in lieu of or in addition to  
13 state funds for eligible costs of projects in local programs, program  
14 Z capital.

15 (7) Federal funds may be transferred from program Z to programs I  
16 and P and state funds shall be transferred from programs I and P to  
17 program Z to replace those federal funds in a dollar-for-dollar match.  
18 Fund transfers authorized under this subsection shall not affect  
19 project prioritization status. Appropriations shall initially be  
20 allotted as appropriated in this act. The department may not transfer  
21 funds as authorized under this subsection without approval of the  
22 office of financial management. The department shall submit a report  
23 on those projects receiving fund transfers to the office of financial  
24 management and the transportation committees of the legislature by  
25 December 1, 2009, and December 1, 2010.

26 (8) The city of Winthrop may utilize a design-build process for the  
27 Winthrop bike path project. Of the amount appropriated in this section  
28 for this project, \$500,000 of the multimodal transportation account--  
29 state appropriation is contingent upon the state receiving from the  
30 city of Winthrop \$500,000 in federal funds awarded to the city of  
31 Winthrop by its local planning organization.

32 (9) (~~(\$18,182,113)~~) \$18,289,000 of the multimodal transportation  
33 account--state appropriation, (~~(\$8,753,895)~~) \$8,810,000 of the motor  
34 vehicle account--federal appropriation, and \$4,000,000 of the  
35 transportation partnership account--state appropriation are provided  
36 solely for the pedestrian and bicycle safety program projects and safe  
37 routes to schools program projects identified in LEAP Transportation  
38 Document 2009-A, pedestrian and bicycle safety program projects and

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

17 (10) Except as provided otherwise in this section, the entire  
18 appropriations in this section are provided solely for the projects and  
19 activities as listed by fund, project, and amount in LEAP  
20 Transportation Document ALL PROJECTS ((2009-2)) 2010-1 as developed  
21 ((April 24, 2009)) February 22, 2010, Program((S)) - Local Program (Z).

22 (11) For the 2009-11 project appropriations, unless otherwise  
23 provided in this act, the director of financial management may  
24 authorize a transfer of appropriation authority between projects  
25 managed by the freight mobility strategic investment board in order for  
26 the board to manage project spending and efficiently deliver all  
27 projects in the respective program.

28 (12) ((~~\$913,386~~)) \$913,000 of the motor vehicle account--state  
29 appropriation and ((~~\$2,858,216~~)) \$2,858,000 of the motor vehicle  
30 account--federal appropriation are provided solely for completion of  
31 the US 101 northeast peninsula safety rest area and associated roadway  
32 improvements east of Port Angeles at the Deer Park scenic view point.  
33 The department must surplus any right-of-way previously purchased for  
34 this project near Sequim. Approval to proceed with construction is  
35 contingent on surplus of previously purchased right-of-way. \$865,000  
36 of the motor vehicle account--state appropriation is to be placed into  
37 unallotted status until such time as the right-of-way sale is  
38 completed.

1 (13) Up to \$3,702,000 of the motor vehicle account--federal  
2 appropriation and \$75,000 of the motor vehicle account--state  
3 appropriation are for the SR 908 - Pavement Rehabilitation project  
4 (1LP611A). The amount provided in this subsection is contingent on the  
5 enactment by June 30, 2010, of either Senate Bill No. 6555 or House  
6 Bill No. 2918.

7 (14) \$5,963,000 of the Puyallup tribal settlement account--state  
8 appropriation is provided solely for costs associated with the Murray  
9 Morgan/11th Street bridge project. The city of Tacoma may use the  
10 Puyallup tribal settlement account appropriation and other appropriated  
11 funds for bridge rehabilitation, bridge replacement, bridge demolition,  
12 and related mitigation. The department's participation, including  
13 prior expenditures, may not exceed \$39,953,000. The city of Tacoma has  
14 taken ownership of the bridge in its entirety, and the payment of these  
15 funds extinguishes any real or implied agreements regarding future  
16 bridge expenditures.

17 (15) The department shall consider the condition of the Broadway  
18 bridge in the city of Everett when prioritizing bridge projects.

19 **TRANSFERS AND DISTRIBUTIONS**

20 **Sec. 401.** 2009 c 470 s 401 (uncodified) is amended to read as  
21 follows:

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

26 Highway Bond Retirement Account Appropriation . . . . .	(( <del>\$742,400,000</del> ))
	<u>\$733,338,000</u>
28 Ferry Bond Retirement Account Appropriation . . . . .	\$33,771,000
29 Transportation Improvement Board Bond Retirement	
30 Account--State Appropriation . . . . .	(( <del>\$22,541,000</del> ))
	<u>\$21,541,000</u>
32 Nondebt-Limit Reimbursable Account Appropriation . . . . .	(( <del>\$18,400,000</del> ))
	<u>\$17,972,000</u>
34 Transportation Partnership Account--State	
35 Appropriation . . . . .	(( <del>\$8,318,000</del> ))

1		<u>\$2,273,000</u>
2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$901,000</del> ))
3		<u>\$320,000</u>
4	Transportation 2003 Account (Nickel Account)--State	
5	Appropriation . . . . .	(( <del>\$4,116,000</del> ))
6		<u>\$1,054,000</u>
7	Special Category C Account--State Appropriation . . . . .	(( <del>\$148,000</del> ))
8		<u>\$45,000</u>
9	Urban Arterial Trust Account--State Appropriation . . . . .	\$85,000
10	Transportation Improvement Account--State Appropriation . . . . .	\$41,000
11	Multimodal Transportation Account--State Appropriation . . . . .	(( <del>\$283,000</del> ))
12		<u>\$55,000</u>
13	<u>State Route Number 520 Corridor Account--State</u>	
14	<u>Appropriation . . . . .</u>	<u>\$724,000</u>
15	TOTAL APPROPRIATION . . . . .	(( <del>\$831,004,000</del> ))
16		<u>\$811,219,000</u>

17       **Sec. 402.** 2009 c 470 s 402 (uncodified) is amended to read as  
18 follows:

19 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
20 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**  
21 **FISCAL AGENT CHARGES**

22	Transportation Partnership Account--State	
23	Appropriation . . . . .	(( <del>\$523,000</del> ))
24		<u>\$392,000</u>
25	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$57,000</del> ))
26		<u>\$56,000</u>
27	Transportation 2003 Account (Nickel Account)--State	
28	Appropriation . . . . .	(( <del>\$259,000</del> ))
29		<u>\$182,000</u>
30	Special Category C Account--State Appropriation . . . . .	(( <del>\$10,000</del> ))
31		<u>\$8,000</u>
32	Urban Arterial Trust Account--State Appropriation . . . . .	\$5,000
33	Transportation Improvement Account--State Appropriation . . . . .	\$3,000
34	Multimodal Transportation Account--State Appropriation . . . . .	(( <del>\$18,000</del> ))
35		<u>\$10,000</u>
36	<u>State Route Number 520 Corridor Account--State</u>	
37	<u>Appropriation . . . . .</u>	<u>\$125,000</u>

1 TOTAL APPROPRIATION . . . . . ((~~\$875,000~~))  
2 \$781,000

3 **Sec. 403.** 2009 c 470 s 403 (uncodified) is amended to read as  
4 follows:

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

7 Motor Vehicle Account--State Appropriation:  
8 For transfer to the Puget Sound Capital Construction  
9 Account . . . . . ((~~\$118,000,000~~))  
10 \$114,000,000

11 The department of transportation is authorized to sell up to  
12 ((~~\$118,000,000~~)) \$114,000,000 in bonds authorized by RCW 47.10.843 for  
13 vessel and terminal acquisition, major and minor improvements, and long  
14 lead-time materials acquisition for the Washington state ferries.

15 **Sec. 404.** 2009 c 470 s 407 (uncodified) is amended to read as  
16 follows:

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

18 (1) Tacoma Narrows Toll Bridge Account--State  
19 Appropriation: For transfer to the Motor Vehicle  
20 Account--State . . . . . \$5,288,000

21 (2) Motor Vehicle Account--State Appropriation:  
22 For transfer to the Puget Sound Ferry Operations  
23 Account--State . . . . . ((~~\$17,000,000~~))  
24 \$53,000,000

25 (3) Recreational Vehicle Account--State  
26 Appropriation: For transfer to the Motor Vehicle  
27 Account--State . . . . . \$2,000,000

28 (4) License Plate Technology Account--State  
29 Appropriation: For transfer to the Highway Safety  
30 Account--State . . . . . \$2,750,000

31 (5) Multimodal Transportation Account--State  
32 Appropriation: For transfer to the Puget Sound  
33 Ferry Operations Account--State . . . . . \$9,000,000

34 (6) Highway Safety Account--State Appropriation:  
35 For transfer to the Multimodal Transportation  
36 Account--State . . . . . \$18,750,000



1 (7) Department of Licensing Services Account--State  
2 Appropriation: For transfer to the Motor Vehicle  
3 Account--State . . . . . ((\$2,000,000))  
4 \$1,500,000

5 (8) Advanced Right-of-Way Account: For transfer  
6 to the Motor Vehicle Account--State . . . . . \$14,000,000

7 ~~(9) ((Motor Vehicle Account--State Appropriation:  
8 For transfer to the Transportation Partnership  
9 Account--State . . . . . \$8,000,000))~~

10 Motor Vehicle Account--State Appropriation: For  
11 transfer to the State Patrol Highway Account--State . . . . . \$6,000,000

12 (10) Regional Mobility Grant Program Account--State  
13 Appropriation: For transfer to the Multimodal  
14 Transportation Account--State . . . . . \$14,000,000

15 (11) Advanced Environmental Mitigation Revolving  
16 Account--State Appropriation: For transfer to the  
17 Multimodal Transportation Account--State . . . . . \$5,000,000

18 The transfers identified in this section are subject to the  
19 following conditions and limitations: The amount transferred in  
20 subsection (1) of this section represents repayment of operating loans  
21 and reserve payments provided to the Tacoma Narrows toll bridge account  
22 from the motor vehicle account in the 2005-07 fiscal biennium.  
23 However, if Engrossed Substitute Senate Bill No. 6499 is enacted by  
24 June 30, 2010, the transfer in subsection (1) of this section shall not  
25 occur.

26 **COMPENSATION**

27 NEW SECTION. Sec. 501. COMPENSATION. The appropriations for  
28 state agencies are subject to the following conditions and limitations:  
29 State employee compensation adjustments will be provided in accordance  
30 with funding adjustments provided in the 2010 supplemental omnibus  
31 appropriations act.

32 **IMPLEMENTING PROVISIONS**

1       **Sec. 601.** 2009 c 470 s 304 (uncodified) is amended to read as  
2 follows:

3       **FOR THE DEPARTMENT OF TRANSPORTATION.** As part of its budget  
4 submittal (~~((for the 2011-13 fiscal biennium))~~), the department shall  
5 provide an annual update to the report provided to the legislature in  
6 2008 that:

7       (1) Compares the original project cost estimates approved in the  
8 2003 and 2005 project lists to the completed cost of the project, or  
9 the most recent legislatively approved budget and total project costs  
10 for projects not yet completed;

11       (2) Identifies highway projects that may be reduced in scope and  
12 still achieve a functional benefit;

13       (3) Identifies highway projects that have experienced scope  
14 increases and that can be reduced in scope;

15       (4) Identifies highway projects that have lost significant local or  
16 regional contributions that were essential to completing the project;  
17 and

18       (5) Identifies contingency amounts allocated to projects.

19       NEW SECTION. **Sec. 602.** Any redistributed federal funds received  
20 by the department of transportation must, to the greatest extent  
21 possible, be first applied to offset planned expenditures of state  
22 funds, and second, to offset planned expenditures of federal funds, on  
23 projects as identified in the LEAP transportation documents described  
24 in this act. If the redistributed federal funds cannot be used in this  
25 manner, the department of transportation must consult with the joint  
26 transportation committee prior to obligating any redistributed federal  
27 funds.

28       **Sec. 603.** 2009 c 470 s 603 (uncodified) is amended to read as  
29 follows:

30       **FUND TRANSFERS.** (1) The transportation 2003 projects or  
31 improvements and the 2005 transportation partnership projects or  
32 improvements are listed in LEAP Transportation Document (~~((2009-1))~~)  
33 2010-1 as developed (~~((April 24, 2009))~~) February 22, 2010, which  
34 consists of a list of specific projects by fund source and amount over  
35 a sixteen year period. Current fiscal biennium funding for each  
36 project is a line item appropriation, while the outer year funding

1 allocations represent a sixteen year plan. The department is expected  
2 to use the flexibility provided in this section to assist in the  
3 delivery and completion of all transportation partnership account and  
4 transportation 2003 (nickel) account projects on the LEAP lists  
5 referenced in this act. For the 2009-11 project appropriations, unless  
6 otherwise provided in this act, the director of financial management  
7 may authorize a transfer of appropriation authority between projects  
8 funded with transportation 2003 account (nickel account)  
9 appropriations, or transportation partnership account appropriations,  
10 (~~or multimodal transportation account appropriations,~~) in order to  
11 manage project spending and efficiently deliver all projects in the  
12 respective program under the following conditions and limitations:

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

15 (b) Transfers from a project may not be made as a result of the  
16 reduction of the scope of a project, nor shall a transfer be made to  
17 support increases in the scope of a project;

18 (c) Each transfer between projects may only occur if the director  
19 of financial management finds that any resulting change will not hinder  
20 the completion of the projects as approved by the legislature. Until  
21 the legislature reconvenes to consider the 2010 supplemental budget,  
22 any unexpended 2007-09 appropriation balance as approved by the office  
23 of financial management, in consultation with the legislative staff of  
24 the house of representatives and senate transportation committees, may  
25 be considered when transferring funds between projects;

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

29 (e) Transfers may not occur to projects not identified on the  
30 applicable project list, except for those projects that were expected  
31 to be completed in the 2007-09 fiscal biennium; (~~and~~)

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

34 (g) Transfers between projects may be made by the department of  
35 transportation until the transfer amount by project exceeds two hundred  
36 fifty thousand dollars, or ten percent of the project, whichever is  
37 less. These transfers must be reported quarterly to the director of

1 financial management and the chairs of the house of representatives and  
2 senate transportation committees.

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

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

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

16 **MISCELLANEOUS 2009-11 FISCAL BIENNIUM**

17 **Sec. 701.** RCW 43.19.642 and 2009 c 470 s 716 are each amended to  
18 read as follows:

19 (1) Effective June 1, 2006, for agencies complying with the ultra-  
20 low sulfur diesel mandate of the United States environmental protection  
21 agency for on-highway diesel fuel, agencies shall use biodiesel as an  
22 additive to ultra-low sulfur diesel for lubricity, provided that the  
23 use of a lubricity additive is warranted and that the use of biodiesel  
24 is comparable in performance and cost with other available lubricity  
25 additives. The amount of biodiesel added to the ultra-low sulfur  
26 diesel fuel shall be not less than two percent.

27 (2) Effective June 1, 2009, state agencies are required to use a  
28 minimum of twenty percent biodiesel as compared to total volume of all  
29 diesel purchases made by the agencies for the operation of the  
30 agencies' diesel-powered vessels, vehicles, and construction equipment.

31 (3) All state agencies using biodiesel fuel shall, beginning on  
32 July 1, 2006, file biannual reports with the department of general  
33 administration documenting the use of the fuel and a description of how  
34 any problems encountered were resolved.

1 (4) For the 2009-2011 fiscal biennium, the Washington state ferries  
2 is required to use a minimum of five percent biodiesel B5 blend as  
3 compared to total volume of all diesel purchases made by the Washington  
4 state ferries for the operation of the Washington state ferries diesel-  
5 powered vessels so long as the per gallon price of diesel containing a  
6 five percent biodiesel blend level does not exceed the per gallon price  
7 of diesel by more than five percent. If the per gallon price of diesel  
8 containing a five percent biodiesel blend level exceeds the per gallon  
9 price of diesel by more than five percent, the requirements of this  
10 section do not apply to vessel fuel purchases by the Washington state  
11 ferries.

12 (5) By December 1, 2009, the department of general administration  
13 shall:

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

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

19 **Sec. 702.** RCW 47.12.080 and 1984 c 7 s 121 are each amended to  
20 read as follows:

21 (1) The secretary of transportation may transfer and convey to the  
22 United States, its agencies or instrumentalities, to any other state  
23 agency, to any county or city or port district of this state, or to any  
24 public utility company, any unused state-owned real property under the  
25 jurisdiction of the department of transportation when, in the judgment  
26 of the secretary of transportation and the attorney general, the  
27 transfer and conveyance is consistent with public interest. Whenever  
28 the secretary makes an agreement for any such transfer or conveyance,  
29 and the attorney general concurs therein, the secretary shall execute  
30 and deliver unto the grantee a deed of conveyance, easement, or other  
31 instrument, duly acknowledged, as shall be necessary to fulfill the  
32 terms of the aforesaid agreement. All moneys paid to the state of  
33 Washington under any of the provisions hereof shall be deposited in the  
34 motor vehicle fund.

35 (2) Through the end of the 2009-2011 fiscal biennium, the  
36 department shall transfer and convey the unused, state-owned real  
37 property as directed in section 215(2) of this act.

1           **Sec. 703.** RCW 46.68.320 and 2006 c 337 s 8 are each amended to  
2 read as follows:

3           (1) The regional mobility grant program account is hereby created  
4 in the state treasury. Moneys in the account may be spent only after  
5 appropriation. Expenditures from the account may be used only for the  
6 grants provided under RCW 47.66.030.

7           (2) Beginning with September 2007, by the last day of September,  
8 December, March, and June of each year, the state treasurer shall  
9 transfer from the multimodal transportation account to the regional  
10 mobility grant program account five million dollars.

11           (3) Beginning with September 2015, by the last day of September,  
12 December, March, and June of each year, the state treasurer shall  
13 transfer from the multimodal transportation account to the regional  
14 mobility grant program account six million two hundred fifty thousand  
15 dollars.

16           (4) During the 2009-2011 fiscal biennium, the legislature may  
17 transfer from the regional mobility grant program account to the  
18 multimodal transportation account such amounts as reflect the excess  
19 fund balance of the regional mobility grant program account.

20           **Sec. 704.** RCW 47.12.340 and 1997 c 140 s 3 are each amended to  
21 read as follows:

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

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

28           (2) All moneys received by the department from internal and  
29 external sources for the purposes of conducting advanced environmental  
30 mitigation; and

31           (3) Interest gained from the management of the advanced  
32 environmental mitigation revolving account.

33           (4) During the 2009-2011 fiscal biennium, the legislature may  
34 transfer from the advanced environmental mitigation revolving account  
35 to the multimodal transportation account such amounts as reflect the  
36 excess fund balance of the advanced environmental mitigation revolving  
37 account.

1 **MISCELLANEOUS**

2 NEW SECTION. **Sec. 801.** If any provision of this act or its  
3 application to any person or circumstance is held invalid, the  
4 remainder of the act or the application of the provision to other  
5 persons or circumstances is not affected.

6 NEW SECTION. **Sec. 802.** This act is necessary for the immediate  
7 preservation of the public peace, health, or safety, or support of the  
8 state government and its existing public institutions, and takes effect  
9 immediately.

(End of bill)

INDEX	PAGE #
COUNTY ROAD ADMINISTRATION BOARD . . . . .	9, 45
DEPARTMENT OF AGRICULTURE . . . . .	5
DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION . . . . .	3
DEPARTMENT OF LICENSING . . . . .	17
DEPARTMENT OF TRANSPORTATION . . . . .	82
AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 . . . . .	1
AVIATION--PROGRAM F . . . . .	24
ECONOMIC PARTNERSHIPS--PROGRAM K . . . . .	28
FACILITIES--PROGRAM D--OPERATING . . . . .	24
HIGHWAY MAINTENANCE--PROGRAM M . . . . .	29
IMPROVEMENTS--PROGRAM I . . . . .	47
INFORMATION TECHNOLOGY--PROGRAM C . . . . .	23
LOCAL PROGRAMS--PROGRAM Z--CAPITAL . . . . .	74
LOCAL PROGRAMS--PROGRAM Z--OPERATING . . . . .	45
MARINE--PROGRAM X . . . . .	40
PRESERVATION--PROGRAM P . . . . .	58
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H . . . . .	25
PUBLIC TRANSPORTATION--PROGRAM V . . . . .	36
RAIL--PROGRAM Y--OPERATING . . . . .	44
RAIL--PROGRAM Y--CAPITAL . . . . .	69
TOLL OPERATIONS AND MAINTENANCE--PROGRAM B . . . . .	21
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL . . . . .	62
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING . . . . .	31
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S . . . . .	33
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T . . . . .	34
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W . . . . .	63
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD . . . . .	13
JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE . . . . .	5
JOINT TRANSPORTATION COMMITTEE . . . . .	9
LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE . . . . .	5
MARINE EMPLOYEES COMMISSION . . . . .	4
OFFICE OF FINANCIAL MANAGEMENT . . . . .	4
STATE TREASURER	
ADMINISTRATIVE TRANSFERS . . . . .	80
BOND RETIREMENT AND INTEREST . . . . .	78, 79, 80
TRANSPORTATION COMMISSION . . . . .	12



TRANSPORTATION IMPROVEMENT BOARD . . . . . 9, 46  
UTILITIES AND TRANSPORTATION COMMISSION . . . . . 3  
WASHINGTON STATE PATROL  
    FIELD OPERATIONS BUREAU . . . . . 14  
    TECHNICAL SERVICES BUREAU . . . . . 16  
WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU . . . . . 16  
WASHINGTON TRAFFIC SAFETY COMMISSION . . . . . 7

--- END ---