

SENATE BILL 6298

State of Washington 60th Legislature 2008 Regular Session

By Senator Haugen; by request of Office of Financial Management

Read first time 01/14/08. Referred to Committee on Transportation.

1 AN ACT Relating to transportation funding and appropriations;
2 amending 2007 c 518 ss 101, 103, 104, 105, 106, 201, 202, 203, 204,
3 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 218, 219, 220,
4 221, 222, 223, 224, 225, 226, 227, 302, 303, 304, 305, 306, 307, 308,
5 309, 310, 401, 402, 403, 404, 405, 406, 407, 501, 502, and 503
6 (uncodified); adding a new section to 2007 c 518 (uncodified);
7 repealing 2007 c 518 s 713 (uncodified); making appropriations and
8 authorizing capital improvements; and declaring an emergency.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

2007-09 BIENNIUM

GENERAL GOVERNMENT AGENCIES--OPERATING

12 **Sec. 101.** 2007 c 518 s 101 (uncodified) is amended to read as
13 follows:

FOR THE UTILITIES AND TRANSPORTATION COMMISSION

15 Grade Crossing Protective Account--State

Appropriation	((\$505,000))
	<u>\$504,000</u>

1 **Sec. 102.** 2007 c 518 s 103 (uncodified) is amended to read as
2 follows:

3 **FOR THE MARINE EMPLOYEES COMMISSION**

4 Puget Sound Ferry Operations Account--State
5 Appropriation (~~(\$422,000)~~)
6 \$469,000

7 **Sec. 103.** 2007 c 518 s 104 (uncodified) is amended to read as
8 follows:

9 **FOR THE STATE PARKS AND RECREATION COMMISSION**

10 Motor Vehicle Account--State Appropriation (~~(\$985,000)~~)
11 \$983,000

12 The appropriation in this section is subject to the following
13 conditions and limitations: The entire appropriation in this section
14 is provided solely for road maintenance purposes.

15 **Sec. 104.** 2007 c 518 s 105 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF AGRICULTURE**

18 Motor Vehicle Account--State Appropriation (~~(\$1,358,000)~~)
19 \$1,355,000

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

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

25 (2) (~~(\$1,007,000)~~) \$1,004,000 of the motor vehicle account--state
26 appropriation is provided solely to test the quality of biofuel. The
27 department must test fuel quality at the biofuel manufacturer,
28 distributor, and retailer.

29 **Sec. 105.** 2007 c 518 s 106 (uncodified) is amended to read as
30 follows:

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

32 Motor Vehicle Account--State Appropriation (~~(\$223,000)~~)
33 \$340,000

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

6 **TRANSPORTATION AGENCIES--OPERATING**

7 **Sec. 201.** 2007 c 518 s 201 (uncodified) is amended to read as
8 follows:

9 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

10 Highway Safety Account--State Appropriation	((\$2,609,000))
	<u>\$2,605,000</u>
12 Highway Safety Account--Federal Appropriation	((\$15,880,000))
	<u>\$15,849,000</u>
14 School Zone Safety Account--State Appropriation	\$3,300,000
15 TOTAL APPROPRIATION	((\$21,789,000))
	<u>\$21,754,000</u>

17 **Sec. 202.** 2007 c 518 s 202 (uncodified) is amended to read as
18 follows:

19 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

20 Rural Arterial Trust Account--State Appropriation	((\$907,000))
	<u>\$901,000</u>
22 Motor Vehicle Account--State Appropriation	((\$2,075,000))
	<u>\$2,060,000</u>
24 County Arterial Preservation Account--State 25 Appropriation	((\$1,399,000))
	<u>\$1,389,000</u>
27 TOTAL APPROPRIATION	((\$4,381,000))
	<u>\$4,350,000</u>

29 The appropriations in this section are subject to the following
30 conditions and limitations: \$481,000 of the county arterial
31 preservation account--state appropriation is provided solely for
32 continued development and implementation of a maintenance management
33 system to manage county transportation assets.

1 **Sec. 203.** 2007 c 518 s 203 (uncodified) is amended to read as
2 follows:

3 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

4 Urban Arterial Trust Account--State Appropriation	((\$1,793,000))
5	<u>\$1,780,000</u>
6 Transportation Improvement Account--State	
7 Appropriation	((\$1,795,000))
8	<u>\$1,781,000</u>
9 TOTAL APPROPRIATION	((\$3,588,000))
10	<u>\$3,561,000</u>

11 **Sec. 204.** 2007 c 518 s 204 (uncodified) is amended to read as
12 follows:

13 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

14 Pilotage Account--State Appropriation	((\$1,156,000))
15	<u>\$1,153,000</u>

16 **Sec. 205.** 2007 c 518 s 206 (uncodified) is amended to read as
17 follows:

18 **FOR THE TRANSPORTATION COMMISSION**

19 Motor Vehicle Account--State Appropriation	((\$2,276,000))
20	<u>\$2,269,000</u>
21 Multimodal Transportation Account--State Appropriation	\$112,000
22 TOTAL APPROPRIATION	((\$2,388,000))
23	<u>\$2,381,000</u>

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

26 (1) \$350,000 of the motor vehicle account--state appropriation is
27 provided solely for the commission to conduct a survey of ferry
28 customers as described in Engrossed Substitute House Bill No. 2358.
29 Development and interpretation of the survey must be done with
30 participation of the joint transportation committee workgroup
31 established in section 205(1) of this act.

32 (2) \$100,000 of the motor vehicle account--state appropriation is
33 provided solely for a study to identify and evaluate long-term
34 financing alternatives for the Washington state ferry system. The
35 study shall incorporate the findings of the initial survey described in
36 subsection (1) of this section, and shall consider the potential for

1 state, regional, or local financing options. The commission shall
2 submit a draft final report of its findings and recommendations to the
3 transportation committees of the legislature no later than December
4 2008.

5 (3) The commission shall conduct a planning grade tolling study
6 that is based on the recommended policies in the commission's
7 comprehensive tolling study submitted September 20, 2006.

8 **Sec. 206.** 2007 c 518 s 207 (uncodified) is amended to read as
9 follows:

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

11 Motor Vehicle Account--State Appropriation ((~~\$695,000~~))
12 \$692,000

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

15 (1) The freight mobility strategic investment board shall, on a
16 quarterly basis, provide status reports to the office of financial
17 management and the transportation committees of the legislature on the
18 delivery of projects funded by this act.

19 (2) The freight mobility strategic investment board and the
20 department of transportation shall collaborate to submit a report to
21 the office of financial management and the transportation committees of
22 the legislature by September 1, 2008, listing proposed freight highway
23 and rail projects. The report must describe the analysis used for
24 selecting such projects, as required by chapter 47.06A RCW for the
25 board and as required by this act for the department. When developing
26 its list of proposed freight highway and rail projects, the freight
27 mobility strategic investment board shall use the priorities identified
28 in section 309(7)(a) of this act to the greatest extent possible.

29 **Sec. 207.** 2007 c 518 s 208 (uncodified) is amended to read as
30 follows:

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

32 State Patrol Highway Account--State
33 Appropriation ((~~\$225,445,000~~))
34 \$226,149,000

35 State Patrol Highway Account--Federal
36 Appropriation \$10,602,000

1	State Patrol Highway Account--Private/Local	
2	Appropriation	\$410,000
3	TOTAL APPROPRIATION	((\$236,457,000))
4		<u>\$237,161,000</u>

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

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

15 (2) In addition to the user fees, the patrol shall transfer into
16 the state patrol nonappropriated airplane revolving account under RCW
17 43.79.470 no more than the amount of appropriated state patrol highway
18 account and general fund funding necessary to cover the costs for the
19 patrol's use of the aircraft. The state patrol highway account and
20 general fund--state funds shall be transferred proportionately in
21 accordance with a cost allocation that differentiates between highway
22 traffic enforcement services and general policing purposes.

23 (3) The patrol shall not account for or record locally provided DUI
24 cost reimbursement payments as expenditure credits to the state patrol
25 highway account. The patrol shall report the amount of expected
26 locally provided DUI cost reimbursements to the governor and
27 transportation committees of the senate and house of representatives by
28 September 30th of each year.

29 (4) \$1,662,000 of the state patrol highway account--state
30 appropriation is provided solely for the implementation of Substitute
31 House Bill No. 1304 (commercial vehicle enforcement). If Substitute
32 House Bill No. 1304 is not enacted by June 30, 2007, the amount
33 provided in this subsection shall lapse.

34 (5) During the fiscal year 2008, the Washington state patrol shall
35 continue to perform traffic accident investigations on Thurston, Mason,
36 and Lewis county roads, and shall work with the counties to transition
37 the traffic accident investigations on county roads to the counties by
38 July 1, 2008.

1 (6) \$100,000 of the state patrol highway account--state
2 appropriation is provided solely for the implementation of Substitute
3 House Bill No. 1417 (health benefits for surviving dependents). If
4 Substitute House Bill No. 1417 is not enacted by June 30, 2007, the
5 amount provided in this subsection shall lapse.

6 (7) \$3,300,000 of the state patrol highway account--state
7 appropriation is provided solely for the salaries and benefits
8 associated with accretion in the number of troopers employed above
9 1,158 authorized commissioned troopers.

10 **Sec. 208.** 2007 c 518 s 209 (uncodified) is amended to read as
11 follows:

12 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**
13 State Patrol Highway Account--State Appropriation . . . ((~~\$1,300,000~~))
14 \$1,570,000

15 **Sec. 209.** 2007 c 518 s 210 (uncodified) is amended to read as
16 follows:

17 **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**
18 State Patrol Highway Account--State Appropriation . . . ((~~\$103,157,000~~))
19 \$103,946,000
20 State Patrol Highway Account--Private/Local
21 Appropriation \$2,008,000
22 TOTAL APPROPRIATION ((~~\$105,165,000~~))
23 \$105,954,000

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

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

34 (2) ((~~\$12,641,000~~)) \$9,981,000 of the total appropriation is
35 provided solely for automobile fuel in the 2007-2009 biennium.

1 (3) (~~(\$8,678,000)~~) \$7,461,000 of the total appropriation is
2 provided solely for the purchase of pursuit vehicles.

3 (4) (~~(\$5,254,000)~~) \$6,328,000 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 by section 602 of
13 this act.

14 **Sec. 210.** 2007 c 518 s 212 (uncodified) is amended to read as
15 follows:

16 **FOR THE DEPARTMENT OF LICENSING**

17	Marine Fuel Tax Refund Account--State Appropriation	\$32,000
18	Motorcycle Safety Education Account--State	
19	Appropriation	((\$3,905,000))
20		<u>\$3,899,000</u>
21	Wildlife Account--State Appropriation	((\$843,000))
22		<u>\$831,000</u>
23	Highway Safety Account--State Appropriation	((\$141,953,000))
24		<u>\$143,976,000</u>
25	Highway Safety Account--Federal Appropriation	\$233,000
26	Motor Vehicle Account--State Appropriation	((\$79,230,000))
27		<u>\$79,308,000</u>
28	Motor Vehicle Account--Private/Local Appropriation	\$1,372,000
29	Motor Vehicle Account--Federal Appropriation	((\$117,000))
30		<u>\$1,354,000</u>
31	Department of Licensing Services Account--State	
32	Appropriation	((\$3,540,000))
33		<u>\$4,296,000</u>
34	Washington State Patrol Highway Account--State	
35	Appropriation	\$1,145,000
36	TOTAL APPROPRIATION	((\$232,370,000))
37		<u>\$236,446,000</u>

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

3 (1) \$2,941,000 of the highway safety account--state appropriation
4 is provided solely for the implementation of Substitute House Bill No.
5 1267 (modifying commercial driver's license requirements). If
6 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the
7 amount provided in this subsection shall lapse. The department shall
8 informally report to the legislature by December 1, 2008, with
9 measurable data indicating the department's progress in meeting its
10 goal of improving public safety by improving the quality of the
11 commercial driver's license testing process.

12 (2) \$716,000 of the motorcycle safety education account--state
13 appropriation is provided solely for the implementation of Senate Bill
14 No. 5273 (modifying motorcycle driver's license endorsement and
15 education provisions). If Senate Bill No. 5273 is not enacted by June
16 30, 2007, the amount provided in this subsection shall lapse.

17 (3) (~~(\$8,872,000)~~) \$11,922,000 of the highway safety account--state
18 appropriation is provided solely for costs associated with the systems
19 development and issuance of enhanced drivers' licenses and identicards
20 to facilitate crossing the Canadian border. If Engrossed Substitute
21 House Bill No. 1289 (relating to the issuance of enhanced drivers'
22 licenses and identicards) is not enacted by June 30, 2007, the amount
23 provided in this subsection shall lapse. The department may expend
24 funds only after acceptance of the enhanced Washington state driver's
25 license for border crossing purposes by the Canadian and United States
26 governments. The department may expend funds only after prior written
27 approval of the director of financial management. Of the amount
28 provided in this subsection, up to \$1,000,000 is for a statewide
29 educational campaign, which must include coordination with existing
30 public and private entities, to inform the Washington public of the
31 benefits of the new enhanced drivers' licenses and identicards.

32 (4) \$91,000 of the motor vehicle account--state appropriation and
33 \$152,000 of the highway safety account--state appropriation are
34 provided solely for contracting with the office of the attorney general
35 to investigate criminal activity uncovered in the course of the
36 agency's licensing and regulatory activities. Funding is provided for
37 the 2008 fiscal year. The department may request funding for the 2009

1 fiscal year if the request is submitted with measurable data indicating
2 the department's progress in meeting its goal of increased prosecution
3 of illegal activity.

4 (5) \$350,000 of the highway safety account--state appropriation is
5 provided solely for the costs associated with the systems development
6 of the interface that will allow insurance carriers and their agents
7 real time, online access to drivers' records. If Substitute Senate
8 Bill No. 5937 is not enacted by June 30, 2007, the amount provided in
9 this subsection shall lapse.

10 (6) \$1,145,000 of the state patrol highway account--state
11 appropriation is provided solely for the implementation of Substitute
12 House Bill No. 1304 (modifying commercial motor vehicle carrier
13 provisions). If Substitute House Bill No. 1304 is not enacted by June
14 30, 2007, the amount provided in this subsection shall lapse.

15 (7) The department may submit information technology related
16 requests for funding only if the department has coordinated with the
17 department of information services as required by section 602 of this
18 act.

19 (8) Within the amounts appropriated in this section, the department
20 shall(~~(, working with the legislature, develop a proposal to streamline~~
21 ~~title and registration statutes to specifically address apparent~~
22 ~~conflicts, fee distribution, and other recommendations by the~~
23 ~~department that are revenue neutral and which do not change legislative~~
24 ~~policy. The department shall report the results of this review to the~~
25 ~~transportation committees of the legislature by December 1, 2007))~~
26 contract with the joint legislative audit and review committee (JLARC)
27 for the development of a comprehensive cost allocation model to
28 allocate costs between omnibus and transportation appropriations and
29 amongst the department's multiple funds. The department shall report
30 the JLARC findings to the governor and the appropriate committees of
31 the house and senate by October 1, 2008.

32 **Sec. 211.** 2007 c 518 s 213 (uncodified) is amended to read as
33 follows:

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

36 High-Occupancy Toll Lanes Account--State
37 Appropriation \$2,596,000

1	Motor Vehicle Account--State Appropriation	((\$5,600,000))
2		<u>\$6,895,000</u>
3	Tacoma Narrows Toll Bridge Account--State	
4	Appropriation	((\$28,218,000))
5		<u>\$29,930,000</u>
6	TOTAL APPROPRIATION	((\$36,414,000))
7		<u>\$39,421,000</u>

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

10 (1) \$5,000,000 of the motor vehicle account--state is provided
11 solely to provide a reserve for the Tacoma Narrows Bridge project.
12 This appropriation shall be held in unallotted status until the office
13 of financial management deems that revenues applicable to the Tacoma
14 Narrows Bridge project are not sufficient to cover the project's
15 expenditures.

16 (2) The department shall solicit private donations to fund
17 activities related to the opening ceremonies of the Tacoma Narrows
18 bridge project.

19 **Sec. 212.** 2007 c 518 s 214 (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	((\$4,556,000))
25		<u>\$5,892,000</u>
26	Motor Vehicle Account--State Appropriation	((\$67,613,000))
27		<u>\$70,837,000</u>
28	Motor Vehicle Account--Federal Appropriation	\$1,096,000
29	Puget Sound Ferry Operations Account--State	
30	Appropriation	((\$9,192,000))
31		<u>\$9,147,000</u>
32	Multimodal Transportation Account--State	
33	Appropriation	\$363,000
34	Transportation 2003 Account (Nickel Account)--State	
35	Appropriation	((\$4,000,000))
36		<u>\$5,337,000</u>
37	TOTAL APPROPRIATION	((\$86,820,000))

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

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

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

(3) (~~(\$2,300,000)~~) \$5,000,000 of the motor vehicle account--state appropriation is provided solely for preliminary work needed to transition the department to the state government network. In collaboration with the department of information services the department shall complete an inventory of the current network infrastructure, (~~and~~) develop an implementation plan for transition to the state government network, improve security, and initiate connection to the state government network.

(4) \$1,000,000 of the motor vehicle account--state appropriation, (~~(\$4,556,000)~~) \$5,892,000 of the transportation partnership account--state appropriation, and \$4,000,000 of the transportation 2003 account (nickel account)--state appropriation are provided solely for the department to develop a project management and reporting system which is a collection of integrated tools for capital construction project managers to use to perform all the necessary tasks associated with project management. The department shall integrate commercial off-the-shelf software with existing department systems and enhanced approaches to data management to provide web-based access for multi-level reporting and improved business workflows and reporting. Beginning September 1, 2007, and on a quarterly basis thereafter, the department

1 shall report to the office of financial management and the
2 transportation committees of the legislature on the status of the
3 development and integration of the system. The first report shall
4 include a detailed work plan for the development and integration of the
5 system including timelines and budget milestones. At a minimum the
6 ensuing reports shall indicate the status of the work as it compares to
7 the work plan, any discrepancies, and proposed adjustments necessary to
8 bring the project back on schedule or budget if necessary.

9 (5) The department may submit information technology related
10 requests for funding only if the department has coordinated with the
11 department of information services as required by section 602 of this
12 act.

13 (6) \$1,600,000 of the motor vehicle account--state appropriation is
14 provided solely for the critical application assessment implementation
15 project. The department shall submit a progress report on the critical
16 application assessment implementation project to the house of
17 representatives and senate transportation committees on or before
18 December 1, 2007, and December 1, 2008, with a final report on or
19 before June 30, 2009.

20 (7) \$893,000 of the motor vehicle account--state appropriation is
21 provided for the continued maintenance and support of the executive
22 branch transportation executive information system (TEIS).

23 **Sec. 213.** 2007 c 518 s 215 (uncodified) is amended to read as
24 follows:

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

27 Motor Vehicle Account--State Appropriation	((\$34,569,000))
28	<u>\$34,530,000</u>

29 **Sec. 214.** 2007 c 518 s 216 (uncodified) is amended to read as
30 follows:

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

32 Aeronautics Account--State Appropriation	((\$6,889,000))
33	<u>\$7,868,000</u>
34 Aeronautics Account--Federal Appropriation	\$2,150,000
35 Multimodal Transportation Account--State Appropriation	\$631,000
36 TOTAL APPROPRIATION	((\$9,670,000))

2 The appropriations in this section are subject to the following
3 conditions and limitations: The entire multimodal transportation
4 account--state appropriation (~~is~~) and \$400,000 of the aeronautics
5 account--state appropriation are provided solely for the aviation
6 planning council as provided for in RCW 47.68.410.

7 **Sec. 215.** 2007 c 518 s 217 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**
10 **SUPPORT--PROGRAM H**

11	Transportation Partnership Account--State	
12	Appropriation	\$2,422,000
13	Motor Vehicle Account--State Appropriation	(\$50,446,000)
14		<u>\$52,567,000</u>
15	Motor Vehicle Account--Federal Appropriation	\$500,000
16	Multimodal Transportation Account--State	
17	Appropriation	\$250,000
18	Transportation 2003 Account (Nickel Account)--State	
19	Appropriation	\$2,422,000
20	TOTAL APPROPRIATION	(\$56,040,000)
21		<u>\$58,161,000</u>

22 The appropriation in this section is subject to the following
23 conditions and limitations: \$2,422,000 of the transportation
24 partnership account appropriation and \$2,422,000 of the transportation
25 2003 account (nickel account)--state appropriation are provided solely
26 for consultant contracts and staff to assist the department in the
27 delivery of the capital construction program by identifying
28 improvements to program delivery, program management, project controls,
29 program and project monitoring, forecasting, and reporting. The
30 (~~consultants~~) department shall work with the department of
31 information services in the development of the project management and
32 reporting system.

33 The consultants shall provide an updated copy of the capital
34 construction strategic plan to the legislative transportation
35 committees and to the office of financial management on June 30, 2008,
36 and each year thereafter.

1 The department shall coordinate its work with other budget and
2 performance efforts, including Roadmap, the findings of the critical
3 applications modernization and integration strategies study, including
4 proposed next steps, and the priorities of government process.

5 The department shall report to the transportation committees of the
6 house of representatives and senate, and the office of financial
7 management, by December 31, 2007, on the implementation status of
8 recommended capital budgeting and reporting options. Options must
9 include: Reporting against legislatively-established project
10 identification numbers and may include recommendations for reporting
11 against other appropriate project groupings; measures for reporting
12 progress, timeliness, and cost which create an incentive for the
13 department to manage effectively and report its progress in a
14 transparent manner; and criteria and process for transfers of funds
15 among projects.

16 **Sec. 216.** 2007 c 518 s 218 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM**
19 **K**

20 Motor Vehicle Account--State Appropriation	((\$1,151,000))
	<u>\$1,142,000</u>
22 Multimodal Transportation Account--State Appropriation	\$300,000
23 TOTAL APPROPRIATION	((\$1,451,000))
	<u>\$1,442,000</u>

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

27 (1) \$300,000 of the multimodal account--state appropriation is
28 provided solely for the department to hire a consultant to develop a
29 plan for codevelopment and public-private partnership opportunities at
30 public ferry terminals.

31 (2) The department shall conduct an analysis and, if determined to
32 be feasible, initiate requests for proposals involving the distribution
33 of alternative fuels along state department of transportation
34 rights-of-way.

35 **Sec. 217.** 2007 c 518 s 219 (uncodified) is amended to read as
36 follows:

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

2 Motor Vehicle Account--State Appropriation (~~(\$321,888,000)~~)

3 \$335,222,000

4 Motor Vehicle Account--Federal Appropriation (~~(\$2,000,000)~~)

5 \$6,000,000

6 Motor Vehicle Account--Private/Local Appropriation \$5,797,000

7 TOTAL APPROPRIATION (~~(\$329,685,000)~~)

8 \$347,019,000

9 The appropriations in this section are subject to the following

10 conditions and limitations:

11 (1) If portions of the appropriations in this section are required

12 to fund maintenance work resulting from major disasters not covered by

13 federal emergency funds such as fire, flooding, and major slides,

14 supplemental appropriations must be requested to restore state funding

15 for ongoing maintenance activities.

16 (2) The department shall request an unanticipated receipt for any

17 federal moneys received for emergency snow and ice removal and shall

18 place an equal amount of the motor vehicle account--state into

19 unallotted status. This exchange shall not affect the amount of

20 funding available for snow and ice removal.

21 (3) The department shall request an unanticipated receipt for any

22 private or local funds received for reimbursements of third party

23 damages that are in excess of the motor vehicle account--private/local

24 appropriation.

25 (4) (~~(\$1,500,000)~~) \$5,500,000 of the motor vehicle account--federal

26 appropriation is provided for unanticipated federal funds that may be

27 received during the 2007-09 biennium. Upon receipt of the funds, the

28 department shall provide a report on the use of the funds to the

29 transportation committees of the legislature and the office of

30 financial management.

31 (5) Funding is provided for maintenance on the state system to

32 deliver service level targets as listed in LEAP Transportation Document

33 2007-C, as developed April 20, 2007. In delivering the program and

34 aiming for these targets, the department should concentrate on the

35 following areas:

36 (a) Eliminating the number of activities delivered in the "f" level

37 of service at the region level; and

1 (b) Evaluating, analyzing, and potentially redistributing resources
2 within and among regions to provide greater consistency in delivering
3 the program statewide and in achieving overall level of service
4 targets.

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

8 (7) \$650,000 of the motor vehicle account--state appropriation is
9 provided solely for increased asphalt costs.

10 (8) The department shall prepare a comprehensive listing of
11 maintenance backlogs and related costs and report to the office of
12 financial management and the transportation committees of the
13 legislature by December 31, 2008.

14 **Sec. 218.** 2007 c 518 s 220 (uncodified) is amended to read as
15 follows:

16 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**
17 **OPERATING**

18 Motor Vehicle Account--State Appropriation	((\$52,040,000))
	<u>\$51,968,000</u>
19 Motor Vehicle Account--Federal Appropriation	\$2,050,000
20 Motor Vehicle Account--Private/Local Appropriation	\$127,000
21 TOTAL APPROPRIATION	((\$54,217,000))
	<u>\$54,145,000</u>

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

26 (1) \$654,000 of the motor vehicle account--state appropriation is
27 provided solely for the department to time state-owned and operated
28 traffic signals. This funding may also be used to program incident,
29 emergency, or special event signal timing plans.

30 (2) \$346,000 of the motor vehicle account--state appropriation is
31 provided solely for the department to implement a pilot tow truck
32 incentive program. The department may provide incentive payments to
33 towing companies that meet clearance goals on accidents that involve
34 heavy trucks.

35 (3) \$6,800,000 of the motor vehicle account--state appropriation is
36 provided solely for low-cost enhancements. The department shall give
37 priority to low-cost enhancement projects that improve safety or

1 provide congestion relief. The department shall prioritize low-cost
2 enhancement projects on a statewide rather than regional basis. By
3 January 1, 2008, and January 1, 2009, the department shall provide a
4 report to the legislature listing all low-cost enhancement projects
5 prioritized on a statewide rather than regional basis completed in the
6 prior year.

7 (4) The department, in consultation with the Washington state
8 patrol, may conduct a pilot program for the patrol to issue infractions
9 based on information from automated traffic safety cameras in roadway
10 construction zones on state highways when workers are present.

11 (a) In order to ensure adequate time in the 2007-09 biennium to
12 evaluate the effectiveness of the pilot program, any projects
13 authorized by the department must be authorized by December 31, 2007.

14 (b) The department shall use the following guidelines to administer
15 the program:

16 (i) Automated traffic safety cameras may only take pictures of the
17 vehicle and vehicle license plate and only while an infraction is
18 occurring. The picture must not reveal the face of the driver or of
19 passengers in the vehicle;

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

25 (iii) Notices of infractions must be mailed to the registered owner
26 of a vehicle within fourteen days of the infraction occurring;

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

33 (v) For purposes of the 2007-09 biennium pilot project, infractions
34 detected through the use of automated traffic safety cameras are not
35 part of the registered owner's driving record under RCW 46.52.101 and
36 46.52.120. Additionally, infractions generated by the use of automated
37 traffic safety cameras must be processed in the same manner as parking
38 infractions for the purposes of RCW 3.46.120, 3.50.100, 35.20.220,

1 46.16.216, and 46.20.270(3). However, the amount of the fine issued
2 for an infraction generated through the use of an automated traffic
3 safety camera is one hundred thirty-seven dollars. The court shall
4 remit thirty-two dollars of the fine to the state treasurer for deposit
5 into the state patrol highway account;

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

21 (vii) By June 30, 2009, the department shall provide a report to
22 the legislature regarding the use, public acceptance, outcomes, and
23 other relevant issues regarding the pilot project.

24 **Sec. 219.** 2007 c 518 s 221 (uncodified) is amended to read as
25 follows:

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

28	Motor Vehicle Account--State Appropriation	((\$28,215,000))
29		<u>\$28,218,000</u>
30	Motor Vehicle Account--Federal Appropriation	\$30,000
31	Puget Sound Ferry Operations Account--State	
32	Appropriation	\$1,321,000
33	Multimodal Transportation Account--State	
34	Appropriation	\$1,223,000
35	TOTAL APPROPRIATION	((\$30,789,000))
36		<u>\$30,792,000</u>

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

3 ~~((1) The department shall work with staffs from the legislative
4 evaluation and accountability program committee, the transportation
5 committees of the legislature, and the office of financial management
6 on developing a new capital budgeting system to meet identified
7 information needs.~~

8 ~~(2))~~ \$250,000 of the multimodal account--state appropriation is
9 provided solely for implementing a wounded combat veteran's internship
10 program, administered by the department. The department shall seek
11 federal funding to support the continuation of this program.

12 **Sec. 220.** 2007 c 518 s 222 (uncodified) is amended to read as
13 follows:

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

16	Motor Vehicle Account--State Appropriation	((\$30,698,000))
17		<u>\$30,731,000</u>
18	Motor Vehicle Account--Federal Appropriation	\$19,163,000
19	Multimodal Transportation Account--State	
20	Appropriation	((\$1,029,000))
21		<u>\$1,021,000</u>
22	Multimodal Transportation Account--Federal	
23	Appropriation	\$2,809,000
24	Multimodal Transportation Account--Private/Local	
25	Appropriation	\$100,000
26	TOTAL APPROPRIATION	((\$53,799,000))
27		<u>\$53,824,000</u>

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

30 ~~(1) ((~~\$3,900,000~~ of the motor vehicle account--state appropriation
31 is provided solely for the costs of the regional transportation
32 investment district (RTID) and department of transportation project
33 oversight. The department shall provide support from its urban
34 corridors region to assist in preparing project costs, expenditure
35 plans, and modeling. The department shall not deduct a management
36 reserve, nor charge management or overhead fees. These funds,
37 including those expended since 2003, are provided as a loan to the RTID~~

1 ~~and shall be repaid to the state within one year following formation of~~
2 ~~the RTID. \$2,391,000 of the amount provided under this subsection~~
3 ~~shall lapse, effective January 1, 2008, if voters fail to approve~~
4 ~~formation of the RTID at the 2007 general election, as determined by~~
5 ~~the certification of the election results.))~~ \$2,109,000 of the motor
6 vehicle account--state appropriation is provided solely for costs
7 incurred by the department for the 2007 regional transportation
8 investment district election.

9 (2) \$300,000 of the multimodal transportation account--state
10 appropriation is provided solely for a transportation demand management
11 program, developed by the Whatcom council of governments, to further
12 reduce drive-alone trips and maximize the use of sustainable
13 transportation choices. The community-based program must focus on all
14 trips, not only commute trips, by providing education, assistance, and
15 incentives to four target audiences: (a) Large work sites; (b)
16 employees of businesses in downtown areas; (c) school children; and (d)
17 residents of Bellingham.

18 (3) \$320,000 of the motor vehicle account--state appropriation and
19 \$128,000 of the motor vehicle account--federal appropriation are
20 provided solely for development of a freight database to help guide
21 freight investment decisions and track project effectiveness. The
22 database will be based on truck movement tracked through geographic
23 information system technology. TransNow will contribute an additional
24 \$192,000 in federal funds which are not appropriated in the
25 transportation budget. The department shall work with the freight
26 mobility strategic investment board to implement this project.

27 (4) By December 1, 2008, the department shall require confirmation
28 from jurisdictions that plan under the growth management act, chapter
29 36.70A RCW, and that receive state transportation funding under this
30 act, that the jurisdictions have adopted standards for access
31 permitting on state highways that meet or exceed department standards
32 in accordance with RCW 47.50.030. The objective of this subsection is
33 to encourage local governments, through the receipt of state
34 transportation funding, to adhere to best practices in access control
35 applicable to development activity significantly impacting state
36 transportation facilities. By January 1, 2009, the department shall
37 submit a report to the appropriate committees of the legislature

1 detailing the progress of the local jurisdictions in adopting the
2 highway access permitting standards.

3 (5) \$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 (6) The department shall add a position within the freight systems
9 division to provide expertise regarding the trucking aspects of the
10 state's freight system.

11 (7) The department shall evaluate the feasibility of developing a
12 freight corridor bypass from Everett to Gold Bar on US 2, including a
13 connection to SR 522. US 2 is an important freight corridor, and is an
14 alternative route for I-90. Congestion, safety issues, and flooding
15 concerns have all contributed to the need for major improvements to the
16 corridor. The evaluation shall consider the use of toll lanes for the
17 project. The department must report to the transportation committees
18 of the legislature by December 1, 2007, on its analysis and
19 recommendations regarding the benefit of a freight corridor and the
20 potential use of freight toll lanes to improve safety and congestion in
21 the corridor.

22 **Sec. 221.** 2007 c 518 s 223 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
25 **PROGRAM U**

26	Motor Vehicle Account--State Appropriation	((\$66,342,000))
27		<u>\$66,102,000</u>
28	Motor Vehicle Account--Federal Appropriation	\$400,000
29	Multimodal Transportation Account--State	
30	Appropriation	\$259,000
31	TOTAL APPROPRIATION	((\$67,001,000))
32		<u>\$66,761,000</u>

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

35 (1) \$36,665,000 of the motor vehicle fund--state appropriation is
36 provided solely for the liabilities attributable to the department of
37 transportation. The office of financial management must provide a

1 detailed accounting of the revenues and expenditures of the self-
2 insurance fund to the transportation committees of the legislature on
3 December 31st and June 30th of each year.

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

6 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT
7 DIVISION OF RISK MANAGEMENT FEES \$1,520,000

8 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE
9 AUDITOR ((~~\$1,150,000~~))
10 \$1,153,000

11 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL
12 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED
13 MAIL SERVICES ((~~\$4,157,000~~))
14 \$4,859,000

15 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF
16 PERSONNEL ((~~\$4,033,000~~))
17 \$7,593,000

18 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY
19 PREMIUMS AND ADMINISTRATION \$36,665,000

20 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL
21 ADMINISTRATION CAPITAL PROJECTS SURCHARGE \$1,838,000

22 (g) FOR ARCHIVES AND RECORDS MANAGEMENT ((~~\$647,000~~))
23 \$677,000

24 (h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS
25 ENTERPRISES ((~~\$1,070,000~~))
26 \$1,042,000

27 (i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY
28 THE OFFICE OF FINANCIAL MANAGEMENT ((~~\$930,000~~))
29 \$966,000

30 (j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT
31 OF INFORMATION SERVICES ((~~\$1,138,000~~))
32 \$945,000

33 (k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY
34 GENERAL'S OFFICE ((~~\$8,859,000~~))
35 \$9,045,000

36 (l) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY
37 GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT
38 LITIGATION \$158,000

1 **Sec. 222.** 2007 c 518 s 224 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**
4 **V**

5	Regional Mobility Grant Program Account--State	
6	Appropriation	\$40,000,000
7	Multimodal Transportation Account--State	
8	Appropriation	((\$85,202,000))
9		<u>\$85,507,000</u>
10	Multimodal Transportation Account--Federal	
11	Appropriation	\$2,582,000
12	Multimodal Transportation Account--Private/Local	
13	Appropriation	((\$291,000))
14		<u>\$659,000</u>
15	TOTAL APPROPRIATION	((\$128,075,000))
16		<u>\$128,748,000</u>

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

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

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

29 (b) \$19,500,000 of the amount provided in this subsection is
30 provided solely for grants to transit agencies to transport persons
31 with special transportation needs. To receive a grant, the transit
32 agency must have a maintenance of effort for special needs
33 transportation that is no less than the previous year's maintenance of
34 effort for special needs transportation. Grants for transit agencies
35 shall be prorated based on the amount expended for demand response
36 service and route deviated service in calendar year 2005 as reported in
37 the "Summary of Public Transportation - 2005" published by the

1 department of transportation. No transit agency may receive more than
2 thirty percent of these distributions.

3 (2) Funds are provided for the rural mobility grant program as
4 follows:

5 (a) \$8,500,000 of the multimodal transportation account--state
6 appropriation is provided solely for grants for those transit systems
7 serving small cities and rural areas as identified in the Summary of
8 Public Transportation - 2005 published by the department of
9 transportation. Noncompetitive grants must be distributed to the
10 transit systems serving small cities and rural areas in a manner
11 similar to past disparity equalization programs.

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

16 (3) \$8,600,000 of the multimodal transportation account--state
17 appropriation is provided solely for a vanpool grant program for: (a)
18 Public transit agencies to add vanpools; and (b) incentives for
19 employers to increase employee vanpool use. The grant program for
20 public transit agencies will cover capital costs only; no operating
21 costs for public transit agencies are eligible for funding under this
22 grant program. No additional employees may be hired from the funds
23 provided in this section for the vanpool grant program, and supplanting
24 of transit funds currently funding vanpools is not allowed. Additional
25 criteria for selecting grants must include leveraging funds other than
26 state funds.

27 (4) \$40,000,000 of the regional mobility grant program account--
28 state appropriation is provided solely for the regional mobility grant
29 projects identified on the LEAP Transportation Document 2007-B as
30 developed April 20, 2007. The department shall review all projects
31 receiving grant awards under this program at least semiannually to
32 determine whether the projects are making satisfactory progress. Any
33 project that has been awarded funds, but does not report activity on
34 the project within one year of the grant award, shall be reviewed by
35 the department to determine whether the grant should be terminated.
36 The department shall promptly close out grants when projects have been
37 completed, and any remaining funds available to the office of transit
38 mobility shall be used only to fund projects on the LEAP Transportation

1 Document 2007-B as developed April 20, 2007. The department shall
2 provide annual status reports on December 15, 2007, and December 15,
3 2008, to the office of financial management and the transportation
4 committees of the legislature regarding the projects receiving the
5 grants.

6 (5) \$17,168,087 of the multimodal transportation account--state
7 appropriation is reappropriated and provided solely for the regional
8 mobility grant projects identified on the LEAP Transportation Document
9 2006-D, regional mobility grant program projects as developed March 8,
10 2006. The department shall continue to review all projects receiving
11 grant awards under this program at least semiannually to determine
12 whether the projects are making satisfactory progress. The department
13 shall promptly close out grants when projects have been completed, and
14 any remaining funds available to the office of transit mobility shall
15 be used only to fund projects on the LEAP Transportation Document
16 2007-B as developed April 20, 2007, or the LEAP Transportation Document
17 2006-D as developed March 8, 2006.

18 (6) \$200,000 of the multimodal transportation account--state
19 appropriation is provided solely for the department to study and then
20 develop pilot programs aimed at addressing commute trip reduction
21 strategies for K-12 students and for college and university students.
22 The department shall submit to the legislature by January 1, 2009, a
23 summary of the program results and recommendations for future student
24 commute trip reduction strategies. The pilot programs are described as
25 follows:

26 (a) The department shall consider approaches, including mobility
27 education, to reducing and removing traffic congestion in front of
28 schools by changing travel behavior for elementary, middle, and high
29 school students and their parents; and

30 (b) The department shall design a program that includes student
31 employment options as part of the pilot program applicable to college
32 and university students.

33 (7) \$2,400,000 of the multimodal account--state appropriation is
34 provided solely for establishing growth and transportation efficiency
35 centers (GTEC). Funds are appropriated for one time only. The
36 department shall provide in its annual report to the legislature an
37 evaluation of the GTEC concept and recommendations on future funding
38 levels.

1 (8) \$381,000 of the multimodal transportation account--state
2 appropriation is provided solely for the implementation of Substitute
3 House Bill No. 1694 (reauthorizing the agency council on coordinated
4 transportation). If Substitute House Bill No. 1694 is not enacted by
5 June 30, 2007, the amount provided in this subsection shall lapse.

6 (9) (~~(\$136,000)~~) \$504,000 of the multimodal transportation
7 account--private/local appropriation is provided solely for the
8 implementation of Senate Bill No. 5084 (updating rail transit safety
9 plans). If Senate Bill No. 5084 is not enacted by June 30, 2007, the
10 amount provided in this subsection shall lapse.

11 (10) \$60,000 of the multimodal transportation account--state
12 appropriation is provided solely for low-income car ownership programs.
13 The department shall collaborate with interested regional
14 transportation planning organizations and metropolitan planning
15 organizations to determine the effectiveness of the programs at
16 providing transportation solutions for low-income persons who depend
17 upon cars to travel to their places of employment.

18 (11) \$1,000,000 of the multimodal transportation account--state
19 appropriation is provided solely for additional funding for the trip
20 reduction performance program, including telework enhancement projects.
21 Funds are appropriated for one time only.

22 (12) \$2,000,000 of the multimodal transportation account--state
23 appropriation is provided solely for the tri-county connection service
24 for Island, Skagit, and Whatcom transit agencies.

25 (13) \$135,000 of the multimodal transportation account--state
26 appropriation is provided solely for dedicated staff to provide
27 technical expertise to support the department and the climate advisory
28 team in the development of climate change strategies.

29 (14) \$225,000 of the multimodal transportation account--state
30 appropriation is provided solely for the commute trip reduction
31 program. The department shall work with the commute trip reduction
32 board to provide grants to car-sharing organizations for the benefit of
33 their members for the purpose of reducing congestion and improving air
34 quality.

35 **Sec. 223.** 2007 c 518 s 225 (uncodified) is amended to read as
36 follows:

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

2 Puget Sound Ferry Operations Account--State

3 Appropriation ((~~\$412,189,000~~))

4 \$427,954,000

5 Multimodal Transportation Account--State

6 Appropriation ((~~\$1,830,000~~))

7 \$1,914,000

8 TOTAL APPROPRIATION ((~~\$414,019,000~~))

9 \$429,868,000

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

12 (1) ((~~\$79,191,000~~)) \$90,299,000 of the Puget Sound ferry
13 operations--state appropriation is provided solely for auto ferry
14 vessel operating fuel in the 2007-2009 biennium.

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

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

24 (4) ((~~\$1,830,000~~)) \$1,914,000 of the multimodal transportation
25 account--state appropriation is provided solely to provide
26 passenger-only ferry service. The ferry system shall continue
27 passenger-only ferry service from Vashon Island to Seattle through June
28 30, 2008. Ferry system management shall continue to implement its
29 agreement with the inlandboatmen's union of the pacific and the
30 international organization of masters, mates and pilots providing for
31 part-time passenger-only work schedules.

32 (5) \$932,000 of the Puget Sound ferries operations account--state
33 appropriation is provided solely for compliance with department of
34 ecology rules regarding the transfer of oil on or near state waters.
35 Funding for compliance with on-board fueling rules is provided for the
36 2008 fiscal year. The department may request funding for the 2009
37 fiscal year if the request is submitted with an alternative compliance
38 plan filed with the department of ecology, as allowed by rule.

1 (6) \$1,116,000 of the Puget Sound ferry operations account--state
2 appropriation is provided solely for ferry security operations
3 necessary to comply with the ferry security plan submitted by the
4 Washington state ferry system to the United States coast guard. The
5 department shall track security costs and expenditures. Ferry security
6 operations costs shall not be included as part of the operational costs
7 that are used to calculate farebox recovery.

8 (7) \$378,000 of the Puget Sound ferry operations account--state
9 appropriation is provided solely to meet the United States coast guard
10 requirements for appropriate rest hours between shifts for vessel crews
11 on the Bainbridge to Seattle and Edmonds to Kingston ferry routes.

12 (8) \$694,000 of the Puget Sound ferries operating account--state
13 appropriation is provided solely for implementing Engrossed Substitute
14 House Bill No. 2358 as follows:

15 (a) The department shall allow the joint transportation committee
16 workgroup established in section 205(1) of this act to participate in
17 the following elements as they are described in Engrossed Substitute
18 House Bill No. 2358:

19 (i) Development and implementation of a survey of ferry customers;

20 (ii) Analysis and reestablishment of vehicle level of service
21 standards. In reestablishing the standards, consideration shall be
22 given to whether boat wait is the appropriate measure. The level of
23 service standard shall be reestablished in conjunction with or after
24 the survey has been implemented;

25 (iii) Development of pricing policy proposals. In developing these
26 policies, the policies, in effect on some routes, of collecting fares
27 in only one direction shall be evaluated to determine whether one-way
28 fare pricing best serves the ferry system. The pricing policy
29 proposals must be developed in conjunction with or after the survey has
30 been implemented;

31 (iv) Development of operational strategies. The operational
32 strategies shall be reestablished in conjunction with the survey or
33 after the survey has been implemented;

34 (v) Development of terminal design standards. The terminal design
35 standards shall be finalized after the provisions of subsections (a)(i)
36 through (iv) and subsection (b) of this section have been developed and
37 reviewed by the joint transportation committee; and

1 (vi) Development of a capital plan. The capital plan shall be
2 finalized after terminal design standards have been developed by the
3 department and reviewed by the joint transportation committee.

4 (b) The department shall develop a ridership demand forecast that
5 shall be used in the development of a long-range capital plan. If more
6 than one forecast is developed they must be reconciled.

7 (c) The department shall update the life cycle cost model to meet
8 the requirements of Engrossed Substitute House Bill No. 2358 no later
9 than August 1, 2007.

10 (d) The department shall develop a cost allocation methodology
11 proposal to meet the requirements described in Engrossed Substitute
12 House Bill No. 2358. The proposal shall be completed and presented to
13 the joint transportation committee no later than August 1, 2007.

14 (9) \$200,000 of the Puget Sound ferry operation account--state
15 appropriation is provided solely for the initial acquisition of
16 transportation worker identification credentials required by the United
17 States department of homeland security for unescorted access to secure
18 areas of ferries and terminals.

19 **Sec. 224.** 2007 c 518 s 226 (uncodified) is amended to read as
20 follows:

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

22 Multimodal Transportation Account--State

23 Appropriation ((~~\$37,034,000~~))
24 \$37,012,000

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

27 (1) The department shall publish a final long-range plan for Amtrak
28 Cascades by September 30, 2007. By December 31, 2008, the department
29 shall submit to the office of financial management and the
30 transportation committees of the legislature a midrange plan for Amtrak
31 Cascades that identifies specific steps the department would propose to
32 achieve additional service beyond current levels.

33 (2)(a) \$29,091,000 of the multimodal transportation account--state
34 appropriation is provided solely for the Amtrak service contract and
35 Talgo maintenance contract associated with providing and maintaining
36 the state-supported passenger rail service. Upon completion of the

1 rail platform project in the city of Stanwood, the department shall
2 provide daily Amtrak Cascades service to the city.

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

6 (c) When Amtrak Cascades expands the second roundtrip between
7 Vancouver, B.C. and Seattle, the department shall negotiate for the
8 second roundtrip to leave Bellingham southbound no later than 8:30 a.m.

9 (3) No Amtrak Cascade runs may be eliminated.

10 (4) \$40,000 of the multimodal transportation account--state
11 appropriation is provided solely for the produce railcar program. The
12 department is encouraged to implement the produce railcar program by
13 maximizing private investment.

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

16 **Sec. 225.** 2007 c 518 s 227 (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	((\$8,630,000))
21		<u>\$8,745,000</u>
22	Motor Vehicle Account--Federal Appropriation	\$2,567,000
23	TOTAL APPROPRIATION	((\$11,197,000))
24		<u>\$11,312,000</u>

25 **TRANSPORTATION AGENCIES--CAPITAL**

26 **Sec. 301.** 2007 c 518 s 302 (uncodified) is amended to read as
27 follows:

28 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

29	Rural Arterial Trust Account--State Appropriation	\$64,000,000
30	Motor Vehicle Account--State Appropriation	((\$2,368,000))
31		<u>\$2,370,000</u>
32	County Arterial Preservation Account--State	
33	Appropriation	((\$32,861,000))
34		<u>\$32,641,000</u>
35	TOTAL APPROPRIATION	((\$99,229,000))

1 \$99,011,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: (~~(\$2,069,000)~~) \$2,370,000 of the motor
4 vehicle account--state appropriation may be used for county (~~ferries-~~
5 ~~The board shall review the requests for county ferry funding in~~
6 ~~consideration with other projects funded from the board. If the board~~
7 ~~determines these projects are a priority over the projects in the rural~~
8 ~~arterial and county arterial preservation grant programs, then they may~~
9 ~~provide funding for these requests~~)) ferry projects as set forth in RCW
10 47.56.725(4).

11 **Sec. 302.** 2007 c 518 s 303 (uncodified) is amended to read as
12 follows:

13 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

14 Small City Pavement and Sidewalk Account--State

15 Appropriation \$4,500,000

16 Urban Arterial Trust Account--State Appropriation . . (~~(\$129,600,000)~~)

17 \$128,000,000

18 Transportation Improvement Account--State

19 Appropriation (~~(\$90,643,000)~~)

20 \$87,143,000

21 TOTAL APPROPRIATION (~~(\$224,743,000)~~)

22 \$219,643,000

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

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

28 (2) The urban arterial trust account--state appropriation includes
29 up to \$15,000,000 in proceeds from the sale of bonds authorized in
30 Substitute House Bill No. 2394. If Substitute House Bill No. 2394 is
31 not enacted by June 30, 2007, the amount provided in this subsection
32 shall lapse.

33 **Sec. 303.** 2007 c 518 s 304 (uncodified) is amended to read as
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**

1 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

2 Motor Vehicle Account--State Appropriation (~~(\$6,202,000)~~)
3 \$7,157,000

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

6 (1) \$584,000 of the motor vehicle account--state appropriation is
7 for statewide administration.

8 (2) (~~(\$750,000)~~) \$803,000 of the motor vehicle account--state
9 appropriation is for regional minor projects.

10 (3) \$568,000 of the motor vehicle account--state appropriation is
11 for the Olympic region headquarters property payments.

12 (4) By September 1, 2007, the department shall submit to the
13 transportation committees of the legislature predesign plans, developed
14 using the office of financial management's predesign process, for all
15 facility replacement projects to be proposed in the facilities 2008
16 budget proposal.

17 (5) \$1,600,000 of the motor vehicle account--state appropriation is
18 for site acquisition for the Tri-cities area maintenance facility.

19 (6) \$2,700,000 of the motor vehicle account--state appropriation is
20 for site acquisition for the Vancouver light industrial facility.

21 (7) The department shall work with the office of financial
22 management and staff of the transportation committees of the
23 legislature to develop a statewide inventory of all department-owned
24 surplus property that is suitable for development for department
25 facilities or that should be sold. By December 1, 2008, the department
26 shall report to the joint transportation committee on the findings of
27 this study.

28 (8) \$902,000 of the motor vehicle account--state appropriation is
29 for project D399311 as identified in the governor's 2008 supplemental
30 project list to reimburse the miscellaneous transportation programs
31 account for expenditures for the proposed Olympic region headquarters
32 complex that were incurred in the 2005-07 biennium.

33 **Sec. 304.** 2007 c 518 s 305 (uncodified) is amended to read as
34 follows:

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

36 Transportation Partnership Account--State
37 Appropriation (~~(\$1,226,516,000)~~)

1		\$1,234,581,000
2	Motor Vehicle Account--State Appropriation	(((\$82,045,000))
3		<u>\$82,555,000</u>
4	Motor Vehicle Account--Federal Appropriation	(((\$404,090,000))
5		<u>\$437,537,000</u>
6	Motor Vehicle Account--Private/Local	
7	Appropriation	(((\$49,157,000))
8		<u>\$61,115,000</u>
9	Special Category C Account--State Appropriation	(((\$29,968,000))
10		<u>\$29,125,000</u>
11	<u>Multimodal Transportation Account--Federal</u>	
12	<u>Appropriation</u>	<u>\$86,100,000</u>
13	Tacoma Narrows Toll Bridge Account--State	
14	Appropriation	(((\$142,484,000))
15		<u>\$32,277,000</u>
16	Transportation 2003 Account (Nickel Account)--State	
17	Appropriation	(((\$1,100,746,000))
18		<u>\$1,137,721,000</u>
19	Freight Congestion Relief Account--State	
20	Appropriation	\$40,000,000
21	<u>Freight Mobility Multimodal Account--State</u>	
22	<u>Appropriation</u>	<u>\$208,000</u>
23	TOTAL APPROPRIATION	(((\$3,075,006,000))
24		<u>\$3,141,219,000</u>

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

27 (1) Except as provided otherwise in this section, the entire
28 transportation 2003 account (nickel account) appropriation and the
29 entire transportation partnership account appropriation are provided
30 solely for the projects and activities as listed by fund, project, and
31 amount in ((LEAP Transportation Document 2007-1)) the governor's 2008
32 supplemental project list, Highway Improvement Program (I) as developed
33 ((April 20, 2007)) December 18, 2007. However, limited transfers of
34 specific line-item project appropriations may occur between projects
35 for those amounts listed subject to the conditions and limitations in
36 section 603 of this act.

37 (2) The department shall not commence construction on any part of
38 the state route number 520 bridge replacement and HOV project until a

1 record of decision has been reached providing reasonable assurance that
2 project impacts will be avoided, minimized, or mitigated as much as
3 practicable to protect against further adverse impacts on neighborhood
4 environmental quality as a result of repairs and improvements made to
5 the state route 520 bridge and its connecting roadways, and that any
6 such impacts will be addressed through engineering design choices,
7 mitigation measures, or a combination of both. The requirements of
8 this section shall not apply to off-site pontoon construction
9 supporting the state route number 520 bridge replacement and HOV
10 project.

11 (3) Within the amounts provided in this section, (~~(\$1,991,000)~~)
12 \$1,895,000 of the transportation partnership account--state
13 appropriation, (~~(\$1,656,000)~~) \$2,147,000 of the motor vehicle account--
14 federal appropriation, and (~~(\$8,343,000)~~) \$10,331,000 of the
15 transportation 2003 account (nickel account)--state appropriation are
16 for project 109040T as identified in the (~~LEAP--transportation~~
17 ~~document~~) governor's 2008 supplemental project list in subsection (1)
18 of this section: I-90/Two Way Transit-Transit and HOV Improvements -
19 Stage 1. Expenditure of the funds on construction is contingent upon
20 revising the access plan for Mercer Island traffic such that Mercer
21 Island traffic will have access to the outer roadway high occupancy
22 vehicle (HOV) lanes during the period of operation of such lanes
23 following the removal of Mercer Island traffic from the center roadway
24 and prior to conversion of the outer roadway HOV lanes to high
25 occupancy toll (HOT) lanes. Sound transit may only have access to the
26 center lanes when alternative R8A is complete.

27 (4) The Tacoma Narrows toll bridge account--state appropriation
28 includes up to (~~(\$131,016,000)~~) \$19,133,000 in proceeds from the sale
29 of bonds authorized by RCW 47.10.843.

30 (5) The funding described in this section includes (~~(\$8,095,541)~~)
31 \$24,575,670 of the transportation 2003 account (nickel account)--state
32 appropriation, \$5,950,001 of the transportation partnership account--
33 state appropriation, and \$237,241 of the motor vehicle account--
34 private/local appropriation, which are for the SR 519 project. The
35 total project is expected to cost no more than \$74,400,000 (~~(including~~
36 ~~\$11,950,000 in contributions from project partners)~~).

37 (6) To promote and support community-specific noise reduction
38 solutions, the department shall:

1 (a) Prepare a draft directive that establishes how each community's
2 priorities and concerns may be identified and addressed in order to
3 allow consideration of a community's preferred methods of advanced
4 visual shielding and aesthetic screening, for the purpose of improving
5 the noise environment of major state roadway projects in locations that
6 do not meet the criteria for standard noise barriers. The intent is
7 for these provisions to be supportable by existing project budgets.
8 The directive shall also include direction on the coordination and
9 selection of visual and aesthetic options with local communities. The
10 draft directive shall be provided to the standing transportation
11 committees of the legislature by January 2008; and

12 (b) Pilot the draft directive established in (a) of this subsection
13 in two locations along major state roadways. If practicable, the
14 department should begin work on the pilot projects while the directive
15 is being developed. One pilot project shall be located in Clark county
16 on a significant capacity improvement project. The second pilot
17 project shall be located in urban King county, which shall be on a
18 corridor highway project through mixed land use areas that is nearing
19 or under construction. The department shall provide a written report
20 to the standing transportation committees of the legislature on the
21 findings of the Clark county pilot project by January 2009, and the
22 King county pilot project by January 2010. Based on results of the
23 pilot projects, the department shall update its design manual,
24 environmental procedures, or other appropriate documents to incorporate
25 the directive.

26 ~~((+8))~~ (7) If the "Green Highway" provisions of Engrossed Second
27 Substitute House Bill No. 1303 (cleaner energy) are enacted, the
28 department shall erect signs on the interstate highways included in
29 those provisions noting that these interstates have been designated
30 "Washington Green Highways."

31 ~~((+9))~~ (8) If on the I-405/I-90 to SE 8th Street Widening project
32 the department finds that there is an alternative investment to
33 preserve reliable rail accessibility to major manufacturing sites
34 within the I-405 corridor that are less expensive than replacing the
35 Wilburton Tunnel, the department may enter into the necessary
36 agreements to implement that alternative provided that costs remain
37 within the approved project budget.

1 (~~(11)~~) (9) The department shall apply for surface transportation
2 program (STP) enhancement funds to be expended in lieu of or in
3 addition to state funds for eligible costs of projects in Programs I
4 and P, including, but not limited to, the SR 518, SR 519, SR 520, and
5 Alaskan Way Viaduct projects.

6 (~~(12)~~) (10) \$250,000 of the motor vehicle account--state
7 appropriation is provided solely for an inland pacific hub study to
8 develop an inland corridor for the movement of freight and goods to and
9 through eastern Washington; and \$500,000 of the motor vehicle account--
10 state appropriation is provided solely for the SR3/SR16 corridor study
11 to plan and prioritize state and local improvements needed over the
12 next 10-20 years to support safety, capacity development, and economic
13 development within the corridor.

14 (~~(13)~~) (11) The department shall, on a quarterly basis beginning
15 July 1, 2007, provide to the office of financial management and the
16 legislature reports providing the status on each active project funded
17 in part or whole by the transportation 2003 account (nickel account) or
18 the transportation partnership account. Funding provided at a
19 programmatic level for transportation partnership account and
20 transportation 2003 account (nickel account) projects relating to
21 bridge rail, guard rail, fish passage barrier removal, and roadside
22 safety projects should be reported on a programmatic basis. Projects
23 within this programmatic level funding should be completed on a
24 priority basis and scoped to be completed within the current
25 programmatic budget. Other projects may be reported on a programmatic
26 basis. The department shall work with the office of financial
27 management and the transportation committees of the legislature to
28 agree on report formatting and elements. Elements shall include, but
29 not be limited to, project scope, schedule, and costs. The department
30 shall also provide the information required under this subsection on a
31 quarterly basis via the transportation executive information systems
32 (TEIS).

33 (~~(14)~~) (12) The department shall apply for the competitive
34 portion of federal transit administration funds for eligible transit-
35 related costs of the SR 520 bridge replacement and HOV project. The
36 federal funds described in this subsection shall not include those
37 federal transit administration funds distributed by formula.

1 (~~(15)~~) (13) Funding provided by this act for the Alaskan Way
2 Viaduct project shall not be spent for preliminary engineering, design,
3 right-of-way acquisition, or construction on the project if completion
4 of the project would more likely than not reduce the capacity of the
5 facility. Capacity shall be measured by including the consideration of
6 the efficient movement of people and goods on the facility.

7 (~~(16)~~) (14) The governor shall convene a collaborative process
8 involving key leaders to determine the final project design for the
9 Alaskan Way Viaduct.

10 (a) The process shall be guided by the following common principles:
11 Public safety must be maintained; the final project shall meet both
12 capacity and mobility needs; and taxpayer dollars must be spent
13 responsibly.

14 (b) The state's project expenditures shall not exceed
15 \$2,800,000,000.

16 (c) A final design decision shall be made by December 31, 2008.

17 (~~(17)~~) (15) During the 2007-09 biennium, the department shall
18 proceed with a series of projects on the Alaskan Way Viaduct that are
19 common to any design alternative. Those projects include relocation of
20 two electrical transmission lines, Battery Street tunnel upgrades,
21 seismic upgrades from Lenora to the Battery Street tunnel, viaduct
22 removal from Holgate to King Street, and development of transit
23 enhancements and other improvements to mitigate congestion during
24 construction.

25 (~~(18)~~) (16) The entire freight congestion relief account--state
26 appropriation is contingent upon the enactment during the 2007-2009
27 fiscal biennium of a bill, resulting from the study established in
28 Substitute Senate Bill No. 5207, that makes available funding to
29 support project expenditures funded from the freight congestion relief
30 account created in Substitute Senate Bill No. 5207. If such a funding
31 bill is not enacted by June 30, 2009, the entire freight congestion
32 relief account--state appropriation shall lapse.

33 (~~(19)~~) (17) The transportation 2003 account (nickel account)--
34 state appropriation includes up to (~~(\$874,610,000)~~) \$872,610,000 in
35 proceeds from the sale of bonds authorized by RCW 47.10.861.

36 (~~(20)~~) (18) The transportation partnership account--state
37 appropriation includes up to (~~(\$900,000,000)~~) \$902,500,000 in proceeds
38 from the sale of bonds authorized in RCW 47.10.873.

1 ~~((+21))~~ (19) The special category C account--state appropriation
2 includes up to ~~((+\$22,080,000))~~ \$21,497,000 in proceeds from the sale of
3 bonds authorized in Substitute House Bill No. 2394. If Substitute
4 House Bill No. 2394 is not enacted by June 30, 2007, the amount
5 provided in this subsection shall lapse.

6 ~~((+22))~~ (20) \$4,500,000 of the motor vehicle account--federal
7 appropriation is provided solely for cost increases on the SR
8 304/Bremerton tunnel project.

9 ~~((+23) \$3,000,000))~~ (21) \$2,071,000 of the motor vehicle account--
10 state appropriation is provided solely for initial design and right of
11 way work on a new southbound SR 509 to eastbound SR 518 freeway-to-
12 freeway elevated ramp.

13 ~~((+24))~~ (22) \$500,000 of the motor vehicle account--federal
14 appropriation to the SR 543/I-5 to Canadian border project is provided
15 solely for retaining wall facia improvements.

16 ~~((+25) \$1,400,000))~~ (23) \$1,334,000 of the motor vehicle account--
17 federal appropriation is provided solely for the Westview school noise
18 wall.

19 ~~((+26))~~ (24) \$1,600,000 of the motor vehicle account--~~((federal))~~
20 state appropriation is provided solely for two noise walls on SR 161 in
21 King county.

22 ~~((+27))~~ (25) \$900,000 of the motor vehicle account--state
23 appropriation and \$100,000 of the motor vehicle account--federal
24 appropriation are provided solely for interchange design and planning
25 work on US 12 at A street and tank farm road.

26 (26) The funding described in this section includes \$19,938,892 of
27 the transportation partnership account--state appropriation, \$28,623 of
28 the motor vehicle account--state appropriation, \$308,000 of the motor
29 vehicle account--private/local appropriation, and \$2,899,917 of the
30 motor vehicle account--federal appropriation for the I-5/Columbia river
31 crossing/Vancouver project. Future funding will include up to
32 \$15,000,000 awarded to Washington and Oregon jointly through the U.S.
33 department of transportation corridors of the future program in the
34 2007 federal highway authority discretionary fund allocations.

35 (27) The department shall study any outstanding issues, including
36 financial issues that may apply to the I-5/Columbia river
37 crossing/Vancouver project. The department's efforts must include an
38 analysis of current bi-state efforts in planning, coordination, and

1 funding for the project; opportunities for the joining of state and
2 local government agencies and the private sector in a strong
3 partnership that contributes to the completion of the project; and
4 opportunities to work with the congressional delegations of Oregon and
5 Washington to provide federal funding and other assistance that will
6 advance this project of national and regional significance.

7 (28) The department shall conduct a study to determine the
8 feasibility of administering tolls on the US 395 North Spokane
9 corridor. The study findings must include the potential revenue that
10 could be generated by tolling all lanes on the corridor and the
11 potential revenue and traffic benefits that could be provided by truck-
12 only toll lanes on the corridor. The department shall report its
13 findings to the governor and the transportation committees of the
14 legislature by June 1, 2009.

15 **Sec. 305.** 2007 c 518 s 306 (uncodified) is amended to read as
16 follows:

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

18	Transportation Partnership Account--State	
19	Appropriation	((\$220,164,000))
20		<u>\$181,666,000</u>
21	Motor Vehicle Account--State Appropriation	((\$71,392,000))
22		<u>\$93,173,000</u>
23	Motor Vehicle Account--Federal Appropriation	((\$425,161,000))
24		<u>\$455,379,000</u>
25	Motor Vehicle Account--Private/Local Appropriation	((\$15,285,000))
26		<u>\$18,138,000</u>
27	Transportation 2003 Account (Nickel Account)--State	
28	Appropriation	((\$5,122,000))
29		<u>\$11,136,000</u>
30	Puyallup Tribal Settlement Account--State	
31	Appropriation	((\$11,000,000))
32		<u>\$12,500,000</u>
33	TOTAL APPROPRIATION	((\$748,124,000))
34		<u>\$771,992,000</u>

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

1 (1) Except as provided otherwise in this section, the entire
2 transportation 2003 account (nickel account) appropriation and the
3 entire transportation partnership account appropriation are provided
4 solely for the projects and activities as listed by fund, project, and
5 amount in (~~LEAP Transportation Document 2007-1~~) the governor's 2008
6 supplemental project list, Highway Preservation Program (P) as
7 developed (~~April 20, 2007~~) December 18, 2007. However, limited
8 transfers of specific line-item project appropriations may occur
9 between projects for those amounts listed subject to the conditions and
10 limitations in section 603 of this act.

11 (2) (~~(\$295,000)~~) \$287,000 of the motor vehicle account--federal
12 appropriation and (~~(\$5,000)~~) \$11,000 of the motor vehicle account--
13 state appropriation are provided solely for the department to
14 (~~determine the most cost efficient way to~~) replace the current Keller
15 ferry. (~~Options reviewed shall not include an expansion of the~~
16 ~~current capacity of the Keller ferry.~~)

17 (3) (~~(\$5,513,000)~~) \$5,308,000 of the transportation partnership
18 account--state appropriation is provided solely for the purposes of
19 settling all identified and potential claims from the Lower Elwha
20 Klallam Tribe related to the construction of a graving dock facility on
21 the graving dock property. In the matter of *Lower Elwha Klallam Tribe*
22 *et al v. State et al*, Thurston county superior court, cause no.
23 05-2-01595-8, the Lower Elwha Klallam Tribe and the state of Washington
24 entered into a settlement agreement that settles all claims related to
25 graving dock property and associated construction and releases the
26 state from all claims related to the construction of the graving dock
27 facilities. The expenditure of this appropriation is contingent on the
28 conditions and limitations set forth in subsections (a) and (b) of this
29 subsection.

30 (a) \$2,000,000 of the transportation partnership account--state
31 appropriation is provided solely for the benefit of the Lower Elwha
32 Klallam Tribe to be disbursed by the department in accordance with
33 terms and conditions of the settlement agreement.

34 (b) (~~(\$3,513,000)~~) \$3,309,000 of the transportation partnership
35 account--state appropriation is provided solely for the department's
36 remediation work on the graving dock property in accordance with the
37 terms and conditions of the settlement agreement.

1 (4) The department shall apply for surface transportation program
2 (STP) enhancement funds to be expended in lieu of or in addition to
3 state funds for eligible costs of projects in Programs I and P,
4 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan
5 Way Viaduct projects.

6 (5) The department shall, on a quarterly basis beginning July 1,
7 2007, provide to the office of financial management and the legislature
8 reports providing the status on each active project funded in part or
9 whole by the transportation 2003 account (nickel account) or the
10 transportation partnership account. Funding provided at a programmatic
11 level for transportation partnership account projects relating to
12 seismic bridges should be reported on a programmatic basis. Projects
13 within this programmatic level funding should be completed on a
14 priority basis and scoped to be completed within the current
15 programmatic budget. Other projects may be reported on a programmatic
16 basis. The department shall work with the office of financial
17 management and the transportation committees of the legislature to
18 agree on report formatting and elements. Elements shall include, but
19 not be limited to, project scope, schedule, and costs. The department
20 shall also provide the information required under this subsection on a
21 quarterly basis via the transportation executive information systems
22 (TEIS).

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

29 (7) (~~(\$2,604,501)~~) \$4,600,000 of the motor vehicle account--federal
30 appropriation and (~~(\$3,000,000)~~) \$10,358,000 of the motor vehicle
31 account--state appropriation are for expenditures on damaged state
32 roads due to flooding, mudslides, rock fall, or other unforeseen
33 events.

34 (8) (~~(\$9,665)~~) \$188,000 of the motor vehicle account--state
35 appropriation, (~~(\$12,652,812)~~) \$28,749,000 of the motor vehicle
36 account--federal appropriation, and (~~(\$138,174,581)~~) \$105,653,000 of
37 the transportation partnership account--state appropriation are
38 provided solely for the Hood Canal bridge project.

1 (9) The motor vehicle account--state appropriation includes up to
2 \$3,000,000 in proceeds from the sale of bonds authorized in RCW
3 47.10.843.

4 **Sec. 306.** 2007 c 518 s 307 (uncodified) is amended to read as
5 follows:

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

8	Motor Vehicle Account--State Appropriation	\$9,212,000
9	Motor Vehicle Account--Federal Appropriation	\$15,951,000
10	Motor Vehicle Account--Private/Local Appropriation	\$74,000
11	TOTAL APPROPRIATION	\$25,237,000

12 (~~The appropriations in this section are subject to the following~~
13 ~~conditions and limitations: The motor vehicle account state~~
14 ~~appropriation includes \$8,833,000 provided solely for state matching~~
15 ~~funds for federally selected competitive grant or congressional earmark~~
16 ~~projects. These moneys shall be placed into reserve status until such~~
17 ~~time as federal funds are secured that require a state match.))~~

18 **Sec. 307.** 2007 c 518 s 308 (uncodified) is amended to read as
19 follows:

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

22	Puget Sound Capital Construction Account--State	
23	Appropriation	(((\$139,139,000))
24		<u>\$114,108,000</u>
25	Puget Sound Capital Construction Account--Federal	
26	Appropriation	(((\$66,145,000))
27		<u>\$46,076,000</u>
28	<u>Puget Sound Capital Construction Account--</u>	
29	<u>Private/Local Appropriation</u>	<u>\$26,000</u>
30	Multimodal Transportation Account--State	
31	Appropriation	\$4,100,000
32	Transportation 2003 Account (Nickel Account)--State	
33	Appropriation	(((\$76,525,000))
34		<u>\$59,469,000</u>
35	TOTAL APPROPRIATION	(((\$285,909,000))
36		<u>\$223,779,000</u>

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

3 (1) (~~(\$6,432,000)~~) \$13,484,000 of the Puget Sound capital
4 construction account--state appropriation is provided (~~(solely for~~
5 ~~emergency capital costs)~~) for project 944470A as identified in the
6 governor's 2008 supplemental project list for the construction of three
7 marine vessels to replace the aging vessels currently operating on the
8 Port Townsend-Keystone ferry route. The governor's 2008 supplemental
9 project list includes a total of \$100,000,000 for vessel replacement
10 and related expenses, incurred over a period of time.

11 (2) (~~(\$16,567,000)~~) \$18,363,000 of the Puget Sound capital
12 construction account--state appropriation and \$4,100,000 of the
13 multimodal transportation account--state appropriation are provided
14 solely for the terminal projects listed:

15 (a) Anacortes ferry terminal - utilities work; right-of-way
16 purchase for a holding area during construction; and completion of
17 design and permitting on the terminal building, pick-up and drop-off
18 sites, and pedestrian and bicycle facilities;

19 (b) Bainbridge Island ferry terminal - environmental planning and
20 a traffic signalization project in the vicinity of SR 305 Harborview
21 drive;

22 (c) Bremerton ferry terminal - overhead loading control system and
23 moving the terminal agent's office;

24 (d) Clinton ferry terminal - septic system replacement;

25 (e) Edmonds ferry terminal - right-of-way acquisition costs and
26 federal match requirements;

27 (f) Friday Harbor ferry terminal - parking resurfacing;

28 (g) Keystone and Port Townsend ferry terminals - route
29 environmental planning;

30 (h) Kingston ferry terminal - transfer span retrofit and overhead
31 vehicle holding control system modifications;

32 (i) Mukilteo ferry terminal - right-of-way acquisition,
33 archeological studies, and environmental planning;

34 (j) Port Townsend ferry terminal - wingwall replacement;

35 (k) Seattle ferry terminal - environmental planning, coordination
36 with local jurisdictions, and coordination with highway projects; and

37 (l) Vashon Island and Seattle ferry terminals - modify the
38 passenger-only facilities.

1 (~~(4)~~ ~~\$76,525,000~~) (3) \$46,021,000 of the transportation 2003
2 account (nickel account)--state appropriation and (~~(\$50,985,000)~~)
3 \$3,750,000 of the Puget Sound capital construction account--(~~state~~)
4 federal appropriation are provided solely for the procurement of
5 (~~four~~) 144-vehicle auto-passenger ferry vessels.

6 (~~(5)~~) (4) \$18,716,000 of the Puget Sound capital construction
7 account--state appropriation is provided solely for the Eagle Harbor
8 maintenance facility preservation project. These funds may not be used
9 for relocating any warehouses not currently on the Eagle Harbor site.

10 (~~(6)~~) (5) The department shall research an asset management
11 system to improve Washington state ferries' management of capital
12 assets and the department's ability to estimate future preservation
13 needs. The department shall report its findings regarding a new asset
14 management system to the governor and the transportation committees of
15 the legislature no later than January 15, 2008.

16 (~~(7)~~) (6) The department shall sell the M.V. Chinook and M.V.
17 Snohomish passenger-only fast ferries as soon as practicable and
18 deposit the proceeds of the sales into the passenger ferry account
19 created in RCW 47.60.645. Once the department ceases to provide
20 passenger-only ferry service, the department shall sell the M.V. Kalama
21 and M.V. Skagit passenger-only ferries and deposit the proceeds of the
22 sales into the passenger ferry account created in RCW 47.60.645.

23 (~~(8)~~) (7) The department shall, on a quarterly basis beginning
24 July 1, 2007, provide to the office of financial management and the
25 legislature reports providing the status on each project listed in this
26 section and in the project lists submitted pursuant to this act and on
27 any additional projects for which the department has expended funds
28 during the 2007-09 fiscal biennium. Elements shall include, but not be
29 limited to, project scope, schedule, and costs. The department shall
30 also provide the information required under this subsection via the
31 transportation executive information systems (TEIS).

32 (8) The department of transportation is authorized to sell up to
33 \$30,964,000 in bonds authorized by RCW 47.10.843 for vessel and
34 terminal acquisition, major and minor improvements, and long lead-time
35 materials acquisition for the Washington state ferries.

36 (9) The Puget Sound capital construction account--state
37 appropriation includes up to \$17,841,000 in unexpended proceeds from
38 the sale of bonds authorized in RCW 47.10.843.

1 **Sec. 308.** 2007 c 518 s 309 (uncodified) is amended to read as
2 follows:

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

4	Essential Rail Assistance Account--State Appropriation . . .	\$500,000
5	Freight Congestion Relief Account--State	
6	Appropriation	\$25,000,000
7	Transportation Infrastructure Account--State	
8	Appropriation	((\$2,500,000))
9		<u>\$3,500,000</u>
10	Multimodal Transportation Account--State	
11	Appropriation	((\$154,637,000))
12		<u>\$163,269,000</u>
13	Multimodal Transportation Account--Federal	
14	Appropriation	((\$30,450,000))
15		<u>\$36,512,000</u>
16	Multimodal Transportation Account--Private/Local	
17	Appropriation	((\$7,894,000))
18		<u>\$8,210,000</u>
19	TOTAL APPROPRIATION	((\$220,981,000))
20		<u>\$236,991,000</u>

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

23 (1)(a) Except as provided otherwise in ((~~subsection (8) of~~)) this
24 section, the entire appropriations in this section are provided solely
25 for the projects and activities as listed by fund, project, and amount
26 in ((~~LEAP Transportation Document 2007-1~~)) the governor's 2008
27 supplemental project list, Rail Capital Program (Y) as developed
28 ((~~April 20, 2007~~)) December 18, 2007. However, limited transfers of
29 specific line-item project appropriations may occur between projects
30 for those amounts listed subject to the conditions and limitations in
31 section 603 of this act.

32 (b) Within the amounts provided in this section, \$2,500,000 of the
33 transportation infrastructure account--state appropriation is for low-
34 interest loans for rail capital projects through the freight rail
35 investment bank program. The department shall issue a call for
36 projects based upon the legislative priorities specified in subsection
37 (7)(a) of this section. Application must be received by the department

1 by November 1, 2007. By December 1, 2007, the department shall submit
2 a prioritized list of recommended projects to the office of financial
3 management and the transportation committees of the legislature.

4 (c) Within the amounts provided in this section, \$3,335,000 of the
5 multimodal transportation account--state appropriation is for statewide
6 - emergent freight rail assistance projects. However, the department
7 shall perform a cost/benefit analysis of the projects according to the
8 legislative priorities specified in subsection (7)(a) of this section,
9 and shall give priority to the following projects: Rail - Tacoma rail
10 yard switching upgrades (\$500,000); Rail - Port of Ephrata spur
11 rehabilitation (\$127,000); Rail - Lewis and Clark rail improvements
12 (\$1,100,000); Rail - Port of Grays Harbor rail access improvements
13 (\$543,000); Rail - Port of Longview rail loop construction (\$291,000);
14 and Rail - Port of Chehalis (\$774,000). If the relative cost of any of
15 the six projects identified in this subsection (1)(c) is not
16 substantially less than the public benefits to be derived from the
17 project, then the department shall not assign the funds to the project,
18 and instead shall use those funds toward those projects identified by
19 the department in the attachments to the "Washington State Department
20 of Transportation FREIGHT RAIL ASSISTANCE FUNDING PROGRAM: 2007-2009
21 Prioritized Project List and Program Update" dated December 2006 for
22 which the proportion of public benefits to be gained compared to the
23 cost of the project is greatest.

24 (d) Within the amounts provided in this section, \$25,000,000 of the
25 freight congestion relief account--state appropriation is for
26 modifications to the Stampede Pass rail tunnel to facilitate the
27 movement of double stacked rail cars. The department shall quantify
28 and report to the legislature by December 1, 2007, the volume of
29 freight traffic that would likely be shipped by rail rather than trucks
30 if the Stampede Pass rail tunnel were modified to accommodate double
31 stacked rail cars.

32 (e) Within the amounts provided in this section, (~~(\$200,000)~~)
33 \$339,000 of the multimodal transportation account--state appropriation
34 is for rescoping and completion of a programmatic EIS for the Kelso to
35 Martin's Bluff - 3rd Mainline and Storage Tracks project. The rescoped
36 project may include funds that are committed to the project by local or
37 private funding partners. However, the rescoped project must be

1 capable of being completed with not more than \$49,470,000 in future
2 state funding. Subject to this funding constraint, the rescoped
3 project must maximize capacity improvements along the rail mainline.

4 (f) Within the amounts provided in this section, (~~(\$3,600,000)~~)
5 \$5,200,000 of the multimodal transportation account--state
6 appropriation is provided solely for work items on the Palouse River
7 and Coulee City Railroad lines.

8 (g) Within the amounts provided in this section, \$2,218,000 of the
9 multimodal transportation account--state appropriation is provided
10 solely for the costs of acquisition of the Palouse River and Coulee
11 City (PCC) rail line system associated with the memorandum of
12 understanding (MOU), which was executed between Washington state and
13 Watco. Total costs associated with the MOU shall not exceed
14 \$10,937,000.

15 (h) Within the amounts provided in this section, \$1,000,000 of the
16 transportation infrastructure account--state is provided solely for
17 grants to any intergovernmental entity or local rail district to which
18 operating rights for the PCC rail line system (including the CW, P&L,
19 and PV Hooper rail lines) are assigned, provided that the funds are
20 used only to refurbish the rail lines.

21 (2) The multimodal transportation account--state appropriation
22 includes up to (~~(\$137,620,000)~~) \$149,966,000 in proceeds from the sale
23 of bonds authorized by RCW 47.10.867.

24 (3) The department is directed to seek the use of unprogrammed
25 federal rail crossing funds to be expended in lieu of or in addition to
26 state funds for eligible costs of projects in Program Y, including, but
27 not limited to the "Tacoma -- bypass of Pt. Defiance" project.

28 (4) If new federal funding for freight or passenger rail is
29 received, the department shall consult with the transportation
30 committees of the legislature and the office of financial management
31 prior to spending the funds on existing or additional projects.

32 (5) The department shall sell any ancillary property, acquired when
33 the state purchased the right-of-ways to the PCC rail line system, to
34 a lessee of the ancillary property who is willing to pay fair market
35 value for the property. The department shall deposit the proceeds from
36 the sale of ancillary property into the transportation infrastructure
37 account.

1 (6) The entire freight congestion relief account--state
2 appropriation is contingent upon the enactment during the 2007-2009
3 fiscal biennium of a bill, resulting from the study established in
4 Substitute Senate Bill No. 5207, that makes available funding to
5 support project expenditures funded from the freight congestion relief
6 account created in Substitute Senate Bill No. 5207. If such a funding
7 bill is not enacted by June 30, 2009, the entire freight congestion
8 relief account--state appropriation shall lapse.

9 (7)(a) The department shall develop and implement the
10 benefit/impact evaluation methodology recommended in the statewide rail
11 capacity and needs study finalized in December 2006. The
12 benefit/impact evaluation methodology shall be developed using the
13 following priorities, in order of relative importance:

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

16 (ii) Self-sustaining economic development that creates family-wage
17 jobs;

18 (iii) Preservation of transportation corridors that would otherwise
19 be lost;

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

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

24 (vi) Mitigation of impacts of increased rail traffic on
25 communities.

26 (b) The department shall convene a work group to collaborate on the
27 development of the benefit/impact analysis method to be used in the
28 evaluation. The work group must include, at a minimum, the freight
29 mobility strategic investment board, the department of agriculture, and
30 representatives from the various users and modes of the state's rail
31 system.

32 (c) The department shall use the benefit/impact analysis and
33 priorities in (a) of this subsection when submitting requests for state
34 funding for rail projects. The department shall develop a standardized
35 format for submitting requests for state funding for rail projects that
36 includes an explanation of the analysis undertaken, and the conclusions
37 derived from the analysis.

1 (d) The department and the freight mobility strategic investment
 2 board shall collaborate to submit a report to the office of financial
 3 management and the transportation committees of the legislature by
 4 September 1, 2008, listing proposed freight highway and rail projects.
 5 The report must describe the analysis used for selecting such projects,
 6 as required by this act for the department and as required by chapter
 7 47.06A RCW for the board. When developing its list of proposed freight
 8 highway and rail projects, the freight mobility strategic investment
 9 board shall use the priorities identified in (a) of this subsection to
 10 the greatest extent possible.

11 ~~((8) \$5,000,000 of the multimodal transportation account state
 12 appropriation is reappropriated and provided solely for the costs of
 13 acquisition of the PCC railroad associated with the memorandum of
 14 understanding (MOU), which was executed between Washington state and
 15 Watco. Total costs associated with the MOU shall not exceed
 16 \$10,937,000.))~~

17 **Sec. 309.** 2007 c 518 s 310 (uncodified) is amended to read as
 18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
 20 **CAPITAL**

21	Highway Infrastructure Account--State Appropriation	\$207,000
22	Highway Infrastructure Account--Federal	
23	Appropriation	\$1,602,000
24	Freight Mobility Investment Account--State	
25	Appropriation	(\$12,500,000)
26		<u>\$12,378,000</u>
27	Freight Congestion Relief Account--State	
28	Appropriation	\$46,720,000
29	Transportation Partnership Account--State	
30	Appropriation	\$2,906,000
31	Motor Vehicle Account--State Appropriation	(\$9,854,000)
32		<u>\$8,560,000</u>
33	Motor Vehicle Account--Federal Appropriation	(\$60,150,000)
34		<u>\$60,012,000</u>
35	Freight Mobility Multimodal Account--State	
36	Appropriation	\$12,100,000
37	<u>Freight Mobility Multimodal Account--</u>	

1	<u>Private/Local Appropriation</u>	<u>\$3,755,000</u>
2	Multimodal Transportation Account--Federal	
3	Appropriation	\$3,500,000
4	Multimodal Transportation Account--State	
5	Appropriation	((\$33,158,000))
6		<u>\$32,134,000</u>
7	Transportation 2003 Account (Nickel Account)--State	
8	Appropriation	((\$2,706,000))
9		<u>\$2,721,000</u>
10	Passenger Ferry Account--State Appropriation	\$8,500,000
11	TOTAL APPROPRIATION	((\$193,903,000))
12		<u>\$195,095,000</u>

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

15 (1) Except as provided in subsections (8) and (9) of this section,
16 the appropriations in this section are provided solely for the projects
17 and activities as listed by fund, project, and amount in the governor's
18 2008 supplemental project list, local programs (Z), as developed
19 December 18, 2007. However, limited transfers of specific line-item
20 appropriations may occur between projects for those amounts listed
21 subject to the conditions and limitations in section 603 of this act.

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

31 ((+2)) (3) \$8,500,000 of the passenger ferry account--state
32 appropriation is provided solely for near and long-term costs of
33 operating and capital improvements in a business plan approved by the
34 governor for passenger ferry service.

35 ((+3)) (4) The department shall seek the use of unprogrammed
36 federal rail crossing funds to be expended in lieu of or in addition to
37 state funds for eligible costs of projects in local programs, program
38 Z capital.

1 ~~((4))~~ (5) The department shall apply for surface transportation
2 program (STP) enhancement funds to be expended in lieu of or in
3 addition to state funds for eligible costs of projects in local
4 programs, program Z capital.

5 ~~((5))~~ (6) Federal funds may be transferred from program Z to
6 programs I and P and state funds shall be transferred from programs I
7 and P to program Z to replace those federal funds in a dollar-for-
8 dollar match. Fund transfers authorized under this subsection shall
9 not affect project prioritization status. Appropriations shall
10 initially be allotted as appropriated in this act. The department may
11 not transfer funds as authorized under this subsection without approval
12 of the office of financial management. The department shall submit a
13 report on those projects receiving fund transfers to the office of
14 financial management and the transportation committees of the
15 legislature by December 1, 2007, and December 1, 2008.

16 ~~((6))~~ (7) The city of Winthrop may utilize a design-build process
17 for the Winthrop bike path project. Of the amount appropriated in this
18 section for this project, \$500,000 of the multimodal transportation
19 account--state appropriation is contingent upon the state receiving
20 from the city of Winthrop \$500,000 in federal funds awarded to the city
21 of Winthrop by its local planning organization.

22 ~~((7))~~ (8) \$7,000,000 of the multimodal transportation account--
23 state appropriation, \$7,000,000 of the motor vehicle account--federal
24 appropriation, and \$4,000,000 of the motor vehicle account--federal
25 appropriation are provided solely for the pedestrian and bicycle safety
26 program projects and safe routes to schools program projects identified
27 in the LEAP Transportation Document 2007-A, pedestrian and bicycle
28 safety program projects and safe routes to schools program projects as
29 developed April 20, 2007. Projects must be allocated funding based on
30 order of priority. The department shall review all projects receiving
31 grant awards under this program at least semiannually to determine
32 whether the projects are making satisfactory progress. Any project
33 that has been awarded funds, but does not report activity on the
34 project within one year of the grant award, shall be reviewed by the
35 department to determine whether the grant should be terminated. The
36 department shall promptly close out grants when projects have been
37 completed, and identify where unused grant funds remain because actual
38 project costs were lower than estimated in the grant award.

1 ~~((+8+))~~ (9) Up to a maximum of \$5,000,000 of the multimodal
2 transportation account--state appropriation and up to a maximum of
3 \$2,000,000 of the motor vehicle account--federal appropriation are
4 reappropriated for the pedestrian and bicycle safety program projects
5 and safe routes to schools program projects identified in the LEAP
6 transportation document 2006-B, pedestrian and bicycle safety program
7 projects and safe routes to schools program projects as developed March
8 8, 2006. Projects must be allocated funding based on order of
9 priority. The department shall review all projects receiving grant
10 awards under this program at least semiannually to determine whether
11 the projects are making satisfactory progress. Any project that has
12 been awarded funds, but does not report activity on the project within
13 one year of the grant award, shall be reviewed by the department to
14 determine whether the grant should be terminated. The department shall
15 promptly close out grants when projects have been completed, and
16 identify where unused grant funds remain because actual project costs
17 were lower than estimated in the grant award.

18 ~~((+9+))~~ (10) The entire freight congestion relief account--state
19 appropriation is contingent upon the enactment during the 2007-2009
20 fiscal biennium of a bill, resulting from the study established in
21 Substitute Senate Bill No. 5207, that makes available funding to
22 support project expenditures funded from the freight congestion relief
23 account created in Substitute Senate Bill No. 5207. If such a funding
24 bill is not enacted by June 30, 2009, the entire freight congestion
25 relief account--state appropriation shall lapse.

26 ~~((+10+))~~ (11) \$3,500,000 of the multimodal transportation account--
27 federal appropriation is provided solely for the Museum of Flight
28 pedestrian bridge safety project.

29 ~~((+11+))~~ (12) \$250,000 of the multimodal transportation account--
30 state appropriation is provided solely for the icicle rail station in
31 Leavenworth.

32 ~~((+12+))~~ (13) \$1,500,000 of the motor vehicle account--state
33 appropriation is provided solely for the Union Gap city road project.

34 ~~((+13+))~~ (14) \$350,000 of the motor vehicle account--state
35 appropriation is provided solely for the Saltwater state park bridge
36 project.

37 ~~((+14+))~~ (15) \$1,000,000 of the motor vehicle account--state
38 appropriation is provided solely for the coal creek parkway project.

1		<u>\$113,000</u>
2	Special Category C Account Appropriation	((\$160,000))
3		<u>\$184,000</u>
4	TOTAL APPROPRIATION	((\$671,170,000))
5		<u>\$619,721,000</u>

6 **Sec. 402.** 2007 c 518 s 402 (uncodified) is amended to read as
7 follows:

8 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
9 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**
10 **FISCAL AGENT CHARGES**

11	Transportation Partnership Account--State	
12	Appropriation	((\$2,254,000))
13		<u>\$419,000</u>
14	Motor Vehicle Account--State Appropriation	((\$329,000))
15		<u>\$39,000</u>
16	Transportation Improvement Account--State Appropriation	((\$5,000))
17		<u>\$3,000</u>
18	Multimodal Transportation Account--State Appropriation	((\$130,000))
19		<u>\$57,000</u>
20	Transportation 2003 Account (Nickel Account)--State	
21	Appropriation	((\$2,187,000))
22		<u>\$397,000</u>
23	Urban Arterial Trust Account--State Appropriation	((\$38,000))
24		<u>\$7,000</u>
25	Special Category C Account--State Appropriation	((\$53,000))
26		<u>\$13,000</u>
27	TOTAL APPROPRIATION	((\$4,996,000))
28		<u>\$935,000</u>

29 **Sec. 403.** 2007 c 518 s 403 (uncodified) is amended to read as
30 follows:

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

33	(1) Motor Vehicle Account--State Reappropriation:	
34	For transfer to the Tacoma Narrows Toll Bridge	
35	Account	((\$131,016,000))
36		<u>\$19,133,000</u>

1 The department of transportation is authorized to sell up to
2 ((~~\$131,016,000~~)) \$19,133,000 in bonds authorized by RCW 47.10.843 for
3 the Tacoma Narrows bridge project. Proceeds from the sale of the bonds
4 shall be deposited into the motor vehicle account. The department of
5 transportation shall inform the treasurer of the amount to be
6 deposited.

7 (2) Motor Vehicle Account--State Appropriation:
8 For transfer to the Puget Sound Capital Construction
9 Account ((~~\$131,500,000~~))
10 \$30,964,000

11 The department of transportation is authorized to sell up to
12 ((~~\$131,500,000~~)) \$30,964,000 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.** 2007 c 518 s 404 (uncodified) is amended to read as
16 follows:

17 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**
18 Motor Vehicle Account Appropriation for
19 motor vehicle fuel tax distributions to cities
20 and counties ((~~\$526,320,000~~))
21 \$505,353,000

22 **Sec. 405.** 2007 c 518 s 405 (uncodified) is amended to read as
23 follows:

24 **FOR THE STATE TREASURER--TRANSFERS**
25 Motor Vehicle Account--State
26 Appropriation: For motor vehicle fuel tax
27 refunds and statutory transfers ((~~\$937,181,000~~))
28 \$907,837,000

29 **Sec. 406.** 2007 c 518 s 406 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF LICENSING--TRANSFERS**
32 Motor Vehicle Account--State
33 Appropriation: For motor vehicle fuel tax
34 refunds and transfers ((~~\$346,657,000~~))

Sec. 407. 2007 c 518 s 407 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--ADMINISTRATIVE TRANSFERS

(1) Recreational Vehicle Account--State
Appropriation: For transfer to the Motor Vehicle
Account--State ((\$3,005,000))
\$4,505,000

(2) License Plate Technology Account--State
Appropriation: For the Multimodal Transportation
Account--State \$4,500,000

(3) Motor Vehicle Account--State Appropriation:
For transfer to the High-Occupancy Toll Lanes Operations--
State Account \$3,000,000

(4) Motor Vehicle Account--State Appropriation:
For transfer to the Puget Sound Capital Construction
Account--State ((\$20,000,000))
\$40,000,000

(5) Multimodal Transportation Account--State
Appropriation: For transfer to the Puget Sound
Ferry Operations Account--State ((\$39,000,000))
\$62,000,000

(6) Advanced Right-of-Way Revolving Account--State
Appropriation: For transfer to the Motor Vehicle
Account--State \$30,000,000

(7) Waste Tire Removal Account--State Appropriation:
For transfer to the Motor Vehicle Account--State \$5,600,000

~~(8) ((Motor Vehicle Account--State Appropriation:
For transfer to the Transportation Partnership
Account--State \$25,000,000~~

~~(10))~~ Multimodal Transportation Account--State
Appropriation: For transfer to the Transportation
Infrastructure Account--State \$7,000,000

~~((11))~~ (9) Highway Safety Account--State Appropriation:
For transfer to the Multimodal Transportation
Account--State \$9,500,000

(10) Multimodal Transportation Account--State Appropriation:

1 For transfer to the Puget Sound Capital Construction
2 Account--State \$23,500,000

3 The transfers identified in this section are subject to the
4 following conditions and limitations: ~~((a))~~ The amount transferred
5 in subsection (3) of this section may be spent only on "highway
6 purposes" as that term is construed in Article II, section 40 of the
7 Washington state Constitution.

8 **COMPENSATION**

9 NEW SECTION. Sec. 501. A new section is added to 2007 c 518
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--STATE EMPLOYEE COMPENSATION.**
12 Motor Vehicle Account--State Appropriation (\$6,000)

13 The appropriations in this section are subject to the following
14 conditions and limitations: The appropriations are provided solely for
15 legislative agencies in accordance with OFM document 2008-R-02, dated
16 December 18, 2007.

17 **Sec. 502.** 2007 c 518 s 501 (uncodified) is amended to read as
18 follows:

19 **COMPENSATION--NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS.** The
20 appropriations for state agencies, are subject to the following
21 conditions and limitations:

22 (1)(a) The monthly employer funding rate for insurance benefit
23 premiums, public employees' benefits board administration, and the
24 uniform medical plan, shall not exceed \$707 per eligible employee for
25 fiscal year 2008. For fiscal year 2009 the monthly employer funding
26 rate shall not exceed ~~((732))~~ \$575 per eligible employee.

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

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

1 other moneys recovered as a result of prior uniform medical plan claims
2 payments, into the public employees' and retirees' insurance account to
3 be used for insurance benefits. Such receipts shall not be used for
4 administrative expenditures.

5 (2) The health care authority, subject to the approval of the
6 public employees' benefits board, shall provide subsidies for health
7 benefit premiums to eligible retired or disabled public employees and
8 school district employees who are eligible for medicare, pursuant to
9 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the
10 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall
11 be \$184.26 per month.

12 **Sec. 503.** 2007 c 518 s 502 (uncodified) is amended to read as
13 follows:

14 **COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE**
15 **BENEFITS.** The appropriations for state agencies, are subject to the
16 following conditions and limitations:

17 (1)(a) The monthly employer funding rate for insurance benefit
18 premiums, public employees' benefits board administration, and the
19 uniform medical plan, for represented employees outside the super
20 coalition under chapter 41.80 RCW, shall not exceed \$707 per eligible
21 employee for fiscal year 2008. For fiscal year 2009 the monthly
22 employer funding rate shall not exceed (~~(\$732)~~) \$575 per eligible
23 employee.

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

30 (c) The health care authority shall deposit any moneys received on
31 behalf of the uniform medical plan as a result of rebates on
32 prescription drugs, audits of hospitals, subrogation payments, or any
33 other moneys recovered as a result of prior uniform medical plan claims
34 payments, into the public employees' and retirees' insurance account to
35 be used for insurance benefits. Such receipts shall not be used for
36 administrative expenditures.

1 (2) The health care authority, subject to the approval of the
2 public employees' benefits board, shall provide subsidies for health
3 benefit premiums to eligible retired or disabled public employees and
4 school district employees who are eligible for medicare, pursuant to
5 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the
6 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall
7 be \$184.26 per month.

8 **Sec. 504.** 2007 c 518 s 503 (uncodified) is amended to read as
9 follows:

10 **COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION.** Collective
11 bargaining agreements negotiated as part of the super coalition under
12 chapter 41.80 RCW include employer contributions to health insurance
13 premiums at 88% of the cost. Funding rates at this level are currently
14 \$707 per month for fiscal year 2008 and (~~(\$732)~~) \$575 per month for
15 fiscal year 2009. The agreements also include a one-time payment of
16 \$756 for each employee who is eligible for insurance for the month of
17 June, 2007, and is covered by a 2007-2009 collective bargaining
18 agreement pursuant to chapter 41.80 RCW, as well as continuation of the
19 salary increases that were negotiated for the twelve-month period
20 beginning July 1, 2006, and scheduled to terminate June 30, 2007.

21 **MISCELLANEOUS**

22 NEW SECTION. **Sec. 601.** 2007 c 518 s 713 (uncodified) is repealed.

23 NEW SECTION. **Sec. 602.** If any provision of this act or its
24 application to any person or circumstance is held invalid, the
25 remainder of the act or the application of the provision to other
26 persons or circumstances is not affected.

27 NEW SECTION. **Sec. 603.** This act is necessary for the immediate
28 preservation of the public peace, health, or safety, or support of the
29 state government and its existing public institutions, and takes effect
30 immediately.

(End of bill)

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