BILL REQ. #: S-3102.4/05 4th draft

ATTY/TYPIST: LL:seg

AN ACT Relating to transportation funding and appropriations; amending 2004 c 229 ss 207, 208, 209, 210, 211, 212, 213, 215, 218, 219, 220, 222, 223, 224, 225, 305, 401, 402, 404, 405, and 406 (uncodified); amending 2003 c 360 ss 201 and 218 (uncodified); creating new sections; making appropriations and authorizing expenditures for capital improvements; and declaring an emergency.

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

2005-07 BIENNUM

NEW SECTION. Sec. 1. (1) The transportation budget of the state is hereby adopted and, subject to the provisions set forth, the several amounts specified, or as much thereof as may be necessary to accomplish the purposes designated, are hereby appropriated from the several accounts and funds named to the designated state agencies and offices for employee compensation and other expenses, for capital projects, and for other specified purposes, including the payment of any final judgments arising out of such activities, for the period ending June 30, 2007.
(2) Unless the context clearly requires otherwise, the definitions in this subsection apply throughout this act.

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

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

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

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

(e) "Provided solely" means the specified amount may be spent only for the specified purpose.

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

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

GENERAL GOVERNMENT AGENCIES--OPERATING

NEW SECTION. Sec. 101. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Grade Crossing Protective Account--State Appropriation . . . $501,000

NEW SECTION. Sec. 102. FOR THE MARINE EMPLOYEES COMMISSION

Puget Sound Ferry Operations Account--State Appropriation . . . . . . . . . . . . . . . . . . . . $403,000

NEW SECTION. Sec. 103. FOR THE STATE PARKS AND RECREATION COMMISSION

Motor Vehicle Account--State Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $976,000

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

(1) The entire appropriation in this section is provided solely for road maintenance purposes.

(2) The commission shall conduct a study of existing requirements regarding all-terrain vehicle (ATV) operators and submit recommendations to the legislature concerning whether revisions to those requirements are warranted. The study and recommendations shall,
at a minimum, include (a) the feasibility of requiring a comprehensive
hands-on ATV safety education and training program for ATV operators;
(b) ATV operator equipment requirements; and (c) ATV operating
requirements, including the adoption of minimum age requirements
corresponding to different engine capacities of ATVs. The commission
shall consult with the department of licensing and other stakeholders
when conducting the study and developing recommendations and shall
submit a final report to the transportation committees of the
legislature by December 1, 2005.

NEW SECTION. Sec. 104. FOR THE DEPARTMENT OF AGRICULTURE
Motor Vehicle Account--State Appropriation . . . . . . . $371,000

The appropriation in this section is subject to the following
conditions and limitations:
(1) $323,000 of the motor vehicle account--state appropriation is
provided solely for costs associated with the motor fuel quality
program.
(2) The department of agriculture shall make an adhesive label
explaining that Washington state gas taxes are for highway purposes
only. The label must be in a large, easily readable font and must read
"Washington state gas taxes are used exclusively for highway purposes."
The label should be chemical and weather resistant and must be placed
in a conspicuous location at motor fuel retailers, as defined under RCW
19.120.010, by December 31, 2005. $48,000 of the motor vehicle
account--state appropriation is provided solely for this purpose.

NEW SECTION. Sec. 105. FOR THE DEPARTMENT OF ARCHEOLOGY AND
HISTORIC PRESERVATION
Motor Vehicle Account--State Appropriation . . . . . . . $200,000

The appropriation in this section is subject to the following
conditions and limitations: If Second Substitute Senate Bill No. 5056
is not enacted by June 30, 2005, the entire appropriation shall lapse.

TRANSPORTATION AGENCIES--OPERATING

NEW SECTION. Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY
COMMISSION
Highway Safety Account--State Appropriation . . . . . . . $2,111,000
Highway Safety Account--Federal Appropriation ....... $15,760,000
School Zone Safety Account--State Appropriation ....... $3,300,000
Bicycle and Pedestrian Safety Account--State Appropriation .................. $40,000
TOTAL APPROPRIATION ........................................ $21,211,000

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

(1) The Washington traffic safety commission shall contract with the Washington state institute for public policy to conduct a study of the impact of state programs concerning the reduction of DUI recidivism. The study must at a minimum examine (a) the state's existing deferred prosecution program and vehicle impound program; and (b) other states' programs that restrict a person's access to the vehicle, or suspend the vehicle license and registration, upon arrest or conviction.

The completed study must be submitted to the appropriate legislative committees by December 1, 2005.

(2) The Washington traffic safety commission shall conduct a study regarding the safety hazards, and potential property damage, resulting from the failure to remove unused trailer hitches from motor vehicles. At a minimum, the study must include the estimated frequency at which motorists fail to remove trailer hitches when not in use, the potential hazards this activity presents to pedestrians, and the estimated cost of property damage that results from protruding unused trailer hitches. Additionally, the study must include the estimated degree to which law enforcement efforts are directed at this issue. Finally, in conducting the study, the commission shall consider the applicability of RCW 46.37.517, prohibiting certain vehicle protrusions hazardous to pedestrians, and whether, given the breadth of the statute, legislative recommendations are in order. The commission shall submit results, including any legislative recommendations, to the transportation committees of the legislature by January 1, 2006.

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

Rural Arterial Trust Account--State Appropriation ........ $775,000
Motor Vehicle Account--State Appropriation ............ $1,905,000
County Arterial Preservation Account--State Appropriation .. $728,000
TOTAL APPROPRIATION ........................................ $3,408,000
NEW SECTION.  Sec. 203.  FOR THE TRANSPORTATION IMPROVEMENT BOARD
Urban Arterial Trust Account--State Appropriation .... $1,520,000
Transportation Improvement Account--State Appropriation .. $1,521,000
TOTAL APPROPRIATION .................. $3,041,000

NEW SECTION.  Sec. 204.  FOR THE BOARD OF PILOTAGE COMMISSIONERS
Pilotage Account--State Appropriation ............... $411,000

NEW SECTION.  Sec. 205.  FOR THE TRANSPORTATION COMMISSION
Motor Vehicle Account--State Appropriation ........... $5,208,000
Multimodal Transportation Account--State
  Appropriation ................................... $1,000,000
TOTAL APPROPRIATION .......................... $6,208,000

The appropriation in this section is subject to the following
conditions and limitations:
(1) $1,500,000 of the motor vehicle account--state appropriation is
provided solely for the completion of a comprehensive statewide tolling
feasibility study.
(2) $1,600,000 of the motor vehicle account--state appropriation is
provided solely for the transportation performance audit board.
(3) $1,000,000 of the multimodal account--state appropriation is
provided solely for an extensive statewide rail capacity and needs
study to refine both rail freight and rail passenger infrastructure
needs. Within this amount, the commission, in conjunction with the
department, shall also conduct a study of state-owned rail asset
management, planning, and governance.
(4) $881,000 of the motor vehicle account--state appropriation is
provided for the purposes of the transportation policy institute within
the transportation commission.

NEW SECTION.  Sec. 206.  FOR THE FREIGHT MOBILITY STRATEGIC
INVESTMENT BOARD
Motor Vehicle Account--State Appropriation ........... $655,000

NEW SECTION.  Sec. 207.  FOR THE WASHINGTON STATE PATROL--FIELD
OPERATIONS BUREAU
State Patrol Highway Account--State Appropriation .... $187,185,000
State Patrol Highway Account--Federal Appropriation ... $10,397,000
The appropriations in this section are subject to the following conditions and limitations:

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

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

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

(4) $233,000 of the total appropriation is provided for debt service payments required to finance, through certificates of participation, the replacement of the patrol's current 1975 King air aircraft.
A maximum of $8,895,000 of the total appropriation is provided for ferry security related activities. The patrol shall explore alternatives of providing ferry security, including, but not limited to, using cadets whenever possible and contracting with local law enforcement agencies.

NEW SECTION. Sec. 208. FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU
State Patrol Highway Account--State Appropriation . . . . $79,650,000
State Patrol Highway Account--Private/Local
  Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . $1,994,000
  TOTAL APPROPRIATION . . . . . . . . . . . . . . . . $81,644,000

The appropriations in this section are subject to the following conditions and limitations: A maximum of $412,000 of the total appropriation is provided for ferry security related activities.

NEW SECTION. Sec. 209. FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES
Marine Fuel Tax Refund Account--State Appropriation . . . . $3,000
Motorcycle Safety Education Account--State Appropriation . . $135,000
Wildlife Account--State Appropriation . . . . . . . . . . . . . $79,000
Highway Safety Account--State Appropriation . . . . . . $10,382,000
Motor Vehicle Account--State Appropriation . . . . . . $8,034,000
DOL Services Account--State Appropriation . . . . . . . . . $527,000
Biometric Security Account--State Appropriation . . . . . $57,000
  TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . $19,217,000

The appropriations in this section are subject to the following conditions and limitations:
  (1) $43,000 of the highway safety account--state appropriation is provided solely for one-time and on-going costs associated with the department of licensing accepting credit and debit cards as forms of payment from customers over-the-counter in licensing services offices. The department may not spend the amount provided in this subsection until, through increased fees or cost recovery measures, it recovers all on-going costs associated with accepting credit and debit cards.
  (2) $17,000 of the motor vehicle account--state appropriation is provided solely for the implementation of all special license plate bills introduced during the 2005 legislative session and approved by
the special license plate review board. The amount provided in this
subsection shall be reduced accordingly for any of those bills that are
not enacted by June 30, 2005.

(3) $7,000 of the highway safety account--state appropriation shall
lapse if House Bill No. 1260 is enacted by June 30, 2005.

(4) $63,000 of the highway safety account--state appropriation is
provided solely for the implementation of Substitute House Bill No.
1854. If Substitute House Bill No. 1854 is not enacted by June 30,
2005, the amount provided in this subsection shall lapse.

(5) $30,000 of the highway safety account--state appropriation and
$20,000 of the department of licensing services account--state
appropriation are provided solely for the implementation of Substitute
House Bill No. 1970. If Substitute House Bill No. 1970 is not enacted
by June 30, 2005, the amount provided in this subsection shall lapse.

(6) $1,134,000 of the motor vehicle account--state appropriation is
provided solely for the implementation of Senate Bill No. .... If
Senate Bill No. .... is not enacted by June 30, 2005, the amount
provided in this subsection shall lapse.

NEW SECTION. Sec. 210. FOR THE DEPARTMENT OF LICENSING--
INFORMATION SERVICES

Marine Fuel Tax Refund Account--State Appropriation . . . . . . . . $2,000
Motorcycle Safety Education Account--State Appropriation . . . $83,000
Wildlife Account--State Appropriation . . . . . . . . . . . . . . . . . . . . . . $101,000
Highway Safety Account--State Appropriation . . . . . . . . . . $21,626,000
Motor Vehicle Account--State Appropriation . . . . . . . . $12,913,000
Motor Vehicle Account--Private/Local Appropriation . . . . . . . $500,000
DOL Services Account--State Appropriation . . . . . . . . . . $6,842,000
Biometric Security Account--State Appropriation . . . . . . . . $728,000

TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $42,795,000

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

(1) The department shall submit a report to the transportation
committees of the legislature, detailing the progress made in
transitioning off of the HP3000 system, by December 1, 2005, and each
December 1st thereafter.

(2) $503,000 of the highway safety account--state appropriation is
provided solely for one-time and on-going costs associated with the
department of licensing accepting credit and debit cards as forms of
payment from customers over-the-counter in licensing services offices.
The department may not spend the amount provided in this subsection
until, through increased fees or cost recovery measures, it recovers
all on-going costs associated with accepting credit and debit cards.

(3) $357,000 of the motor vehicle account--state appropriation is
provided solely for the implementation of all special license plate
bills introduced during the 2005 legislative session and approved by
the special license plate review board. The amount provided in this
subsection shall be reduced accordingly for any of those bills that are
not enacted by June 30, 2005.

(4) $5,000 of the highway safety account--state appropriation shall
lapse if House Bill No. 1260 is enacted by June 30, 2005.

(5) $3,000 of the highway safety account--state appropriation is
provided solely for the implementation of Substitute House Bill No.
1970. If Substitute House Bill No. 1970 is not enacted by June 30,
2005, the amount provided in this subsection shall lapse.

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

(7) $145,000 of the motor vehicle account--state appropriation is
provided solely for the implementation of Senate Bill No. .... If
Senate Bill No. .... is not enacted by June 30, 2005, the amount
provided in this subsection shall lapse.

NEW SECTION. Sec. 211. FOR THE DEPARTMENT OF LICENSING--VEHICLE
SERVICES

Marine Fuel Tax Refund Account--State Appropriation . . . . $26,000
Wildlife Account--State Appropriation . . . . . . . . . . . . $614,000
Highway Safety Account--State Appropriation . . . . . . . . $187,000
Motor Vehicle Account--State Appropriation . . . . . . . . $49,313,000
Motor Vehicle Account--Private/Local Appropriation . . . . $872,000
DOL Services Account--State Appropriation . . . . . . . . . $1,146,000

TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $52,158,000

The appropriations in this section are subject to the following
conditions and limitations:
(1) $247,000 of the motor vehicle account—state appropriation is provided solely for the implementation of all special license plate bills introduced during the 2005 legislative session and approved by the special license plate review board. The amount provided in this subsection shall be reduced accordingly for any of those bills that are not enacted by June 30, 2005.

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

(3) $404,000 of the motor vehicle account—state appropriation is provided solely for the implementation of Senate Bill No. .... If Senate Bill No. .... is not enacted by June 30, 2005, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 212. FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES
Motorcycle Safety Education Account--State Appropriation .................. $3,151,000
Highway Safety Account--State Appropriation ............. $83,647,000
Biometric Security Account--State Appropriation ............ $1,523,000
TOTAL APPROPRIATION .................. $88,321,000

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

(1) $475,000 of the highway safety account—state appropriation is provided solely for one-time and on-going costs associated with the department of licensing accepting credit and debit cards as forms of payment from customers over-the-counter in licensing services offices. The department may not spend the amount provided in this subsection until, through increased fees or cost recovery measures, it recovers all on-going costs associated with accepting credit and debit cards.

(2) $97,000 of the highway safety account—state appropriation shall lapse if House Bill No. 1260 is enacted by June 30, 2005.

(3) $7,000 of the highway safety account—state appropriation is provided solely for the implementation of Substitute House Bill No. 1854. If Substitute House Bill No. 1854 is not enacted by June 30, 2005, the amount provided in this subsection shall lapse.
NEW SECTION. Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION--
TOLL OPERATIONS AND MAINTENANCE--PROGRAM B
Tacoma Narrows Toll Bridge Account--State Appropriation . . $8,659,000

NEW SECTION. Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION--
INFORMATION TECHNOLOGY--PROGRAM C
Motor Vehicle Account--State Appropriation . . . . . . $55,189,000
Motor Vehicle Account--Federal Appropriation . . . . . . $1,964,000
Puget Sound Ferry Operations Account--State Appropriation . . . . . . $8,362,000
Multimodal Transportation Account--State Appropriation . . $363,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . $65,878,000

The appropriations in this section are subject to the following conditions and limitations: $850,000 of the motor vehicle account--state appropriation is provided for the continued maintenance and support of the transportation executive information system (TEIS). The TEIS shall be enhanced during the 2005 legislative interim to shift towards a monitoring and reporting system capable of tracking and reporting on major project milestones and measurements. The department shall work with the legislature to identify and define meaningful milestones and measures to be used in monitoring the scope, schedule, and cost of projects.

NEW SECTION. Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--
FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--OPERATING
Motor Vehicle Account--State Appropriation . . . . . . $32,743,000

NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--
AVIATION--PROGRAM F
Aeronautics Account--State Appropriation . . . . . . $5,274,000
Aeronautics Account--Federal Appropriation . . . . . . $2,150,000
Multimodal Transportation Account--State Appropriation . . $100,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . $7,524,000

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

(1) $180,000 of the aeronautics account--state appropriation is provided solely for airport pavement projects. This appropriation reflects cost savings, resulting from Substitute Senate Bill No. 5414,
which must be redirected from pilot registration activities to airport 
pavement projects. The department's aviation division shall complete 
a priority airport pavement project list by January 1, 2006, to be 
considered by the legislature in the 2006 supplemental budget. If 
Substitute Senate Bill No. 5414 is not enacted by July 1, 2005, the 
allocation provided in this subsection shall lapse.

(2) $100,000 of the multimodal transportation account--state 
appropriation is provided solely for implementing Engrossed Substitute 
Senate Bill No. 5121. If Engrossed Substitute Senate Bill No. 5121 is 
not enacted by June 30, 2005, or if federal funds are received by the 
department for the purpose of implementing Engrossed Substitute Senate 
Bill No. 5121, the amount provided in this subsection shall lapse.

NEW SECTION. Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H
Motor Vehicle Account--State Appropriation . . . . . . . . . . $48,758,000
Motor Vehicle Account--Federal Appropriation . . . . . . . . . . $500,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $49,258,000

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

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

(2) $250,000 of the motor vehicle account--state appropriation is 
provided solely for supporting the Washington biodiversity council in 
the development of a framework for biodiversity conservation for 
Washington state.

NEW SECTION. Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--
ECONOMIC PARTNERSHIPS--PROGRAM K
Motor Vehicle Account--State Appropriation . . . . . . . . . . $1,052,000
NEW SECTION. Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION---
HIGHWAY MAINTENANCE--PROGRAM M

Motor Vehicle Account--State Appropriation . . . . . . . $291,908,000
Motor Vehicle Account--Federal Appropriation . . . . . . $1,426,000
Motor Vehicle Account--Private/Local Appropriation . . . $4,253,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . $297,587,000

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

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

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

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

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

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

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

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

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

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NEW SECTION. Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING
Motor Vehicle Account--State Appropriation . . . . . . . . . . . . . . . . . $41,534,000
Motor Vehicle Account--Federal Appropriation . . . . . . . . . . . . . . . $2,050,000
Motor Vehicle Account--Private/Local Appropriation . . . . . . . $125,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $43,709,000

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

NEW SECTION. Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S
Motor Vehicle Account--State Appropriation . . . . . . . . . . . . . . . . . $25,138,000
Motor Vehicle Account--Federal Appropriation . . . . . . . . . . . . . . . $30,000
Puget Sound Ferry Operations Account--State Appropriation . . . . . . . . $1,321,000
Multimodal Transportation Account--State Appropriation . . . $973,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $27,462,000

NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T
Motor Vehicle Account--State Appropriation . . . . . . . . . . . . . . . . . $20,875,000
Motor Vehicle Account--Federal Appropriation . . . . . . . . . . . . . . . $16,450,000
Multimodal Transportation Account--State Appropriation . . $1,117,000
Multimodal Transportation Account--Federal Appropriation . . . . . . . . $2,800,000
Multimodal Transportation Account--Private/Local Appropriation . . . . $100,000
Highway Safety Fund--State Appropriation . . . . . . . . . . . . . . . . . $175,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $41,517,000

The appropriations in this section are subject to the following conditions and limitations:
(1) In order to qualify for state planning funds available to regional transportation planning organizations under this section, a
regional transportation planning organization containing any county
with a population in excess of one million shall provide voting
membership on its executive board to any incorporated principal city of
a metropolitan statistical area within the region, as designated by the
United States census bureau, and to any incorporated city within the
region with a population in excess of eighty thousand as of July 1,
2005. Additionally, a regional transportation planning organization
described under this subsection shall conduct a review of its executive
board membership criteria to ensure that the criteria appropriately
reflects a true and comprehensive representation of the organization's
jurisdictions of significance within the region.

(2) $2,000,000 of the motor vehicle account--state appropriation is
provided solely for the costs of the regional transportation investment
district (RTID) election and department of transportation project
oversight. These funds are provided as a loan to the RTID and shall be
repaid to the state motor vehicle account within one year following the
certification of the election results related to the RTID.

(3) $175,000 of the highway safety account--state appropriation is
provided to the department in accordance with RCW 46.68.110(2) and
46.68.120(3) and shall be used by the department to support the
processing and analysis of the backlog of city and county collision
reports by January, 2006. The amount provided in this subsection shall
lapse if federal funds become available for this purpose.

NEW SECTION. Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--
CHARGES FROM OTHER AGENCIES--PROGRAM U

Motor Vehicle Account--State Appropriation . . . . . $44,101,000
Motor Vehicle Account--Federal Appropriation . . . . . $400,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . $44,501,000

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

(1) $31,749,000 of the motor vehicle fund--state appropriation is
provided solely for the liabilities attributable to the department of
transportation. The office of financial management must provide a
detailed accounting of the revenues and expenditures of the self-
insurance fund to the transportation committees of the legislature on
December 31st and June 30th of each year.
(2) Payments in this section represent charges from other state agencies to the department of transportation.

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

(b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR $1,017,000

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

(d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL $2,643,000

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

(f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL PROJECTS SURCHARGE $1,717,000

(g) FOR ARCHIVES AND RECORDS MANAGEMENT $545,000

(h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS ENTERPRISES $1,114,000

NEW SECTION. Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM V

Multimodal Transportation Account--State Appropriation $84,711,000
Multimodal Transportation Account--Federal Appropriation $2,574,000
Multimodal Transportation Account--Private/Local Appropriation $155,000

TOTAL APPROPRIATION $87,440,000

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

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

(a) $4,400,000 of the amount provided in this subsection is provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers shall be based on need,
including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided.

(b) $15,600,000 of the amount provided in this subsection is provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency must have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for transit agencies shall be prorated based on the amount expended for demand response service and route deviated service in calendar year 2003 as reported in the "Summary of Public Transportation - 2003" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions.

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

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

(b) $5,000,000 of the multimodal transportation account--state appropriation is provided solely to providers of rural mobility service in areas not served or underserved by transit agencies through a competitive grant process.

(3) $5,000,000 of the multimodal transportation account--state appropriation is provided solely for a vanpool grant program for: (a) Public transit agencies to add vanpools; and (b) incentives for employers to increase employee vanpool use. The grant program for public transit agencies will cover capital costs only; no operating costs for public transit agencies are eligible for funding under this grant program. No additional employees may be hired for the vanpool grant program, and supplanting of transit funds currently funding vanpools is not allowed. Additional criteria for selecting grants must include leveraging funds other than state funds.
(4) $3,000,000 of the multimodal transportation account—state appropriation is provided solely for the city of Seattle for the Seattle streetcar project on South Lake Union. Should the city receive any state funds for this purpose during the 2003-05 biennium, the amount provided in this subsection must be reduced accordingly.

(5) $5,000,000 of the multimodal transportation account—state appropriation is provided solely for a competitive grant program for new intercounty or interregional connection service provided by transit agencies. Preference shall be given to projects that include a local contribution.

(6) $5,000,000 of the multimodal transportation account—state appropriation is provided solely for a competitive grant program for local governments to contract for additional peak hour service with transit agencies in congested corridors. Preference shall be given to projects that include a local contribution.

(7) $10,000,000 of the multimodal transportation account—state appropriation is provided solely for a competitive grant program for capital project grants for transit agencies as provided in Engrossed Substitute House Bill No. 2124.

(8) $1,800,000 of the multimodal transportation account—state appropriation is provided solely for the implementation of Engrossed Substitute House Bill No. 2124. If Engrossed Substitute House Bill No. 2124 is not enacted by June 30, 2005, the amount provided in this subsection shall lapse.

(9) $500,000 of the multimodal transportation account—state appropriation is provided solely for a competitive grant program for commute trip reduction performance grants related to utilizing telework to reduce commute trips.

(10) $1,000,000 of the multimodal transportation account—state appropriation is provided solely to King county as a state match to obtain federal funding for a car sharing program for persons meeting certain income or employment criteria.

(11) $4,500,000 of the multimodal transportation account—state appropriation is provided solely for competitive grants for a county or other local governmental entity to provide marine or commuter rail transit services. The department may contract with the same grantee for a period of no more than three years. Within the amount provided in this subsection, $1,750,000 shall be made available for marine
transit service provided by a county or other local governmental entity for a Seattle to Vashon route. Within the amount provided in this subsection, $2,500,000 shall be made available for transit agencies to provide operational or capital support for start-up costs associated with interjurisdictional commuter rail service.

NEW SECTION. Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X
Puget Sound Ferry Operations Account--State
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $344,980,000
Multimodal Transportation Account--State
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $1,763,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $346,743,000

The appropriations in this section are subject to the following conditions and limitations:
(1) $57,500,000 of the total appropriation is provided solely for auto ferry vessel operating fuel in the 2005-2007 biennium.
(2) The total appropriation provides for the compensation of ferry employees. The expenditures for compensation paid to ferry employees during the 2005-2007 biennium may not exceed $214,337,000, plus a dollar amount, as prescribed by the office of financial management, that is equal to any insurance benefit increase granted general government employees in excess of $584.58 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2006 and $584.58 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2007, a dollar amount as prescribed by the office of financial management for costs associated with pension amortization charges, and a dollar amount prescribed by the office of financial management for salary increases during the 2005-2007 biennium as provided under sections 501, 502, and 503 of this act. For the purposes of this section, the expenditures for compensation paid to ferry employees shall be limited to salaries and wages and employee benefits as defined in the office of financial management's policies, regulations, and procedures named under objects of expenditure "A" and "B" (7.2.6.2). The prescribed salary increase or decrease dollar amount that shall be allocated from the governor's compensation appropriations is in addition to the appropriation contained in this.
section and may be used to increase or decrease compensation costs, 
effective July 1, 2005, and thereafter, as established in the 2005-2007 
general fund operating budget.

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

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

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

(6) The department shall collect passenger ferry fares each way on 
the Bremerton/Seattle route.

(7) A maximum of the entire multimodal transportation account-- 
state appropriation is provided solely for operating costs associated 
with the Vashon to Seattle passenger-only ferry for service through 
June 30, 2006. The amount provided in this subsection includes all 
related fuel costs. After June 30, 2006, the department shall 
cooperate with and provide technical assistance to any local government 
that provides transit service that endeavors to provide passenger-only 
ferry service to Vashon or Southworth. The department shall sell the 
vessels Snohomish and Chinook and deposit the funds received from the 
sale of the vessels in the transportation infrastructure account under 
RCW 82.44.190; however, proceeds from the sale of the vessels may be 
used only for marine transit capital.

NEW SECTION. Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION-- 
RAIL--PROGRAM Y--OPERATING 
Multimodal Transportation Account--State 
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $38,909,000
The appropriation in this section is subject to the following conditions and limitations:

1. $29,091,000 of the multimodal transportation account--state appropriation is provided solely for the Amtrak service contract and Talgo maintenance contract associated with providing and maintaining the state-supported passenger rail service.

2. $5,500,000 of the multimodal transportation account--state appropriation is provided solely for a new round trip rail service between Seattle and Portland beginning July 1, 2005.

3. No AMTRAK Cascade runs may be eliminated.

NEW SECTION. Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--OPERATING

Motor Vehicle Account--State Appropriation . . . . . . . $7,408,000
Motor Vehicle Account--Federal Appropriation . . . . . . $2,539,000
Multimodal Transportation Account--State Appropriation . . $211,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . $10,158,000

The appropriations in this section are subject to the following conditions and limitations: $211,000 of the motor vehicle account--state appropriation and $211,000 of the multimodal transportation account--state appropriation are provided solely for the state's contribution to county and city studies of flood hazards in association with interstate highways. First priority shall be given to threats along the I-5 corridor.

TRANSPORTATION AGENCIES--CAPITAL

NEW SECTION. Sec. 301. FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account--State Appropriation . . . . . $2,801,000

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

1. $1,535,000 of the appropriation is provided solely for the Shelton training academy domestic water and wastewater treatment project.

2. $1,266,000 of the appropriation is provided solely for minor works projects.
(3) The Washington state patrol, through the director of fire protection, shall study and make recommendations to the legislature regarding the need for improvements and additions to the state fire training academy located at North Bend. The patrol may include in its recommendations information regarding capital improvements, additional staffing and salary requirements, and technology improvements. The study and recommendations shall be submitted to the legislature by December 1, 2005.

NEW SECTION. Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD

<table>
<thead>
<tr>
<th>Account</th>
<th>Appropriation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rural Arterial Trust Account--State Appropriation</td>
<td>$64,933,000</td>
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<tr>
<td>Motor Vehicle Account--State Appropriation</td>
<td>$355,000</td>
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<tr>
<td>County Arterial Preservation Account--State</td>
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<tr>
<td>Appropriation</td>
<td>$30,367,000</td>
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<td>TOTAL APPROPRIATION</td>
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The appropriations in this section are subject to the following conditions and limitations: $355,000 of the motor vehicle account--state appropriation is provided for county ferries as set forth in RCW 47.56.725(4).

NEW SECTION. Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT BOARD

<table>
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<th>Appropriation</th>
</tr>
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<tr>
<td>Urban Arterial Trust Account--State Appropriation</td>
<td>$101,425,000</td>
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<tr>
<td>Transportation Improvement Account--State</td>
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<tr>
<td>Appropriation</td>
<td>$106,601,000</td>
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<td>TOTAL APPROPRIATION</td>
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</tr>
</tbody>
</table>

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

(1) The transportation improvement account--state appropriation includes $14,143,000 in proceeds from the sale of bonds authorized in RCW 47.26.500. The transportation improvement board may authorize the use of current revenues available to the agency in lieu of bond proceeds for any part of the state appropriation.

(2) Of the total appropriation, $10,000,000 in additional funding is provided for transportation partnership, small city pavement, and pedestrian safety and mobility programs. Projects must be consistent with state, regional, and local transportation plans.
NEW SECTION. Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--
PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL
Motor Vehicle Account--State Appropriation . . . . . . . $1,676,000

The appropriation in this section is subject to the following conditions and limitations:
(1) $601,000 of the motor vehicle account--state appropriation is provided solely for the statewide administration.
(2) $632,000 of the motor vehicle account--state appropriation is provided solely for regional minor projects.
(3) $224,000 of the motor vehicle account--state appropriation is provided solely for designing the replacement of the existing outdated maintenance facility in Ephrata.
(4) $219,000 of the motor vehicle account--state appropriation is provided solely for the designing of the northwest regional maintenance complex in Seattle.

NEW SECTION. Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--
IMPROVEMENTS--PROGRAM I
Transportation 2003 Account (Nickel Account)--State
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $1,170,759,000
Motor Vehicle Account--State Appropriation . . . . . . . . . . . . . $70,452,000
Motor Vehicle Account--Federal Appropriation . . . . . . . . . . . . $226,310,000
Motor Vehicle Account--Private/Local Appropriation . . . . . . . . $31,504,000
Special Category C Account--State Appropriation . . . . . . . . . $3,370,000
Tacoma Narrows Toll Bridge Account Appropriation . . . . . . . . $278,702,000
Transportation Partnership Account--State
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $517,567,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . $2,298,664,000

The appropriations in this section are subject to the following conditions and limitations:
(1) The entire transportation 2003 account (nickel account) appropriation is provided solely for the projects and activities as listed by project, biennium, and amount in the 2005 Transportation Project List, "Highway Improvement Program (I)" section under the column heading "2003 (Nickel) Package" as transmitted to LEAP on April 6, 2005. However, limited transfers of allocations between projects may occur for those amounts listed for the 2005-07 biennium subject to conditions and limitations in section 603 of this act.
(2) The entire 2005 transportation partnership--state appropriation is provided solely to implement the projects and activities as listed by project and amount in the 2005 Transportation Project List, "Highway Improvement Program (I)" section under the column heading "2005 Transportation Partnership Package" as transmitted to LEAP on April 6, 2005.

(a) Within the amounts provided in this subsection, $2,500,000 of the transportation partnership account--state appropriation is provided solely for Island Transit park and ride development.

(b) Within the amounts provided in this subsection, $4,000,000 of the transportation partnership account--state appropriation is provided solely for Skagit Transit for Chuckanut park and ride development.

(c) Within the amounts provided in this subsection, $5,000,000 of the transportation partnership account--state appropriation is provided solely for project 109040S: I-90/Seattle to Mercer Island – Two way transit/HOV. Expenditure of these funds is contingent upon the development of an access plan that provides equitable and dependable access for I-90 Mercer Island exit and entry.

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

(e) Within the amounts provided in this subsection, $2,000,000 of the transportation partnership account--state appropriation is provided solely for an I-90 route development plan.

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

(g) Within the amounts provided in this subsection, $500,000 of the transportation partnership account--state appropriation is provided solely for an eastern Washington freight corridor study, to evaluate the development of a freight corridor from Osoyoos, Canada to Mesa, Franklin county.

(3) $533,212,000 from the federal, state, and local motor vehicle account appropriations and $3,370,000 of the special category C account--state appropriation are provided solely to implement the projects included in the 2005 Transportation Project List, "Highway Improvement Program (I)" section under the column heading "Pre 2003
Funds" as transmitted to LEAP on April 6, 2005. The department shall
manage all projects on the list within the overall expenditure
authority provided in this subsection.

(4) The motor vehicle account--state appropriation includes
$35,000,000 in proceeds from the sale of bonds authorized by RCW
47.10.843. The transportation commission may authorize the use of
current revenues available to the department of transportation in lieu
of bond proceeds for any part of the state appropriation.

(5) The transportation partnership account--state appropriation
includes $490,000,000 in proceeds from the sale of bonds authorized by
Senate Bill No. . . . . . . . The transportation commission may authorize
the use of current revenues available to the department of
transportation in lieu of bond proceeds for any part of the state
appropriation.

(6) A maximum of $29,281,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation is
provided for direct project support costs, including, but not limited
to, direct project support, property management, scenic byways, and
other administration.

(7) A maximum of $9,186,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation is
provided for environmental retrofit improvement projects not included
in the list in subsection (3) of this section.

(8) A maximum of $35,377,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation is
provided for improvement projects programmed through the transportation
department's priority programming process.

(9) The Tacoma Narrows toll bridge account--state appropriation
includes $257,016,000 in proceeds from the sale of bonds authorized by
RCW 47.10.843. The Tacoma Narrows toll bridge account--state
appropriation includes $77,000,000 in unexpended proceeds from the
January 2003 bond sale authorized in RCW 47.10.843 for the Tacoma
Narrows bridge project.

(10) The transportation 2003 account (nickel account)--state
appropriation includes $940,000,000 in proceeds from the sale of bonds
authorized by chapter 147, Laws of 2003. The transportation commission
may authorize the use of current revenues available to the department
of transportation in lieu of bond proceeds for any part of the state
appropriation.

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

(12) The department shall, on a quarterly basis beginning July 1,
2005, provide to the legislature reports providing the status on each
project in the project lists submitted pursuant to this act and on any
additional projects for which the department has expended funds during
the 2005-07 fiscal biennium. The department shall work with the
transportation committees of the legislature to agree on report
formatting and elements. Elements shall include, but not be limited
to, project scope, schedule, and costs. The department shall also
provide the information required under this subsection via the
transportation executive information systems (TEIS).

NEW SECTION. Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--
PRESERVATION--PROGRAM P
Transportation 2003 Account (Nickel Account)--State
  Appropriation ............................................. $10,622,000
Motor Vehicle Account--State Appropriation .................. $70,444,000
Motor Vehicle Account--Federal Appropriation .............. $421,579,000
Motor Vehicle Account--Private/Local Appropriation ....... $6,655,000
Puyallup Tribal Settlement Account--State
  Appropriation ............................................. $10,625,000
Transportation Partnership Account--State
  Appropriation ............................................. $178,462,000
  TOTAL APPROPRIATION ............................... $698,387,000

The appropriations in this section are subject to the following
conditions and limitations:
(1) The entire 2003 transportation account (nickel account) appropriation is provided solely for the projects and activities as listed by project, biennium, and amount in the 2005 Transportation Project List, "Highway Preservation Program (P)" section under the column heading "2003 (Nickel) Package" as transmitted to LEAP on April 6, 2005. However, limited transfers of allocations between projects may occur for those amounts listed for the 2005-07 biennium subject to conditions and limitations in section 603 of this act.

(2) The entire 2005 transportation partnership--state appropriation is provided solely for the projects and activities as listed by project in the 2005 Transportation Project List, "Highway Preservation Program (P)" section under the column heading "2005 Transportation Partnership Package" as transmitted to LEAP on April 6, 2005.

(a) Within the amounts provided in this subsection, $26,200,000 of the transportation partnership account--state appropriation is provided solely for implementation of roadway preservation (P1) projects.

(b) Within the amounts provided in this subsection, $152,261,000 of the transportation partnership account--state appropriation is provided solely for implementation of structures preservation (P2) projects.

(3)(a) $26,041,000 from the federal, state, and local motor vehicle account appropriations and $10,625,000 of the Puyallup tribe settlement account--state appropriation are provided solely to implement the projects included in the 2005 Transportation Project List, "Highway Preservation Program (P)" section under the column heading "Pre 2003 Funds" as transmitted to LEAP on April 6, 2005. The department shall manage all projects on the list within the overall expenditure authority provided in this subsection.

(b) Within the amounts provided in this subsection, $10,625,000 of the Puyallup tribal settlement account--state appropriation is provided solely for mitigation costs associated with the Murray Morgan/11st Street Bridge demolition. The department may negotiate with the city of Tacoma for the purpose of transferring ownership of the Murray Morgan/11th Street Bridge to the city. The department may use the Puyallup tribal settlement account appropriation, as well as any funds appropriated in the current biennium and planned in future biennia for the demolition and mitigation for the demolition of the bridge to rehabilitate or replace the bridge, if agreed to by the city. In no event shall the department's participation exceed $26,500,000 and no
funds may be expended unless the city of Tacoma agrees to take
ownership of the bridge in its entirety and provide that the payment of
these funds extinguishes any real or implied agreements regarding
future expenditures on the bridge.

(4) A maximum of $209,445,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation are
provided for roadway preservation projects.

(5) A maximum of $49,976,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation is
provided for bridge repair projects.

(6) A maximum of $12,787,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation is
provided for other facilities preservation projects.

(7) A maximum of $25,922,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation is
provided for other preservation projects programmed through the
transportation department's priority programming process.

(8) A maximum of $62,296,000 from the motor vehicle account--state
appropriation and motor vehicle account--federal appropriation is
provided for direct project support costs, including, but not limited
to, direct project support, property management, scenic byways, and
other administration.

(9) $29,833,289 of the motor vehicle account--state appropriation,
$95,270,639 of the motor vehicle account--federal appropriation, and
$100,091,000 of the transportation partnership account--state
appropriation are provided solely for the Hood Canal bridge project.

(10) The motor vehicle account--state appropriation includes
$530,000 in proceeds from the sale of bonds authorized in RCW 47.10.761
and 47.10.762 for emergency purposes.

(11) The motor vehicle account--state appropriation includes
$49,318,000 in proceeds from the sale of bonds authorized by RCW
47.10.843. The transportation commission may authorize the use of
current revenues available to the department of transportation in lieu
of bond proceeds for any part of the state appropriation.

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

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

(14) The department shall, on a quarterly basis beginning July 1, 2005, provide to the legislature reports providing the status on each project in the project lists submitted pursuant to this act and on any additional projects for which the department has expended funds during the 2005-07 fiscal biennium. The department shall work with the transportation committees of the legislature to agree on report formatting and elements. Elements shall include, but not be limited to, project scope, schedule, and costs. The department shall also provide the information required under this subsection via the transportation executive information systems (TEIS).

NEW SECTION. Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL

Motor Vehicle Account--State Appropriation . . . . . . . . . $17,526,000
Motor Vehicle Account--Federal Appropriation . . . . . . . . $15,072,000
Motor Vehicle Account--Local Appropriation . . . . . . . . . $108,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . $32,706,000

The appropriations in this section are subject to the following conditions and limitations: The motor vehicle account--state appropriation includes $15,067,000 for state matching funds for federally selected competitive grant or congressional earmark projects other than the commercial vehicle information systems and network. These moneys shall be placed into reserve status until such time as federal funds are secured that require a state match.
NEW SECTION. Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W

Puget Sound Capital Construction Account--State
  Appropriation ........................................ $149,125,000
Puget Sound Capital Construction Account--Federal
  Appropriation ........................................ $59,967,000
Puget Sound Capital Construction Account--Private/Local
  Appropriation ........................................ $26,000
Multimodal Transportation Account--State Appropriation .. $10,249,000
Transportation 2003 Account (Nickel Account)--State
  Appropriation ........................................ $34,991,000
  TOTAL APPROPRIATION ................................. $254,358,000

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

1. The Puget Sound capital construction account--state
   appropriation includes $38,000,000 in proceeds from the sale of bonds
   authorized by RCW 47.10.843 for vessel and terminal acquisition, major
   and minor improvements, and long lead time materials acquisition for
   the Washington state ferries. The transportation commission may
   authorize the use of current revenues available to the motor vehicle
   account in lieu of bond proceeds for any part of the state
   appropriation.

2. The multimodal transportation account--state appropriation
   includes $10,249,000 in proceeds from the sale of bonds authorized by
   RCW 47.10.867. The transportation commission may authorize the use of
   current revenues available to the department of transportation in lieu
   of bond proceeds from any part of the state appropriation.

3. $149,124,000 of the Puget Sound capital construction account--
   state appropriation, $59,967,000 of the Puget Sound capital
   construction account--federal appropriation, and $26,000 of the Puget
   Sound capital construction account--local appropriation are provided to
   implement the projects and activities included in the 2005
   Transportation Project List, "Ferries Program (W)" section under the
   column heading "Pre 2003 Funds" as transmitted to LEAP on April 6,
   2005.
Within the amounts provided in this subsection, a maximum of $44,238,000 are provided for terminal preservation projects.
(b) Within the amounts provided in this subsection, a maximum of $118,540,000 are provided for vessel projects.
(c) Within the amounts provided in this subsection, a maximum of $16,080,000 is provided for terminal improvement projects.
(d) Within the amounts provided in this subsection, a maximum of $10,543,000 is provided for ferry security projects.
(e) Within the amounts provided in this subsection, $4,099,000 are provided for emergency repair projects. Additionally, unused funds under (a) through (d) of this subsection, may be transferred to emergency repair projects.
(f) Within the amounts provided in this subsection, $15,617,000 are provided solely for the Eagle Harbor Terminal Preservation project.
(4) $10,249,000 of the multimodal transportation account--state appropriation and $34,991,000 of the transportation 2003 (nickel) account--state appropriation are provided solely to implement the projects and activities as listed by project, biennium, and amount in the 2005 Transportation Project list, "Ferries Program (W)" section under the column heading "2003 (Nickel) Package" as transmitted to LEAP on April 6, 2005. However, limited transfers of allocations between projects may occur subject to section 603 of this act.
(5) The department shall, on a quarterly basis beginning July 1, 2005, provide to the legislature reports providing the status on each project in the project lists submitted pursuant to this act and on any additional projects for which the department has expended funds during the 2005-07 fiscal biennium. Elements shall include, but not be limited to, project scope, schedule, and costs. The department shall also provide the information required under this subsection via the transportation executive information systems (TEIS).

NEW SECTION. Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION-- RAIL--PROGRAM Y--CAPITAL

Essential Rail Assistance Account--State Appropriation . . . $250,000
Multimodal Transportation Account--State Appropriation . . $46,895,000
Multimodal Transportation Account--Private/Local Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . $7,287,000
Multimodal Transportation Account--Federal
The appropriations in this section are subject to the following conditions and limitations:

1. The multimodal transportation account--state appropriation includes $34,415,000 in proceeds from the sale of bonds authorized by RCW 47.10.867. The transportation commission may authorize the use of current revenues available to the department of transportation in lieu of bond proceeds for any part of the state appropriation.

2. If federal block grant funding for freight or passenger rail is received, the department shall consult with the transportation committees of the legislature prior to spending the funds on additional projects.

3. $46,895,000 of the multimodal transportation account--state appropriation, $9,966,000 of the multimodal transportation account--federal appropriation, and $7,287,000 of the multimodal transportation account--private/local appropriation are provided solely for the rail program projects as listed on the 2005 Transportation Project List, submitted to LEAP on April 6, 2005.
   (a) Within the amount provided in this subsection, $2,030,000 is provided for the projects as listed under the subheading Pre-2003 Funds Emergent Freight Rail Projects.
   (b) Within the amount provided in this subsection, $150,000 is provided for the projects as listed under the subheading Pre-2003 Funds Freight Rail Projects.
   (c) Within the amount provided in this subsection, $17,253,000 is provided for the projects as listed under the subheading Pre-2003 Funds Passenger Rail Projects.
   (d) Within the amount provided in this subsection, $4,320,000 is provided for the projects as listed under the subheading 2003 Nickel Project Freight Rail Projects.
   (e) Within the amount provided in this subsection, $24,820,000 is provided for the projects as listed under the subheading 2003 Nickel Project Passenger Rail Projects.
   (f) Within the amount provided in this subsection, $5,000,000 is provided for the projects as listed under the subheading 2005 Transportation Partnership Package Freight Rail Projects.
Within the amount provided in this subsection, $10,575,000 is provided for the projects as listed under the subheading 2005 Transportation Partnership Package Passenger Rail Projects.

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

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

(6) $200,000 of the multimodal transportation account--state appropriation is provided solely for the produce railcar program. The department is encouraged to implement the produce railcar program by maximizing private investment.

NEW SECTION. Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--CAPITAL

Highway Infrastructure Account--State Appropriation . . . . $225,000
Highway Infrastructure Account--Federal Appropriation . . $1,602,000
Motor Vehicle Account--Federal Appropriation . . . . . . $22,621,000
Motor Vehicle Account--State Appropriation . . . . . . $1,103,000
Multimodal Transportation Account--State Appropriation . . . . $41,333,000
Transportation Partnership Account--State Appropriation . . . $5,040,000

TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $71,924,000

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

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

(2) The multimodal transportation account--state appropriation includes $6,000,000 in proceeds from the sale of bonds authorized by RCW 47.10.867. The transportation commission may authorize the use of current revenues available to the department of transportation in lieu of bond proceeds for any part of the state appropriation.

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

(4) $274,000 of the motor vehicle account--state appropriation is reappropriated and provided solely for additional traffic and pedestrian safety improvements near schools. The highways and local programs division within the department of transportation shall administer this program. The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded traffic and pedestrian safety improvement grant funds, but does not report activity on the project within one year of grant award should be reviewed by the department to determine whether the grant should be terminated. The department must promptly close out grants when projects have been completed, and identify where unused grant funds remain because actual project costs were lower than estimated in the grant award. The department shall expeditiously extend new grant awards to qualified projects when funds become available either because grant awards have been rescinded for lack of sufficient project activity or because completed projects returned excess grant funds upon project closeout.

(5) The motor vehicle account--state appropriation includes $950,000 in unexpended proceeds from the sale of bonds authorized by RCW 47.10.843.

(6) $2,867,000 of the multimodal transportation account--state
appropriation is provided solely to support the safe routes to school program.

(7) $21,621,000 of the motor vehicle account--federal appropriation is provided solely for the local freight capital projects in progress identified in this subsection. The specific funding listed is provided solely for the respective projects: SR 397 Ainsworth Ave. Grade Crossing, $5,540,000; Colville Alternate Truck Route, $2,000,000; S. 228th Street Extension and Grade Separation, $6,500,000; Duwamish Intelligent Transportation Systems (ITS), $2,520,000; Bigelow Gulch Road-Urban Boundary to Argonne Rd., $2,000,000; Granite Falls Alternate Route, $1,791,000; Port of Kennewick/Piert Road, $520,000; and Pacific Hwy. E./Port of Tacoma Road to Alexander, $750,000.

(8) $6,000,000 of the multimodal account--state appropriation is provided solely for the local freight 'D' street grade separation project.

(9) $100,000 of the motor vehicle account--state appropriation is provided solely for the installation of a traffic signal at the intersection of 1st and the West Valley highway in the city of Algona.

(10) $3,000,000 of the multimodal transportation account--state appropriation and $2,000,000 of the transportation partnership account--state appropriation are provided solely for a bicycle and pedestrian path competitive grant program. The grant recipients may only be governmental entities. The entity applying for funds must supply matching funds, as determined by the department. Within the amount provided in this subsection, the following projects must be completed within the specific amount listed: Potato Hill Bridge Bicycle and Pedestrian Path, $750,000; Des Moines Creek Trail, $520,000; SR 20/Winthrop Area - Bike Path, $1,171,000.

(11) $1,500,000 of the multimodal transportation account--state appropriation is provided solely for the Sounder commuter rail station at Mukilteo. The funds shall first be used for a temporary platform for Sounder commuter rail. However, if the permanent platform project is accelerated by Sound Transit, making the temporary platform unnecessary, the funds may be used for pedestrian safety projects at the Mukilteo ferry terminal.

(12) $5,000,000 of the multimodal transportation account--state appropriation is provided solely for a Sounder commuter rail platform
at Stanwood, for the purpose of preparing for mitigation of the
construction on I-5 at Everett.

(13) $19,420,000 of the multimodal transportation account--state
appropriation is provided solely for the "Transportation Partnership
FMSIB Projects" as listed on the 2005 Transportation Project List,
submitted to LEAP on April 6, 2005.

(14) $3,040,000 of the transportation partnership account--state
appropriation is provided solely for the "Transportation Partnership
Local Roads Projects" as listed on the 2005 Transportation Project
List, submitted to LEAP on April 6, 2005.

TRANSFERS AND DISTRIBUTIONS

NEW SECTION. Sec. 401. FOR THE STATE TREASURER--BOND RETIREMENT
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR
BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND
TRANSPORTATION FUND REVENUE
Highway Bond Retirement Account Appropriation . . . . . . . $356,313,000
Nondebt-Limit Reimbursable Account Appropriation . . . . . $8,138,000
Ferry Bond Retirement Account Appropriation . . . . . . . $39,010,000
Transportation Improvement Board Bond Retirement
Account--State Appropriation . . . . . . . . . . . . . . . . . . $30,903,000
Motor Vehicle Account--State Appropriation . . . . . . . . $2,562,000
Transportation Improvement Account--State Appropriation . . $240,000
Multimodal Transportation Account--State Appropriation . . $358,000
Transportation 2003 Account (Nickel Account)
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . $7,050,000
Transportation Partnership Account--State
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . $3,713,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . $448,287,000

NEW SECTION. Sec. 402. FOR THE STATE TREASURER--BOND RETIREMENT
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR
BOND SALE EXPENSES AND FISCAL AGENT CHARGES
Motor Vehicle Account--State Appropriation . . . . . . . . $283,000
Transportation Improvement Account--State Appropriation . . $13,000
Multimodal Transportation Account--State Appropriation . . . $96,000
Transportation 2003 Account (Nickel Account)--State
Appropriation ............................................. $2,350,000
Transportation Partnership Account--State
Appropriation ............................................. $1,238,000
TOTAL APPROPRIATION ................................. $3,980,000

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

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

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

(2) Motor Vehicle Account--State Appropriation:
For transfer to the Puget Sound capital construction account ............................................. $38,000,000

The department of transportation is authorized to sell up to $38,000,000 in bonds authorized by RCW 47.10.843 for vessel and terminal acquisition, major and minor improvements, and long lead-time materials acquisition for the Washington state ferries.

NEW SECTION. Sec. 404. FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION
Motor Vehicle Account Appropriation for motor vehicle fuel tax distributions to cities and counties ............................................. $450,757,000

NEW SECTION. Sec. 405. FOR THE STATE TREASURER--TRANSFERS
Motor Vehicle Account--State Appropriation: For motor vehicle fuel tax refunds and transfers ............................................. $731,768,000
NEW SECTION.  Sec. 406.  FOR THE DEPARTMENT OF TRANSPORTATION--

TRANSFERS

(1) RV Account--State Appropriation:
For transfer to the Motor Vehicle Account--State . . . . . $2,000,000

(2) Motor Vehicle Account--State Appropriation:
For transfer to Puget Sound Capital Construction
Account . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $102,000,000

(3) Highway Safety Account--State Appropriation:
For transfer to the Motor Vehicle Account--State . . . . . $10,000,000

(4) Motor Vehicle Account--State Appropriation:
For transfer to the Puget Sound Ferry Operations
Account--State . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $11,500,000

(5) Motor Vehicle Account--State Appropriation:
For transfer to the Transportation Partnership
Account--State . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $45,447,000

(6) Highway Safety Account--State Appropriation:
For transfer to the Multimodal Transportation
Account--State . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $20,318,000

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

(a) The department of transportation shall only transfer funds in subsection (2) of this section up to the level provided, on an as-needed basis.

(b) The department of transportation shall transfer funds in subsection (4) of this section up to the amount identified, provided that a minimum balance of $5,000,000 is retained in the Puget Sound ferry operations account.

(c) The amount identified in subsection (3) of this section may not include any revenues collected as passenger fares.

NEW SECTION.  Sec. 407.  STATUTORY APPROPRIATIONS.  In addition to the amounts appropriated in sections 101 through 606 of this act for revenue for distribution, state contributions to the law enforcement officers' and fire fighters' retirement system, and bond retirement and interest including ongoing bond registration and transfer charges, transfers, interest on registered warrants, and certificates of indebtedness, there is also appropriated such further amounts as may be
required or available for these purposes under any statutory formula or under any proper bond covenant made under law.

NEW SECTION. Sec. 408. The department of transportation is authorized to undertake federal advance construction projects under the provisions of 23 U.S.C. Sec. 115 in order to maintain progress in meeting approved highway construction and preservation objectives. The legislature recognizes that the use of state funds may be required to temporarily fund expenditures of the federal appropriations for the highway construction and preservation programs for federal advance construction projects prior to conversion to federal funding.

COMPENSATION

NEW SECTION. Sec. 501. EMPLOYEE SALARY COST OF LIVING ADJUSTMENT

Dedicated Funds and Accounts Appropriation . . . . . . . . $31,940,000
Washington State Patrol Highway Account . . . . . . . . . . $5,580,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . $37,520,000

The appropriations in this section shall be expended solely for the purposes designated in this section and are subject to the following conditions and limitations:

(1) In addition to the purposes set forth in subsections (2) and (3) of this section, appropriations in this section are provided solely for a 3.2% increase effective July 1, 2005, for all classified employees and state employees under the personnel system reform act of 2002. Also included are employees in the Washington management service, and exempt employees under the jurisdiction of the personnel resources board or the director of personnel, as applicable.

(2) The appropriations are also sufficient to fund a 3.2% salary increase effective July 1, 2005, for general government, legislative, and judicial employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

(3) Appropriations in this section are provided for a 1.6% salary increase effective July 1, 2006, until June 30, 2007, for all classified employees and state employees under the personnel system reform act of 2002. Also included are employees in the Washington management service, and exempt employees under the jurisdiction of the...
personnel resources board or the director of personnel, as applicable. The appropriations are also sufficient to fund a 1.6% salary increase effective July 1, 2006, until June 30, 2007, for general government, legislative, and judicial employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

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

(b) The average salary increases paid under this section to agency officials whose maximum salaries are established by the committee on agency official salaries shall not exceed the average increases provided under subsection (2) of this section.

(5) The office of financial management shall update agency appropriations schedules to reflect the addition of the funding in this section, as identified by agency and account in LEAP document "2005-07 Transportation Budget-Salary Adjustment Allocation" dated April 6, 2005.

(6) $5,580,583 of the Washington state patrol highway account appropriation is provided solely to fund an additional 3.8% salary increase effective July 1, 2005, in order to provide a salary equalization adjustment for Washington state patrol commissioned officers.

NEW SECTION. Sec. 502. COMPENSATION--INSURANCE BENEFITS

Dedicated Funds and Accounts Appropriation . . . . . . . . . $11,836,000

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

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed $663.00 per eligible employee for fiscal year 2006. For fiscal year 2007 the monthly employer funding rate shall not exceed $744.00 per eligible represented employee or $618.00 per eligible non-represented employee.

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

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

(2) The office of financial management shall update agency
appropriations schedules to reflect the addition of the funding in this
section, as identified by agency and account in LEAP document "2005-07
Transportation Budget-Health Benefit Adjustment Allocation" dated April
6, 2005.

NEW SECTION. Sec. 503. CONTRIBUTIONS TO RETIREMENT SYSTEMS
Dedicated Funds and Accounts Appropriation . . . . . . ($9,576,000)

The appropriation in this section is subject to the following
conditions and limitations: Funding in this section is provided solely
for funding agency savings in the cost of other compensation items
provided at the pension rates as set forth in House Bill No. 1043 and
House Bill No. 1044. The office of financial management shall update
agency appropriations schedules to reflect the addition of the funding
in this section, as identified by agency and account in OFM document
"2005-07 Transportation Budget-Pension Adjustment Allocation" dated
April 6, 2005.

IMPLEMENTING PROVISIONS

NEW SECTION. Sec. 601. INFORMATION SYSTEMS PROJECTS. Agencies
shall comply with the following requirements regarding information
systems projects when specifically directed to do so by sections 101
through 606 of this act.

(1) Agency planning and decisions concerning information technology
shall be made in the context of its information technology portfolio.
"Information technology portfolio" means a strategic management
approach in which the relationships between agency missions and
information technology investments can be seen and understood, such that: Technology efforts are linked to agency objectives and business plans; the impact of new investments on existing infrastructure and business functions are assessed and understood before implementation; and agency activities are consistent with the development of an integrated, nonduplicative statewide infrastructure.

(2) Agencies shall use their information technology portfolios in making decisions on matters related to the following:

(a) System refurbishment, acquisitions, and development efforts;
(b) Setting goals and objectives for using information technology in meeting legislatively-mandated missions and business needs;
(c) Assessment of overall information processing performance, resources, and capabilities;
(d) Ensuring appropriate transfer of technological expertise for the operation of any new systems developed using external resources; and
(e) Progress toward enabling electronic access to public information.

(3) Each project will be planned and designed to take optimal advantage of Internet technologies and protocols. Agencies shall ensure that the project is in compliance with the architecture, infrastructure, principles, policies, and standards of digital government as maintained by the information services board.

(4) The agency shall produce a feasibility study for information technology projects at the direction of the information services board and in accordance with published department of information services policies and guidelines. At a minimum, such studies shall include a statement of: (a) The purpose or impetus for change; (b) the business value to the agency, including an examination and evaluation of benefits, advantages, and cost; (c) a comprehensive risk assessment based on the proposed project's impact on both citizens and state operations, its visibility, and the consequences of doing nothing; (d) the impact on agency and statewide information infrastructure; and (e) the impact of the proposed enhancements to an agency's information technology capabilities on meeting service delivery demands.

(5) The agency shall produce a comprehensive management plan for each project. The plan or plans shall address all factors critical to successful completion of each project. The plan(s) shall include, but
is not limited to, the following elements: A description of the
problem or opportunity that the information technology project is
intended to address; a statement of project objectives and assumptions;
a definition and schedule of phases, tasks, and activities to be
accomplished; and the estimated cost of each phase. The planning for
the phased approach shall be such that the business case justification
for a project needs to demonstrate how the project recovers cost or
adds measurable value or positive cost benefit to the agency's business
functions within each development cycle.

(6) The agency shall produce quality assurance plans for
information technology projects. Consistent with the direction of the
information services board and the published policies and guidelines of
the department of information services, the quality assurance plan
shall address all factors critical to successful completion of the
project and successful integration with the agency and state
information technology infrastructure. At a minimum, quality assurance
plans shall provide time and budget benchmarks against which project
progress can be measured, a specification of quality assurance
responsibilities, and a statement of reporting requirements. The
quality assurance plans shall set out the functionality requirements
for each phase of a project.

(7) A copy of each feasibility study, project management plan, and
quality assurance plan shall be provided to the department of
information services, the office of financial management, and
legislative fiscal committees. The plans and studies shall demonstrate
a sound business case that justifies the investment of taxpayer funds
on any new project, an assessment of the impact of the proposed system
on the existing information technology infrastructure, the disciplined
use of preventative measures to mitigate risk, and the leveraging of
private-sector expertise as needed. Authority to expend any funds for
individual information systems projects is conditioned on the approval
of the relevant feasibility study, project management plan, and quality
assurance plan by the department of information services and the office
of financial management.

(8) Quality assurance status reports shall be submitted to the
department of information services, the office of financial management,
and legislative fiscal committees at intervals specified in the
project's quality assurance plan.
NEW SECTION. Sec. 602. The department of transportation may transfer federal funds for state funds within the preservation and improvement programs if funded projects are eligible to use additional federal funds and the scope of the project is not increased. The department shall not transfer funds as authorized under this subsection without approval of the director of financial management. A report of the transfers will be submitted on October 1st of each fiscal year to the senate and house of representatives transportation committees.

NEW SECTION. Sec. 603. The transportation commission may authorize a transfer of spending allocation within the appropriation provided and between projects as listed in the 2005-07 Transportation Project List - 2003 (Nickel) Package List to manage project spending near biennial cutoffs under the following conditions and limitations:

1. Transfers from a project may be made if the funds allocated to the project are in excess of the amount needed to complete the project, but transfers may only be made in the biennium in which the savings occur;

2. Transfers from a project may not be made as a result of the reduction of the scope of a project, nor shall a transfer be made to support increases in the scope of a project;

3. Transfers may be made within the current biennium from projects that are experiencing unavoidable expenditure delays, but the transfers may only occur if the commission finds that any resulting change to the nickel program financial plan provides that all projects on the list may be completed as intended by the legislature;

4. Transfers may not occur to projects not identified on the list; and

5. A report of the transfers shall be submitted on October 1st of each fiscal year to the senate and house of representatives transportation committees.

NEW SECTION. Sec. 604. The department shall provide up to $3,000,000 in toll credits to local government agencies for passenger-only ferry service. The number of toll credits provided must be equal to, but no more than, a number sufficient to meet federal match requirements for grant funding for passenger-only ferry service, but shall not exceed the amount authorized under this section.
NEW SECTION.  Sec. 605.  If Substitute Senate Bill No. 5414 is enacted by July 1, 2005, then the remaining unexpended fund balance in the aircraft search and rescue, safety, and education account shall be deposited into the state aeronautics account.

NEW SECTION.  Sec. 606.  If House Bill No. 1254 is enacted by July 1, 2005, then on June 30, 2007, the remaining unexpended fund balance in the bicycle and pedestrian safety account shall be deposited into the Share the Road account established in House Bill No. 1254.

2003-05 BIENNIAL
TRANSPORTATION AGENCIES--OPERATING

Sec. 701.  2003 c 360 s 201 (uncodified) is amended to read as follows:

FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION
Highway Safety Account--State Appropriation ............. $2,017,000
Highway Safety Account--Federal Appropriation ........... $15,744,000
School Zone Safety Account--State Appropriation ........ $3,059,000
Bicycle and Pedestrian Safety Account--State Appropriation ........ $15,000
TOTAL APPROPRIATION .......................... ($20,820,000)

$20,835,000

The appropriations in this section are subject to the following conditions and limitations:
(1) The commission may oversee up to four pilot projects implementing the use of traffic safety cameras to detect failure to stop at railroad crossings, stoplights, and school zones.
(a) In order to ensure adequate time in the 2003-05 biennium to evaluate the effectiveness of the pilot program, any projects authorized by the commission must be authorized by December 31, 2003.
(b) If a county or city has established an authorized automated traffic safety camera program under this section, the compensation paid to the manufacturer or vendor of the equipment used must be based only upon the value of the equipment and services provided or rendered in support of the system, and may not be based upon a portion of the fine or civil penalty imposed or the revenue generated by the equipment.
(c) The traffic safety commission shall use the following guidelines to administer the program:

(i) Traffic safety cameras may take pictures of the vehicle and vehicle license plate only, and only while an infraction is occurring;

(ii) The law enforcement agency of the city or county government shall plainly mark the locations where the automated traffic enforcement system is used by placing signs on street locations that clearly indicate to a driver that he or she is entering a zone where traffic laws are enforced by an automated traffic enforcement system;

(iii) Cities and counties using traffic safety cameras must provide periodic notice by mail to its citizens indicating the zones in which the traffic safety cameras will be used;

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

(v) The owner of the vehicle is not responsible for the violation if the owner of the vehicle, within fourteen days of receiving notification of the violation, mails to the issuing law enforcement agency, a declaration under penalty of perjury, stating that the vehicle involved was, at the time, stolen or in the care, custody, or control of some person other than the registered owner, or any other extenuating circumstances;

(vi) Infractions detected through the use of traffic safety cameras are not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120;

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

(viii) For purposes of the 2003-05 biennium pilot projects,
infractions generated by the use of traffic safety cameras are exempt
from the provisions of RCW 3.46.120, 3.50.100, and 35.20.220, and must
be processed in the same manner as parking violations; and

(ix) By June 30, 2005, the traffic safety commission shall provide
a report to the legislature regarding the use, public acceptance,
outcomes, and other relevant issues regarding traffic safety cameras
demonstrated by the pilot projects.

(2) $210,000 of the highway safety account--state appropriation is
provided solely for continuing the five existing DUI/traffic safety
task forces that receive federal project funding that expires during
the 2003-05 biennium. However, the appropriation in this subsection
may only be expended for a task force when the federal funding for that
task force has expired.

(3)(a) $1,555,000 of the school zone safety account--state
appropriation is provided solely as matching funds for the following
school safety enhancement projects, as proposed by local agencies,
schools, and tribal governments in response to the department of
transportation's highways and local programs request for information
for potential projects to be financed under Referendum No. 51:

<table>
<thead>
<tr>
<th>Agency</th>
<th>Project Title</th>
</tr>
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<tbody>
<tr>
<td>Cheney</td>
<td>School Crosswalk Improvement Project</td>
</tr>
<tr>
<td>Skokomish Tribe</td>
<td>Skokomish School Safety Sidewalk Program</td>
</tr>
<tr>
<td>Brier</td>
<td>37th Pl SW &amp; 233rd Pl SW Sidewalk</td>
</tr>
<tr>
<td>Sunnyside</td>
<td>Lincoln Ave Sidewalks</td>
</tr>
<tr>
<td>Lynnwood</td>
<td>Olympic View Dr - 76th Ave SW to 169th St SW</td>
</tr>
<tr>
<td>Steilacoom</td>
<td>Cherrydale Elementary School Safety Enhancement</td>
</tr>
<tr>
<td>Yakima</td>
<td>W Valley School Zone Flashers</td>
</tr>
<tr>
<td>Camas SD</td>
<td>SR 500 at 15th St Interchange</td>
</tr>
<tr>
<td>Seattle</td>
<td>Meadowbrook Playfield - NE 105th St</td>
</tr>
<tr>
<td>Vancouver</td>
<td>Franklin ES Sidewalk Improvements</td>
</tr>
</tbody>
</table>

(b) If one or more of the projects under this subsection cannot be
completed or no longer seeks state matching funds, the following projects may be substituted in order of priority:

<table>
<thead>
<tr>
<th>Agency</th>
<th>Project Title</th>
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<tbody>
<tr>
<td>Davenport</td>
<td>Davenport Sixth St School Sidewalk</td>
</tr>
<tr>
<td>Edmonds</td>
<td>96th Ave W Pedestrian Improvements</td>
</tr>
<tr>
<td>Mountlake Terrace</td>
<td>223rd St SW - 44th Ave W to Cedar Way Elementary</td>
</tr>
<tr>
<td>Yakima</td>
<td>Englewood/Powerhouse Intersection Safety Project</td>
</tr>
</tbody>
</table>

(c) The highways and local programs division within the department of transportation shall provide assistance to the commission in administering this program.

(d) The legislature intends to tie funding to specific projects only for the 2003-05 biennium.

Sec. 702. 2004 c 229 s 207 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU

State Patrol Highway Account--State Appropriation . . (($69,799,000)) $70,914,000

State Patrol Highway Account--Private/Local

Appropriation . . . . . . . . . . . . . . . . . . . . . . $1,290,000

TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . (($71,089,000)) $72,204,000

The appropriations in this section are subject to the following conditions and limitations: Under the direction of the legislative auditor, the patrol shall update the pursuit vehicle life-cycle cost model developed in the 1998 Washington state patrol performance audit (JLARC Report 99-4). The patrol shall utilize the updated model as a basis for determining maintenance and other cost impacts resulting from the increase to pursuit vehicle mileage above 110 thousand miles in the 2003-05 biennium. The patrol shall submit a report, that includes identified cost impacts, to the transportation committees of the senate and house of representatives by December 31, 2003.

Sec. 703. 2004 c 229 s 208 (uncodified) is amended to read as follows:
FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES

Marine Fuel Tax Refund Account--State Appropriation .......... $3,000
Motorcycle Safety Education Account--State Appropriation (($97,000))
                                 $96,000
Wildlife Account--State Appropriation ................. (($84,000))
                                 $83,000
Highway Safety Account--Local Appropriation .............. $6,000
Highway Safety Account--State Appropriation ............... (($8,316,000))
                                 $8,221,000
Motor Vehicle Account--State Appropriation ............... (($4,403,000))
                                 $4,355,000
DOL Services Account--State Appropriation ............... (($144,000))
                                 $143,000
TOTAL APPROPRIATION ....................... (($13,053,000))
                                 $12,907,000

Sec. 704. 2004 c 229 s 209 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--INFORMATION SERVICES

Marine Fuel Tax Refund Account--State Appropriation .......... $2,000
Motorcycle Safety Education Account--State Appropriation (($144,000))
                                 $143,000
Wildlife Account--State Appropriation ................. (($11,656,000))
                                 $11,636,000
Highway Safety Account--State Appropriation ............... (($6,285,000))
                                 $6,257,000
DOL Services Account--State Appropriation ............... (($1,220,000))
                                 $1,214,000
TOTAL APPROPRIATION ....................... (($19,428,000))
                                 $19,373,000

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

(1) The department shall submit a report to the transportation
committees of the legislature detailing the progress made in
transitioning off of the Unisys system by December 1, 2003, and each
December 1 thereafter.

(2) $151,000 of the highway safety account--state appropriation is
provided solely for the implementation of Third Substitute Senate Bill
No. 5412. Within the amount provided, the department of licensing
shall prepare to implement a "one-to-one" biometric matching system
that compares the biometric identifier submitted to the individual
applicant's record. The authority to expend funds provided under this
subsection is subject to compliance with the provisions under section
504 of this act. If Third Substitute Senate Bill No. 5412 is not
enacted by June 30, 2004, the amount provided in this subsection shall
lapse.

Sec. 705. 2004 c 229 s 210 (uncodified) is amended to read as
follows:

FOR THE DEPARTMENT OF LICENSING--VEHICLE SERVICES

Marine Fuel Tax Refund Account--State Appropriation . . . . . . $60,000
License Plate Technology Account--State Appropriation $(2,000,000)
$1,200,000
Wildlife Account--State Appropriation . . . . . . . . . . . . . . . . $585,000
Motor Vehicle Account--Local Appropriation . . . . . . . . . . . . . . $1,372,000
Motor Vehicle Account--State Appropriation . . . . . . . . . . . . . . $(58,193,000)
$57,645,000
Motor Vehicle Account--Federal Appropriation . . . . . . . . . . . . . . $600,000
DOL Services Account--State Appropriation . . . . . . . . . . . . . . $(3,844,000)
$3,842,000

TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . $(66,654,000)
$65,304,000

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

(1) $144,000 of the motor vehicle account--state appropriation is
provided solely for the implementation of Substitute Senate Bill No.
5435 or Engrossed Substitute House Bill No. 1592.

(2) If Engrossed Senate Bill No. 6063 is not enacted by June 30,
2003, $1,100,000 of the motor vehicle account--state appropriation
shall lapse.
(3) $81,000 of the DOL services account--state appropriation is provided solely for the implementation of Substitute House Bill No. 1036.

(4) $58,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute Senate Bill No. 6325. If Substitute Senate Bill No. 6325 is not enacted by June 30, 2004, the amount provided in this subsection shall lapse.

(5) $192,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Engrossed Senate Bill No. 6710. If Engrossed Senate Bill No. 6710 is not enacted by June 30, 2004, the amount provided in this subsection shall lapse.

(6) $25,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute Senate Bill No. 6688. If Substitute Senate Bill No. 6688 is not enacted by June 30, 2004, the amount provided in this subsection shall lapse.

(7) $33,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute House Bill No. 2910. If Substitute House Bill No. 2910 is not enacted by June 30, 2004, the amount provided in this subsection shall lapse.

(8) $25,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute Senate Bill No. 6148. If Substitute Senate Bill No. 6148 is not enacted by June 30, 2004, the amount provided in this subsection shall lapse.

(9) ($2,000,000) $1,200,000 of the license plate technology account--state appropriation (and $400,000 of the motor vehicle account--state appropriation are) is provided solely for the implementation of a digital license plate printing system. Within the amounts provided, the department shall fund the implementation of a digital license plate system including: The purchase or lease of digital license plate printing equipment by correctional industries; the remodeling of space to provide climate control, ventilation, and power requirements, for the equipment that will be housed at correctional industries; and the purchase of digital license plate inventory. The department shall expend all of the license plate technology account--state appropriation before expending any of the motor vehicle account--state appropriation. By December 1, 2004, the department and correctional industries shall submit a joint report to the transportation committees of the legislature detailing a digital
license plate printing system implementation plan. By June 30, 2005, the department and correctional industries shall submit a joint report to the transportation committees of the legislature concerning the cost of the consumables used in the digital license plate printing process.

Sec. 706. 2004 c 229 s 211 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES
Motorcycle Safety Education Account--State Appropriation . $2,576,000
Highway Safety Account--State Appropriation . . . . . . ($87,259,000)
     $86,178,000
Highway Safety Account--Federal Appropriation . . . . . . . . $318,000
Highway Safety Account--Local Appropriation . . . . . . . $67,000
     TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . ($90,220,000)
     $89,139,000

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

(1) $178,000 of the highway safety account--state appropriation is provided solely for two temporary collision processing FTEs to eliminate the backlog of collision reports. The department shall report, informally, to the house of representatives and senate transportation committees quarterly, beginning October 1, 2003, on the progress made in eliminating the backlog.

(2) $369,000 of the highway safety account--state appropriation is provided solely to implement Engrossed Substitute Senate Bill No. 5428 or House Bill No. 1681. Within the amount provided in this subsection, the department is authorized to accept applications for driver's license and identicard renewals via the mail or internet. If Engrossed Substitute Senate Bill No. 5428 or House Bill No. 1681 is not enacted by June 30, 2004, the amount provided in this subsection shall lapse.

(3) $282,000 of the highway safety account--state appropriation is provided solely for the implementation of Third Substitute Senate Bill No. 5412. Within the amount provided, the department of licensing shall prepare to implement a "one-to-one" biometric matching system that compares the biometric identifier submitted to the individual applicant's record. The authority to expend funds provided under this subsection is subject to compliance with the provisions under section...
504 of this act. If Third Substitute Senate Bill No. 5412 is not
enacted by June 30, 2004, the amount provided in this subsection shall
lapse.

(4) $354,000 of the highway safety account--state appropriation is
provided solely for the implementation of Substitute House Bill No.
2532. If Substitute House Bill No. 2532 is not enacted by June 30,
2004, the amount provided in this subsection shall lapse.

(5) $538,000 of the highway safety account--state appropriation is
provided solely for the implementation of Substitute House Bill No.
2660. If Substitute House Bill No. 2660 is not enacted by June 30,
2004, the amount provided in this subsection shall lapse.

Sec. 707. 2004 c 229 s 212 (uncodified) is amended to read as
follows:

FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM
C
Motor Vehicle Account--State Appropriation . . . . . . . . (($56,236,000))
   $53,522,000
Motor Vehicle Account--Federal Appropriation . . . . . . $5,163,000
Puget Sound Ferry Operations Account--State
   Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $7,038,000
Multimodal Transportation Account--State Appropriation . . $363,000
   TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . (($68,800,000))
   $66,086,000

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

(1) $850,000 of the motor vehicle account--state appropriation is
provided for the continued maintenance and support of the
transportation executive information system (TEIS). The TEIS shall be
enhanced during the 2004 interim to shift towards a monitoring and
reporting system capable of tracking and reporting on major project
milestones and measurements. The department shall work with the
legislature to identify and define meaningful milestones and measures
to be used in monitoring the scope, schedule, and cost of projects.

(2)(a) $2,959,000 of the motor vehicle account--state appropriation
and $2,963,000 of the motor vehicle account--federal appropriation are
provided solely for implementation of a new revenue collection system,
including the integration of the regional fare coordination system.
(smart card), at the Washington state ferries. By December 1st of each year, an annual update must be provided to the legislative transportation committee concerning the status of implementing and completing this project.

(b) $200,000 of the Puget Sound ferry operation account--state appropriation is provided solely for implementation of the smart card program.

(3) The department shall contract with the department of information services to conduct a survey that identifies possible opportunities and benefits associated with siting and use of technology and wireless facilities located on state right of way authorized by RCW 47.60.140. The department shall submit a report regarding the survey to the appropriate legislative committees by December 1, 2004.

Sec. 708. 2004 c 229 s 213 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--OPERATING
Motor Vehicle Account--State Appropriation . . . . . . (($30,981,000)) $30,515,000

Sec. 709. 2004 c 229 s 215 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H
Motor Vehicle Account--State Appropriation . . . . . . (($49,056,000)) $48,056,000
Motor Vehicle Account--Federal Appropriation . . . . . . (($400,000)) $50,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . (($49,456,000)) $48,106,000

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

(1) (($14,310,000)) $13,985,000 of the motor vehicle account--state appropriation is provided solely for the staffing, activities, and overhead of the department's environmental affairs office. This funding is provided in lieu of funding provided in sections 305 and 306 of this act.
(2) $3,100,000 of the motor vehicle account--state appropriation is provided solely for the staffing and activities of the transportation permit efficiency and accountability committee. The committee shall develop a model national environmental policy act (NEPA) tribal consultation process for federal transportation aid projects related to the preservation of cultural, historic, and environmental resources. The process shall ensure that Tribal participation in the NEPA consultation process is conducted pursuant to treaty rights, federal law, and state statutes, consistent with their expectations for protection of such resources.

(3) $300,000 of the motor vehicle account--state appropriation is provided to the department in accordance with RCW 46.68.110(2) and 46.68.120(3) and shall be used by the department solely for the purposes of providing contract services to the association of Washington cities and Washington state association of counties to implement section 2(3)(c), (5), and (6), chapter 8 (ESB 5279), Laws of 2003 for activities of the transportation permit efficiency and accountability committee.

Sec. 710. 2003 c 360 s 218 (uncodified) is amended to read as follows:
FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K
Motor Vehicle Account--State Appropriation . . . . . . . (($1,011,000))
$996,000

Sec. 711. 2004 c 229 s 218 (uncodified) is amended to read as follows:
FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--OPERATING
Motor Vehicle Account--State Appropriation . . . . . . . (($38,924,000))
$38,338,000
Motor Vehicle Account--Private/Local Appropriation . . . . $125,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . (($39,049,000))
$38,463,000

The appropriations in this section are subject to the following conditions and limitations:
(1) A maximum of $8,800,000 of the motor vehicle account--state appropriation may be expended for the incident response program,
including the service patrols. The department and the Washington state
patrol shall continue to consult and coordinate with private sector
partners, such as towing companies, media, auto, insurance and trucking
associations, and the legislative transportation committees to ensure
that limited state resources are used most effectively. No funds shall
be used to purchase tow trucks.

(2) $4,400,000 of the motor vehicle account--state appropriation is
provided solely for low-cost enhancements. The department shall give
priority to low-cost enhancement projects that improve safety or
provide congestion relief. The department shall prioritize low-cost
enhancement projects on a statewide rather than regional basis.

(3) At a frequency determined by the department, the interstate-5
variable message signs shall display a message advising slower traffic
to keep right.

(4) The appropriation authority under this section includes
spending authority to administer the motorist information sign panel
program. The department shall establish the annual fees charged for
these services so that all costs to administer this program are
recovered; in no event, however, shall the department charge more than:

(a) $1,000 per business per location on freeways and expressways
with average daily trips greater than 80,000;

(b) $750 per business per location on freeways and expressways with
average daily trips less than 80,000; and

(c) $400 per business per location on conventional highways.

Sec. 712. 2004 c 229 s 219 (uncodified) is amended to read as
follows:

FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND
SUPPORT--PROGRAM S
Motor Vehicle Account--State Appropriation . . . . . . . ($24,579,000)
$24,079,000
Motor Vehicle Account--Federal Appropriation . . . . . . . $636,000
Puget Sound Ferry Operations Account--State Appropriation . $1,093,000
Multimodal Transportation Account--State Appropriation . . $973,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . (($27,281,000))
$26,781,000

The appropriations in this section are subject to the following
conditions and limitations:
(1) $627,000 of the motor vehicle account--state appropriation is provided solely for the implementation of Substitute Senate Bill No. 5248. If Substitute Senate Bill No. 5248 is not enacted by June 30, 2003, the amount provided in this subsection shall lapse. The agency may transfer between programs funds provided in this subsection.

(2) The department shall transfer at no cost to the Washington state patrol the title to the Walla Walla colocation facility.

Sec. 713. 2004 c 229 s 220 (uncodified) is amended to read as follows:

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

Motor Vehicle Account--State Appropriation . . . . . . . (($29,494,000)) $24,194,000
Motor Vehicle Account--Federal Appropriation . . . . . . . $14,814,000
Multimodal Transportation Account--State Appropriation . . . . . . . . . . . . . . . . . . $1,521,000
Multimodal Transportation Account--Federal Appropriation . $2,000,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . (($47,829,000)) $42,529,000

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

(1) $3,800,000 of the motor vehicle account--state appropriation is provided solely for a study of regional congestion relief solutions for Puget Sound (including state route 169), Spokane, and Vancouver. The study must include proposals to alleviate congestion consistent with population and land use expectations under the growth management act, and must include measurement of all modes of transportation.

(2) $2,000,000 of the motor vehicle account--state appropriation is provided solely for additional assistance to support regional transportation planning organizations and long-range transportation planning efforts. As a condition of receiving this support, a regional transportation planning organization containing any county with a population in excess of one million shall provide voting membership on its executive board to any incorporated principal city of a metropolitan statistical area within the region, as designated by the United States census bureau.
3 (3) $1,200,000 of the motor vehicle account--state appropriation is provided solely for the costs of the regional transportation investment district (RTID) election and department of transportation project oversight. These funds are provided as a loan to the RTID and shall be repaid to the state motor vehicle account within one year following the certification of the election results related to the RTID.

4 (4) $650,000 of the motor vehicle account--state appropriation is provided to the department in accordance with RCW 46.68.110(2) and 46.68.120(3) and shall be used by the department to support the processing and analysis of the backlog of city and county collision reports.

5 (5) The department shall contribute to the report required in section 208(1) of this act in the form of an analysis of the cost impacts incurred by the department as the result of the policy implemented in section 208(1) of this act. The analysis shall contrast overtime costs charged by the patrol prior to July 1, 2003, with contract costs for similar services after July 1, 2003.

6 (6) $60,000 of the distribution under RCW 46.68.110(2) and 46.68.120(3) is provided solely to the department for the Washington strategic freight transportation analysis.

7 (7) $500,000 of the multimodal transportation account--state appropriation is provided solely for contracting with the department of natural resources to develop data systems for state submerged lands that can be shared with other governmental agencies and that can support the state vision for ecoregional planning. The data to be shared shall include, but not limited to, tabular and geospatial data describing public land ownership, distributions of native plants, marine and aquatic species and their habitats, physical attributes, aquatic ecosystems, and specially designated conservation or environmentally sensitive areas.

Sec. 714. 2004 c 229 s 222 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM V
Multimodal Transportation Account--State
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . ((($47,057,000))

$46,757,000
Multimodal Transportation Account--Federal Appropriation. $2,574,000
Multimodal Transportation Account--Private/Local

Appropriation .................. .................. $155,000

TOTAL APPROPRIATION .................. (($49,786,000))

$49,486,000

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

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

(a) $4,000,000 of the amount provided in this subsection is provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers shall be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided.

(b) $14,000,000 of the amount provided in this subsection is provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency must have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for transit agencies shall be prorated based on the amount expended for demand response service and route deviated service in calendar year 2001 as reported in the "Summary of Public Transportation - 2001" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions.

(2) $1,500,000 of the multimodal transportation account--state appropriation is provided solely for grants to implement section 9 of Engrossed Substitute House Bill No. 2228.

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

(a) $6,000,000 of the multimodal transportation account--state appropriation is provided solely for grants for those transit systems serving small cities and rural areas as identified in the Summary of Public Transportation - 2001 published by the department of
transportation. Noncompetitive grants must be distributed to the
transit systems serving small cities and rural areas in a manner
similar to past disparity equalization programs.

(b) $4,000,000 of the multimodal transportation account--state
appropriation is provided solely to providers of rural mobility service
in areas not served or underserved by transit agencies through a
competitive grant process.

(4) $4,000,000 of the multimodal transportation account--state
appropriation is provided solely for a vanpool grant program for: (a)
Public transit agencies to add vanpools; and (b) incentives for
employers to increase employee vanpool use. The grant program for
public transit agencies will cover capital costs only; no operating
costs for public transit agencies are eligible for funding under this
grant program. No additional employees may be hired for the vanpool
grant program, and supplanting of transit funds currently funding
vanpools is not allowed. Additional criteria for selecting grants will
include leveraging funds other than state funds. The commute trip
reduction task force shall determine the cost effectiveness of the
grants, including vanpool system coordination, regarding the use of the
funds.

(5) $100,000 of the multimodal transportation account--state
appropriation is provided solely for the commute trip reduction program
for Benton county.

(6) $3,000,000 of the multimodal transportation account--state
appropriation is provided to the city of Seattle for the Seattle
streetcar project on South Lake Union.

(7) $500,000 of the multimodal transportation account--state
appropriation is provided solely to King county as a state match to
obtain federal funding for a car sharing program.

Sec. 715. 2004 c 229 s 223 (uncodified) is amended to read as
follows:

FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X
Puget Sound Ferry Operations Account--State
   Appropriation ................................................. (($312,490,000))
   $322,930,000
Multimodal Transportation Account--State
   Appropriation ................................................. $5,120,000
The appropriations in this section are subject to the following conditions and limitations:

(1) The appropriation is based on the budgeted expenditure of $51,048,000 for vessel operating fuel in the 2003-2005 biennium. If the actual cost of fuel is less than this budgeted amount, the excess amount may not be expended. If the actual cost exceeds this amount, the department shall request a supplemental appropriation.

(2) The appropriation provides for the compensation of ferry employees. The expenditures for compensation paid to ferry employees during the 2003-2005 biennium may not exceed $208,935,700, plus a dollar amount, as prescribed by the office of financial management, that is equal to any insurance benefit increase granted general government employees in excess of $495.30 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2004 and $567.67 a month annualized per eligible marine employee multiplied by the number of eligible marine employees for fiscal year 2005, a dollar amount as prescribed by the office of financial management for costs associated with pension amortization charges, and a dollar amount prescribed by the office of financial management for salary increases during the 2003-2005 biennium. For the purposes of this section, the expenditures for compensation paid to ferry employees shall be limited to salaries and wages and employee benefits as defined in the office of financial management's policies, regulations, and procedures named under objects of expenditure "A" and "B" (7.2.6.2).

The prescribed salary increase or decrease dollar amount that shall be allocated from the governor's compensation appropriations is in addition to the appropriation contained in this section and may be used to increase or decrease compensation costs, effective July 1, 2003, and thereafter, as established in the 2003-2005 general fund operating budget.

(3) $4,234,000 of the multimodal transportation account--state appropriation and $800,000 of the Puget Sound ferry operations account--state appropriation are provided solely for operating costs associated with the Vashon to Seattle passenger-only ferry. The
Washington state ferries will develop a plan to increase passenger-only farebox recovery to at least forty percent by July 1, 2003, with an additional goal of eighty percent, through increased fares, lower operation costs, and other cost-saving measures as appropriate. In order to implement the plan, ferry system management is authorized to negotiate changes in work hours (requirements for split shift work), but only with respect to operating passenger-only ferry service, to be included in a collective bargaining agreement in effect during the 2003-05 biennium that differs from provisions regarding work hours in the prior collective bargaining agreement. The department must report to the transportation committees of the legislature by December 1, 2003.

(4) $984,000 of the Puget Sound ferry operations account--state appropriation is provided solely for ferry security operations necessary to comply with the ferry security plan submitted by the Washington state ferry system to the United States coast guard. The department shall track security costs and expenditures. Ferry security operations costs shall not be included as part of the operational costs that are used to calculate farebox recovery.

(5) $866,000 of the multimodal transportation account--state appropriation and $200,000 of the Puget Sound ferry operations account--state appropriation are provided solely for operating costs associated with the Bremerton to Seattle passenger-only ferry service for thirteen weeks.

(6) The department shall study the potential for private or public partners, including but not limited to King county, to provide passenger-only ferry service from Vashon to Seattle. The department shall report to the legislative transportation committees by December 31, 2003.

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

(8) When augmenting the existing ferry fleet, the department of transportation ferry capital program shall explore cost-effective options to include the leasing of ferries from private-sector organizations.

(9) The Washington state ferries shall work with the department of general administration, office of state procurement to improve the existing fuel procurement process and solicit, identify, and evaluate,
purchasing alternatives to reduce the overall cost of fuel and mitigate
the impact of market fluctuations and pressure on both short- and long-
term fuel costs. Consideration shall include, but not be limited to,
long-term fuel contracts, partnering with other public entities, and
possibilities for fuel storage in evaluating strategies and options.
The department shall report back to the transportation committees of
the legislature by December 1, 2003, on the options, strategies, and
recommendations for managing fuel purchases and costs.

(10) The department must provide a separate accounting of
passenger-only ferry service costs and auto ferry service costs, and
must provide periodic reporting to the legislature on the financial
status of both passenger-only and auto ferry service in Washington
state.

(11) The Washington state ferries must work with the department's
information technology division to implement a new revenue collection
system, including the integration of the regional fare coordination
system (smart card). Each December, annual updates are to be provided
to the transportation committees of the legislature concerning the
status of implementing and completing this project, with updates
concluding the first December after full project implementation.

(12) The Washington state ferries shall evaluate the benefits and
costs of selling the depreciation rights to ferries purchased by the
state in the future through sale and lease-back agreements, as
permitted under RCW 47.60.010. The department is authorized to issue
a request for proposal to solicit proposals from potential buyers. The
department must report to the transportation committees of the
legislature by December 1, 2004, on the options, strategies, and
recommendations for sale/lease-back agreements on existing ferry boats
as well as future ferry boat purchases.

Sec. 716. 2004 c 229 s 224 (uncodified) is amended to read as
follows:

FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING
Multimodal Transportation Account--State

Appropriation .................... (($34,118,000))

$33,488,000

The appropriation in this section is subject to the following
conditions and limitations:
(1) ($29,961,000) $29,331,000 of the multimodal transportation account--state appropriation is provided solely for the Amtrak service contract and Talgo maintenance contract associated with providing and maintaining the state-supported passenger rail service.

(2) No Amtrak Cascade runs may be eliminated.

(3) The department is directed to explore scheduling changes that will reduce the delay in Seattle when traveling from Portland to Vancouver B.C.

(4) The department is directed to explore opportunities with British Columbia (B.C.) concerning the possibility of leasing an existing Talgo trainset to B.C. during the day for a commuter run when the Talgo is not in use during the Bellingham layover.

Sec. 717. 2004 c 229 s 225 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--
OPERATING
Motor Vehicle Account--State Appropriation . . . . . . . (($7,067,000))
  $6,957,000
Motor Vehicle Account--Federal Appropriation . . . . . . . $2,569,000
  TOTAL APPROPRIATION . . . . . . . . . . . . . . (($9,636,000))
  $9,526,000

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

(1) Up to $75,000 of the total appropriation is provided in accordance with RCW 46.68.110(2) and 46.68.120(3) to fund the state's share of the 2004 Washington marine cargo forecast study. Public port districts, acting through their association, must provide funding to cover the remaining cost of the forecast.

(2) $300,000 of the motor vehicle account--state appropriation is provided in accordance with RCW 46.68.110(2) and 46.68.120(3) solely to fund a study of the threats posed by flooding to the state and other infrastructure near the Interstate 5 crossing of the Skagit River. This funding is contingent on the receipt of federal matching funds.

TRANSPORTATION AGENCIES--CAPITAL
Sec. 801. 2004 c 229 s 305 (uncodified) is amended to read as follows:

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

Essential Rail Assistance Account--State Appropriation ... $770,000
Multimodal Transportation Account--State
  Appropriation ............................... ($35,330,000)
  $35,380,000
Multimodal Transportation Account--Federal
  Appropriation ......................... $10,088,000
Multimodal Transportation Account--Local
  Appropriation ............................... $9,787,000
Washington Fruit Express Account--State Appropriation .... $500,000
  TOTAL APPROPRIATION ........... ($56,475,000)
  $56,525,000

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

(1) The multimodal transportation account--state appropriation includes $30,000,000 in proceeds from the sale of bonds authorized by Senate Bill No. 6062. The transportation commission may authorize the use of current revenues available to the department of transportation in lieu of bond proceeds for any part of the state appropriation.

(2) $4,530,000 of the multimodal transportation account--state appropriation, $9,499,000 of the multimodal transportation account--federal appropriation, $500,000 of the Washington fruit express account--state appropriation, and $770,000 of the essential rail assistance account--state appropriation are provided solely for capital projects as listed in the Legislative 2003 Transportation Project List - Current Law as transmitted to the LEAP on March 11, 2004.

(3) $1,230,000 of the multimodal transportation account--state appropriation and $770,000 of the essential rail assistance account--state appropriation is to be placed in reserve status by the office of financial management to be held until the department identifies the location for a new transload facility at either Wenatchee or Quincy. The funds are to be released upon determination of a location and approval by the office of financial management.

(4) $30,000,000 of the multimodal transportation account--state appropriation is provided solely for capital projects as listed in the
(5) If federal block grant funding for freight or passenger rail is received, the department shall consult with the legislative transportation committee prior to spending the funds on additional projects.

(6) If the department issues a call for projects, applications must be received by the department by November 1, 2003, and November 1, 2004.

(7) $50,000 of the multimodal transportation account—state appropriation is provided solely for implementing the produce rail car program as provided in RCW 47.76.420.

### TRANSFERS AND DISTRIBUTIONS

**Sec. 901.** 2004 c 229 s 401 (uncodified) is amended to read as follows:

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

<table>
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<tr>
<th>Account</th>
<th>Appropriation</th>
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<tr>
<td>Highway Bond Retirement Account</td>
<td>$240,833,000</td>
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<tr>
<td>Nondebt-Limit Reimbursable Account</td>
<td>$1,440,000</td>
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<td>Motor Vehicle Account--State</td>
<td>$5,254,000</td>
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<td>Special Category C Account--State</td>
<td>$338,000</td>
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<td>Transportation Improvement Account--State</td>
<td>$240,000</td>
</tr>
<tr>
<td>Multimodal Transportation Account--State</td>
<td>$358,000</td>
</tr>
<tr>
<td>Transportation 2003 Account (nickel account)</td>
<td>$2,117,000</td>
</tr>
<tr>
<td>TOTAL APPROPRIATION</td>
<td>$325,873,000</td>
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Sec. 902. 2004 c 229 s 402 (uncodified) is amended to read as follows:

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

Motor Vehicle Account--State Appropriation........ ($1,293,000)

$793,000

Special Category C Account Appropriation.................. $111,000

Transportation Improvement Account--State

Appropriation.................................................. $21,000

Multimodal Transportation Account--State Appropriation... $119,000

Transportation 2003 Account (nickel account)--State

Appropriation.................................................. ($700,000)

$400,000

TOTAL APPROPRIATION................................. ($2,244,000)

$1,444,000

Sec. 903. 2004 c 229 s 404 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account Appropriation for motor vehicle fuel tax distributions to cities and counties............... ($440,228,000)

$435,138,000

Motor Vehicle Account--State Appropriation:

For license permit and fee distributions to cities and counties......................... ($13,119,000)

$0

Sec. 904. 2004 c 229 s 405 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

(1) State Patrol Highway Account--State

Appropriation: For transfer to the Motor Vehicle Account.................. ($20,000,000)

$14,000,000

(2) Motor Vehicle Account--State

Appropriation: For motor vehicle fuel tax
refunds and transfers ........................................ ($770,347,000)

(3) Highway Safety Account--State
Appropriation: For transfer to the motor
vehicle account--state ........................................ ($12,000,000)

The state treasurer shall perform the transfers from the state
patrol highway account and the highway safety account to the motor
vehicle account on a quarterly basis.

Sec. 905. 2004 c 229 s 406 (uncodified) is amended to read as
follows:

FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS

(1) Motor Vehicle Account--State Appropriation:
For transfer to Puget Sound Ferry Operations
Account ................................................................. $21,757,000

(2) RV Account--State Appropriation:
For transfer to the Motor Vehicle Account--State ........ $1,954,000

(3) Motor Vehicle Account--State Appropriation:
For transfer to Puget Sound Capital Construction
Account ................................................................. (($61,287,000))

(4) Puget Sound Ferry Operations Account--State
Appropriation: For transfer to Puget Sound Capital
Construction Account ............................................. $22,000,000

(5) Transportation Equipment Fund--State
Appropriation: For transfer to the Motor Vehicle
Account--State ...................................................... $5,000,000

(6) Advanced Right-of-Way Revolving Account--
State Appropriation: For transfer to the Motor
Vehicle Account--State .......................................... $3,000,000

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

(a) The department of transportation shall only transfer funds in
subsections (2) and (3) of this section up to the level provided, on an
as-needed basis.

(b) The department of transportation shall transfer funds in
subsection (4) of this section up to the amount identified, provided that a minimum balance of $5,000,000 is retained in the Puget Sound ferry operations account.

(c) The amount identified in subsection (4) of this section may not include any revenues collected as passenger fares.

MISCELLANEOUS

NEW SECTION. Sec. 1001. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 1002. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately.

(End of bill)
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