

# **Proposed 2009 Economic Stimulus Transportation Funding Act**

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PSSB 5458

1 AN ACT Relating to economic stimulus transportation funding and  
2 appropriations; amending RCW 46.68.065, 46.68.220, and 47.60.645;  
3 amending 2008 c 121 ss 103, 201, 202, 203, 205, 206, 208, 209, 210,  
4 211, 213, 215, 216, 218, 221, 222, 223, 224, 225, 302, 303, 305, 306,  
5 307, 308, 309, 310, 311, 401, 402, 403, 404, 405, 406, 407, and 605  
6 (uncodified); adding a new section to chapter 46.68 RCW; adding a new  
7 section to 2007 c 518 (uncodified); creating new sections; making  
8 appropriations and authorizing capital improvements; and declaring an  
9 emergency.

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

11 **ECONOMIC STIMULUS FUNDING**

12 NEW SECTION. **Sec. 1.** (1) The legislature finds that President  
13 Barack Obama and the 111th Congress have enacted the American Recovery  
14 and Reinvestment Act of 2009 in an effort to stimulate the American  
15 economy, create and save jobs, and speed recovery from one of the  
16 deepest economic recessions in recent history. The investment of  
17 federal funds will help alleviate some of the economic burdens the  
18 states face, and create jobs for the unemployed. The act includes \$492

1 million in federal transportation funding for Washington state and  
2 local highway projects and \$179 million for local transit agency  
3 improvement projects. In addition, the act includes over \$11 billion  
4 in new funding for competitive national grant programs for highways of  
5 regional significance, ferries, and rail priorities. The legislature  
6 also finds that Washington state is well positioned to deliver  
7 infrastructure projects in one hundred twenty days, as is required for  
8 at least half of the state's share of federal stimulus highway funds,  
9 and expects to receive additional funds that other states are unable to  
10 use in this time frame. The legislature further finds that the state's  
11 work to date on projects funded through the "nickel" and  
12 "transportation partnership" funding acts mean that many regionally  
13 significant projects are poised to compete well for nationally  
14 available funds.

15 (2) Therefore, it is the intent of the legislature to revitalize  
16 Washington's economy and reduce the state's unemployment rate by  
17 quickly putting people to work around the state on projects that  
18 promote safety, relieve traffic congestion, and preserve long-term  
19 investments that will provide benefits into the future. Such projects  
20 will be constructed quickly and will generate a significant number of  
21 jobs, thereby strengthening Washington's economy and its families  
22 seeking work.

23 NEW SECTION. **Sec. 2. FOR THE DEPARTMENT OF TRANSPORTATION--**  
24 **AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009.**

25 Motor Vehicle Account--Federal Appropriation . . . . . \$341,400,000

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

28 (1) The entire appropriation in this section is provided solely for  
29 the projects and amounts listed in ARRA Washington State Project LEAP  
30 document 2009, as developed on February 24, 2009. Funds under this  
31 section may be reallocated among projects shown in the document to the  
32 extent that the department finds it necessary for the purposes of  
33 facilitating completion of the projects with the highest priority or to  
34 maintain maximum federal funds eligibility.

35 (2) To achieve the legislative objectives provided in section 1(2)  
36 of this act with respect to highway projects, it is the intent of the  
37 legislature that the appropriation in this section be used for:

1 Transportation 2003 account (nickel account) projects and  
2 transportation partnership account (TPA) projects that would have  
3 otherwise been delayed due to decreased revenues, so as to advance  
4 project completion dates similar to those envisioned in the enacted  
5 2008 legislative list of projects; projects that preserve or  
6 rehabilitate Washington state highways and roads; and projects that  
7 modify roadway alignments and conditions to create safer roads for the  
8 traveling public.

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

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

16 (c) The department shall place the first priority for allocating  
17 funds on those projects listed as "First Tier" projects on ARRA  
18 Washington State Project LEAP document 2009, as developed on February  
19 24, 2009. The department shall place the second priority on projects  
20 listed as "Second Tier" projects on the document; and

21 (d) Within each tier of projects on ARRA Washington State Project  
22 LEAP document 2009, as developed on February 24, 2009, the department  
23 shall place the highest priority for allocating funds on the  
24 transportation 2003 account (nickel account) projects and  
25 transportation partnership account (TPA) projects listed to advance  
26 their completion. The department shall prioritize funding for other  
27 projects within the tier according to how soon the contract for the  
28 project could be awarded.

29 (4) By June 30, 2009, the department of transportation shall report  
30 to the legislative standing committees on transportation on the status  
31 of federal stimulus funds including, but not limited to, identifying  
32 the projects shown in ARRA Washington State Project LEAP document 2009,  
33 as developed on February 24, 2009, for which federal stimulus funding  
34 has already been obligated, the amount of federal recovery funds  
35 estimated to be obligated to the projects, and the completion status of  
36 each project. Subsequent status reports are due to the legislative  
37 standing committees on transportation on August 31, 2009, and December  
38 1, 2009.

1        NEW SECTION.    **Sec. 3.** If the department of transportation receives  
2 additional funding pursuant to the American Recovery and Reinvestment  
3 Act of 2009, including funding redistributed from other states, the  
4 department shall apply such funds to projects on ARRA Washington State  
5 Project LEAP document 2009, as developed on February 24, 2009, as  
6 prioritized by section 2(3) (c) and (d) of this act. If funds are in  
7 excess of the amounts shown on ARRA Washington State Project LEAP  
8 document 2009, as developed on February 24, 2009, additional funds must  
9 be applied to improvement, preservation, ferries, and rail capital  
10 projects identified in the LEAP transportation documents in the enacted  
11 2009-11 omnibus transportation appropriations act. The department  
12 shall notify the legislative standing committees on transportation of  
13 the amount of funds received and the projects receiving funding through  
14 this process.

15        NEW SECTION.    **Sec. 4.** To the extent practicable, the department of  
16 transportation shall apply to the competitive grant programs created by  
17 the American Recovery and Reinvestment Act of 2009 for all  
18 transportation modes including, but not limited to, rail, projects of  
19 regional significance, and ferries, as well as other grant programs  
20 created by the act that may provide funding for transportation-related  
21 activities. Concurrent with the submission of these applications, the  
22 department of transportation shall report on these applications to the  
23 legislative standing committees on transportation.

24        NEW SECTION.    **Sec. 5.** For the distribution of funds to areas of  
25 the state outside of the transportation management areas, the  
26 department of transportation shall convene a local oversight and  
27 accountability panel, which shall include representation from, at a  
28 minimum, the associations of Washington cities and counties, the  
29 Washington public ports association, and the transportation improvement  
30 board. The panel, chaired by the executive director of the  
31 transportation improvement board, shall ensure rapid project delivery  
32 and accountability for funds. The panel shall proceed with an  
33 expedited statewide process utilizing the metropolitan planning  
34 organization and county lead agency prioritized listing of local  
35 projects. The department shall monitor the projects selected to

1 receive stimulus funding to ensure that Washington state is successful  
2 in obligating all of its funding.

3 NEW SECTION. **Sec. 6.** Sections 1 through 5 of this act are for the  
4 period ending June 30, 2011.

5 **GENERAL GOVERNMENT AGENCIES--OPERATING**

6 **Sec. 101.** 2008 c 121 s 103 (uncodified) is amended to read as  
7 follows:

8 **FOR THE MARINE EMPLOYEES COMMISSION**

9 Puget Sound Ferry Operations Account--State

10 Appropriation . . . . . (~~(\$434,000)~~)  
11 \$433,000

12 The appropriation in this section is subject to the following  
13 conditions and limitations: A maximum of \$22,000 may be expended to  
14 pay the department of personnel for conducting the 2007 salary survey.

15 **TRANSPORTATION AGENCIES--OPERATING**

16 **Sec. 201.** 2008 c 121 s 201 (uncodified) is amended to read as  
17 follows:

18 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

19 Highway Safety Account--State Appropriation . . . . . \$2,605,000  
20 Highway Safety Account--Federal Appropriation . . . . . (~~(\$15,845,000)~~)  
21 \$15,844,000  
22 School Zone Safety Account--State Appropriation . . . . . \$3,376,000  
23 TOTAL APPROPRIATION . . . . . (~~(\$21,826,000)~~)  
24 \$21,825,000

25 The appropriations in this section are subject to the following  
26 conditions and limitations: \$76,000 of the school zone safety  
27 account--state appropriation is provided solely for contracting with  
28 the office of the superintendent of public instruction (OSPI) to  
29 conduct pilot programs in three school districts for road safety  
30 education and training for children, in order to teach children safe  
31 walking, bicycling, and transit use behavior. The pilot projects shall

1 be conducted during the 2008-09 academic year, and shall be modeled  
 2 after a program and curriculum successfully implemented in the Spokane  
 3 school district. Funds are provided for curriculum resources, bicycle  
 4 purchases, teacher training, other essential services and equipment,  
 5 and OSPI administrative expenses which may include contracting out  
 6 pilot program administration. The participating school districts shall  
 7 be located as follows: One in Grant county, one in Island county, and  
 8 one in Kitsap county. The OSPI shall evaluate the pilot programs, and  
 9 report to the transportation committees of the legislature no later  
 10 than December 1, 2009, on the outcomes of the pilot programs. The  
 11 report shall include a survey identifying barriers to, interest in, and  
 12 the likelihood of students traveling by biking, walking, or transit  
 13 both prior to and following completion of the pilot program.

14 **Sec. 202.** 2008 c 121 s 202 (uncodified) is amended to read as  
 15 follows:

16 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

17 Rural Arterial Trust Account--State Appropriation . . . . .	\$900,000
18 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,058,000</del> ))
19	<u>\$2,057,000</u>
20 County Arterial Preservation Account--State	
21 Appropriation . . . . .	\$1,388,000
22 TOTAL APPROPRIATION . . . . .	(( <del>\$4,346,000</del> ))
23	<u>\$4,345,000</u>

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

29 **Sec. 203.** 2008 c 121 s 203 (uncodified) is amended to read as  
 30 follows:

31 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

32 Urban Arterial Trust Account--State Appropriation . . . . .	\$1,778,000
33 Transportation Improvement Account--State	
34 Appropriation . . . . .	(( <del>\$1,780,000</del> ))
35	<u>\$1,779,000</u>
36 TOTAL APPROPRIATION . . . . .	(( <del>\$3,558,000</del> ))

Sec. 204. 2008 c 121 s 205 (uncodified) is amended to read as follows:

FOR THE JOINT TRANSPORTATION COMMITTEE

Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,513,000</del> ))
	<u>\$2,512,000</u>
Multimodal Transportation Account--State Appropriation . . . . .	\$550,000
TOTAL APPROPRIATION . . . . .	(( <del>\$3,063,000</del> ))
	<u>\$3,062,000</u>

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

(1) ((~~\$750,000~~)) \$950,000 of the motor vehicle account--state appropriation is for establishing a work group to implement Engrossed Substitute House Bill No. 2358 (regarding state ferries) and review other matters relating to Washington state ferries. The cochairs of the committee shall establish the work group comprising committee members or their designees, an appointee by the governor, and other stakeholders as appointed by the cochairs, to assist in the committee's work. The work group shall report on its tasks to the transportation committees of the legislature by December 2008. The work group is tasked with the following:

(a) Implementing the recommendations of Engrossed Substitute House Bill No. 2358 (regarding state ferries). As directed by Engrossed Substitute House Bill No. 2358, the committee work group shall participate in and provide a review of the following:

(i) The Washington transportation commission's development and interpretation of a survey of ferry customers;

(ii) The department of transportation's analysis and reestablishment of vehicle level of service standards. In reestablishing the standards, consideration must be given to whether boat wait is the appropriate measure;

(iii) The department's development of pricing policy proposals. In developing these policies, the policy, in effect on some routes, of collecting fares in only one direction must be evaluated to determine whether one-way fare pricing best serves the ferry system;

(iv) The department's development of operational strategies;

(v) The department's development of terminal design standards; and

1 (vi) The department's development of a long-range capital plan;  
2 (b) Reviewing the following Washington state ferry programs:  
3 (i) Ridership demand forecast;  
4 (ii) Updated life cycle cost model, as directed by Engrossed  
5 Substitute House Bill No. 2358;  
6 (iii) Administrative operating costs, nonlabor and nonfuel  
7 operating costs, Eagle Harbor maintenance facility program and  
8 maintenance costs, administrative and systemwide capital costs, and  
9 vessel preservation costs; and  
10 (iv) The Washington state ferries' proposed capital cost allocation  
11 plan methodology, as described in Engrossed Substitute House Bill No.  
12 2358;  
13 (c) Making recommendations regarding:  
14 (i) The most efficient timing and sizing of future vessel  
15 acquisitions beyond those currently authorized by the legislature.  
16 Vessel acquisition recommendations must be based on the ridership  
17 projections, level of service standards, and operational and pricing  
18 strategies reviewed by the committee and must include the impact of  
19 those recommendations on the timing and size of terminal capital  
20 investments and the state ferries' long range operating and capital  
21 finance plans; and  
22 (ii) Capital financing strategies for consideration in the 2009  
23 legislative session. This work must include confirming the  
24 department's estimate of future capital requirements based on a long  
25 range capital plan and must include the department's development of a  
26 plan for codevelopment and public private partnership opportunities at  
27 public ferry terminals; and  
28 (d) Evaluate the capital cost allocation plan methodology developed  
29 by the department to implement Engrossed Substitute House Bill No.  
30 2358.  
31 (2) \$250,000 of the motor vehicle account--state appropriation and  
32 \$250,000 of the multimodal transportation account--state appropriation  
33 are for the continuing implementation of chapter 514, Laws of 2007.  
34 (3) \$300,000 of the multimodal transportation account--state  
35 appropriation is for implementing Substitute House Bill No. 1694  
36 (coordinated transportation). If Substitute House Bill No. 1694 is not  
37 enacted by June 30, 2007, the amount provided in this subsection shall  
38 lapse.

1 (4) \$150,000 of the motor vehicle account--state appropriation is  
2 for the Puget Sound regional council to conduct a pilot program for  
3 multimodal concurrency analysis. This pilot program will analyze total  
4 trip needs for a regional growth center based on adopted land use  
5 plans, identify the number of trips which can be accommodated by  
6 planned roadway, transit service, and nonmotorized investments, and  
7 identify gaps for trips that cannot be served and strategies to fill  
8 those gaps. The purpose of this pilot is to demonstrate how this type  
9 of multimodal concurrency analysis can be used to broaden and  
10 strengthen local concurrency programs.

11 (5) \$236,000 of the motor vehicle account--state appropriation is  
12 for a comprehensive analysis, as stated in Senate Bill No. 5689, of  
13 mid-term and long-term transportation funding mechanisms and methods.  
14 Elements of the study will include existing data and trends, policy  
15 objectives, performance and evaluation criteria, incremental transition  
16 strategies, and possibly, scaled testing. Baseline data and methods  
17 assessment must be concluded by December 31, 2009. Performance  
18 criteria must be developed by June 30, 2010, and recommended planning  
19 level alternative funding strategies must be completed by December 31,  
20 2010.

21 **Sec. 205.** 2008 c 121 s 206 (uncodified) is amended to read as  
22 follows:

23 **FOR THE TRANSPORTATION COMMISSION**

24 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,322,000</del> ))
	<u>\$2,321,000</u>
26 Multimodal Transportation Account--State Appropriation . . . . .	\$112,000
27 TOTAL APPROPRIATION . . . . .	(( <del>\$2,434,000</del> ))
	<u>\$2,433,000</u>

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

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

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

4 (3) Pursuant to RCW 43.135.055, during the 2007-09 fiscal biennium,  
5 the transportation commission shall establish, periodically review,  
6 and, if necessary, modify a schedule of toll charges applicable to the  
7 state route 167 high-occupancy toll lane pilot project, as required by  
8 RCW 47.56.403.

9 (4) Pursuant to RCW 43.135.055, during the 2007-09 fiscal biennium,  
10 the transportation commission shall periodically review, and, if  
11 necessary, modify the schedule of toll charges applicable to the Tacoma  
12 Narrows bridge, taking into consideration the recommendations of the  
13 citizen advisory committee created by RCW 47.46.091.

14 (5) \$205,000 of the motor vehicle account--state appropriation is  
15 provided solely for a study of potential revenue sources for the  
16 Washington state ferry system. The study must model and assess the  
17 revenue generating potentials of feasible alternative funding sources.  
18 The revenue forecasting models must be dynamic and ownership of these  
19 models must be retained by the commission. The commission shall  
20 develop revenue source recommendations that will generate revenue equal  
21 to or greater than the funding level identified by the ferries finance  
22 study of the joint transportation committee referenced in section 205  
23 of this act, and shall report its recommendations to the transportation  
24 committees of the legislature by November 15, 2008.

25 **Sec. 206.** 2008 c 121 s 208 (uncodified) is amended to read as  
26 follows:

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

28 State Patrol Highway Account--State	
29 Appropriation . . . . .	(( <del>\$226,924,000</del> ))
30	<u>\$220,920,000</u>
31 State Patrol Highway Account--Federal	
32 Appropriation . . . . .	\$10,602,000
33 State Patrol Highway Account--Private/Local	
34 Appropriation . . . . .	\$410,000
35 TOTAL APPROPRIATION . . . . .	(( <del>\$237,936,000</del> ))
36	<u>\$231,932,000</u>

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

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

11 (2) In addition to the user fees, the patrol shall transfer into  
12 the state patrol nonappropriated airplane revolving account under RCW  
13 43.79.470 no more than the amount of appropriated state patrol highway  
14 account and general fund funding necessary to cover the costs for the  
15 patrol's use of the aircraft. The state patrol highway account and  
16 general fund--state funds shall be transferred proportionately in  
17 accordance with a cost allocation that differentiates between highway  
18 traffic enforcement services and general policing purposes.

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

25 ~~(4) ((\$1,662,000 of the state patrol highway account--state~~  
26 ~~appropriation is provided solely for the implementation of Substitute~~  
27 ~~House Bill No. 1304 (commercial vehicle enforcement). If Substitute~~  
28 ~~House Bill No. 1304 is not enacted by June 30, 2007, the amount~~  
29 ~~provided in this subsection shall lapse.~~

30 ~~(5))~~ During the 2007-2009 biennium, the Washington state patrol  
31 shall continue to perform traffic accident investigations on Thurston,  
32 Mason, and Lewis county roads when requested to do so by the respective  
33 county; however, the counties shall conduct traffic accident  
34 investigations on county roads beginning July 1, 2009.

35 ~~((6) \$100,000 of the state patrol highway account--state~~  
36 ~~appropriation is provided solely for the implementation of Substitute~~  
37 ~~House Bill No. 1417 (health benefits for surviving dependents). If~~

1 ~~Substitute House Bill No. 1417 is not enacted by June 30, 2007, the~~  
2 ~~amount provided in this subsection shall lapse.~~

3 ~~(7) \$3,300,000))~~ (5) \$1,832,767 of the state patrol highway  
4 account--state appropriation is provided solely for the salaries and  
5 benefits associated with accretion in the number of troopers employed  
6 above 1,158 authorized commissioned troopers, or solely for training  
7 new cadets; however, the amount provided in this subsection is  
8 contingent on the Washington state patrol submitting a 2009-11 budget  
9 request that fully funds field force operations without reliance on a  
10 projected vacancy rate. The Washington state patrol shall perform a  
11 study with a final report due to the legislative transportation  
12 committees by December 1, 2008, on the advantages and disadvantages of  
13 staffing the commercial vehicle enforcement section with commissioned  
14 officers instead of commercial vehicle enforcement officers.

15 (8) By July 1, 2008, the Washington state patrol shall assign six  
16 additional troopers to the Monroe detachment from among troopers  
17 requesting transfer to Monroe or graduating cadet classes.

18 **Sec. 207.** 2008 c 121 s 209 (uncodified) is amended to read as  
19 follows:

20 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**  
21 State Patrol Highway Account--State Appropriation . . . (~~(\$1,552,000)~~)  
22 \$1,535,000

23 **Sec. 208.** 2008 c 121 s 210 (uncodified) is amended to read as  
24 follows:

25 **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**  
26 State Patrol Highway Account--State Appropriation . . (~~(\$102,726,000)~~)  
27 \$98,873,000  
28 State Patrol Highway Account--Private/Local  
29 Appropriation . . . . . \$2,008,000  
30 TOTAL APPROPRIATION . . . . . (~~(\$104,734,000)~~)  
31 \$100,881,000

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

34 (~~(1)~~) The Washington state patrol shall work with the risk  
35 management division in the office of financial management in compiling  
36 the Washington state patrol's data for establishing the agency's risk

1 management insurance premiums to the tort claims account. The office  
2 of financial management and the Washington state patrol shall submit a  
3 report to the legislative transportation committees by December 31st of  
4 each year on the number of claims, estimated claims to be paid, method  
5 of calculation, and the adjustment in the premium.

6 ~~(2) ((\$9,981,000 of the total appropriation is provided solely for  
7 automobile fuel in the 2007-2009 biennium.~~

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

10 ~~(4) \$6,328,000 of the total appropriation is provided solely for  
11 vehicle repair and maintenance costs of vehicles used for highway  
12 purposes.~~

13 ~~(5) \$384,000 of the total appropriation is provided solely for the  
14 purchase of mission vehicles used for highway purposes in the  
15 commercial vehicle and traffic investigation sections of the Washington  
16 state patrol.~~

17 ~~(6))~~ The Washington state patrol may submit information technology  
18 related requests for funding only if the patrol has coordinated with  
19 the department of information services as required by section 602 of  
20 this act.

21 ~~((7))~~ (3) \$630,000 of the total appropriation is provided solely  
22 for the ongoing software maintenance and technical support for the  
23 digital microwave system. The Washington state patrol shall coordinate  
24 with the other members of the Washington state interoperability  
25 executive committee to ensure compatibility between emergency  
26 communication systems.

27 NEW SECTION. Sec. 209. A new section is added to 2007 c 518  
28 (uncodified) to read as follows:

29 **FOR THE WASHINGTON STATE PATROL.** The appropriations to the Washington  
30 state patrol in chapter 121, Laws of 2008 and this act must be expended  
31 for the programs and in the amounts specified in this act. However,  
32 after May 1, 2009, unless specifically prohibited, the state patrol may  
33 transfer state patrol highway account--state appropriations for the  
34 2007-2009 fiscal biennium between programs after approval by the  
35 director of financial management. However, the state patrol shall not  
36 transfer state moneys that are provided solely for a specified purpose.  
37 The director of financial management shall notify the appropriate

1 fiscal committees of the senate and house of representatives in writing  
2 prior to approving any allotment modifications or transfers under this  
3 section.

4 **Sec. 210.** 2008 c 121 s 211 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF LICENSING**

7	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$32,000
8	Motorcycle Safety Education Account--State	
9	Appropriation . . . . .	(( <del>\$3,898,000</del> ))
10		<u>\$3,865,000</u>
11	Wildlife Account--State Appropriation . . . . .	(( <del>\$830,000</del> ))
12		<u>\$819,000</u>
13	Highway Safety Account--State Appropriation . . . . .	(( <del>\$145,444,000</del> ))
14		<u>\$144,531,000</u>
15	Highway Safety Account--Federal Appropriation . . . . .	\$233,000
16	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$78,235,000</del> ))
17		<u>\$77,030,000</u>
18	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$1,372,000
19	Motor Vehicle Account--Federal Appropriation . . . . .	\$1,354,000
20	Department of Licensing Services Account--State	
21	Appropriation . . . . .	(( <del>\$4,639,000</del> ))
22		<u>\$3,115,000</u>
23	Washington State Patrol Highway Account--State	
24	Appropriation . . . . .	\$1,145,000
25	TOTAL APPROPRIATION . . . . .	(( <del>\$237,182,000</del> ))
26		<u>\$233,496,000</u>

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

29 (1) ((~~\$2,941,000~~)) \$2,933,000 of the highway safety account--state  
30 appropriation is provided solely for the implementation of Substitute  
31 House Bill No. 1267 (modifying commercial driver's license  
32 requirements). If Substitute House Bill No. 1267 is not enacted by  
33 June 30, 2007, the amount provided in this subsection shall lapse. The  
34 department shall informally report to the legislature by December 1,  
35 2008, with measurable data indicating the department's progress in  
36 meeting its goal of improving public safety by improving the quality of  
37 the commercial driver's license testing process.

1 (2) (~~(\$716,000)~~) \$663,500 of the motorcycle safety education  
2 account--state appropriation is provided solely for the implementation  
3 of Senate Bill No. 5273 (modifying motorcycle driver's license  
4 endorsement and education provisions). If Senate Bill No. 5273 is not  
5 enacted by June 30, 2007, the amount provided in this subsection shall  
6 lapse.

7 (3)(a) (~~(\$12,422,000)~~) \$10,685,000 of the highway safety account--  
8 state appropriation is provided solely for costs associated with the  
9 processing costs of issuing enhanced drivers' licenses and identicards.

10 (b) Of the amount provided in (a) of this subsection, up to  
11 \$1,000,000 is for a statewide educational campaign, which must include  
12 coordination with existing public and private entities, to inform the  
13 Washington public of the benefits of the new enhanced drivers' licenses  
14 and identicards. Funds may be spent on educational campaigns only  
15 after the caseload for enhanced drivers' licenses and identicards falls  
16 below levels that can be reasonably processed by the department within  
17 the appropriation provided by this subsection. \$300,000 of the  
18 \$1,000,000 is for the department to partner with cross-border tourism  
19 businesses to create an educational campaign.

20 (c) Of the amount provided in (a) of this subsection,  
21 (~~(\$10,722,000)~~) \$8,985,000 is provided solely for costs associated with  
22 providing enhanced driver's license processing at 14 licensing services  
23 offices.

24 (d) Of the amount provided in (a) of this subsection, \$700,000 is  
25 provided solely for costs associated with extending hours beyond  
26 current regular business hours at the 14 licensing service offices that  
27 provide enhanced driver's license processing services.

28 (4) (~~(\$91,000)~~) \$6,300 of the motor vehicle account--state  
29 appropriation and (~~(\$152,000)~~) \$10,500 of the highway safety account--  
30 state appropriation are provided solely for contracting with the office  
31 of the attorney general to investigate criminal activity uncovered in  
32 the course of the agency's licensing and regulatory activities.  
33 Funding is provided for the 2008 fiscal year. The department may  
34 request funding for the 2009 fiscal year if the request is submitted  
35 with measurable data indicating the department's progress in meeting  
36 its goal of increased prosecution of illegal activity.

37 (5) \$350,000 of the highway safety account--state appropriation is  
38 provided solely for the costs associated with the systems development

1 of the interface that will allow insurance carriers and their agents  
2 real time, online access to drivers' records. If Substitute Senate  
3 Bill No. 5937 is not enacted by June 30, 2007, the amount provided in  
4 this subsection shall lapse.

5 (6) (~~(\$1,145,000)~~) \$625,000 of the state patrol highway account--  
6 state appropriation is provided solely for the implementation of  
7 Substitute House Bill No. 1304 (modifying commercial motor vehicle  
8 carrier provisions). If Substitute House Bill No. 1304 is not enacted  
9 by June 30, 2007, the amount provided in this subsection shall lapse.

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

14 (8) (~~(\$116,000)~~) \$81,000 of the motor vehicle account--state  
15 appropriation is provided solely for the department to prepare draft  
16 legislation that streamlines title and registration statutes to  
17 specifically address apparent conflicts, fee distribution, and other  
18 relevant issues that are revenue neutral and which do not change  
19 legislative policy. The department shall submit the draft legislation  
20 to the transportation committees of the legislature by the end of the  
21 biennium.

22 (9) \$246,000 of the department of licensing services account--state  
23 appropriation is provided solely for the implementation of Substitute  
24 House Bill No. 3029 (secure vehicle licensing system). If Substitute  
25 House Bill No. 3029 is not enacted by June 30, 2008, the amount  
26 provided in this subsection shall lapse.

27 (10) \$200,000 of the highway safety account--state appropriation is  
28 provided solely for the implementation of Senate Bill No. 6885 (driving  
29 record abstracts). If Senate Bill No. 6885 is not enacted by June 30,  
30 2008, the amount provided in this subsection shall lapse.

31 (11) (~~(\$417,000)~~) \$413,000 of the highway safety account--state  
32 appropriation is provided solely for the implementation of Engrossed  
33 Second Substitute House Bill No. 3254 (ignition interlock drivers'  
34 license). If Engrossed Second Substitute House Bill No. 3254 is not  
35 enacted by June 30, 2008, the amount provided in this subsection shall  
36 lapse.

37 (12) \$100,000 of the department of licensing services  
38 account--state appropriation is provided solely for the implementation

1 of Engrossed Second Substitute House Bill No. 2817 (contaminated  
2 vehicles). If Engrossed Second Substitute House Bill No. 2817 is not  
3 enacted by June 30, 2008, the amount provided in this subsection shall  
4 lapse.

5 (13) The department shall investigate instituting a program whereby  
6 individual registered vehicle owners may have license plates tested for  
7 reflectivity to determine whether the department's requirement that the  
8 license plates be replaced after seven years can be waived for that  
9 particular set of license plates.

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

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

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

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

26 (A) Taxpayer reporting and payment processes;

27 (B) The international fuel tax agreement and the international  
28 registration program;

29 (C) Computer systems;

30 (D) Best management practices and efficiencies;

31 (E) Costs; and

32 (F) Personnel matters;

33 (iii) Development of recommended actions to accomplish the  
34 transfer; and

35 (iv) An implementation plan and schedule.

36 (c) The report must include draft legislation that transfers  
37 administration to the department of revenue on July 1, 2010, and amends  
38 existing law as needed.



1           (3) (~~(\$3,300,000 of the motor vehicle account--state appropriation~~  
2 ~~is provided solely for preliminary work needed to transition the~~  
3 ~~department to the state government network. In collaboration with the~~  
4 ~~department of information services the department shall complete an~~  
5 ~~inventory of the current network infrastructure, develop an~~  
6 ~~implementation plan for transition to the state government network,~~  
7 ~~improve security, and initiate connection to the state government~~  
8 ~~network.~~

9           (4)) \$1,000,000 of the motor vehicle account--state appropriation,  
10 (~~(\$5,892,000)~~) \$5,142,000 of the transportation partnership account--  
11 state appropriation, and (~~(\$5,337,000)~~) \$4,587,000 of the  
12 transportation 2003 account (nickel account)--state appropriation are  
13 provided solely for the department to develop a project management and  
14 reporting system which is a collection of integrated tools for capital  
15 construction project managers to use to perform all the necessary tasks  
16 associated with project management. The department shall integrate  
17 commercial off-the-shelf software with existing department systems and  
18 enhanced approaches to data management to provide web-based access for  
19 multi-level reporting and improved business workflows and reporting.  
20 Beginning September 1, 2007, and on a quarterly basis thereafter, the  
21 department shall report to the office of financial management and the  
22 transportation committees of the legislature on the status of the  
23 development and integration of the system. The first report shall  
24 include a detailed work plan for the development and integration of the  
25 system including timelines and budget milestones. At a minimum the  
26 ensuing reports shall indicate the status of the work as it compares to  
27 the work plan, any discrepancies, and proposed adjustments necessary to  
28 bring the project back on schedule or budget if necessary.

29           (~~(+5)~~) (4) The department may submit information technology  
30 related requests for funding only if the department has coordinated  
31 with the department of information services as required by section 602  
32 of this act.

33           (~~(+6)~~) (5) \$1,600,000 of the motor vehicle account--state  
34 appropriation is provided solely for the critical application  
35 assessment implementation project. The department shall submit a  
36 progress report on the critical application assessment implementation  
37 project to the house of representatives and senate transportation

1 committees on or before December 1, 2007, and December 1, 2008, with a  
2 final report on or before June 30, 2009.

3 **Sec. 212.** 2008 c 121 s 215 (uncodified) is amended to read as  
4 follows:

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

6 Aeronautics Account--State Appropriation . . . . .	(( <del>\$7,866,000</del> ))
7	<u>\$7,659,000</u>
8 Aeronautics Account--Federal Appropriation . . . . .	\$2,150,000
9 Multimodal Transportation Account--State Appropriation . . . . .	\$631,000
10 TOTAL APPROPRIATION . . . . .	(( <del>\$10,647,000</del> ))
11	<u>\$10,440,000</u>

12 The appropriations in this section are subject to the following  
13 conditions and limitations: The entire multimodal transportation  
14 account--state appropriation and ((~~\$400,000~~)) \$350,000 of the  
15 aeronautics account--state appropriation are provided solely for the  
16 aviation planning council as provided for in RCW 47.68.410.

17 **Sec. 213.** 2008 c 121 s 216 (uncodified) is amended to read as  
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
20 **SUPPORT--PROGRAM H**

21 Transportation Partnership Account--State	
22 Appropriation . . . . .	\$2,422,000
23 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$52,275,000</del> ))
24	<u>\$51,925,000</u>
25 Motor Vehicle Account--Federal Appropriation . . . . .	\$500,000
26 Multimodal Transportation Account--State	
27 Appropriation . . . . .	\$250,000
28 Transportation 2003 Account (Nickel Account)--State	
29 Appropriation . . . . .	\$2,422,000
30 TOTAL APPROPRIATION . . . . .	(( <del>\$57,869,000</del> ))
31	<u>\$57,519,000</u>

32 The appropriations in this section are subject to the following  
33 conditions and limitations: \$2,422,000 of the transportation  
34 partnership account appropriation and \$2,422,000 of the transportation  
35 2003 account (nickel account)--state appropriation are provided solely  
36 for consultant contracts to assist the department in the delivery of

1 the capital construction program by identifying improvements to program  
2 delivery, program management, project controls, program and project  
3 monitoring, forecasting, and reporting. The consultants shall work  
4 with the department of information services in the development of the  
5 project management and reporting system.

6 The consultants shall provide an updated copy of the capital  
7 construction strategic plan to the legislative transportation  
8 committees and to the office of financial management on June 30, 2008,  
9 and each year thereafter.

10 The department shall coordinate its work with other budget and  
11 performance efforts, including Roadmap, the findings of the critical  
12 applications modernization and integration strategies study, including  
13 proposed next steps, and the priorities of government process.

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

25 **Sec. 214.** 2008 c 121 s 218 (uncodified) is amended to read as  
26 follows:

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

28 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$331,342,000</del> ))
	<u>\$350,553,000</u>
30 Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$5,000,000</del> ))
	<u>\$25,000,000</u>
32 Motor Vehicle Account--Private/Local Appropriation . . . . .	\$5,797,000
33 TOTAL APPROPRIATION . . . . .	(( <del>\$342,139,000</del> ))
	<u>\$381,350,000</u>

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

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

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

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

15 (4) \$5,000,000 of the motor vehicle account--federal appropriation  
16 is provided for unanticipated federal funds that may be received during  
17 the 2007-09 biennium. Upon receipt of the funds, the department shall  
18 provide a report on the use of the funds to the transportation  
19 committees of the legislature and the office of financial management.

20 (5) Funding is provided for maintenance on the state system to  
21 deliver service level targets as listed in LEAP Transportation Document  
22 2007-C, as developed April 20, 2007. In delivering the program and  
23 aiming for these targets, the department should concentrate on the  
24 following areas:

25 (a) Eliminating the number of activities delivered in the "f" level  
26 of service at the region level; and

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

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

34 (7) \$650,000 of the motor vehicle account--state appropriation is  
35 provided solely for increased asphalt costs.

36 (8) The department shall prepare a comprehensive listing of  
37 maintenance backlogs and related costs and report to the office of

1 financial management and the transportation committees of the  
2 legislature by December 31, 2008.

3 (9) (~~(\$76,026,000)~~) \$92,526,000 of the motor vehicle account--state  
4 appropriation is for snow and ice related expenses, within which is a  
5 one-time increase of (~~(\$3,250,000)~~) \$19,750,000 provided solely for  
6 extraordinary snow and ice removal expenses incurred during the winters  
7 of 2007-08 and 2008-09.

8 **Sec. 215.** 2008 c 121 s 221 (uncodified) is amended to read as  
9 follows:

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

12	Motor Vehicle Account--State Appropriation . . . . .	((\$27,757,000))
13		<u>\$27,264,000</u>
14	Motor Vehicle Account--Federal Appropriation . . . . .	((\$19,163,000))
15		<u>\$18,932,000</u>
16	Multimodal Transportation Account--State	
17	Appropriation . . . . .	\$1,760,000
18	Multimodal Transportation Account--Federal	
19	Appropriation . . . . .	\$2,809,000
20	Multimodal Transportation Account--Private/Local	
21	Appropriation . . . . .	\$100,000
22	TOTAL APPROPRIATION . . . . .	((\$51,589,000))
23		<u>\$50,865,000</u>

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

26 (1) \$1,559,000 of the motor vehicle account--state appropriation is  
27 provided solely for costs incurred for the 2007 regional transportation  
28 investment district election.

29 (2) \$800,000 of the multimodal transportation account--state  
30 appropriation is provided solely for a transportation demand management  
31 program, developed by the Whatcom council of governments, to further  
32 reduce drive-alone trips and maximize the use of sustainable  
33 transportation choices. The community-based program must focus on all  
34 trips, not only commute trips, by providing education, assistance, and  
35 incentives to four target audiences: (a) Large work sites; (b)  
36 employees of businesses in downtown areas; (c) school children; and (d)  
37 residents of Bellingham.

1 (3) (~~(\$320,000)~~) \$77,000 of the motor vehicle account--state  
2 appropriation and (~~(\$128,000)~~) \$47,000 of the motor vehicle account--  
3 federal appropriation are provided solely for development of a freight  
4 database to help guide freight investment decisions and track project  
5 effectiveness. The database will be based on truck movement tracked  
6 through geographic information system technology. TransNow will  
7 contribute an additional \$192,000 in federal funds which are not  
8 appropriated in the transportation budget. The department shall work  
9 with the freight mobility strategic investment board to implement this  
10 project.

11 (4) By December 1, 2008, the department shall require confirmation  
12 from jurisdictions that plan under the growth management act, chapter  
13 36.70A RCW, and that receive state transportation funding under this  
14 act, that the jurisdictions have adopted standards for access  
15 permitting on state highways that meet or exceed department standards  
16 in accordance with RCW 47.50.030. The objective of this subsection is  
17 to encourage local governments, through the receipt of state  
18 transportation funding, to adhere to best practices in access control  
19 applicable to development activity significantly impacting state  
20 transportation facilities. By January 1, 2009, the department shall  
21 submit a report to the appropriate committees of the legislature  
22 detailing the progress of the local jurisdictions in adopting the  
23 highway access permitting standards.

24 ~~(5) (~~(\$150,000 of the motor vehicle account--federal appropriation~~~~  
25 ~~is provided solely for the costs to develop an electronic map-based~~  
26 ~~computer application that will enable law enforcement officers and~~  
27 ~~others to more easily locate collisions and other incidents in the~~  
28 ~~field.~~

29 ~~(6))~~ The department shall add a position within the freight  
30 systems division to provide expertise regarding the trucking aspects of  
31 the state's freight system.

32 ~~((7))~~ (6) The department shall evaluate the feasibility of  
33 developing a freight corridor bypass from Everett to Gold Bar on US 2,  
34 including a connection to SR 522. US 2 is an important freight  
35 corridor, and is an alternative route for I-90. Congestion, safety  
36 issues, and flooding concerns have all contributed to the need for  
37 major improvements to the corridor. The evaluation shall consider the  
38 use of toll lanes for the project. The department must report to the

1 transportation committees of the legislature by December 1, 2007, on  
2 its analysis and recommendations regarding the benefit of a freight  
3 corridor and the potential use of freight toll lanes to improve safety  
4 and congestion in the corridor.

5 ~~((+8))~~ (7) The department shall work with the department of  
6 ecology, the county road administration board, and the transportation  
7 improvement board to develop model procedures and municipal and state  
8 rules in regard to maximizing the use of recycled asphalt on road  
9 construction and preservation projects. The department shall report to  
10 the joint transportation committee by December 1, 2008, with  
11 recommendations on increasing the use of recycled asphalt at the state  
12 and local level.

13 ~~((+9))~~ (8) \$140,000 of the multimodal transportation account--  
14 state appropriation is provided solely for a full-time employee to  
15 develop vehicle miles traveled and other greenhouse gas emissions  
16 benchmarks as described in Engrossed Second Substitute House Bill No.  
17 2815. If Engrossed Second Substitute House Bill No. 2815 is not  
18 enacted by June 30, 2008, the amount provided in this subsection shall  
19 lapse.

20 ~~((+10))~~ (9) \$80,000 of the motor vehicle account--state  
21 appropriation is provided solely to study the feasibility of a new  
22 interchange on interstate 5 between the city of Rochester and Harrison  
23 Avenue.

24 ~~((+11))~~ (10) \$100,000 of the multimodal transportation  
25 account--state appropriation is provided solely to support the commuter  
26 rail study between eastern Snohomish county and eastern King county as  
27 defined in Substitute House Bill No. 3224. Funds are provided to the  
28 Puget Sound regional council for one time only. If Substitute House  
29 Bill No. 3224 is not enacted by June 30, 2008, the amount provided in  
30 this subsection shall lapse.

31 **Sec. 216.** 2008 c 121 s 222 (uncodified) is amended to read as  
32 follows:

33 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**  
34 **PROGRAM U**

35	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$66,102,000)</del>
36		<u>\$60,519,000</u>
37	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000

1	Multimodal Transportation Account--State	
2	Appropriation . . . . .	(( <del>\$259,000</del> ))
3		<u>\$247,000</u>
4	TOTAL APPROPRIATION . . . . .	(( <del>\$66,761,000</del> ))
5		<u>\$61,166,000</u>

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

8 (1) ((~~\$36,665,000~~)) \$29,970,000 of the motor vehicle fund--state  
9 appropriation is provided solely for the liabilities attributable to  
10 the department of transportation. The office of financial management  
11 must provide a detailed accounting of the revenues and expenditures of  
12 the self-insurance fund to the transportation committees of the  
13 legislature on December 31st and June 30th of each year.

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

16 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT  
17 DIVISION OF RISK MANAGEMENT FEES . . . . . \$1,520,000

18 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE  
19 AUDITOR . . . . . \$1,153,000

20 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL  
21 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED  
22 MAIL SERVICES . . . . . \$4,859,000

23 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF  
24 PERSONNEL . . . . . \$7,593,000

25 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY  
26 PREMIUMS AND ADMINISTRATION . . . . . ((~~\$36,665,000~~))  
27 \$29,958,000

28 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL  
29 ADMINISTRATION CAPITAL PROJECTS SURCHARGE . . . . . \$1,838,000

30 (g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . . \$677,000

31 (h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS  
32 ENTERPRISES . . . . . \$1,042,000

33 (i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY  
34 THE OFFICE OF FINANCIAL MANAGEMENT . . . . . \$1,266,000

35 (j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT  
36 OF INFORMATION SERVICES . . . . . ((~~\$945,000~~))  
37 \$944,000

38 (k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY

1 GENERAL'S OFFICE . . . . . \$9,045,000  
 2 (1) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY  
 3 GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT  
 4 LITIGATION . . . . . ((~~\$158,000~~))  
 5 \$271,000

6 (3) \$1,000,000 of the motor vehicle account--state appropriation is  
 7 provided solely for the purposes of settling all claims that were found  
 8 against the state in the verdict and judgment issued in the case of  
 9 Marable v. Nitchman (WSF), United States District Court, Western  
 10 District of Washington, Cause No. 05-01270MJP.

11 **Sec. 217.** 2008 c 121 s 223 (uncodified) is amended to read as  
 12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**  
 14 **V**

15 Regional Mobility Grant Program Account--State  
 16 Appropriation . . . . . ((~~\$40,000,000~~))  
 17 \$12,732,000

18 Multimodal Transportation Account--State  
 19 Appropriation . . . . . ((~~\$85,601,000~~))  
 20 \$80,583,000

21 Multimodal Transportation Account--Federal  
 22 Appropriation . . . . . \$2,582,000

23 Multimodal Transportation Account--Private/Local  
 24 Appropriation . . . . . \$659,000

25 TOTAL APPROPRIATION . . . . . ((~~\$128,842,000~~))  
 26 \$96,556,000

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

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

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

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

3 (b) \$19,500,000 of the amount provided in this subsection is  
4 provided solely for grants to transit agencies to transport persons  
5 with special transportation needs. To receive a grant, the transit  
6 agency must have a maintenance of effort for special needs  
7 transportation that is no less than the previous year's maintenance of  
8 effort for special needs transportation. Grants for transit agencies  
9 shall be prorated based on the amount expended for demand response  
10 service and route deviated service in calendar year 2005 as reported in  
11 the "Summary of Public Transportation - 2005" published by the  
12 department of transportation. No transit agency may receive more than  
13 thirty percent of these distributions.

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

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

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

27 (3) \$8,600,000 of the multimodal transportation account--state  
28 appropriation is provided solely for a vanpool grant program for: (a)  
29 Public transit agencies to add vanpools; and (b) incentives for  
30 employers to increase employee vanpool use. The grant program for  
31 public transit agencies will cover capital costs only; no operating  
32 costs for public transit agencies are eligible for funding under this  
33 grant program. No additional employees may be hired from the funds  
34 provided in this section for the vanpool grant program, and supplanting  
35 of transit funds currently funding vanpools is not allowed. Additional  
36 criteria for selecting grants must include leveraging funds other than  
37 state funds.

1           (4) (~~(\$40,000,000)~~) \$12,732,000 of the regional mobility grant  
2 program account--state appropriation is provided solely for the  
3 regional mobility grant projects identified on the LEAP Transportation  
4 Document 2007-B as developed April 20, 2007. The department shall  
5 review all projects receiving grant awards under this program at least  
6 semiannually to determine whether the projects are making satisfactory  
7 progress. Any project that has been awarded funds, but does not report  
8 activity on the project within one year of the grant award, shall be  
9 reviewed by the department to determine whether the grant should be  
10 terminated. The department shall promptly close out grants when  
11 projects have been completed, and any remaining funds available to the  
12 office of transit mobility shall be used only to fund projects on the  
13 LEAP Transportation Document 2007-B as developed April 20, 2007. The  
14 department shall provide annual status reports on December 15, 2007,  
15 and December 15, 2008, to the office of financial management and the  
16 transportation committees of the legislature regarding the projects  
17 receiving the grants.

18           (5) (~~(\$17,168,087)~~) \$12,150,087 of the multimodal transportation  
19 account--state appropriation is reappropriated and provided solely for  
20 the regional mobility grant projects identified on the LEAP  
21 Transportation Document 2006-D, regional mobility grant program  
22 projects as developed March 8, 2006. The department shall continue to  
23 review all projects receiving grant awards under this program at least  
24 semiannually to determine whether the projects are making satisfactory  
25 progress. The department shall promptly close out grants when projects  
26 have been completed, and any remaining funds available to the office of  
27 transit mobility shall be used only to fund projects on the LEAP  
28 Transportation Document 2007-B as developed April 20, 2007, or the LEAP  
29 Transportation Document 2006-D as developed March 8, 2006.

30           (6) \$200,000 of the multimodal transportation account--state  
31 appropriation is provided solely for the department to study and then  
32 develop pilot programs aimed at addressing commute trip reduction  
33 strategies for K-12 students and for college and university students.  
34 The department shall submit to the legislature by January 1, 2009, a  
35 summary of the program results and recommendations for future student  
36 commute trip reduction strategies. The pilot programs are described as  
37 follows:

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

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

8 (7) \$2,400,000 of the multimodal account--state appropriation is  
9 provided solely for establishing growth and transportation efficiency  
10 centers (GTEC). Funds are appropriated for one time only. The  
11 department shall provide in its annual report to the legislature an  
12 evaluation of the GTEC concept and recommendations on future funding  
13 levels.

14 (8) \$381,000 of the multimodal transportation account--state  
15 appropriation is provided solely for the implementation of Substitute  
16 House Bill No. 1694 (reauthorizing the agency council on coordinated  
17 transportation). If Substitute House Bill No. 1694 is not enacted by  
18 June 30, 2007, the amount provided in this subsection shall lapse.

19 (9) \$504,000 of the multimodal transportation account--  
20 private/local appropriation is provided solely for the implementation  
21 of Senate Bill No. 5084 (updating rail transit safety plans). If  
22 Senate Bill No. 5084 is not enacted by June 30, 2007, the amount  
23 provided in this subsection shall lapse.

24 (10) \$60,000 of the multimodal transportation account--state  
25 appropriation is provided solely for low-income car ownership programs.  
26 The department shall collaborate with interested regional  
27 transportation planning organizations and metropolitan planning  
28 organizations to determine the effectiveness of the programs at  
29 providing transportation solutions for low-income persons who depend  
30 upon cars to travel to their places of employment.

31 (11) \$1,000,000 of the multimodal transportation account--state  
32 appropriation is provided solely for additional funding for the trip  
33 reduction performance program, including telework enhancement projects.  
34 Funds are appropriated for one time only.

35 (12) \$2,309,000 of the multimodal transportation account--state  
36 appropriation is provided solely for the tri-county connection service  
37 for Island, Skagit, and Whatcom transit agencies.

1 (13) \$150,000 of the multimodal transportation account--state  
 2 appropriation is provided solely as a grant for a telework pilot  
 3 project to be developed, administered, and monitored by the Kitsap  
 4 regional coordinating council. Funds are appropriated for one time  
 5 only. The primary purposes of the pilot project are to educate  
 6 employers about telecommuting, develop telework policies and resources  
 7 for employers, and reduce traffic congestion by encouraging teleworking  
 8 in the workplace. As part of the pilot project, the council shall  
 9 recruit public and private sector employer participants throughout the  
 10 county, identify telework sites, develop an employer's toolkit  
 11 consisting of teleworking resources, and create a telecommuting  
 12 template that may be applied in other communities. The council shall  
 13 submit to the legislature by July 1, 2009, a summary of the program  
 14 results and any recommendations for future telework strategies.

15 **Sec. 218.** 2008 c 121 s 224 (uncodified) is amended to read as  
 16 follows:

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

18 Puget Sound Ferry Operations Account--State

19	Appropriation . . . . .	(( <del>\$426,761,000</del> ))
20		<u>\$442,663,000</u>
21	Multimodal Transportation Account--State	
22	Appropriation . . . . .	(( <del>\$1,914,000</del> ))
23		<u>\$3,035,000</u>
24	TOTAL APPROPRIATION . . . . .	(( <del>\$428,675,000</del> ))
25		<u>\$445,698,000</u>

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

28 (1) ((~~\$90,299,000~~)) \$96,443,000 of the Puget Sound ferry  
 29 operations--state appropriation is provided solely for auto ferry  
 30 vessel operating fuel in the 2007-2009 biennium.

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

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

3 (4) \$1,914,000 of the multimodal transportation account--state  
4 appropriation is provided solely to provide passenger-only ferry  
5 service. The ferry system shall continue passenger-only ferry service  
6 from Vashon Island to Seattle through June 30, 2008. Ferry system  
7 management shall continue to implement its agreement with the  
8 inlandboatmen's union of the pacific and the international organization  
9 of masters, mates and pilots providing for part-time passenger-only  
10 work schedules.

11 (5) (~~(\$932,000)~~) \$674,000 of the Puget Sound ferries operations  
12 account--state appropriation is provided solely for compliance with  
13 department of ecology rules regarding the transfer of oil on or near  
14 state waters. Funding for compliance with on-board fueling rules is  
15 provided for the 2008 fiscal year. The department may request funding  
16 for the 2009 fiscal year if the request is submitted with an  
17 alternative compliance plan filed with the department of ecology, as  
18 allowed by rule.

19 (6) (~~(\$1,116,000)~~) \$1,006,000 of the Puget Sound ferry operations  
20 account--state appropriation is provided solely for ferry security  
21 operations necessary to comply with the ferry security plan submitted  
22 by the Washington state ferry system to the United States coast guard.  
23 The department shall track security costs and expenditures. Ferry  
24 security operations costs shall not be included as part of the  
25 operational costs that are used to calculate farebox recovery.

26 (7) \$378,000 of the Puget Sound ferry operations account--state  
27 appropriation is provided solely to meet the United States coast guard  
28 requirements for appropriate rest hours between shifts for vessel crews  
29 on the Bainbridge to Seattle and Edmonds to Kingston ferry routes.

30 (8) \$694,000 of the Puget Sound ferries operating account--state  
31 appropriation is provided solely for implementing Engrossed Substitute  
32 House Bill No. 2358 as follows:

33 (a) The department shall allow the joint transportation committee  
34 work group established in section 205(1) of this act to participate in  
35 the following elements as they are described in Engrossed Substitute  
36 House Bill No. 2358:

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

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

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

12 (iv) Development of operational strategies. The operational  
13 strategies shall be reestablished in conjunction with the survey or  
14 after the survey has been implemented;

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

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

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

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

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

32 (9) \$200,000 of the Puget Sound ferry operations account--state  
33 appropriation is provided solely for the initial acquisition of  
34 transportation worker identification credentials required by the United  
35 States department of homeland security for unescorted access to secure  
36 areas of ferries and terminals.

37 (10) The legislature finds that a rigorous incident investigation  
38 process is an essential component of marine safety. The department is

1 directed to review its accident and incident investigation procedures  
2 and report the results of its review with any proposals for changes to  
3 the legislature by November 1, 2008.

4 (11) The department shall allow the use, by two separate drivers,  
5 of fare media allowing for multiple discounted vehicle trips aboard  
6 Washington state ferries vessels.

7 ((+13+)) (12) While developing fare and pricing policy proposals,  
8 the department may consider the desirability of reasonable fares for  
9 persons using the ferry system to commute daily to work and other  
10 frequent users who live in ferry-dependent communities.

11 **Sec. 219.** 2008 c 121 s 225 (uncodified) is amended to read as  
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING**  
14 Multimodal Transportation Account--State  
15 Appropriation . . . . . ((\$37,010,000))  
16 \$35,096,000

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

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

25 (2)(a) ((\$29,091,000)) \$28,577,000 of the multimodal transportation  
26 account--state appropriation is provided solely for the Amtrak service  
27 contract and Talgo maintenance contract associated with providing and  
28 maintaining the state-supported passenger rail service. Upon  
29 completion of the rail platform project in the city of Stanwood, the  
30 department shall provide daily Amtrak Cascades service to the city.

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

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

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

1 (4) \$40,000 of the multimodal transportation account--state  
2 appropriation is provided solely for the produce railcar program. The  
3 department is encouraged to implement the produce railcar program by  
4 maximizing private investment.

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

7 **TRANSPORTATION AGENCIES--CAPITAL**

8 **Sec. 301.** 2008 c 121 s 302 (uncodified) is amended to read as  
9 follows:

10 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Rural Arterial Trust Account--State Appropriation . . . . .	\$64,000,000
Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,370,000</del> ))
	<u>\$1,555,000</u>
County Arterial Preservation Account--State	
Appropriation . . . . .	(( <del>\$32,641,000</del> ))
	<u>\$31,541,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$99,011,000</del> ))
	<u>\$97,096,000</u>

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

21 (1) ((~~\$2,370,000~~)) \$1,555,000 of the motor vehicle account--state  
22 appropriation may be used for county ferry projects as set forth in RCW  
23 47.56.725(4).

24 (2) The appropriations contained in this section include funding to  
25 counties to assist them in efforts to recover from ((~~winter storm and~~  
26 ~~flood damage~~)) federally declared emergencies, by providing  
27 capitalization advances and local match for federal emergency funding  
28 as determined by the county road administration board. The county road  
29 administration board shall specifically identify any such selected  
30 projects and shall include information concerning them in its next  
31 annual report to the legislature.

32 **Sec. 302.** 2008 c 121 s 303 (uncodified) is amended to read as  
33 follows:

1 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

2 Small City Pavement and Sidewalk Account--State

3 Appropriation . . . . . \$5,900,000

4 Urban Arterial Trust Account--State Appropriation . . . . . ((\$126,600,000))

5 \$106,600,000

6 Transportation Improvement Account--State

7 Appropriation . . . . . ((\$87,143,000))

8 \$77,495,000

9 TOTAL APPROPRIATION . . . . . ((\$219,643,000))

10 \$189,995,000

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

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

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

21 **Sec. 303.** 2008 c 121 s 305 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**  
24 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

25 Motor Vehicle Account--State Appropriation . . . . . ((\$6,255,000))

26 \$6,555,000

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

29 (1) \$584,000 of the motor vehicle account--state appropriation is  
30 for statewide administration.

31 (2) \$803,000 of the motor vehicle account--state appropriation is  
32 for regional minor projects.

33 (3) \$568,000 of the motor vehicle account--state appropriation is  
34 for the Olympic region headquarters property payments.

35 (4) By September 1, 2007, the department shall submit to the  
36 transportation committees of the legislature predesign plans, developed

1 using the office of financial management's predesign process, for all  
2 facility replacement projects to be proposed in the facilities 2008  
3 budget proposal.

4 (5) \$1,600,000 of the motor vehicle account--state appropriation is  
5 for site acquisition for the Tri-cities area maintenance facility.

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

8 (7) The department shall work with the office of financial  
9 management and staff of the transportation committees of the  
10 legislature to develop a statewide inventory of all department-owned  
11 surplus property that is suitable for development for department  
12 facilities or that should be sold. By December 1, 2008, the department  
13 shall report to the joint transportation committee on the findings of  
14 this study.

15 (8) \$300,000 of the motor vehicle account--state appropriation is  
16 provided solely for reconstruction of the Wandermere facility that was  
17 destroyed in the 2008-09 winter storms.

18 **Sec. 304.** 2008 c 121 s 306 (uncodified) is amended to read as  
19 follows:

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

21 Transportation Partnership Account--State	
22 Appropriation . . . . .	(( <del>\$1,109,593,000</del> ))
23	<u>\$900,809,000</u>
24 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$87,210,000</del> ))
25	<u>\$67,416,000</u>
26 Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$457,580,000</del> ))
27	<u>\$538,126,000</u>
28 Motor Vehicle Account--Private/Local	
29 Appropriation . . . . .	(( <del>\$64,487,000</del> ))
30	<u>\$65,902,000</u>
31 Special Category C Account--State Appropriation . . . . .	(( <del>\$29,125,000</del> ))
32	<u>\$29,772,000</u>
33 ( <del>Multimodal Transportation Account--Federal</del>	
34 <del>Appropriation . . . . .</del>	<del>(\$86,100,000))</del>
35 Tacoma Narrows Toll Bridge Account--State	
36 Appropriation . . . . .	(( <del>\$32,277,000</del> ))
37	<u>\$26,045,000</u>



1 subsection (1) of this section: I-90/Two Way Transit-Transit and HOV  
2 Improvements - Stage 1. Expenditure of the funds on construction is  
3 contingent upon revising the access plan for Mercer Island traffic such  
4 that Mercer Island traffic will have access to the outer roadway high  
5 occupancy vehicle (HOV) lanes during the period of operation of such  
6 lanes following the removal of Mercer Island traffic from the center  
7 roadway and prior to conversion of the outer roadway HOV lanes to high  
8 occupancy toll (HOT) lanes. Sound transit may only have access to the  
9 center lanes when alternative R8A is complete.

10 (4) The Tacoma Narrows toll bridge account--state appropriation  
11 includes up to (~~(\$18,000,000)~~) \$26,045,000 in proceeds from the sale of  
12 bonds authorized by RCW 47.10.843.

13 (5) The funding described in this section includes (~~(\$36,693,000)~~)  
14 \$46,693,000 of the transportation 2003 account (nickel account)--state  
15 appropriation (~~(and \$208,000)~~), \$188,357 of the freight mobility  
16 multimodal account--state appropriation, and \$20,000 of the motor  
17 vehicle account--private/local appropriation, which are for the SR 519  
18 project identified as project number 851902A in the LEAP Transportation  
19 Document referenced in subsection (1) of this section. The total  
20 project is expected to cost no more than (~~(\$74,400,000)~~) \$84,467,000  
21 including (~~(\$10,610,000)~~) \$10,792,000 in contributions from project  
22 partners, including Burlington Northern Santa Fe railroad.

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

25 (a) Prepare a draft directive that establishes how each community's  
26 priorities and concerns may be identified and addressed in order to  
27 allow consideration of a community's preferred methods of advanced  
28 visual shielding and aesthetic screening, for the purpose of improving  
29 the noise environment of major state roadway projects in locations that  
30 do not meet the criteria for standard noise barriers. The intent is  
31 for these provisions to be supportable by existing project budgets.  
32 The directive shall also include direction on the coordination and  
33 selection of visual and aesthetic options with local communities. The  
34 draft directive shall be provided to the standing transportation  
35 committees of the legislature by January 2008; and

36 (b) Pilot the draft directive established in (a) of this subsection  
37 in two locations along major state roadways. If practicable, the  
38 department should begin work on the pilot projects while the directive

1 is being developed. One pilot project shall be located in Clark county  
2 on a significant capacity improvement project. The second pilot  
3 project shall be located in urban King county, which shall be on a  
4 corridor highway project through mixed land use areas that is nearing  
5 or under construction. The department shall provide a written report  
6 to the standing transportation committees of the legislature on the  
7 findings of the Clark county pilot project by January 2009, and the  
8 King county pilot project by January 2010. Based on results of the  
9 pilot projects, the department shall update its design manual,  
10 environmental procedures, or other appropriate documents to incorporate  
11 the directive.

12 (7) If the "Green Highway" provisions of Engrossed Second  
13 Substitute House Bill No. 1303 (cleaner energy) are enacted, the  
14 department shall erect signs on the interstate highways included in  
15 those provisions noting that these interstates have been designated  
16 "Washington Green Highways."

17 (8) If on the I-405/I-90 to SE 8th Street Widening project the  
18 department finds that there is an alternative investment to preserve  
19 reliable rail accessibility to major manufacturing sites within the  
20 I-405 corridor that are less expensive than replacing the Wilburton  
21 Tunnel, the department may enter into the necessary agreements to  
22 implement that alternative provided that costs remain within the  
23 approved project budget.

24 (9) The department shall apply for surface transportation program  
25 (STP) enhancement funds to be expended in lieu of or in addition to  
26 state funds for eligible costs of projects in Programs I and P,  
27 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan  
28 Way Viaduct projects.

29 (10) \$250,000 of the motor vehicle account--state appropriation and  
30 \$226,000 of the motor vehicle account--federal appropriation are  
31 provided solely for an inland pacific hub study to develop an inland  
32 corridor for the movement of freight and goods to and through eastern  
33 Washington; and \$500,000 of the motor vehicle account--state  
34 appropriation is provided solely for the SR3/SR16 corridor study to  
35 plan and prioritize state and local improvements needed over the next  
36 10-20 years to support safety, capacity development, and economic  
37 development within the corridor.

1 (11) The department shall, on a quarterly basis beginning July 1,  
2 2007, provide to the office of financial management and the legislature  
3 reports providing the status on each active project funded in part or  
4 whole by the transportation 2003 account (nickel account) or the  
5 transportation partnership account. Funding provided at a programmatic  
6 level for transportation partnership account and transportation 2003  
7 account (nickel account) projects relating to bridge rail, guard rail,  
8 fish passage barrier removal, and roadside safety projects should be  
9 reported on a programmatic basis. Projects within this programmatic  
10 level funding should be completed on a priority basis and scoped to be  
11 completed within the current programmatic budget. Other projects may  
12 be reported on a programmatic basis. The department shall work with  
13 the office of financial management and the transportation committees of  
14 the legislature to agree on report formatting and elements. Elements  
15 shall include, but not be limited to, project scope, schedule, and  
16 costs. The department shall also provide the information required  
17 under this subsection on a quarterly basis via the transportation  
18 executive information systems (TEIS).

19 (12) The department shall apply for the competitive portion of  
20 federal transit administration funds for eligible transit-related costs  
21 of the SR 520 bridge replacement and HOV project. The federal funds  
22 described in this subsection shall not include those federal transit  
23 administration funds distributed by formula.

24 (13) Funding provided by this act for the Alaskan Way Viaduct  
25 project shall not be spent for preliminary engineering, design, right-  
26 of-way acquisition, or construction on the project if completion of the  
27 project would more likely than not reduce the capacity of the facility.  
28 Capacity shall be measured by including the consideration of the  
29 efficient movement of people and goods on the facility.

30 (14) The governor shall convene a collaborative process involving  
31 key leaders to determine the final project design for the Alaskan Way  
32 Viaduct.

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

37 (b) The state's project expenditures shall not exceed  
38 \$2,800,000,000.

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

2 (15) During the 2007-09 biennium, the department shall proceed with  
3 a series of projects on the Alaskan Way Viaduct that are common to any  
4 design alternative. Those projects include relocation of two  
5 electrical transmission lines, Battery Street tunnel upgrades, seismic  
6 upgrades from Lenora to the Battery Street tunnel, viaduct removal from  
7 Holgate to King Street, and development of transit enhancements and  
8 other improvements to mitigate congestion during construction.

9 (16) The transportation 2003 account (nickel account)--state  
10 appropriation includes up to \$874,610,000 in proceeds from the sale of  
11 bonds authorized by RCW 47.10.861.

12 (17) The transportation partnership account--state appropriation  
13 includes up to \$900,000,000 in proceeds from the sale of bonds  
14 authorized in RCW 47.10.873.

15 (18) The special category C account--state appropriation includes  
16 up to \$21,497,000 in proceeds from the sale of bonds authorized in  
17 Substitute House Bill No. 2394. If Substitute House Bill No. 2394 is  
18 not enacted by June 30, 2007, the amount provided in this subsection  
19 shall lapse.

20 (19) \$4,500,000 of the motor vehicle account--federal appropriation  
21 is provided solely for cost increases on the SR 304/Bremerton tunnel  
22 project.

23 (20) \$2,071,000 of the motor vehicle account--federal appropriation  
24 is provided solely for initial design and right of way work on a new  
25 southbound SR 509 to eastbound SR 518 freeway-to-freeway elevated ramp.

26 (21) \$500,000 of the motor vehicle account--federal appropriation  
27 to the SR 543/I-5 to Canadian border project is provided solely for  
28 retaining wall facia improvements.

29 (22) (~~(\$950,000)~~) \$846,700 of the motor vehicle account--federal  
30 appropriation and (~~(\$24,000)~~) \$17,280 of the motor vehicle  
31 account--state appropriation are provided solely for the Westview  
32 school noise wall.

33 (23) (~~(\$1,600,000)~~) \$1,567,600 of the motor vehicle account--state  
34 appropriation is provided solely for two noise walls on SR 161 in King  
35 county.

36 (24) (~~(\$20,000)~~) \$10,640 of the motor vehicle account--state  
37 appropriation and (~~(\$280,000)~~) \$252,300 of the motor vehicle account--

1 federal appropriation are provided solely for interchange design and  
2 planning work on US 12 at A street and tank farm road.

3 (25) The funding described in this section includes (~~(\$19,939,000)~~)  
4 \$19,928,000 of the transportation partnership account--state  
5 appropriation, (~~(\$29,000)~~) \$26,000 of the motor vehicle account--state  
6 appropriation, (~~(\$308,000)~~) \$6,747,000 of the motor vehicle account--  
7 private/local appropriation, and (~~(\$17,900,000)~~) \$17,821,000 of the  
8 motor vehicle account--federal appropriation for the I-5/Columbia river  
9 crossing/Vancouver project. The funding described in this subsection  
10 includes up to \$15,000,000 awarded to Washington and Oregon jointly  
11 through the U.S. department of transportation corridors of the future  
12 program in the 2007 federal highway authority discretionary fund  
13 allocations.

14 (26) The department shall study any outstanding issues, including  
15 financial issues that may apply to the I-5/Columbia river  
16 crossing/Vancouver project. The department's efforts must include an  
17 analysis of current bi-state efforts in planning, coordination, and  
18 funding for the project; opportunities for the joining of state and  
19 local government agencies and the private sector in a strong  
20 partnership that contributes to the completion of the project; and  
21 opportunities to work with the congressional delegations of Oregon and  
22 Washington to provide federal funding and other assistance that will  
23 advance this project of national and regional significance.

24 (27) (~~(\$1,500,000)~~) \$1,928,232 of the motor vehicle  
25 account--federal appropriation (~~(and \$4,908,000)~~), \$2,611,000 of the  
26 transportation partnership account--state appropriation, and \$14,682 of  
27 the transportation 2003 account (nickel account)--state appropriation  
28 are provided solely for project 109040Q as identified in the LEAP  
29 transportation document in subsection (1) of this section:  
30 I-90/Two-Way Transit-Transit and HOV Improvements, Stages 2 and 3. Of  
31 these amounts, up to \$550,000 of the transportation partnership  
32 account--state appropriation is to provide funding for an independent  
33 technical review, overseen by the joint transportation committee, of  
34 light rail impacts on the Interstate 90 - Homer Hadley Floating Bridge.  
35 The technical review shall complement sound transit's current and  
36 planned engineering design work to expand light rail in the central  
37 Puget Sound region. The department shall coordinate its work with  
38 sound transit and seek contributions from sound transit for the review.

1 (28) (~~(\$1,400,000)~~) \$800,000 of the motor vehicle account--state  
2 appropriation is provided solely for safety improvements on US Highway  
3 2 between Monroe and Gold Bar. Additional project funding of  
4 (~~(\$8,600,000)~~) \$9,200,000 is assumed in the 2009-2011 biennium,  
5 bringing the total project funding to \$10,000,000. This high priority  
6 safety project will provide safety enhancements on US Highway 2 between  
7 Gold Bar and Monroe, such as a passing lane or interchange/turning lane  
8 improvements. The department shall seek input from the US Highway 2  
9 safety coalition to select projects that will help reduce fatalities on  
10 this corridor.

11 (29) (~~(\$2,267,000)~~) \$1,663,700 of the motor vehicle account--  
12 federal appropriation, (~~(\$218,500)~~) \$234,000 of the motor vehicle  
13 account--state appropriation, and \$1,500,000 of the motor vehicle  
14 account--private/local appropriation are provided solely for installing  
15 centerline rumble strips and related improvements on US Highway 2  
16 between Monroe and Sultan. The section of US Highway 2 from Monroe to  
17 Deception Creek has a high frequency of centerline crossover  
18 collisions. By installing centerline rumble strips, the project will  
19 reduce the risk of crossover collisions. This project will also place  
20 shoulder rumble strips between Monroe and Sultan.

21 (30) (~~(\$1,500,000)~~) \$688,000 of the motor vehicle account--state  
22 appropriation is provided solely for the SR 28/E End of the George  
23 Sellar bridge (202802V) for the purpose of funding a pedestrian tunnel  
24 connection. This funding is provided in anticipation of a federal  
25 grant specific to this project, which, if received, must be used to  
26 reimburse the state funding provided in this subsection.

27 (31) For the period of preconstruction tolling on the state route  
28 520 bridge, the department shall develop improvements of traffic flow  
29 from the eastern Lake Washington shoreline to 108th avenue northeast in  
30 Bellevue including:

31 (a) Near-term, low-cost enhancements which relocate the high-  
32 occupancy vehicle lanes to the inside of the alignment; and

33 (b) A plan for an accelerated improvement project for the  
34 construction of median flyer stops, reconfiguration of interchanges,  
35 addition of direct access ramps, community enhancement lids, and  
36 pedestrian/bike path connections.

37 The department shall report to the joint transportation committee by

1 September 1, 2008, on the short-term low-cost improvement plans and  
2 include in their budget submittal to the office of financial management  
3 a proposal for the accelerated improvement project.

4 **Sec. 305.** 2008 c 121 s 307 (uncodified) is amended to read as  
5 follows:

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

7	Transportation Partnership Account--State	
8	Appropriation . . . . .	(((\$181,666,000))
9		<u>\$181,316,000</u>
10	Motor Vehicle Account--State Appropriation . . . . .	(((\$86,540,000))
11		<u>\$94,784,000</u>
12	Motor Vehicle Account--Federal Appropriation . . . . .	(((\$463,338,000))
13		<u>\$462,427,000</u>
14	Motor Vehicle Account--Private/Local Appropriation . . . . .	(((\$18,138,000))
15		<u>\$19,049,000</u>
16	Transportation 2003 Account (Nickel Account)--State	
17	Appropriation . . . . .	(((\$11,136,000))
18		<u>\$15,399,000</u>
19	Puyallup Tribal Settlement Account--State	
20	Appropriation . . . . .	(((\$12,500,000))
21		<u>\$6,000,000</u>
22	TOTAL APPROPRIATION . . . . .	(((\$773,318,000))
23		<u>\$778,975,000</u>

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

26 (1) Except as provided otherwise in this section, the entire  
27 transportation 2003 account (nickel account) appropriation and the  
28 entire transportation partnership account appropriation are provided  
29 solely for the projects and activities as listed by ~~((fund,~~)  
30 project(~~(, and amount)~~) in LEAP Transportation Document 2008-1, Highway  
31 Preservation Program (P) as developed March 10, 2008. ~~((However,~~  
32 ~~limited transfers of specific line item project appropriations may~~  
33 ~~occur between projects for those amounts listed subject to the~~  
34 ~~conditions and limitations in section 603 of this act.)) Federal funds  
35 may be transferred between programs I and P.~~

36 (2) \$287,000 of the motor vehicle account--federal appropriation  
37 and \$11,000 of the motor vehicle account--state appropriation are

1 provided solely for the department to determine the most cost efficient  
2 way to replace the current Keller ferry. Options reviewed shall not  
3 include an expansion of the current capacity of the Keller ferry.

4 (3) \$5,308,000 of the transportation partnership account--state  
5 appropriation is provided solely for the purposes of settling all  
6 identified and potential claims from the Lower Elwha Klallam Tribe  
7 related to the construction of a graving dock facility on the graving  
8 dock property. In the matter of *Lower Elwha Klallam Tribe et al v.*  
9 *State et al*, Thurston county superior court, cause no. 05-2-01595-8,  
10 the Lower Elwha Klallam Tribe and the state of Washington entered into  
11 a settlement agreement that settles all claims related to graving dock  
12 property and associated construction and releases the state from all  
13 claims related to the construction of the graving dock facilities. The  
14 expenditure of this appropriation is contingent on the conditions and  
15 limitations set forth in subsections (a) and (b) of this subsection.

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

20 (b) \$3,308,000 of the transportation partnership account--state  
21 appropriation is provided solely for the department's remediation work  
22 on the graving dock property in accordance with the terms and  
23 conditions of the settlement agreement.

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

29 (5) The department shall, on a quarterly basis beginning July 1,  
30 2007, provide to the office of financial management and the legislature  
31 reports providing the status on each active project funded in part or  
32 whole by the transportation 2003 account (nickel account) or the  
33 transportation partnership account. Funding provided at a programmatic  
34 level for transportation partnership account projects relating to  
35 seismic bridges should be reported on a programmatic basis. Projects  
36 within this programmatic level funding should be completed on a  
37 priority basis and scoped to be completed within the current  
38 programmatic budget. Other projects may be reported on a programmatic

1 basis. The department shall work with the office of financial  
2 management and the transportation committees of the legislature to  
3 agree on report formatting and elements. Elements shall include, but  
4 not be limited to, project scope, schedule, and costs. The department  
5 shall also provide the information required under this subsection on a  
6 quarterly basis via the transportation executive information systems  
7 (TEIS).

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

14 (7) \$13,257,000 of the motor vehicle account--federal appropriation  
15 and \$5,000,000 of the motor vehicle account--state appropriation are  
16 for expenditures on damaged state roads due to flooding, mudslides,  
17 rock fall, or other unforeseen events.

18 (8) (~~(\$188,000)~~) \$213,000 of the motor vehicle account--state  
19 appropriation, (~~(\$28,749,000)~~) \$52,930,000 of the motor vehicle  
20 account--federal appropriation, and (~~(\$105,653,000)~~) \$117,544,000 of  
21 the transportation partnership account--state appropriation are  
22 provided solely for the Hood Canal bridge project.

23 (9) (~~(\$12,500,000)~~) \$6,000,000 of the Puyallup tribal settlement  
24 account--state appropriation is provided solely for mitigation costs  
25 associated with the Murray Morgan/11th Street Bridge demolition. The  
26 department may negotiate with the city of Tacoma for the purpose of  
27 transferring ownership of the Murray Morgan/11th Street Bridge to the  
28 city. If the city agrees to accept ownership of the bridge, the  
29 department may use the Puyallup tribal settlement account appropriation  
30 and other appropriated funds for bridge rehabilitation, bridge  
31 replacement, bridge demolition, and related mitigation. In no event  
32 shall the department's participation exceed \$39,953,000. No funds may  
33 be expended unless the city of Tacoma agrees to take ownership of the  
34 bridge in its entirety and provides that the payment of these funds  
35 extinguishes any real or implied agreements regarding future bridge  
36 expenditures.

37 (10) Within the amounts provided in this section, \$190,000 of the

1 motor vehicle account--state appropriation is provided solely for  
2 rehabilitation of the SR 532/84th Ave NW bridge deck.

3 **Sec. 306.** 2008 c 121 s 308 (uncodified) is amended to read as  
4 follows:

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

7	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$9,462,000</del> ))
8		<u>\$7,588,000</u>
9	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$15,951,000</del> ))
10		<u>\$14,809,000</u>
11	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$74,000
12	TOTAL APPROPRIATION . . . . .	(( <del>\$25,487,000</del> ))
13		<u>\$22,471,000</u>

14 The appropriations in this section are subject to the following  
15 conditions and limitations: The motor vehicle account--state  
16 appropriation includes ((~~\$8,959,335~~)) \$7,085,335 provided solely for  
17 state matching funds for federally selected competitive grant or  
18 congressional earmark projects. These moneys shall be placed into  
19 reserve status until such time as federal funds are secured that  
20 require a state match.

21 **Sec. 307.** 2008 c 121 s 309 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
24 **CONSTRUCTION--PROGRAM W**

25	Puget Sound Capital Construction Account--State	
26	Appropriation . . . . .	(( <del>\$142,250,000</del> ))
27		<u>\$105,182,000</u>
28	Puget Sound Capital Construction Account--Federal	
29	Appropriation . . . . .	(( <del>\$45,259,000</del> ))
30		<u>\$40,174,000</u>
31	Puget Sound Capital Construction Account--	
32	Private/Local Appropriation . . . . .	\$2,089,000
33	Multimodal Transportation Account--State	
34	Appropriation . . . . .	\$4,100,000
35	Transportation 2003 Account (Nickel Account)--State	
36	Appropriation . . . . .	(( <del>\$59,469,000</del> ))

1 \$38,402,000  
2 TOTAL APPROPRIATION . . . . . ((\$253,167,000))  
3 \$189,947,000

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

6 (1) (~~(\$36,500,000)~~) \$27,380,000 of the Puget Sound capital  
7 construction account--state appropriation is provided solely for  
8 project 944470A as identified in the LEAP Transportation Document 2008-  
9 1, Ferries Construction Program (W) as developed March 10, 2008, for  
10 the construction of (~~three~~) one marine vessel(~~s~~) to replace the  
11 steel electric auto ferry vessels. The document includes a total of  
12 \$84,500,000 for (~~these~~) this replacement vessel(~~s~~).

13 (2) \$21,460,823 of the Puget Sound capital construction account--  
14 state appropriation, \$4,100,000 of the multimodal transportation  
15 account--state appropriation, \$5,410,000 of the transportation 2003  
16 account (nickel account)--state appropriation, \$4,490,000 of the Puget  
17 Sound capital construction account--federal appropriation, and  
18 \$2,089,000 of the Puget Sound capital construction account--  
19 private/local appropriation are provided solely for the terminal  
20 projects listed:

21 (a) Anacortes ferry terminal - utilities work; (~~right-of-way~~  
22 ~~purchase for a holding area during construction;~~) and completion of  
23 design and permitting on the terminal building, pick-up and drop-off  
24 sites, and pedestrian and bicycle facilities;

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

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

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

31 (e) Edmonds ferry terminal - right-of-way acquisition costs,  
32 federal match requirements, and removal of Unocal Pier;

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

34 (g) Keystone and Port Townsend ferry terminals - route  
35 environmental planning;

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

1 (i) Mukilteo ferry terminal - right-of-way acquisition,  
2 archaeological studies, environmental planning, and additional vehicle  
3 holding;

4 (j) Orcas ferry terminal - dolphin replacement;

5 (k) Port Townsend ferry terminal - wingwall replacement(~~(, interim~~  
6 ~~holding, tie-up slip,)~~) and initial reservation system;

7 (l) Seattle ferry terminal - environmental planning, coordination  
8 with local jurisdictions, coordination with highway projects, and  
9 contractor payment for automated re-entry gates;

10 (m) (~~(Southworth ferry terminal - federal grant to conduct~~  
11 ~~preliminary studies and planning for a 2nd operating slip; and~~

12 ~~(n))~~) Vashon Island and Seattle ferry terminals - modify the  
13 passenger-only facilities.

14 (3) (~~(\$46,020,666)~~) \$31,036,000 of the transportation 2003 account  
15 (nickel account)--state appropriation and \$3,750,000 of the Puget Sound  
16 capital construction account--federal appropriation are provided solely  
17 for the procurement of up to three 144-vehicle auto-passenger ferry  
18 vessels.

19 (4) (~~(\$18,716,000)~~) \$5,867,000 of the Puget Sound capital  
20 construction account--state appropriation is provided solely for the  
21 Eagle Harbor maintenance facility preservation project. These funds  
22 may not be used for relocating any warehouses not currently on the  
23 Eagle Harbor site.

24 (5) The department shall research an asset management system to  
25 improve Washington state ferries' management of capital assets and the  
26 department's ability to estimate future preservation needs. The  
27 department shall report its findings regarding a new asset management  
28 system to the governor and the transportation committees of the  
29 legislature no later than January 15, 2008.

30 (6) The department shall sell the M.V. Chinook and M.V. Snohomish  
31 passenger-only fast ferries as soon as practicable and deposit the  
32 proceeds of the sales into the passenger ferry account created in RCW  
33 47.60.645. Once the department ceases to provide passenger-only ferry  
34 service, the department shall sell the M.V. Kalama and M.V. Skagit  
35 passenger-only ferries and deposit the proceeds of the sales into the  
36 passenger ferry account created in RCW 47.60.645.

37 (7) The department shall, on a quarterly basis beginning July 1,  
38 2007, provide to the office of financial management and the legislature

1 reports providing the status on each project listed in this section and  
2 in the project lists submitted pursuant to this act and on any  
3 additional projects for which the department has expended funds during  
4 the 2007-09 fiscal biennium. Elements shall include, but not be  
5 limited to, project scope, schedule, and costs. The department shall  
6 also provide the information required under this subsection via the  
7 transportation executive information systems (TEIS).

8 (8) \$1,105,000 of the Puget Sound capital construction  
9 account--state appropriation and \$8,038,000 of the transportation 2003  
10 account (nickel account)--state appropriation are provided solely for  
11 a dolphin replacement project at the Vashon Island ferry terminal. The  
12 department shall submit a predesign study to the joint transportation  
13 committee before beginning design or construction of this project.

14 (9) The department of transportation is authorized to sell up to  
15 \$105,000,000 in bonds authorized by RCW 47.10.843 for vessel and  
16 terminal acquisition, major and minor improvements, and long lead-time  
17 materials acquisition for the Washington state ferries.

18 (10) The department shall review the costs and benefits of  
19 continued use of the primavera scheduling system in the Washington  
20 state ferries marine division and include that review with its 2009-  
21 2011 budget submittal.

22 (11) The department shall review staffing in its capital  
23 engineering divisions to ensure core competency in, and a focus on,  
24 terminal and vessel preservation, with staffing sufficient to implement  
25 the preservation program in the capital plan. Until the completion of  
26 the capital plan, the department shall maintain capital staffing levels  
27 at or below the level of staffing on January 1, 2008.

28 (12) The department shall sell, be in the process of selling, or  
29 otherwise dispose of the four steel electric auto-ferry vessels in the  
30 most cost effective way practicable no later than June 1, 2008.

31 **Sec. 308.** 2008 c 121 s 310 (uncodified) is amended to read as  
32 follows:

33 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL**  
34 ~~((Essential Rail Assistance Account--State Appropriation . . . \$500,000))~~  
35 Transportation Infrastructure Account--State  
36 Appropriation . . . . . ((\$1,713,000))  
37 \$1,580,000

1	<del>((Transportation Infrastructure Account--Federal</del>	
2	<del>Appropriation . . . . .</del>	<del>\$787,000))</del>
3	Multimodal Transportation Account--State	
4	Appropriation . . . . .	(( <del>\$165,512,000))</del>
5		<u>\$104,564,000</u>
6	Multimodal Transportation Account--Federal	
7	Appropriation . . . . .	(( <del>\$33,906,000))</del>
8		<u>\$20,165,000</u>
9	Multimodal Transportation Account--Private/Local	
10	Appropriation . . . . .	(( <del>\$2,659,000))</del>
11		<u>\$363,000</u>
12	TOTAL APPROPRIATION . . . . .	(( <del>\$205,077,000))</del>
13		<u>\$126,672,000</u>

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

16 (1)(a) Except as provided otherwise in this section, the entire  
17 appropriations in this section are provided solely for the projects and  
18 activities as listed by ~~((fund,))~~ project~~((, and amount))~~ in LEAP  
19 Transportation Document 2008-1, Rail Capital Program (Y) as developed  
20 March 10, 2008. ~~((However, limited transfers of specific line item~~  
21 ~~project appropriations may occur between projects for those amounts~~  
22 ~~listed subject to the conditions and limitations in section 603 of this~~  
23 ~~act.))~~

24 (b) Within the amounts provided in this section, \$1,713,000 of the  
25 transportation infrastructure account--state appropriation ~~((and~~  
26 ~~\$787,000 of the transportation infrastructure account federal~~  
27 ~~appropriation are))~~ is for low-interest loans for rail capital projects  
28 through the freight rail investment bank program. The department shall  
29 issue a call for projects based upon the legislative priorities  
30 specified in subsection (7)(a) of this section. Application must be  
31 received by the department by October 1, 2008. By November 1, 2008,  
32 the department shall submit a prioritized list of recommended projects  
33 to the office of financial management and the transportation committees  
34 of the legislature. The department shall award low-interest loans to  
35 the port of Moses Lake in the amount of \$213,000, and based upon the  
36 prioritized list of rail capital projects most recently submitted to  
37 the legislature pursuant to this subsection, as follows: Port of  
38 Benton County (\$250,000); Port of Everett (\$250,000); Central

1 Terminals, LLC (\$250,000); Tacoma Rail--Maintenance Facility  
2 (\$250,000); NW Container Service (\$250,000); Port of Chehalis  
3 (\$250,000); Ballard Terminal Railroad (\$250,000); Eastern Washington  
4 Gateway Railroad (\$36,875); Spokane County (\$250,000); Tacoma Rail--  
5 Locomotive Idling (\$250,000).

6 (c) Within the amounts provided in this section, \$2,561,000 of the  
7 multimodal transportation account--state appropriation is for statewide  
8 - emergent freight rail assistance projects as listed in LEAP  
9 Transportation Document 2008-1, Rail Capital Program (Y) as developed  
10 March 10, 2008. (~~However, the department shall perform a cost/benefit~~  
11 ~~analysis of the projects according to the legislative priorities~~  
12 ~~specified in subsection (7)(a) of this section, and shall give priority~~  
13 ~~to the following projects: Rail—Tacoma rail yard switching upgrades~~  
14 ~~(\$500,000); Rail—Port of Ephrata spur rehabilitation (\$127,000); Rail~~  
15 ~~—Lewis and Clark rail improvements (\$1,100,000); Rail—Port of Grays~~  
16 ~~Harbor rail access improvements (\$543,000); and Rail—Port of Longview~~  
17 ~~rail loop construction (\$291,000). If the relative cost of any of the~~  
18 ~~six projects identified in this subsection (1)(c) is not substantially~~  
19 ~~less than the public benefits to be derived from the project, then the~~  
20 ~~department shall not assign the funds to the project, and instead shall~~  
21 ~~use those funds toward those projects identified by the department in~~  
22 ~~the attachments to the "Washington State Department of Transportation~~  
23 ~~FREIGHT RAIL ASSISTANCE FUNDING PROGRAM: 2007-2009 Prioritized Project~~  
24 ~~List and Program Update" dated December 2006 for which the proportion~~  
25 ~~of public benefits to be gained compared to the cost of the project is~~  
26 ~~greatest.))~~

27 (d) Within the amounts provided in this section, \$339,000 of the  
28 multimodal transportation account--state appropriation is for rescoping  
29 and completion of required environmental documents for the Kelso to  
30 Martin's Bluff - 3rd Mainline and Storage Tracks project. The rescoped  
31 project may include funds that are committed to the project by local or  
32 private funding partners. However, the rescoped project must be  
33 capable of being completed with not more than \$49,470,000 in future  
34 state funding, inclusive of inflation costs. Subject to this funding  
35 constraint, the rescoped project must maximize capacity improvements  
36 along the rail mainline.

37 (e) Within the amounts provided in this section, \$3,600,000 of the

1 multimodal transportation account--state appropriation is for work  
2 items on the Palouse River and Coulee City Railroad lines.

3 (2) The multimodal transportation account--state appropriation  
4 includes up to \$144,500,000 in proceeds from the sale of bonds  
5 authorized by RCW 47.10.867.

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

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

14 (5) The department shall sell any ancillary property, acquired when  
15 the state purchased the right-of-ways to the PCC rail line system, to  
16 a lessee of the ancillary property who is willing to pay fair market  
17 value for the property. The department shall deposit the proceeds from  
18 the sale of ancillary property into the transportation infrastructure  
19 account.

20 (6)(a) The department shall develop and implement the  
21 benefit/impact evaluation methodology recommended in the statewide rail  
22 capacity and needs study finalized in December 2006. The  
23 benefit/impact evaluation methodology shall be developed using the  
24 following priorities, in order of relative importance:

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

27 (ii) Self-sustaining economic development that creates family-wage  
28 jobs;

29 (iii) Preservation of transportation corridors that would otherwise  
30 be lost;

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

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

35 (vi) Mitigation of impacts of increased rail traffic on  
36 communities.

37 (b) The department shall convene a work group to collaborate on the  
38 development of the benefit/impact analysis method to be used in the

1 evaluation. The work group must include, at a minimum, the freight  
2 mobility strategic investment board, the department of agriculture, and  
3 representatives from the various users and modes of the state's rail  
4 system.

5 (c) The department shall use the benefit/impact analysis and  
6 priorities in (a) of this subsection when submitting requests for state  
7 funding for rail projects. The department shall develop a standardized  
8 format for submitting requests for state funding for rail projects that  
9 includes an explanation of the analysis undertaken, and the conclusions  
10 derived from the analysis.

11 (d) The department and the freight mobility strategic investment  
12 board shall collaborate to submit a report to the office of financial  
13 management and the transportation committees of the legislature by  
14 September 1, 2008, listing proposed freight highway and rail projects.  
15 The report must describe the analysis used for selecting such projects,  
16 as required by this act for the department and as required by chapter  
17 47.06A RCW for the board. When developing its list of proposed freight  
18 highway and rail projects, the freight mobility strategic investment  
19 board shall use the priorities identified in (a) of this subsection to  
20 the greatest extent possible.

21 (7) The department shall apply at the earliest possible date for  
22 grants, pursuant to the new competitive intercity rail grant program  
23 announced by the federal railroad administration on February 19, 2008,  
24 for any projects that may qualify for such federal grants and are  
25 currently identified on the project list referenced in subsection  
26 (1)(a) of this section.

27 (8) Up to \$8,500,000 of any underexpenditures of state funding  
28 designated on the project list referenced in subsection (1)(a) of this  
29 section for the "Vancouver-Rail Bypass and W 39th Street Bridge"  
30 project may be used to upgrade, to class 2 condition, track owned by  
31 Clark county between Vancouver and Battle Ground.

32 (9) Up to \$400,000 of the multimodal transportation account--state  
33 appropriation is contingent upon the port of Chehalis submitting a full  
34 copy of the FEMA application packet to the department in order to  
35 assist the department in verifying the scope of the repairs and the  
36 rail transportation value of the project identified on the project list  
37 referenced in subsection (1)(a) of this section as "Port of  
38 Chehalis-Track Rehabilitation" (F01002A).





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

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

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

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

25 (7) (~~(\$11,591,224)~~) \$4,052,968 of the multimodal transportation  
26 account--state appropriation(~~(, \$8,640,239 of the motor vehicle~~  
27 ~~account--federal appropriation,)~~) and (~~(\$4,000,000)~~) \$3,412,837 of the  
28 motor vehicle account--federal appropriation are provided solely for  
29 the pedestrian and bicycle safety program projects and safe routes to  
30 schools program projects identified in the LEAP Transportation Document  
31 2007-A, pedestrian and bicycle safety program projects and safe routes  
32 to schools program projects as developed April 20, 2007. Projects must  
33 be allocated funding based on order of priority. The department shall  
34 review all projects receiving grant awards under this program at least  
35 semiannually to determine whether the projects are making satisfactory  
36 progress. Any project that has been awarded funds, but does not report  
37 activity on the project within one year of the grant award, shall be  
38 reviewed by the department to determine whether the grant should be

1 terminated. The department shall promptly close out grants when  
2 projects have been completed, and identify where unused grant funds  
3 remain because actual project costs were lower than estimated in the  
4 grant award.

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

22 ~~(9))~~ \$3,500,000 of the multimodal transportation account--federal  
23 appropriation is provided solely for the Museum of Flight pedestrian  
24 bridge safety project.

25 ~~((10) \$250,000))~~ (9) \$100,000 of the multimodal transportation  
26 account--state appropriation is provided solely for the icicle rail  
27 station in Leavenworth.

28 ~~((11))~~ (10) \$1,500,000 of the motor vehicle account--state  
29 appropriation is provided solely for the Union Gap city road project.

30 ~~((12))~~ (11) \$250,000 of the motor vehicle account--state  
31 appropriation is provided solely for the Saltwater state park bridge  
32 project and off-site traffic control costs.

33 ~~((13))~~ (12) \$1,000,000 of the motor vehicle account--state  
34 appropriation and ~~(( \$4,688,000 ))~~ \$5,374,000 of the motor vehicle  
35 account--federal appropriation are provided solely for the coal creek  
36 parkway project.

37 ~~((14) \$250,000))~~ (13) \$150,790 of the multimodal transportation

1 account--state appropriation is provided solely for a streetcar  
2 feasibility study in downtown Spokane.

3 ~~((15))~~ (14) \$500,000 of the motor vehicle account--~~((federal))~~  
4 state appropriation is provided solely for slide repairs completed  
5 during 2007 and 2008 at or in the vicinity of marine view drive bridge  
6 on Marine View Drive and on Des Moines Memorial Drive in Des Moines.

7 ~~((16) \$1,100,000)~~ (15) \$225,000 of the motor vehicle account--  
8 state appropriation is provided solely for local road improvements that  
9 connect to the I-82 valley mall boulevard project (5082010). ~~((Planned~~  
10 ~~funding of an additional \$2,000,000 shall be made available to this~~  
11 ~~project in the 2009-11 biennium.~~

12 ~~(17) \$2,400,000 of the motor vehicle account--state appropriation~~  
13 ~~is provided solely for completion of the riverside avenue extension~~  
14 ~~project in the city of Spokane.~~

15 ~~(18))~~ \$2,875,000 is programmed to coincide with the I-82 valley  
16 mall boulevard project (5082010).

17 (16) For the 2007-09 project appropriations, unless otherwise  
18 provided in this act, the director of financial management may  
19 authorize a transfer of appropriation authority between projects  
20 managed by the freight mobility strategic investment board, in order  
21 for the board to manage project spending and efficiently deliver all  
22 projects in the respective program.

23 **TRANSFERS AND DISTRIBUTIONS**

24 **Sec. 401.** 2008 c 121 s 401 (uncodified) is amended to read as  
25 follows:

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

30 Highway Bond Retirement Account Appropriation . . . . .	<del>(( \$544,061,000 ))</del>
	<u>\$515,861,000</u>
31 Ferry Bond Retirement Account Appropriation . . . . .	\$37,380,000
32 Transportation Improvement Board Bond Retirement	
33 Account--State Appropriation . . . . .	<del>(( \$26,822,000 ))</del>
	<u>\$26,462,000</u>

1 Nondebt-Limit Reimbursable Account Appropriation . . . (~~(\$13,059,000)~~)  
2 \$8,248,000  
3 Transportation Partnership Account--State  
4 Appropriation . . . . . (~~(\$1,823,000)~~)  
5 \$2,223,000  
6 Motor Vehicle Account--State Appropriation . . . . . (~~(\$457,000)~~)  
7 \$301,000  
8 Transportation Improvement Account--State Appropriation . . . . \$68,000  
9 Multimodal Transportation Account--State  
10 Appropriation . . . . . (~~(\$675,000)~~)  
11 \$337,000  
12 Transportation 2003 Account (Nickel Account)--State  
13 Appropriation . . . . . (~~(\$2,003,000)~~)  
14 \$2,503,000  
15 Urban Arterial Trust Account--State Appropriation . . . . . \$113,000  
16 Special Category C Account Appropriation . . . . . (~~(\$99,000)~~)  
17 \$78,000  
18 TOTAL APPROPRIATION . . . . . (~~(\$626,560,000)~~)  
19 \$593,574,000

20 **Sec. 402.** 2008 c 121 s 402 (uncodified) is amended to read as  
21 follows:

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

25 Transportation Partnership Account--State  
26 Appropriation . . . . . (~~(\$243,000)~~)  
27 \$369,000  
28 Motor Vehicle Account--State Appropriation . . . . . (~~(\$61,000)~~)  
29 \$49,000  
30 Transportation Improvement Account--State Appropriation . . . . \$5,000  
31 Multimodal Transportation Account--State Appropriation . . (~~(\$90,000)~~)  
32 \$55,000  
33 Transportation 2003 Account (Nickel Account)--State  
34 Appropriation . . . . . (~~(\$267,000)~~)  
35 \$406,000  
36 Urban Arterial Trust Account--State Appropriation . . . . . \$38,000  
37 Special Category C Account--State Appropriation . . . . . \$13,000

1 TOTAL APPROPRIATION . . . . . ((~~\$717,000~~))  
2 \$935,000

3 **Sec. 403.** 2008 c 121 s 403 (uncodified) is amended to read as  
4 follows:

5 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
6 **BOND REGISTRATION AND TRANSFER CHARGES: FOR MVFT BONDS AND TRANSFERS**  
7 Motor Vehicle Account--State Reappropriation:  
8 For transfer to the Tacoma Narrows Toll Bridge  
9 Account . . . . . ((~~\$19,133,000~~))  
10 \$12,717,000

11 The department of transportation is authorized to sell up to  
12 ((~~\$18,000,000~~)) \$12,717,000 in bonds authorized by RCW 47.10.843 for  
13 the Tacoma Narrows bridge project. Proceeds from the sale of the bonds  
14 shall be deposited into the motor vehicle account. The department of  
15 transportation shall inform the treasurer of the amount to be  
16 deposited.

17 **Sec. 404.** 2008 c 121 s 404 (uncodified) is amended to read as  
18 follows:

19 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**  
20 Motor Vehicle Account Appropriation for  
21 motor vehicle fuel tax distributions to cities  
22 and counties . . . . . ((~~\$501,783,827~~))  
23 \$491,628,000

24 **Sec. 405.** 2008 c 121 s 405 (uncodified) is amended to read as  
25 follows:

26 **FOR THE STATE TREASURER--TRANSFERS**  
27 Motor Vehicle Account--State  
28 Appropriation: For motor vehicle fuel tax  
29 refunds and statutory transfers . . . . . ((~~\$902,982,000~~))  
30 \$854,291,000

31 **Sec. 406.** 2008 c 121 s 406 (uncodified) is amended to read as  
32 follows:

33 **FOR THE DEPARTMENT OF LICENSING--TRANSFERS**  
34 Motor Vehicle Account--State

1 Appropriation: For motor vehicle  
2 fuel tax refunds and transfers . . . . . ((\$445,345,000))  
3 \$480,666,000

4 **Sec. 407.** 2008 c 121 s 407 (uncodified) is amended to read as  
5 follows:

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

7 (1) Recreational Vehicle Account--State  
8 Appropriation: For transfer to the Motor Vehicle  
9 Account--State . . . . . \$4,505,000

10 (2) License Plate Technology Account--State  
11 Appropriation: For transfer to the Multimodal  
12 Transportation Account--State . . . . . \$4,500,000

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

16 (4) Motor Vehicle Account--State Appropriation:  
17 For transfer to the Puget Sound Capital Construction  
18 Account--State . . . . . ((\$20,000,000))  
19 \$4,000,000

20 (5) Multimodal Transportation Account--State  
21 Appropriation: For transfer to the Puget Sound  
22 Ferry Operations Account--State . . . . . ((\$66,000,000))  
23 \$89,000,000

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

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

29 (8) Motor Vehicle Account--State Appropriation:  
30 For transfer to the Puget Sound Ferry Operations Account--  
31 State . . . . . \$3,000,000

32 (9) (~~Multimodal Transportation Account--State~~  
33 ~~Appropriation: For transfer to the Transportation~~  
34 ~~Infrastructure Account--State~~ . . . . . \$6,600,000

35 (+10)) Highway Safety Account--State Appropriation:  
36 For transfer to the Multimodal Transportation  
37 Account--State . . . . . ((\$9,500,000))

1		<u>\$14,000,000</u>
2	<del>((11) Urban Arterial Trust Account--State Appropriation:</del>	
3	<del>For transfer to the Small City Pavement and Sidewalk</del>	
4	<del>Account--State . . . . .</del>	<del>.\$1,400,000))</del>
5	<u>(10) Motor Vehicle Account--State Appropriation:</u>	
6	<u>For transfer to the State Patrol Highway</u>	
7	<u>Account--State . . . . .</u>	<u>\$4,000,000</u>
8	<u>(11) Motorcycle Safety Education Account--State</u>	
9	<u>Appropriation: For transfer to the Multimodal</u>	
10	<u>Transportation Account--State . . . . .</u>	<u>\$2,500,000</u>
11	<u>(12) Department of Licensing Services Account--State</u>	
12	<u>Appropriation: For transfer to the Motor Vehicle</u>	
13	<u>Account--State . . . . .</u>	<u>\$3,000,000</u>
14	<u>(13) Motor Vehicle Account--State Appropriation:</u>	
15	<u>For transfer to the Special Category C Account--State . . . . .</u>	<u>.\$1,500,000</u>
16	<u>(14) Passenger Ferry Account--State Appropriation:</u>	
17	<u>For transfer to the Multimodal Transportation</u>	
18	<u>Account--State . . . . .</u>	<u>\$1,121,000</u>
19	<u>(15) Multimodal Transportation Account--State</u>	
20	<u>Appropriation: For transfer to the Puget Sound Capital</u>	
21	<u>Construction Account--State . . . . .</u>	<u>\$8,000,000</u>
22	<u>(16) Transportation Partnership Account--State</u>	
23	<u>Appropriation: For transfer to the Transportation 2003</u>	
24	<u>Account (Nickel Account)--State . . . . .</u>	<u>\$45,000,000</u>

25 The transfers identified in this section are subject to the  
26 following conditions and limitations: The amount transferred in  
27 subsection (3) of this section may be spent only on "highway purposes"  
28 as that term is construed in Article II, section 40 of the Washington  
29 state Constitution.

30 **MISCELLANEOUS 2007-09 BIENNIUM**

31 **Sec. 501.** 2008 c 121 s 605 (uncodified) is amended to read as  
32 follows:

33	<b>SPECIAL APPROPRIATIONS TO THE GOVERNOR--INSURANCE ACCOUNTING SYSTEM</b>	
34	Aeronautics Account--State Appropriation . . . . .	\$2,000
35	State Patrol Highway Account--State Appropriation . . . . .	.\$338,000



1 through 46.20.520. During the 2007-2009 fiscal biennium, the  
2 legislature may transfer from the motorcycle safety education account  
3 such amounts as reflect the excess fund balance of the account.

4 **Sec. 503.** RCW 46.68.220 and 1992 c 216 s 5 are each amended to  
5 read as follows:

6 The department of licensing services account is created in the  
7 motor vehicle fund. All receipts from service fees received under RCW  
8 46.01.140(4)(b) shall be deposited into the account. Moneys in the  
9 account may be spent only after appropriation. Expenditures from the  
10 account may be used only for information and service delivery systems  
11 for the department, and for reimbursement of county licensing  
12 activities. During the 2007-2009 fiscal biennium, the legislature may  
13 transfer from the department of licensing services account such amounts  
14 as reflect the excess fund balance of the account.

15 **Sec. 504.** RCW 47.60.645 and 2008 c 45 s 2 are each amended to read  
16 as follows:

17 There is hereby established in the transportation fund the  
18 passenger ferry account. Money in the account shall be used for  
19 operating or capital grants for ferry systems as provided in chapters  
20 36.54, 36.57A, and 53.08 RCW. Moneys in the account shall be expended  
21 with legislative appropriation. During the 2007-2009 fiscal biennium,  
22 the legislature may transfer from the passenger ferry account such  
23 amounts as reflect the excess fund balance of the account.

24 NEW SECTION. **Sec. 505.** A new section is added to chapter 46.68  
25 RCW to read as follows:

26 During the 2007-2009 fiscal biennium, the legislature may transfer  
27 from the transportation partnership account to the transportation 2003  
28 account (nickel account) such amounts as reflect the excess fund  
29 balance of the transportation partnership account.

30 NEW SECTION. **Sec. 506.** If any provision of this act or its  
31 application to any person or circumstance is held invalid, the  
32 remainder of the act or the application of the provision to other  
33 persons or circumstances is not affected.

1        NEW SECTION.    **Sec. 507.**    This act is necessary for the immediate  
2    preservation of the public peace, health, or safety, or support of the  
3    state government and its existing public institutions, and takes effect  
4    immediately.

(End of bill)

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