

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 6084

Chapter 303, Laws of 1994
CHAPTER NO. CORRECTED
(partial veto)

53rd Legislature
1994 Regular Session

TRANSPORTATION BUDGET

EFFECTIVE DATE: 4/2/94

Passed by the Senate March 8, 1994
YEAS 46 NAYS 0

JOEL PRITCHARD

President of the Senate

Passed by the House February 26, 1994
YEAS 88 NAYS 0

BRIAN EBERSOLE

Speaker of the
House of Representatives

Approved April 2, 1994, with the exceptions of Section 2, page 2, lines 6 through 9; Section 2(2); Section 5, page 4, lines 8 through 10; Section 5(4); Section 6, page 4, line 37 and page 5, lines 1 and 2; Section 7, page 5, lines 18 and 19; Section 7(1), 7(2), 7(3); Section 25; Section 29(2); Section 34; and Section 45, which are vetoed.

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 6084** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

Secretary

FILED

April 2, 1994 - 2:14 p.m.

MIKE LOWRY
Governor of the State of Washington

Secretary of State
State of Washington

ENGROSSED SUBSTITUTE SENATE BILL 6084

AS AMENDED BY THE HOUSE

Passed Legislature - 1994 Regular Session

State of Washington

53rd Legislature

1994 Regular Session

By Senate Committee on Transportation (originally sponsored by Senator Vognild; by request of Office of Financial Management)

Read first time 02/18/94.

1 AN ACT Relating to transportation appropriations; amending 1993
2 sp.s. c 23 ss 1, 2, 4, 5, 6, 7, 8, 9 10, 11, 12, 13, 16, 21, 22, 23,
3 25, 26, 27, 28, 29, 31, 32, 34, 35, 36, 37, 39, and 47 (uncodified);
4 adding new sections to 1993 sp.s. c 23; creating a new section;
5 repealing 1993 sp.s. c 23 s 40 (uncodified); repealing 1993 sp.s. c 23
6 s 41 (uncodified); and declaring an emergency.

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

8 **Sec. 1.** 1993 sp.s. c 23 s 1 (uncodified) is amended to read as
9 follows:

10 The supplemental transportation budget of the state is hereby
11 adopted and, subject to the provisions hereinafter set forth, the
12 several amounts hereinafter specified, or as much thereof as may be
13 necessary to accomplish the purposes designated, are hereby
14 appropriated from the several accounts and funds hereinafter named to
15 the designated state agencies and offices for salaries, wages, and
16 other expenses, for capital projects, and for other specified purposes,
17 including the payment of any final judgments arising out of such
18 activities, for the period ending June 30, 1995.

1 *Sec. 2. 1993 sp.s. c 23 s 2 (uncodified) is amended to read as
2 follows:

3 **FOR THE TRAFFIC SAFETY COMMISSION**

4 Highway Safety Fund--State Appropriation	\$	212,000
5 Highway Safety Fund--Federal Appropriation	\$	2,545,000
6 <i>Transportation Fund--State Appropriation</i>	<i>\$</i>	<i>((600,000))</i>
7		<u>288,000</u>
8 TOTAL APPROPRIATION	\$	((3,357,000))
9		<u>3,045,000</u>

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

12 (1) The appropriation from the ((public safety and education
13 account)) transportation fund shall be used solely to fund community
14 DWI task forces. Funding from the ((public safety and education
15 account)) transportation fund for any community DWI task force may not
16 exceed fifty percent of total expenditures in support of that task
17 force.

18 (2) It is the intent of the legislature that the responsibilities
19 of and appropriation to the Washington traffic safety commission be
20 transferred to the Washington state patrol as of July 1, 1994. The
21 appropriations in this section represent funding necessary to operate
22 the agency for fiscal year 1994 only.

23 *Sec. 2 was partially vetoed, see message at end of chapter.

24 **Sec. 3.** 1993 sp.s. c 23 s 4 (uncodified) is amended to read as
25 follows:

26 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

27 Motor Vehicle Fund--County Arterial Preservation		
28 Account--State Appropriation	\$	((24,247,000))
29		<u>24,242,000</u>
30 Motor Vehicle Fund--Rural Arterial Trust		
31 Account--State Appropriation	\$	((61,838,000))
32		<u>61,828,000</u>
33 Motor Vehicle Fund--Private Local Appropriation .	\$	508,000
34 Motor Vehicle Fund--State Appropriation	\$	((1,331,000))
35		<u>1,324,000</u>
36 TOTAL APPROPRIATION	\$	((87,924,000))
37		<u>87,902,000</u>

1 **Sec. 4.** 1993 sp.s. c 23 s 5 (uncodified) is amended to read as
2 follows:

3 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

4	Motor Vehicle Fund--Transportation Improvement	
5	Account--State Appropriation	\$ ((184,000,000))
6		<u>179,000,000</u>
7	Motor Vehicle Fund--Urban Arterial Trust	
8	Account--State Appropriation	\$ ((26,322,000))
9		<u>31,312,000</u>
10	Motor Vehicle Fund--City Hardship Assistance	
11	Account--State Appropriation	\$ 1,500,000
12	TOTAL APPROPRIATION	\$ ((211,822,000))
13		<u>211,812,000</u>

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

16 (1) The transportation improvement board shall present to the
17 legislative transportation committee by December 15, 1993, proposed
18 legislation and an action plan to address the recommendations
19 identified in the 1992 evaluation of the transportation improvement
20 board by the subcommittee on transportation boards and commissions of
21 the legislative transportation committee.

22 (2) The transportation improvement board shall on a quarterly basis
23 present to the legislative transportation committee and the office of
24 financial management an analysis of project cost changes as they apply
25 to overall project costs, for projects funded from the transportation
26 improvement account and the urban arterial trust account. The initial
27 report, due October 31, 1993, shall compare cost estimates at the time
28 of project approval to present estimate or final cost for all urban
29 arterial trust account projects selected from 1989 forward and for all
30 transportation improvement account projects. The board shall provide
31 an update to the report each quarter thereafter citing the amount and
32 reason for additional changes in actual or estimated costs for any
33 project.

34 (3) \$50,000,000 of the transportation improvement account--state
35 appropriation in this section is conditioned on the enactment of
36 ((~~Senate Bill No. 5969~~)) RCW 47.26.500 through 47.26.507, authorizing
37 bond sales for projects funded from the transportation improvement
38 account.

1 (4) The motor vehicle fund--urban arterial trust account--state
 2 appropriation includes a loan of up to \$5,000,000 from the motor
 3 vehicle fund--transportation improvement account, which shall be repaid
 4 by July 1, 1996.

5 *Sec. 5. 1993 sp.s. c 23 s 6 (uncodified) is amended to read as
 6 follows:

7 **FOR THE STATE PATROL--FIELD OPERATIONS BUREAU**

8 ***Motor Vehicle Fund--State Patrol Highway Account--***

9 <i>State Appropriation</i>	\$	((143,616,000))
10		<u>141,603,000</u>
11 <i>Motor Vehicle Fund--State Patrol Highway Account--</i>		
12 Federal Appropriation	\$	3,218,000
13 <i>Motor Vehicle Fund--State Appropriation</i>	\$	788,000
14 TOTAL APPROPRIATION	\$	((147,622,000))
15		<u>145,609,000</u>

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

18 (1) Any user of Washington state patrol aircraft shall reimburse
 19 the Washington state patrol for its pro rata share of all operating and
 20 maintenance costs including capitalization.

21 (2) Any funds expended for the acquisition of new alcohol breath
 22 test equipment shall not exceed actual revenues collected under RCW
 23 46.61.515(5).

24 (3) If the federal government reimburses the state patrol for its
 25 Asian-Pacific Economic Cooperation (APEC) Conference security costs, an
 26 amount equal to the general fund--state appropriation for this purpose
 27 shall be deposited in the general fund and the remainder deposited in
 28 the state patrol highway account.

29 (4) ***Only commissioned officers and commercial vehicle enforcement***
 30 ***officers involved directly and primarily in traffic enforcement***
 31 ***activities will be assigned vehicles by the Washington state patrol.***

32 *Sec. 5 was partially vetoed, see message at end of chapter.

33 *Sec. 6. 1993 sp.s. c 23 s 7 (uncodified) is amended to read as
 34 follows:

35 **FOR THE STATE PATROL--INVESTIGATIVE SERVICES BUREAU**

36 Transportation Fund--State Appropriation	\$	((1,371,000))
37		<u>1,494,000</u>

1 **Motor Vehicle Fund--State Patrol Highway**
2 **Account--State Appropriation \$ ((4,444,000))**
3 **3,695,000**
4 **TOTAL APPROPRIATION \$ ((5,815,000))**
5 **5,189,000**

6 The appropriations in this section are subject to the following
7 conditions and limitations: \$356,000 of the motor vehicle fund--state
8 patrol highway account--state appropriation and transportation fund--
9 state appropriation contained in this section is for a central
10 computerized enforcement service system, commonly called "ACCESS". The
11 expenditures shall not exceed the actual revenues collected from the
12 users of the system.

13 ***Sec. 6 was partially vetoed, see message at end of chapter.**

14 ***Sec. 7.** 1993 sp.s. c 23 s 8 (uncodified) is amended to read as
15 follows:

16 **FOR THE STATE PATROL--SUPPORT SERVICES BUREAU**
17 Motor Vehicle Fund--State Patrol Highway Account--
18 State Appropriation \$ ((57,474,000))
19 55,923,000
20 **Transportation Fund--State Appropriation \$ ((3,391,000))**
21 **3,691,000**
22 Motor Vehicle Fund--State Appropriation \$ 1,099,000
23 Highway Safety Fund--State Appropriation \$ 216,000
24 Highway Safety Fund--Federal Appropriation . . . \$ 2,596,000
25 TOTAL APPROPRIATION \$ ((61,964,000))
26 63,525,000

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

29 (1) Of the total appropriation provided for in this section
30 \$216,000 of the highway safety fund--state appropriation, \$2,596,000 of
31 the highway safety fund--federal appropriation, and \$300,000 of the
32 transportation fund--state appropriation is provided solely for
33 carrying out the responsibilities transferred from the Washington
34 traffic safety commission to the Washington state patrol as provided
35 for in Senate Bill No. 6523 (traffic safety commission). If the bill
36 is not enacted by June 30, 1994, the amounts contained in this
37 subsection shall lapse.

1 licensing services. The legislature has provided funding for three
2 separate strategic initiatives to enhance the department of licensing
3 and other transportation related services offered to the public. The
4 legislature, in this and previous legislative sessions, has provided
5 funding for: (a) The licensing application migration project (LAMP);
6 (b) a capital budget program; and (c) the reclassification of licensing
7 personnel. The legislature funded these three strategic initiatives to
8 improve services to the public.

9 Recognizing the significant changes required throughout the
10 department as a result of the licensing application migration project,
11 the new capital budget program, and the reclassification of licensing
12 personnel, the legislature finds there is a need to develop a
13 comprehensive strategic plan to establish the foundation for future
14 changes which will be required to maximize productivity improvements
15 associated with the three strategic initiatives, and to maximize
16 customer service-delivery improvements.

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

19 (1)(a) By May 1, 1994, the department shall provide the legislative
20 transportation committee and the office of financial management with a
21 workplan for the development of a strategic initiatives plan.

22 (b) By September 1, 1994, the department shall provide the
23 legislative transportation committee and the office of financial
24 management with a plan implementing the above mentioned strategic
25 initiatives and that profiles how and when the department of licensing
26 intends to implement the changes necessary to achieve the benefits
27 associated with such strategic initiatives funded by the legislature.

28 (2) The strategic initiatives plan shall include at a minimum the
29 following elements: (a) Implementation schedule; (b) analysis of
30 alternatives; (c) employee education and communication strategies
31 regarding plan implementation; (d) an analysis of costs, benefits, and
32 full time equivalents; and (e) a recommendation for a preferred
33 alternative.

34 (3) The department may use up to \$50,000 of the motor vehicle
35 fund--state appropriation, and \$50,000 of the highway safety fund--
36 state appropriation provided for in this section for the development of
37 the workplan and a strategic initiatives plan.

1 (5) The LAMP quality assurance consultant shall provide the LAMP
2 steering committee with bi-monthly reports on the status of the LAMP
3 project. The bi-monthly reports shall be on alternate months from the
4 bi-monthly reports provided by the department of information services.
5 The reports required in this subsection shall also be delivered to the
6 senate and house of representatives transportation committee chairs.

7 (6) The department of licensing, department of information
8 services, and the Washington state patrol shall report to the LAMP
9 steering committee and the legislative transportation committee by
10 September 1, 1994, on the costs and benefits associated with the
11 operations of the LAMP system at the Washington state patrol data
12 center.

13 **Sec. 10.** 1993 sp.s. c 23 s 11 (uncodified) is amended to read as
14 follows:

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

16 Motor Vehicle Fund--State Appropriation	\$	((49,076,000))
		<u>44,860,000</u>
18 General Fund--Marine Fuel Tax Refund Account--		
19 State Appropriation	\$	26,000
20 General Fund--Wildlife Account--State		
21 Appropriation	\$	520,000
22 Department of Licensing Services Account--		
23 State Appropriation	\$	((676,000))
		<u>4,176,000</u>
25 TOTAL APPROPRIATION	\$	((50,298,000))
		<u>49,582,000</u>

27 **Sec. 11.** 1993 sp.s. c 23 s 12 (uncodified) is amended to read as
28 follows:

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

30 Transportation Fund--State Appropriation	\$	((4,396,000))
		<u>1,871,000</u>
32 Highway Safety Fund--State Appropriation	\$	((51,929,000))
		<u>54,765,000</u>
34 Highway Safety Fund--Motorcycle Safety Education		
35 Account--State Appropriation	\$	1,300,000
36 TOTAL APPROPRIATION	\$	((57,625,000))
		<u>57,936,000</u>

1	Motor Vehicle Fund--Local Appropriation	\$	3,460,000
2	TOTAL APPROPRIATION	\$	((275,837,000))
3			<u>283,523,000</u>

4 The appropriations in this section are provided for the location,
5 design, right of way, and construction of state highway projects
6 designated as category "A" under RCW 47.05.030. The appropriations in
7 this section are subject to the following conditions and limitations:

8 (1) Up to \$650,000 of the motor vehicle fund--state appropriation
9 is provided solely for an inventory of drainage facilities; analysis of
10 water sources entering the Washington department of transportation
11 facilities; testing for contaminants; analyzing the flow of discharged
12 stormwater; and developing a prioritization system that will enable the
13 department to evaluate proposed construction projects with regard to
14 their effects on sensitive water bodies.

15 (2) Up to \$1,326,000 of the motor vehicle fund--state appropriation
16 is provided for fish passage barrier removal. The department of
17 transportation shall cooperate with the department of fisheries to
18 continue retrofit work now in progress, finalize the inventory, and
19 begin additional projects as funds allow.

20 (3) Up to \$1,200,000 of the motor vehicle fund--state appropriation
21 is provided for the state match for the scenic highways program. In
22 the event the full state match is not required, the remainder shall
23 revert to the motor vehicle fund for future appropriation.

24 (4) Up to \$33,400,000 of the motor vehicle fund--state
25 appropriation is provided for a one-time expenditure for additional
26 category A projects. It is the intent that the appropriations in this
27 section do not commit the governor or the legislature to the
28 transportation commission's proposed category A program update.

29 (5) The motor vehicle fund--state appropriation includes \$9,500,000
30 in proceeds from the sale of bonds authorized in RCW 47.10.761 and
31 47.10.762. These funds shall be expended for emergency purposes only.

32 NEW SECTION. **Sec. 16.** 1993 sp.s. c 23 s 40 (uncodified) is
33 repealed.

34 **Sec. 17.** 1993 sp.s. c 23 s 22 (uncodified) is amended to read as
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION--INTERSTATE HIGHWAY CONSTRUCTION--**
37 **PROGRAM B**

1	Motor Vehicle Fund--State Appropriation	\$	((85,245,000))
2			<u>80,245,000</u>
3	Motor Vehicle Fund--Federal Appropriation	\$	446,000,000
4	Motor Vehicle Fund--Local Appropriation	\$	4,000,000
5	TOTAL APPROPRIATION	\$	((535,245,000))
6			<u>530,245,000</u>

7 The appropriations in this section are provided for the location,
8 design, right of way, and construction of state highway projects on the
9 interstate system designated as category "B" under RCW 47.05.030. The
10 appropriations in this section are subject to the following conditions
11 and limitations:

12 (1) The motor vehicle fund--state appropriation includes a maximum
13 of \$50,800,000 in proceeds from the sale of bonds authorized by RCW
14 47.10.790 and 47.10.801. However, the transportation commission may
15 authorize the use of current revenues available to the department of
16 transportation in lieu of bond proceeds for any part of the state
17 appropriation.

18 (2) Should cash flow demands exceed the motor vehicle fund--federal
19 appropriation, the motor vehicle fund--state appropriation is increased
20 proportionally to provide matching state funds from the sale of bonds
21 authorized by RCW 47.10.801 and 47.10.790 not to exceed \$10,000,000 and
22 it is understood that the department shall seek authority to expend
23 unanticipated receipts for the federal portion.

24 (3) It is further recognized that the department may make use of
25 federal cash flow obligations on interstate construction contracts in
26 order to complete the interstate highway system as expeditiously as
27 possible.

28 (4) Up to \$7,185,000 of the appropriation in this section is
29 provided for construction of demonstration projects specified in the
30 federal intermodal surface transportation efficiency act (P.L. 101-240;
31 105 Stat. 1914). State funds needed for the federal match requirements
32 shall be from the bonds sales proceeds not to exceed \$1,437,000 as
33 authorized by ((Senate Bill No. 5371)) RCW 47.10.819 through 47.10.824.
34 However, the transportation commission may authorize the use of current
35 revenues available to the department of transportation in lieu of bond
36 proceeds for any part of the state appropriation.

37 (5) Up to \$((30,000,000)) 25,000,000 of the motor vehicle fund--
38 state appropriation in this section is provided to expedite high
39 occupancy vehicle lane construction on the interstate system.

1 (6) Pending the receipt of federal funds appropriated in this
 2 section, up to \$120,000,000 of bonds authorized by chapter 6, Laws of
 3 1993, may be sold to fund interstate construction project expenditures
 4 in advance of the receipt of federal funds. However, the
 5 transportation commission may authorize the use of current revenues
 6 available to the department of transportation in lieu of bond proceeds.

7 **Sec. 18.** 1993 sp.s. c 23 s 23 (uncodified) is amended to read as
 8 follows:

9 **FOR THE DEPARTMENT OF TRANSPORTATION--MAJOR NONINTERSTATE HIGHWAY**
 10 **CONSTRUCTION--PROGRAM C**

11	Motor Vehicle Fund--State Appropriation	\$	((77,540,000))
12			<u>75,200,000</u>
13	Motor Vehicle Fund--Federal Appropriation	\$	66,948,000
14	Motor Vehicle Fund--Local Appropriation	\$	((5,000,000))
15			<u>16,000,000</u>
16	Transportation Fund--State Appropriation	\$	((64,724,000))
17			<u>13,564,000</u>
18	Special Category C--State Appropriation	\$	((166,833,000))
19			<u>147,833,000</u>
20	<u>General Fund--State Appropriation</u>	\$	<u>70,000,000</u>
21	Puyallup Tribal Settlement Account--		
22	State Appropriation	\$	44,024,000
23	Puyallup Tribal Settlement Account--		
24	Private Local Appropriation	\$	6,000,000
25	TOTAL APPROPRIATION	\$	((431,069,000))
26			<u>439,569,000</u>

27 The appropriations in this section are provided for the location,
 28 design, right of way acquisition, and construction of state highway
 29 projects designated as category "C" under RCW 47.05.030. The
 30 appropriations in this section are subject to the following conditions
 31 and limitations:

32 (1) The motor vehicle fund--state appropriation includes
 33 \$32,800,000 in proceeds from the sale of bonds authorized by RCW
 34 47.10.790 and 47.10.801. However, the transportation commission may
 35 authorize the use of current revenues available to the department of
 36 transportation in lieu of bond proceeds for any part of the state
 37 appropriation.

1 (2) The motor vehicle fund--state appropriation includes proceeds
2 of up to \$8,400,000 from the sale of bonds authorized by House Bill No.
3 2593 (highway improvement funding) or substantially similar
4 legislation. If House Bill No. 2593 (highway improvement funding) or
5 substantially similar legislation is not enacted by June 30, 1994, the
6 amount provided in this subsection shall lapse.

7 (3) Up to \$44,000,000 of the motor vehicle fund--federal
8 appropriation in this section is provided for construction of
9 demonstration projects specified in the federal intermodal surface
10 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The
11 motor vehicle fund--state appropriation includes \$11,000,000 or so much
12 as may be required for the federal match requirements, which shall be
13 from the bond sales proceeds as authorized by ~~((Senate Bill No. 5371))~~
14 RCW 47.10.819 through 47.10.824. However, the transportation
15 commission may authorize the use of current revenues available to the
16 department of transportation in lieu of bond proceeds for any part of
17 the state appropriation. No bond proceeds shall be used to pay for a
18 federal demonstration study project.

19 ~~((3))~~ (4) The special category C fund--state appropriation of
20 ~~\$(166,833,000))~~ 147,833,000 includes ~~\$(108,000,000))~~ 89,000,000 in
21 proceeds from the sale of bonds authorized by ~~((Senate Bill No. 5343))~~
22 RCW 47.10.812 through 47.10.817 for the 1st Avenue South Bridge in
23 Seattle, North-South Corridor/Division Street improvements in Spokane,
24 and selected sections of State Route 18. However, the transportation
25 commission may authorize the use of current revenues available to the
26 department of transportation in lieu of bond proceeds for any part of
27 the state appropriation.

28 ~~((4) Up to \$45,760,000 of the motor vehicle fund state~~
29 ~~appropriation, \$64,724,000 of the transportation fund state~~
30 ~~appropriation, and \$14,948,000 of the motor vehicle fund federal~~
31 ~~appropriation provided for in this section are for regular category C~~
32 ~~projects. Of the appropriations specified in this subsection, up to~~
33 ~~ten percent may be expended for preliminary engineering and right of~~
34 ~~way. The remainder shall be expended for construction contracts,~~
35 ~~including \$10,295,000 for HOV lane projects on noninterstate state~~
36 ~~highways. Quarterly, beginning July 1, 1993, the department shall~~
37 ~~provide to the legislative transportation committee a list of the~~
38 ~~construction contracts awarded under this subsection and the amount of~~
39 ~~each contract award.))~~

1 (5) Up to \$143,712,000 of the motor vehicle fund--state, motor
2 vehicle fund--federal, motor vehicle fund--local, transportation fund--
3 state, and general fund--state appropriations contained in this section
4 are cumulatively provided from all funds, solely for construction
5 projects already under construction as assumed in section 23(4),
6 chapter 23, Laws of 1993 sp. sess. To the extent that the department
7 projects that the general fund--state appropriation in this section
8 will not be fully expended for the purposes of this section, the
9 department may expend the general fund--state moneys appropriated in
10 this section for the projects authorized in: As a first priority,
11 section 20 of this act; as a second priority, section 21 of this act;
12 and as a third priority, section 22 of this act. The general fund--
13 state expenditure under this section and sections 20, 21, and 22 of
14 this act, cumulatively, shall not exceed \$93,925,000.

15 (6) \$21,000,000 of the motor vehicle fund--state appropriation is
16 provided solely for additional HOV lane projects on noninterstate state
17 highways. Quarterly, beginning July 1, 1993, the department shall
18 provide to the legislative transportation committee a list of the
19 construction contracts awarded under this subsection and the amount of
20 each contract award.

21 (~~(6)~~) (7) Up to \$2,000,000 of the motor vehicle fund--state
22 appropriation and \$1,000,000 of the motor vehicle fund--local
23 appropriation contained in this section is provided solely for the
24 construction of rest areas provided local and/or private contributions
25 of at least forty percent of total project costs are made. Local
26 and/or private contributions may be in the form of in-kind
27 contributions including but not limited to donations of property and
28 services.

29 NEW SECTION. Sec. 19. A new section is added to 1993 sp.s. c 23
30 to read as follows:

31 There is hereby appropriated from the motor vehicle fund--state,
32 \$15,500,000 in proceeds from the sale of bonds authorized in chapter
33 11, Laws of 1993 sp. sess. These funds shall be expended for the
34 following projects:

- 35 (1) SR 99 SEA TAC INTERNATIONAL BLVD;
- 36 (2) SR 18 SR 99 TO SR 5 - HOV LANES;
- 37 (3) SR 304 SR 3 TO BREMERTON FERRY TERMINAL;
- 38 (4) SR 2 LEAVENWORTH INTERMODAL IMP.;

- 1 (5) SR 16 OLYMPIC INTERCHANGE;
- 2 (6) SR 5 SUNSET DR. I/C - I/C MODIFICATIONS;
- 3 (7) SR 512 94TH AVE. E. INTERCHANGE; and
- 4 (8) SR 14 164TH AVE. INTERCHANGE.

5 These projects are not necessarily in prioritized order and are not
6 subject to the provisions of chapter 490, Laws of 1993. The
7 appropriation contained in this section fulfills the state's
8 contribution toward the completion of these projects.

9 NEW SECTION. **Sec. 20.** A new section is added to 1993 sp.s. c 23
10 to read as follows:

11 There is hereby appropriated cumulatively from the motor vehicle
12 fund--state, the transportation fund--state, and the general fund--
13 state, up to \$35,500,000 for preliminary engineering, right of way
14 acquisition, and construction of the following regular category C
15 projects:

- 16 (1) SPRING ST TO JOHNSON RD (627000D);
- 17 (2) W. LK SAMM. PKWY. TO SR 202 (152038A);
- 18 (3) DIAMOND LAKE CHANNELIZATION (600232E);
- 19 (4) 15TH SW TO SR 161 U-XING (351214A);
- 20 (5) ANDRESEN ROAD TO SR 503 (450093B);
- 21 (6) NE 144TH ST TO BATTLEGROUND (450387B);
- 22 (7) STEAMBOAT ISLAND RD I/C (310199A);
- 23 (8) GRAHAM HILL VICINITY (316111A);
- 24 (9) NORTH OF WINSLOW - STAGE 1 (330505A);
- 25 (10) SR 5 TO BLANDFORD DRIVE (401487A);
- 26 (11) 32ND STREET INTERCHANGE (316711A); and
- 27 (12) SUNNYSLOPE I/C - STAGE 2 (228531A).

28 These projects are not necessarily in prioritized order and are not
29 subject to the provisions of chapter 490, Laws of 1993.

30 The total expenditures under this section from all fund sources,
31 including funds transferred under section 18(5) of this act, shall not
32 exceed \$35,500,000. The general fund--state expenditure under this
33 section and sections 18, 21, and 22 of this act, cumulatively, shall
34 not exceed \$93,925,000.

35 NEW SECTION. **Sec. 21.** A new section is added to 1993 sp.s. c 23
36 to read as follows:

1 There is hereby appropriated cumulatively from the motor vehicle
2 fund--state, the transportation fund--state, and the general fund--
3 state, up to \$27,100,000 for preliminary engineering and right of way
4 acquisition for the following projects:

- 5 (1) SO 360TH ST/MILTON RD SO TO SR 18 - STAGE 1 (116105B);
- 6 (2) SR 522 TO 228TH ST. SE - STAGE 1 (100900E);
- 7 (3) 104TH AVE NE TO 124TH AVE NE I/C (152020B) - C;
- 8 (4) 124TH NE I/C TO W. LAKE SAMM. PKWY. (152031A) - C;
- 9 (5) LEWIS STREET INTERCHANGE (501203Y);
- 10 (6) SR 202 INTERCHANGE (152039D);
- 11 (7) SE 312TH WAY TO SE 304TH ST - STAGE 2 (101811B);
- 12 (8) SR 82 TO SELAH (582301C);
- 13 (9) O'BRIEN TO LEWIS RD (310108B);
- 14 (10) NE 147TH TO 80TH NE - HOV LANES (152212A) - C;
- 15 (11) OLD CASCADE HWY - TO DECEPTION CR - STG 1 (200200B);
- 16 (12) PROPHETS POINT TO OLD CASCADE HWY - STG 2 (200200C); and
- 17 (13) SEQUIM BYPASS (310154A).

18 These projects are not necessarily in prioritized order and are not
19 subject to the provisions of chapter 490, Laws of 1993.

20 Funding for the construction of these projects is not available in
21 the 1995-97 biennium.

22 The total expenditures under this section from all fund sources,
23 including funds transferred under section 18(5) of this act, shall not
24 exceed \$27,100,000. The general fund--state expenditures under this
25 section and sections 18, 20, and 22 of this act, cumulatively, shall
26 not exceed \$93,925,000.

27 NEW SECTION. **Sec. 22.** A new section is added to 1993 sp.s. c 23
28 to read as follows:

29 There is hereby appropriated cumulatively from the motor vehicle
30 fund--state, the transportation fund--state, and the general fund--
31 state, up to \$22,900,000 for the following high occupancy vehicle
32 construction projects:

- 33 (1) 15TH ST SW TO 84TH AVE SO. - STAGE 2 (116703C) - C;
- 34 (2) 15TH ST SW TO 84TH AVE SO. - STAGE 2 (116703D) - C;
- 35 (3) PIERCE C.L. TO TUKWILA I/C - STAGE 1 (A00505B) - B;
- 36 (4) FEDERAL WAY PARK & RIDE #2 (A00503A) - B;
- 37 (5) LYNNWOOD PARK & RIDE #2 - STAGE 1 (A00534A) - B; and
- 38 (6) PIERCE C.L. TO TUKWILA I/C - STAGE 2 (A00505C) - B.

1 These projects are not necessarily in prioritized order and are not
2 subject to the provisions of chapter 490, Laws of 1993. The
3 appropriation in this section is not intended to fund the entire list
4 of projects contained within this section.

5 The total expenditures under this section from all fund sources,
6 including funds transferred under section 18(5) of this act, shall not
7 exceed \$22,900,000. The general fund--state expenditures under this
8 section and sections 18, 20, and 21 of this act, cumulatively, shall
9 not exceed \$93,925,000.

10 NEW SECTION. **Sec. 23.** A new section is added to 1993 sp.s. c 23
11 to read as follows:

12 With the completion of the projects contained in section 18 (5) and
13 (6) of this act, and sections 19 through 22 of this act, the
14 legislature determines it has fulfilled its commitments made with the
15 passage of the 1990 transportation revenue program, chapter 42, Laws of
16 1990.

17 NEW SECTION. **Sec. 24.** A new section is added to 1993 sp.s. c 23
18 to read as follows:

19 Should the normal project delivery schedule in sections 20, 21, and
20 22 of this act result in higher than expected cash flow expenditures in
21 any one section, the department is authorized to move funds among the
22 sections provided the total of \$85,500,000 is not exceeded, and,
23 provided that the department completes all construction projects
24 identified in section 20 of this act; completes preliminary engineering
25 and right of way on all construction projects identified in section 21
26 of this act; and, expends the appropriation provided solely for high
27 occupancy vehicle construction projects in section 22 of this act.

28 *NEW SECTION. **Sec. 25.** A new section is added to 1993 sp.s. c 23
29 to read as follows:

30 *It is the intent of the legislature that if the revenues are*
31 *insufficient to support the appropriations contained in this act for*
32 *major noninterstate highway construction--program C, the transportation*
33 *commission shall first reduce and/or eliminate the funding for the*
34 *projects contained in section 22 of this act, and then section 21 of*
35 *this act, and finally section 20 of this act.*

36 *Sec. 25 was vetoed, see message at end of chapter.

1 NEW SECTION. **Sec. 26.** A new section is added to 1993 sp.s. c 23
2 to read as follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--MAJOR NONINTERSTATE HIGHWAY**
4 **CONSTRUCTION--PROGRAM C**

5 Motor Vehicle Fund--State Appropriation \$ 2,000,000

6 The appropriation is provided solely for preliminary engineering
7 for projects to be constructed in future biennia, such as state route
8 no. 522.

9 **Sec. 27.** 1993 sp.s. c 23 s 25 (uncodified) is amended to read as
10 follows:

11 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MANAGEMENT AND**
12 **FACILITIES--PROGRAM D**

13 Motor Vehicle Fund--State Appropriation \$ ((31,028,000))
14 29,589,000

15 Motor Vehicle Fund--Federal Appropriation \$ 400,000

16 Motor Vehicle Fund--Transportation Capital Facilities
17 Account--State Appropriation \$ ((40,480,000))
18 42,230,000

19 TOTAL APPROPRIATION \$ ((71,908,000))
20 72,219,000

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

23 (1) Up to \$750,000 of the motor vehicle fund--transportation
24 capital facilities account--state appropriation is provided to
25 implement the Americans with Disabilities Act (P.L. 101-336 42 U.S.C.
26 Sec. 12101 et seq.).

27 (2) The transportation commission shall evaluate the current
28 organizational structure of the department of transportation with
29 regard to: (a) The number and allocation of full-time employees
30 required to support the department's environmental efforts; (b) the
31 qualifications of such full-time employees; (c) the amount of authority
32 each environmental position carries; (d) the chain of command governing
33 such environmental positions; (e) the effectiveness of the organization
34 with regard to proactively negotiating environmental policies with
35 state, federal, and local units of government; (f) the ability of the
36 department to assimilate, incorporate, and disseminate environmental
37 information between and among the department's various divisions,

1 branches, sections, and districts; and (g) the ability of the
2 department to plan, budget, and account for such environmental costs.
3 The transportation commission shall develop a plan to maximize the
4 effectiveness of the environmental activities within the department and
5 shall provide specific recommendations regarding any organizational
6 changes that may be warranted.

7 (3) Up to \$50,000 of the motor vehicle fund--state appropriation is
8 provided solely for the computer aided engineering support team for the
9 purpose of design visualization.

10 **Sec. 28.** 1993 sp.s. c 23 s 26 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--AERONAUTICS--PROGRAM F**

13 General Fund--Aeronautics Account--State

14 Appropriation \$((3,106,000))
15 5,106,000

16 General Fund--Aeronautics Account--Federal

17 Appropriation \$ 652,000

18 General Fund--Search and Rescue Account--State

19 Appropriation \$ 130,000

20 TOTAL APPROPRIATION \$((3,888,000))
21 5,888,000

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

24 (1) The aeronautics account appropriations in this section are
25 provided for management and support of the aeronautics division, state
26 fund grants to local airports, development and maintenance of a
27 state-wide airport system plan, maintenance of state-owned emergency
28 airports, and federal inspections.

29 (2) The search and rescue account--state appropriation in this
30 section is provided for directing and conducting searches for missing,
31 downed, overdue, or presumed downed general aviation aircraft; for
32 safety and education activities necessary to insure safety of persons
33 operating or using aircraft; and for the Washington wing civil air
34 patrol in accordance with RCW 47.68.370.

35 ***Sec. 29.** 1993 sp.s. c 23 s 27 (uncodified) is amended to read as
36 follows:

1 FOR THE DEPARTMENT OF TRANSPORTATION--COMMUNITY ECONOMIC
2 REVITALIZATION--PROGRAM G

3 Motor Vehicle Fund--Economic Development Account--
4 State Appropriation \$ ((5,020,000))
5 10,020,000

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

8 (1) The appropriation in this section is funded with the proceeds
9 from the sale of bonds authorized by RCW 47.10.801 and is provided for
10 improvements to the state highway system necessitated by planned
11 economic development. However, the transportation commission may
12 authorize the transfer of funds from the motor vehicle fund in lieu of
13 bond proceeds for this state appropriation, if House Bill No. 2593
14 (highway improvement funding) or substantially similar legislation is
15 enacted by the legislature.

16 (2) This appropriation contains up to \$5,000,000 solely for the
17 necessary infrastructure to support the development of a horse racing
18 facility approved by the horse racing commission.

19 *Sec. 29 was partially vetoed, see message at end of chapter.

20 Sec. 30. 1993 sp.s. c 23 s 28 (uncodified) is amended to read as
21 follows:

22 FOR THE DEPARTMENT OF TRANSPORTATION--NONINTERSTATE BRIDGES--PROGRAM H
23 Motor Vehicle Fund--State Appropriation \$ ((45,027,000))
24 48,027,000
25 Motor Vehicle Fund--Federal Appropriation \$ 71,000,000
26 Motor Vehicle Fund--Local Appropriation \$ 1,000,000
27 TOTAL APPROPRIATION \$ ((117,027,000))
28 120,027,000

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

31 (1) The appropriations in this section are provided to preserve the
32 structural and operating integrity of existing bridges. It is the
33 intent that this appropriation does not commit the governor nor the
34 legislature to the transportation commission's proposed twenty-year
35 bridge program.

36 (2) Up to \$5,000,000 of the motor vehicle fund--state appropriation
37 is provided solely for rehabilitation of state-owned moveable bridges.

1 (3) The appropriations contained in this section include
2 \$10,000,000 for the bridge seismic retrofit program.

3 (4) The department of transportation shall provide to the
4 legislative transportation committee and the office of financial
5 management by December 1, 1994, a written status report identifying:
6 (a) The bridges to be retrofitted within this appropriation; and (b)
7 the actual expenditures by project through November 1, 1994, compared
8 to the estimated expenditures, as well as total estimated expenditures
9 through June 30, 1995.

10 (5) Following adoption of state criteria to evaluate local flood
11 plain management ordinances by the flood hazard task force, the
12 department of transportation shall report to the chairs of the house of
13 representatives and senate transportation committees on those
14 programmatic and fiscal impacts resulting from: (a) Passage of
15 Substitute House Bill No. 2462; and (b) adoption of local flood plain
16 ordinances pursuant to the growth management act.

17 **Sec. 31.** 1993 sp.s. c 23 s 29 (uncodified) is amended to read as
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE AND**
20 **OPERATIONS--PROGRAM M**

21	Motor Vehicle Fund--State Appropriation	\$	((238,692,000))
22			<u>238,156,000</u>
23	Motor Vehicle Fund--Local Appropriation	\$	4,690,000
24	TOTAL APPROPRIATION	\$	((243,382,000))
25			<u>242,846,000</u>

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

28 (1) Up to \$300,000 of the motor vehicle fund--state appropriation
29 is provided to develop and implement a roadside vegetation management
30 plan to comply with the Puget Sound water quality authority management
31 plan. Emphasis shall be placed on nonchemical vegetation control.

32 (2) Up to \$910,000 of the motor vehicle fund--state appropriation
33 is provided for additional maintenance to prevent mechanical and
34 electrical problems on floating bridges, maintenance on the Lacey V.
35 Murrow floating bridge, and compliance with department of labor and
36 industries maintenance regulations.

37 (3) Up to \$600,000 of the motor vehicle fund--state appropriation
38 is provided for testing and disposal of hazardous materials and for

1 interjurisdictional and/or interagency development of eight treatment
2 facilities.

3 (4) Up to \$2,411,000 of the motor vehicle fund--state appropriation
4 is provided to expedite and enhance traffic signal improvements.

5 (5) Up to \$2,700,000 of the motor vehicle fund--state appropriation
6 is provided solely for work force safety equipment.

7 (6) It is the intent of the legislature that the legislative
8 transportation committee study the impact upon the department of
9 transportation of the utilities accommodation policy, requiring the
10 removal of power poles, guy lines, and junction boxes adjacent to state
11 highways. The committee shall report its findings to the legislature
12 no later than November 15, 1995. No additional moneys are appropriated
13 in this section for the purpose of doing additional utility clear zone
14 work.

15 **Sec. 32.** 1993 sp.s. c 23 s 31 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
18 **SUPPORT--PROGRAM S**

19 Motor Vehicle Fund--Puget Sound Capital Construction	
20 Account--State Appropriation	\$ 1,109,000
21 Motor Vehicle Fund--State Appropriation	\$ ((51,475,000))
22	<u>51,668,000</u>
23 Motor Vehicle Fund--Puget Sound Ferry Operations	
24 Account--State Appropriation	\$ 1,105,000
25 Transportation Fund--State Appropriation	\$ ((897,000))
26	<u>1,723,000</u>
27 TOTAL APPROPRIATION	\$ ((54,586,000))
28	<u>55,605,000</u>

29 Up to \$((526,000)) 826,000 of the transportation fund--state
30 appropriation is provided for the implementation of ((Substitute House
31 Bill No. 1006)) chapter 47.46 RCW.

32 **Sec. 33.** 1993 sp.s. c 23 s 32 (uncodified) is amended to read as
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSIT RESEARCH AND INTERMODAL**
35 **PLANNING--PROGRAM T**

36 Motor Vehicle Fund--State Appropriation	\$ ((16,376,000))
37	<u>15,631,000</u>

1	Motor Vehicle Fund--Federal Appropriation \$	16,314,000
2	High Capacity Transportation Account--	
3	State Appropriation \$	((17,500,000))
4		<u>18,300,000</u>
5	Transportation Fund--State Appropriation \$	((44,088,000))
6		<u>44,788,000</u>
7	Transportation Fund--Federal Appropriation . . . \$	5,852,000
8	Transportation Fund--Local Appropriation \$	100,000
9	Central Puget Sound Public Transportation Account--	
10	State Appropriation \$	((21,100,000))
11		<u>18,563,000</u>
12	Public Transportation Systems Account--State	
13	Appropriation \$	5,500,000
14	TOTAL APPROPRIATION \$	((126,830,000))
15		<u>125,048,000</u>

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

18 (1) Up to \$((31,000,000)) 33,200,000 of the transportation fund--
19 state appropriation is provided for administrative costs, operating
20 subsidies for contracted AMTRAK 403(b) service, and for capital
21 projects to improve train speeds and service.

22 (2) Up to \$((9,200,000)) 7,000,000 of the transportation fund--
23 state appropriation is provided for state participation in the planning
24 and construction of passenger rail depots and other passenger
25 intermodal facilities.

26 (3) The central Puget Sound public transportation account--state
27 appropriation and the public transportation systems account--state
28 appropriation shall be distributed to local transit agencies based on
29 the allocation process defined in ((Substitute House Bill No. 2036.
30 These appropriations are null and void if Substitute House Bill No.
31 2036 is not enacted by the legislature)) chapter 393, Laws of 1993.

32 (4) Of the \$3,400,000 motor vehicle fund--state appropriation
33 provided for regional transportation planning organizations, funds not
34 allocated to such organizations may be used for a discretionary grant
35 program for special regional planning projects, to be administered by
36 the department of transportation.

37 (5) Up to \$250,000 of the motor vehicle fund--state appropriation
38 contained in this section is provided solely for the Puget Sound
39 transportation investment program. The program shall pay special

1 attention to the Edmonds/Kingston run and development of an intermodal
2 terminal at Point Edwards. Work on the program shall be completed and
3 reported to the legislative transportation committee no later than
4 (~~December 15, 1993~~) June 30, 1995.

5 (6) Up to \$1,500,000 of the transportation fund--state
6 appropriation contained in this section is provided solely for the
7 rural mobility program.

8 (7) Up to \$800,000 of the high capacity transportation account--
9 state appropriation contained in this section, which does not require
10 local match and is not subject to the allocation process specified in
11 RCW 81.104.090, and up to \$700,000 of the transportation fund--state
12 appropriation contained in this section is provided for the central
13 Puget Sound regional transit authority for matching funds for grants
14 from subsection (bbb) and subsection (ccc) of section 3035 of United
15 States P.L. 102-240 and for other costs required by RCW 81.104.140.

16 **Sec. 34. 1993 sp.s. c 23 s 34 (uncodified) is amended to read as*
17 *follows:*

18 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
19 **PROGRAM U**

20	Motor Vehicle Fund--State Appropriation	\$	((30,124,000))
21			<u>29,567,000</u>
22	Motor Vehicle Fund--Puget Sound Ferry Operations		
23	Account--State Appropriation	\$	2,000,000
24	TOTAL APPROPRIATION	\$	((32,124,000))
25			<u>31,567,000</u>

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

28 The appropriations in this section are to provide for costs billed
29 to the department for services provided by other state agencies as
30 follows:

31 (1) Archives and records management, \$258,000 motor vehicle fund--
32 state appropriation;

33 (2) Attorney general tort claims support, \$4,692,000 motor vehicle
34 fund--state appropriation;

35 (3) Office of the state auditor, \$793,000 motor vehicle fund--state
36 appropriation;

37 (4) Department of general administration facility and services,
38 \$3,037,000 motor vehicle fund--state appropriation;

1 (5) Department of personnel, \$3,088,000 motor vehicle fund--state
2 appropriation;

3 (6) Self-insurance liability premiums and administration,
4 \$15,574,000 motor vehicle fund--state appropriation. If Senate Bill
5 No. 6252 (government liability limits) is not enacted by June 30, 1994,
6 the amount contained in this subsection, the motor vehicle fund--state
7 appropriation and the total appropriation contained in this section are
8 increased by \$250,000;

9 (7) Department of general administration for capital projects
10 performed on the transportation Olympia headquarters building and for
11 maintenance work on the department of transportation/plaza parking
12 garage, \$1,704,000 motor vehicle fund--state appropriation;

13 (8) Office of minority and women's business enterprises, \$421,000
14 motor vehicle fund--state appropriation;

15 (9) Marine division self-insurance liability premiums and
16 administration, \$2,000,000 motor vehicle fund--Puget Sound ferry
17 operations account--state appropriation.

18 *Sec. 34 was vetoed, see message at end of chapter.

19 **Sec. 35.** 1993 sp.s. c 23 s 35 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE CONSTRUCTION--PROGRAM W**

22 Motor Vehicle Fund--Puget Sound Capital Construction	
23 Account--State Appropriation	\$ ((235,746,000))
24	<u>198,150,000</u>
25 Motor Vehicle Fund--Puget Sound Capital Construction	
26 Account--Federal Appropriation	\$ ((32,237,000))
27	<u>29,972,000</u>
28 Motor Vehicle Fund--Puget Sound Capital Construction	
29 Account--Private/Local Appropriation	\$ 900,000
30 TOTAL APPROPRIATION	\$ ((268,883,000))
31	<u>229,022,000</u>

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

37 (1) The appropriations in this section are provided to carry out
38 only the projects presented to the legislature (version 4) for the

1 1993-95 budget. The department shall reconcile the 1991-93 capital
2 expenditures within ninety days of the end of the biennium and submit
3 a final report to the legislative transportation committee and office
4 of financial management.

5 (2) The Puget Sound capital construction account--state
6 appropriation includes \$15,000,000 in proceeds from the sale of bonds
7 authorized by RCW 47.60.560 and ~~\$(116,126,000))~~ 80,807,000 in proceeds
8 from the sale of bonds authorized by RCW 47.60.800. However, the
9 department of transportation may use current revenues available to the
10 Puget Sound capital construction account in lieu of bond proceeds for
11 any part of the state appropriation.

12 (3) The appropriation in this section provides for the
13 construction, in the state of Washington, of new jumbo ferry vessels in
14 accordance with the requirements of ~~((Substitute House Bill No. 1635))~~
15 RCW 47.60.770 through 47.60.778. The transportation commission shall
16 provide progress reports to the legislative transportation committee
17 and the governor regarding the implementation of ~~((Substitute House
18 Bill No. 1635))~~ RCW 47.60.770 through 47.60.778.

19 (4) The department of transportation shall provide to the
20 legislative transportation committee and office of financial management
21 a quarterly financial report concerning the status of the capital
22 program authorized in this section.

23 **Sec. 36.** 1993 sp.s. c 23 s 36 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**
26 Marine Operating Fund--State Appropriation \$ 237,559,000

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

29 (1) The appropriation is based on the budgeted expenditure of
30 \$27,123,000 for vessel operating fuel in the 1993-95 biennium. If the
31 actual cost of fuel is less than this budgeted amount, the excess
32 amount may not be expended. If the actual cost exceeds this amount,
33 the department shall request a supplemental appropriation.

34 (2) The appropriation contained in this section provides for the
35 compensation of ferry employees. The expenditures for compensation
36 paid to ferry employees during the 1993-95 biennium may not exceed
37 \$159,183,000 plus a dollar amount, as prescribed by the office of
38 financial management, that is equal to any insurance benefit increase

1 granted general government employees in excess of \$324.20 a month
2 annualized per eligible marine employee multiplied by the number of
3 eligible marine employees for the respective fiscal year, and a dollar
4 amount as prescribed by the office of financial management for costs
5 associated with pension amortization charges. For the purposes of this
6 section, the expenditures for compensation paid to ferry employees
7 shall be limited to salaries and wages and employee benefits as defined
8 in the office of financial management's policies, regulations, and
9 procedures named under objects of expenditure "A" and "B" (7.2.6.2).

10 The prescribed insurance benefit increase dollar amount that shall
11 be allocated from the governor's compensation insurance benefits
12 appropriation is in addition to the appropriation contained in this
13 section and may be used to increase compensation costs, effective July
14 1, 1993, and July 1, 1994.

15 (3) The appropriation in this section includes \$500,000 to (a)
16 ensure the marine division of the department of transportation's
17 compliance with RCW 88.46.060 through a contractual agreement between
18 Washington state ferries and the Washington state maritime commission
19 and (b) assist Washington state ferries in oil spill prevention,
20 planning, and education in accordance with chapter 43.21I RCW.

21 (4) The appropriation in this section includes \$154,000 for support
22 of Clinton terminal agent expenses, but shall be expended only upon the
23 construction of a new Clinton terminal.

24 (5) The appropriation in this section includes \$359,000 to provide,
25 during the summer, eight hours of Issaquah vessel class service on the
26 Edmonds/Kingston route. This amount shall be expended only if the
27 super class vessel refurbishment program impacts super class vessel
28 service on this route.

29 (6) The appropriation in this section includes \$185,000 to assess
30 the ability of enhancing vessel maintenance for those routes that
31 require extensive service schedules throughout the year by placing
32 additional oiler staff hours on ~~((two))~~ select routes during the
33 ~~((1993-94 fiscal year))~~ 1993-95 biennium. The results of this
34 maintenance approach shall be reported to the legislative
35 transportation committee and the office of financial management by
36 ~~((December 1, 1993))~~ October 1, 1994.

37 (7) The department of transportation shall provide to the
38 legislative transportation committee and office of financial management

1 a quarterly financial report concerning the status of the operating
2 program authorized in this section.

3 **Sec. 37.** 1993 sp.s. c 23 s 37 (uncodified) is amended to read as
4 follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z**

6	Motor Vehicle Fund--State Appropriation	\$	((7,594,000))
7			<u>31,486,000</u>
8	Motor Vehicle Fund--Federal Appropriation	\$	161,033,000
9	Motor Vehicle Fund--Local Appropriation	\$	5,086,000
10	Transfer Relief Account--State Appropriation	\$	((3,920,000))
11			<u>1,751,000</u>
12	TOTAL APPROPRIATION	\$	((177,633,000))
13			<u>199,356,000</u>

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

16 (1) Up to \$6,774,000 of the motor vehicle fund--federal
17 appropriation in this section is provided for construction of
18 demonstration projects specified in the federal intermodal surface
19 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The
20 motor vehicle fund--state appropriation includes \$570,000 for the
21 federal match requirements, which shall be from the bond sales proceeds
22 as authorized by ((Senate Bill No. 5371)) RCW 47.10.819 through
23 47.10.824. However, the transportation commission may authorize the
24 use of current revenues available to the department of transportation
25 in lieu of bond proceeds for any part of the state appropriation.

26 (2) Up to \$300,000 of the motor vehicle fund--state appropriation
27 is for a special study to be completed by December 1, 1994, that
28 mutually benefits cities, counties, and the state. This study shall
29 address the statutory and procedural barriers within each jurisdiction
30 that inhibit a multijurisdictional approach to environmental
31 mitigation; identify potential mitigation projects that might be more
32 appropriate to address on a comprehensive regional basis rather than a
33 project-by-project basis; assess whether or not a regional approach is
34 achievable; and, if it is, identify candidate regional projects.
35 Estimates of cost allocations between participating jurisdictions shall
36 be made, including recommendations on appropriate funding sources. The
37 study shall further identify those resources that could be shared
38 between jurisdictions, including, but not limited to, hazardous waste

1 sites, gravel pit sites, "bioremediation farms," wetland banks,
2 pesticide storage facilities, and other transportation related
3 activities that require environmental monitoring, mitigation, or
4 protection.

5 (3) Up to \$400,000 of the motor vehicle fund--state appropriation
6 in this section is provided solely for the study contained in
7 Substitute House Bill No. 1928 that mutually benefits cities, counties,
8 and the state department of transportation.

9 (4) The motor vehicle fund--state appropriation includes
10 \$25,000,000 in proceeds from the sale of bonds authorized in RCW
11 47.10.819 through 47.10.824.

12 NEW SECTION. Sec. 38. 1993 sp.s. c 23 s 41 (uncodified) is
13 repealed.

14 Sec. 39. 1993 sp.s. c 23 s 39 (uncodified) is amended to read as
15 follows:

16 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFER**

17 Motor Vehicle Fund--State Appropriation

18 For transfer to the Transportation Capital Facilities

19 Account--State Appropriation \$ ((40,480,000))
20 38,080,000

21 Transportation Equipment Fund--State Appropriation:

22 For transfer to the Motor Vehicle Fund--State
23 Appropriation \$ 3,000,000

24 Motor Vehicle Fund--State Appropriation:

25 For transfer to the Economic Development Account--State
26 Appropriation--\$12,020,000 of which \$10,020,000 shall be
27 transferred to fund the appropriation contained in section 29 of
28 this act and up to \$2,000,000 shall be used to eliminate cash
29 deficiencies that have accumulated in the economic development
30 account over several biennia. If House Bill No. 2593 (highway
31 improvement funding) or substantially similar legislation is not
32 enacted by June 30, 1994, \$7,020,000 of the amount provided in this
33 transfer shall lapse \$ 12,020,000

34 Transfer Relief Fund--State Appropriation:

35 For transfer to the Motor Vehicle
36 Fund--State \$ 3,000,000

37 TOTAL APPROPRIATION \$ 56,100,000

1 NEW SECTION. **Sec. 40.** A new section is added to 1993 sp.s. c 23
2 to read as follows:

3 **ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL**
4 **CONTRACTS.** (1) The department of licensing may enter into financial
5 contracts, paid for from operating revenues, for the purposes indicated
6 and in not more than the principal amounts indicated, plus financing
7 expenses and required reserves under chapter 39.94 RCW as follows:

8 (a) Lease-development with option to purchase or lease-purchase a
9 new customer service center in Vancouver for \$1,704,000; and

10 (b) Lease-development with option to purchase or lease-purchase a
11 new customer service center in North Spokane for \$2,230,000.

12 (2) When securing properties under this section, the department
13 shall use the most economical financial contract option available,
14 including long-term leases, lease-purchase agreements, lease-
15 development with option to purchase agreements, or financial contracts
16 using certificates of participation.

17 NEW SECTION. **Sec. 41.** A new section is added to 1993 sp.s. c 23
18 to read as follows:

19 The Washington state patrol, the department of licensing, and the
20 department of transportation shall report to the house of
21 representatives and senate transportation committees of the legislature
22 by September 15, 1994, on those projects contained within each agency's
23 ten-year capital plan that consolidate services or activities between
24 the agencies through joint construction of transportation facilities.

25 **Sec. 42.** 1993 sp.s. c 23 s 47 (uncodified) is amended to read as
26 follows:

27 **FOR THE WASHINGTON STATE PATROL--CAPITAL**
28 Motor Vehicle Fund--State Patrol Highway

29 Account--State Appropriation	\$	((10,485,000))
		<u>8,562,000</u>
31 Motor Vehicle Fund--State Appropriation	\$	765,000
32 Highway Safety Fund--State Appropriation	\$	765,000
33 TOTAL APPROPRIATION	\$	((12,015,000))
34		<u>10,092,000</u>

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

1 (1) The appropriations in this section are provided for the
2 following projects:

3 (a) WSP/DOL DIST OFFICE--TACOMA;

4 (b) EVERETT DIST HDQTRS BUILDING;

5 (c) MINOR WORKS PRESERVATION;

6 (~~SHELTON TRNG ACAD RESTROOM REPAIR~~)

7 (d) REPLACE UNDERGROUND STORAGE TANKS;

8 (~~REPLACE RATTLESNAKE RIDGE COMMUNICATION SITE~~)

9 (e) SHELTON ACADEMY PROPERTY ACQUISITION;

10 (~~VANCOUVER CVE INSPECTION STATION~~

11 ~~MT. VERNON COMM SITE CONSTRUCTION~~

12 ~~SPOKANE CVE INSPECTION STATION~~)

13 (f) REPLACE SCALE MECHANISM SEATAC SOUTH;

14 (g) YAKIMA DISTRICT HDQTRS PREDESIGN;

15 (h) I-90 PORT OF ENTRY WEIGH STATION;

16 (i) SMOKEY POINT WEIGH STATION DESIGN; and

17 (j) MORTON DETACHMENT PROPERTY ACQUISITION

18 (~~LONGVIEW VIN LANE CONSTRUCTION PROPERTY ACQUISITION~~).

19 Of the appropriations provided in this subsection, it is the intent
20 of the legislature to defer as many of these capital projects as
21 possible.

22 (2) The state patrol shall conduct a needs assessment of its
23 facilities for compliance with Americans with disabilities act (ADA)
24 standards. The study shall be provided to the office of financial
25 management and the legislative transportation committee by September
26 15, 1994.

27 NEW SECTION. Sec. 43. A new section is added to 1993 sp.s. c 23
28 to read as follows:

29 If Senate Bill No. 6553 (seismic retrofitting) is enacted by
30 January 1, 1995, the total appropriation contained in section 4 of this
31 act "For the Transportation Improvement Board" is increased by
32 \$7,070,000 and the total appropriation contained in section 30 of this
33 act "For the Department of Transportation--Noninterstate Bridges--
34 Program H" is increased by \$14,354,000.

35 NEW SECTION. Sec. 44. A new section is added to 1993 sp.s. c 23
36 to read as follows:

1 The department of transportation is authorized to transfer all
2 revenues from the gasohol exemption holding account to the motor
3 vehicle fund--state, as needed, to fund Category C highway projects.
4 If House Bill No. 2326 (gasohol exemption repeal) is not enacted by
5 January 1, 1995, this section shall be null and void.

6 ***NEW SECTION.** *Sec. 45. If unforeseen fluctuations in revenue*
7 *cause a shortfall in funding the motor vehicle fund--state*
8 *appropriations contained in this act, and if the office of financial*
9 *management determines pursuant to RCW 43.88.050 that a cash deficiency*
10 *is projected for the motor vehicle fund, the office of financial*
11 *management shall direct the state treasurer to make short-term loans to*
12 *the motor vehicle fund to alleviate such deficiencies. Such loans*
13 *shall accrue interest at the rate actually realized on investments of*
14 *general fund balances, and shall be repaid as soon as practicable or as*
15 *soon as sufficient revenues have accumulated in the motor vehicle fund.*
16 **Sec. 45 was vetoed, see message at end of chapter.*

17 **NEW SECTION.** **Sec. 46.** If any provision of this act or its
18 application to any person or circumstance is held invalid, the
19 remainder of the act or the application of the provision to other
20 persons or circumstances is not affected.

21 **NEW SECTION.** **Sec. 47.** This act is necessary for the immediate
22 preservation of the public peace, health, or safety, or support of the
23 state government and its existing public institutions, and shall take
24 effect immediately.

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Passed the Senate March 8, 1994.
 Passed the House February 26, 1994.
 Approved by the Governor April 2, 1994, with the exception of
 certain items which were vetoed.
 Filed in Office of Secretary of State April 2, 1994.

1 Note: Governor's explanation of partial veto is as follows:

2 "I am returning herewith, without my approval as to sections 2,
3 page 2, lines 6 through 9; 2(2); 5, page 4, lines 8 through 10; 5(4);
4 6, page 4, line 37, and page 5, lines 1 and 2; 7, page 5, lines 18 and
5 19; 7(1); 7(2); 7(3); 25; 29(2); 34; and 45 of Engrossed Substitute
6 Senate Bill No. 6084 entitled:

7 "AN ACT Relating to transportation appropriations;"

8 My reasons for vetoing these sections are as follows:

9 **Sections 2, page 2, lines 6 through 9; 2(2); 7, page 5, lines 18 and**
10 **19; and 7(1), Abolishment of the Traffic Safety Commission and Transfer**
11 **of Responsibility to the State Patrol**

12 These sections of the supplemental transportation budget would
13 abolish the Traffic Safety Commission as of July 1, 1994 and place the
14 Commission's responsibilities in the State Patrol. I agree with the
15 legislature that a decision should be made whether the effectiveness of
16 state traffic safety activities would be improved by placing these
17 functions in some other agency. I also believe this discussion should
18 be complete and a decision made in the next session. I am vetoing
19 these sections now to provide the opportunity for further consideration
20 of this matter. Also, veto of section 7(1) is necessary to prevent the
21 loss of over \$2.5 million in federal funds because Senate Bill No.
22 6523, referred to in the proviso, was not enacted.

23 It is my intention that the State Patrol make these Highway Safety
24 Fund appropriations available to the Traffic Safety Commission to
25 perform the Commission's authorized responsibilities in the fiscal year
26 beginning July 1, 1994. This veto also prevents the transfer of a
27 \$300,000 Transportation Fund appropriation from the Traffic Safety
28 Commission to the State Patrol but reverses the planned \$12,000
29 reduction from that fund. As the \$12,000 was reduced, because it was
30 identified as unnecessary, I am directing the Traffic Safety Commission
31 to place this amount in reserve status.

32 I am also directing the Traffic Safety Commission and OFM to work
33 with the legislature to identify the alternatives for placement of
34 traffic safety activities and to address any substantive concerns
35 regarding Traffic Safety Commission service delivery approaches and
36 staffing levels. My recommendations on these matters will be presented
37 to the next session of the legislature.

38 **Section 5, page 4, lines 8 through 10, Reductions in Field Operations**
39 **Bureau and the Elimination of the Safety Education Officer Program**

40 This veto restores approximately \$2 million in State Patrol Highway
41 Account funding that contains several budget actions including the
42 elimination of the patrol's Safety Education Officer program (SEO),
43 commonly known as Trooper Bob. The SEO program staff provides training
44 and education to the state's school age population regarding
45 pedestrian, bicycle and highway safety, drug and alcohol prevention,
46 and youth violence prevention. Last year Trooper Bobs contacted
47 approximately 380,000 students. They are an important element in the

1 state's effort to prevent the problems that plague our schools and our
2 communities.

3 I concur with the other priorities assumed in this appropriation
4 including savings identified by reducing the number of vehicle
5 replacements, selected staffing reductions, and increasing expenditures
6 for alcohol breath test equipment. These actions will be accomplished
7 through the allotment process.

8 **Section 5(4), Limitations on Vehicle Assignment**

9 This section states that "Only commissioned officers and commercial
10 vehicle enforcement officers involved directly and primarily in traffic
11 enforcement activities will be assigned vehicles by the Washington
12 State Patrol." This language limits the patrol's ability to provide
13 vehicles required to effectively respond to emergency calls. These
14 assigned vehicles contain specialized equipment such as sirens, radio
15 equipment, emergency lights, and first aid equipment that are essential
16 to reaching emergency scenes in an expeditious manner and to being
17 fully equipped to provide assistance upon arrival.

18 While these problems illustrate the defects of the proviso as it
19 was enacted, I share the legislature's concern over the assignment of
20 state vehicles. I am directing the Washington State Patrol to complete
21 a thorough review of its policy regarding vehicle assignment, and to
22 present a plan to me and to the legislature by June 30, 1994 detailing
23 how the number of individually assigned vehicles will be significantly
24 decreased from the current level. I fully expect that only those
25 employees who have a clear need connected to the safety of the public
26 will be assigned a state vehicle.

27 **Section 6, page 4, line 37, and page 5, line 1 through 2, Crime Lab** 28 **Reduction and Fund Shift of Motor Vehicle Funds with State Patrol** 29 **Highway Account Funds**

30 This section reduces State Patrol Highway Account funding for the
31 Investigative Services Bureau by \$749,000. This amount is a
32 combination of a \$900,000 reduction in crime lab funding, a net
33 increase of \$121,000 in ACCESS funding, and a \$30,000 increase in
34 staffing for microanalysis work performed by the crime labs. The cut
35 in the crime labs of \$900,000 represents a 23 percent reduction and
36 would result in service cutbacks that would hinder law enforcement and
37 the ability of prosecuting attorneys to investigate and prosecute
38 criminal cases. The severity of this reduction was recognized by the
39 Legislature when it provided a partial restoration through the addition
40 of \$200,000 from the Transportation Fund in Section 402 of the
41 operating budget. Even with the partial restoration, the crime lab
42 would be reduced by 18 percent if not for this veto. This would result
43 in approximately 3,750 fewer cases being analyzed with a corresponding
44 impact on the effectiveness of prosecutions.

45 This veto has the effect of preserving essential crime lab
46 activities.

1 **Section 7(2), State Patrol Management Study**

2 This section allows the Washington State Patrol to spend up to
3 \$100,000 for a study of current management programs and staffing of
4 management positions. I agree that a study of management staffing
5 levels is appropriate, but the expenditure of \$100,000 for this effort
6 is not necessary. Therefore, I am directing the Washington State
7 Patrol to design a study as described in this section in cooperation
8 with the Office of Financial Management. The results of this study
9 will be presented to the legislature when the study is complete and
10 incorporated into my budget recommendations for the next biennium.

11 **Section 7(3), Forbidding Cadet Classes and Maintaining Field Force**
12 **Levels through Management Reductions**

13 This section requires the Washington State Patrol to maintain a
14 field force level of 700 troopers and sergeants through reductions in
15 management, and prohibits a cadet class for the remainder of this
16 biennium. While I agree that it is important to maintain the field
17 force level to protect the citizens of the state, this proviso does not
18 accomplish the goal for two reasons. First, there will simply not be
19 enough administrative staff that could reasonably be transferred to the
20 field force sufficient to offset the projected level of field force
21 retirements and attrition. Second, the prohibition of a cadet class
22 eliminates the other avenue of acquiring replacement troopers.

23 The legislature acknowledges the first problem in Section 7(2) of
24 this bill when it authorizes funds to "conduct a study of current
25 management programs and levels of staffing for management positions
26 within the Washington State Patrol". If it was clear that sufficient
27 administrative staff transfers to the field were available without
28 damaging the agency's operations, a study would be unnecessary.

29 I believe a more effective approach to maintaining an adequate
30 field force level is to conduct an academy class for existing cadets
31 and, wherever appropriate, to undertake the transfer of administrative
32 staff to the field. I am directing the patrol to take both of these
33 actions as soon as possible.

34 **Section 25, Project Funding Priorities**

35 This section directs the Transportation Commission to reduce or
36 eliminate projects in a specified order should revenues fall below the
37 level assumed in the supplemental transportation budget. This veto
38 removes the language which specified the order of reduction--restoring
39 the responsibility to make these choices to the Transportation
40 Commission. The commission needs flexibility in exercising its
41 responsibility to make project priority selections and to balance
42 highway construction program expenditures with available resources.

1 **Section 29(2), Horse Racing Track Infrastructure**

2 This section specifies that \$5 million in the Community Economic
3 Revitalization Board (CERB) fund is dedicated solely for transportation
4 infrastructure related to a new race track once it is approved by the
5 Horse Racing Commission. This proviso sidesteps the CERB policy for
6 selection of projects through competitive application. With this veto,
7 the \$5 million appropriation remains for use on CERB approved projects.
8 If and when a race track location is approved by the Horse Racing
9 Commission, the horse racing track project can compete for
10 transportation infrastructure funding along with other projects through
11 the regular CERB process.

12 **Section 34, Charges From Other Agencies**

13 The Motor Vehicle Fund (MVF) appropriation for DOT revolving fund
14 charges is reduced and the section is restructured as separate line
15 items for each of the eight different revolving fund charges. This
16 reduction in the total amount provided means the agency cannot pay the
17 charges for basic custodial and utility services. This veto restores
18 the flexibility of the single line item approach and prevents the
19 reduction in the total amount available. Even though the original
20 appropriation does not provide the full amount needed for all
21 anticipated revolving fund charges, the flexibility provided by the
22 single line item format allows DOT to meet minimum obligations for the
23 Department of General Administration facilities and services costs and
24 for the Office of Minority and Women Business Enterprises expenses.

25 **Section 45, Treasury Loan**

26 This section provides for a treasury loan to the Motor Vehicle Fund
27 should a temporary cash deficiency be projected. This section is not
28 necessary. Treasury loans automatically occur for short term cash
29 deficits for all funds and accounts.

30 With the exceptions of sections 2, page 2, lines 6 through 9; 2(2);
31 5, page 4, lines 8 through 10; 5(4); 6, page 4, line 37, and page 5,
32 lines 1 and 2; 7, page 5, lines 18 and 19; 7(1); 7(2); 7(3); 25; 29(2);
33 34; and 45, Engrossed Substitute Senate Bill No. 6084 is approved."