

CERTIFICATION OF ENROLLMENT

**SECOND ENGROSSED SUBSTITUTE HOUSE BILL 1299**

Chapter 10, Laws of 2015

(partial veto)

64th Legislature  
2015 1st Special Session

TRANSPORTATION BUDGET

EFFECTIVE DATE: 6/11/2015 - Except for Section 306(20), which is contingent on non-enactment of HB 2012 by June 30, 2015.

Passed by the House May 27, 2015  
Yeas 74 Nays 20

FRANK CHOPP

**Speaker of the House of Representatives**

Passed by the Senate May 28, 2015  
Yeas 47 Nays 0

BRAD OWEN

**President of the Senate**

Approved June 11, 2015 1:29 PM, with the exception of Sections 102, page 2, lines 29-36, and page 3, lines 1-8; 103(1); 213(3); 920(4); 1005, page 113, lines 26-27 and 1005(2); 1005(4); 1005(5); 1005(6) which are vetoed.

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND ENGROSSED SUBSTITUTE HOUSE BILL 1299** as passed by House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

**Chief Clerk**

FILED

June 12, 2015

**Secretary of State  
State of Washington**



1 (2) Unless the context clearly requires otherwise, the  
2 definitions in this subsection apply throughout this act.

3 (a) "Fiscal year 2016" or "FY 2016" means the fiscal year ending  
4 June 30, 2016.

5 (b) "Fiscal year 2017" or "FY 2017" means the fiscal year ending  
6 June 30, 2017.

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

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

10 (e) "Provided solely" means the specified amount may be spent  
11 only for the specified purpose. Unless otherwise specifically  
12 authorized in this act, any portion of an amount provided solely for  
13 a specified purpose that is not expended subject to the specified  
14 conditions and limitations to fulfill the specified purpose shall  
15 lapse.

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

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

21 **GENERAL GOVERNMENT AGENCIES—OPERATING**

22 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**  
23 **HISTORIC PRESERVATION**

24 Motor Vehicle Account—State Appropriation. . . . . \$476,000

25 \*NEW SECTION. **Sec. 102. FOR THE UTILITIES AND TRANSPORTATION**  
26 **COMMISSION**

27 Grade Crossing Protective Account—State  
28 Appropriation. . . . . \$504,000

29 *The appropriation in this section is subject to the following*  
30 *conditions and limitations: The utilities and transportation*  
31 *commission shall coordinate a state agency work group in 2016 that*  
32 *will identify issues, laws, and regulations relevant to consolidating*  
33 *rail employee safety and regulatory functions in the utilities and*  
34 *transportation commission, and report those findings to the joint*  
35 *transportation committee by December 31, 2016. State agencies in the*  
36 *work group must include the department of transportation, the*

1 department of labor and industries, the emergency management division  
2 of the state military department, and any other relevant agencies.  
3 The report must address: An inventory of state rail employee safety  
4 regulatory authority, including rail employee safety laws and  
5 regulations; issues pertaining to state rail safety inspectors,  
6 including enforcement authority, staffing, training, and retention;  
7 and information relating to the enhancement of rail employee safety,  
8 yard conditions, lighting, and appliance maintenance.

\*Sec. 102 was partially vetoed. See message at end of chapter.

9 \*NEW SECTION. Sec. 103. FOR THE OFFICE OF FINANCIAL MANAGEMENT

10 Motor Vehicle Account—State Appropriation. . . . .	\$2,268,000
11 Puget Sound Ferry Operations Account—State	
12 Appropriation. . . . .	\$110,000
13 TOTAL APPROPRIATION. . . . .	\$2,378,000

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

16 (1) \$100,000 of the motor vehicle account—state appropriation is  
17 for the office of financial management, from amounts set aside out of  
18 statewide fuel taxes distributed to counties per RCW 46.68.120(3), to  
19 evaluate the concept of exchanging some amount of federal funds  
20 received by counties for state funds in order to reduce the  
21 administrative burden on counties associated with using federal funds  
22 on relatively small, locally administered projects. The analysis and  
23 findings must be done in consultation with the Washington state  
24 association of counties and the department of transportation.  
25 Preliminary findings, including a feasibility analysis and an outline  
26 of one or more conceptual approaches, must be produced by December 1,  
27 2015, and final recommendations, including implementation and timing  
28 details for any preferred approaches, must be submitted to the  
29 governor and the transportation committees of the legislature by  
30 September 1, 2016.

31 (2) \$835,000 of the motor vehicle account—state appropriation is  
32 provided solely for the office of financial management, from amounts  
33 set aside out of statewide fuel taxes distributed to counties  
34 according to RCW 46.68.120(3), to contract with the Washington state  
35 association of counties to develop, implement, and report on  
36 transportation metrics associated with transportation system policy  
37 goals outlined in RCW 47.04.280. The Washington state association of

1 counties, in cooperation with state agencies, must: Evaluate and  
2 implement opportunities to streamline reporting of county  
3 transportation financial data; expand reporting and collection of  
4 short-span bridge and culvert data; evaluate and report on the impact  
5 of increased freight and rail traffic on county roads; and to  
6 evaluate, implement, and report on the opportunities for improved  
7 capital project management and delivery.

8 (3) \$100,000 of the motor vehicle account—state appropriation is  
9 provided solely for the office of financial management, from funds  
10 set aside out of statewide fuel taxes distributed to counties  
11 according to RCW 46.68.120(3), to contract with the Washington state  
12 association of counties to work with the department of fish and  
13 wildlife to develop voluntary programmatic agreements for the  
14 maintenance, preservation, rehabilitation, and replacement of water  
15 crossing structures. A report must be presented to the legislature by  
16 December 31, 2016, on the implementation of developed voluntary  
17 programmatic agreements.

*\*Sec. 103 was partially vetoed. See message at end of chapter*

18 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**  
19 **COMMISSION**

20 Motor Vehicle Account—State Appropriation . . . . . \$986,000

21 The appropriation in this section is subject to the following  
22 conditions and limitations: The entire appropriation in this section  
23 is provided solely for road maintenance purposes.

24 NEW SECTION. **Sec. 105. FOR THE DEPARTMENT OF AGRICULTURE**

25 Motor Vehicle Account—State Appropriation. . . . . \$1,212,000

26 NEW SECTION. **Sec. 106. FOR THE LEGISLATIVE EVALUATION AND**  
27 **ACCOUNTABILITY PROGRAM COMMITTEE**

28 Motor Vehicle Account—State Appropriation. . . . . \$563,000

29 NEW SECTION. **Sec. 107. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

30 The department must work with the Washington state association of  
31 counties to develop voluntary programmatic agreements for the  
32 maintenance, preservation, rehabilitation, and replacement of water  
33 crossing structures. Such programmatic agreements when agreed to by  
34 the department and participating counties are binding agreements for

1 permitting, design, and mitigation of county water crossing  
2 structures.

3 **TRANSPORTATION AGENCIES—OPERATING**

4 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY**  
5 **COMMISSION**

6 Highway Safety Account—State Appropriation. . . . .	\$3,154,000
7 Highway Safety Account—Federal Appropriation. . . . .	\$27,383,000
8 Highway Safety Account—Private/Local Appropriation. . . . .	\$118,000
9 School Zone Safety Account—State Appropriation. . . . .	\$850,000
10 TOTAL APPROPRIATION. . . . .	\$31,505,000

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

13 (1) The commission may continue to oversee pilot projects  
14 implementing the use of automated traffic safety cameras to detect  
15 speed violations within cities west of the Cascade mountains that  
16 have a population of more than one hundred ninety-five thousand and  
17 that are located in a county with a population of fewer than one  
18 million five hundred thousand. For the purposes of pilot projects in  
19 this subsection, no more than one automated traffic safety camera may  
20 be used to detect speed violations within any one jurisdiction.

21 (a) The commission shall comply with RCW 46.63.170 in  
22 administering the pilot projects.

23 (b) By January 1, 2017, any local authority that is operating an  
24 automated traffic safety camera to detect speed violations must  
25 provide a summary to the transportation committees of the legislature  
26 concerning the use of the cameras and data regarding infractions,  
27 revenues, and costs.

28 (2) \$99,000 of the highway safety account—state appropriation is  
29 provided solely for the implementation of chapter . . . (Substitute  
30 Senate Bill No. 5957), Laws of 2015 (pedestrian safety reviews). If  
31 chapter . . . (Substitute Senate Bill No. 5957), Laws of 2015 is not  
32 enacted by June 30, 2015, the amount provided in this subsection  
33 lapses.

34 (3) \$6,500,000 of the highway safety account—federal  
35 appropriation is provided solely for federal funds that may be  
36 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the  
37 2015-2017 fiscal biennium.

1 (4) Within current resources, the commission must examine the  
2 declining revenue going to the school zone safety account with the  
3 goal of identifying factors contributing to the decline. By December  
4 31, 2015, the commission must provide a report to the transportation  
5 committees of the legislature that summarizes its findings and  
6 provides recommendations designed to ensure that the account is  
7 receiving all amounts that should be deposited into the account.

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

9 Rural Arterial Trust Account—State Appropriation. . . . .	\$969,000
10 Motor Vehicle Account—State Appropriation. . . . .	\$2,283,000
11 County Arterial Preservation Account—State	
12 Appropriation. . . . .	\$1,481,000
13 TOTAL APPROPRIATION. . . . .	\$4,733,000

14 **NEW SECTION. Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

15 Transportation Improvement Account—State	
16 Appropriation. . . . .	\$3,915,000

17 **NEW SECTION. Sec. 204. FOR THE JOINT TRANSPORTATION COMMITTEE**

18 Motor Vehicle Account—State Appropriation. . . . .	\$1,727,000
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19 The appropriation in this section is subject to the following  
20 conditions and limitations:

21 (1)(a) \$250,000 of the motor vehicle account—state appropriation  
22 is for a consultant study of Washington state patrol recruitment and  
23 retention of troopers. The study must identify barriers to effective  
24 candidate recruitment, candidates' successful completion of training,  
25 and retention of trained troopers of various tenure. The study must  
26 provide:

- 27 (i) An overview of current attrition rates;
- 28 (ii) Options and strategies on reducing the average number of  
29 trooper positions that are vacant;
- 30 (iii) Identification of best practices for recruitment and  
31 retention of law enforcement officers;
- 32 (iv) Recommendations to improve existing recruitment and  
33 selection programs;
- 34 (v) Recommendations for where salary and benefit adjustments  
35 should be targeted to most effectively address recruitment and  
36 retention challenges;

1 (vi) Recommendations regarding changes to the training and  
2 education program; and

3 (vii) Other recommendations for cost-effective personnel  
4 strategies.

5 (b) The joint transportation committee shall issue a report of  
6 its findings to the house and senate transportation committees by  
7 December 14, 2015. The Washington state patrol shall work with the  
8 consultant to identify costs for each recommendation.

9 (2)(a) \$125,000 of the motor vehicle account—state appropriation  
10 is for a study of Washington state weigh station planning, placement,  
11 and operations by the Washington state patrol and department of  
12 transportation as they relate to roadway safety and preservation. The  
13 study must:

14 (i) Provide a high-level overview of commercial vehicle  
15 enforcement programs, with a focus on weigh stations, including both  
16 state and federal funding programs. This overview must include a  
17 description of how the Washington state patrol and department of  
18 transportation allocate these state and federal funds.

19 (ii) Review Washington state patrol and department of  
20 transportation planning related to weigh station location and  
21 operation, and the extent to which their efforts complement,  
22 coordinate with, or overlap each other;

23 (iii) Identify best practices in the funding, placement, and  
24 operation of weigh stations;

25 (iv) Review plans by the department of transportation and  
26 Washington state patrol to reopen a Federal Way area southbound weigh  
27 station;

28 (v) Recommend changes in state statutes, policy, or agency  
29 practices and rules to improve the efficiency and effectiveness of  
30 weigh station funding, placement, and operation, including potential  
31 savings to be achieved by adopting the changes; and

32 (vi) Review whether it is cost-effective or more efficient to  
33 place future weigh stations in the median of a highway instead of  
34 placing two individual weigh stations on either side of a highway.

35 (b) The joint transportation committee must issue a report of its  
36 findings and recommendations to the house of representatives and  
37 senate transportation committees by December 14, 2015.

38 (3) \$250,000 of the motor vehicle account—state appropriation,  
39 from the cities' statewide fuel tax distributions under RCW  
40 46.68.110(2), is for a study to be conducted in 2016 to identify



1 prominent road-rail conflicts, recommend a corridor-based  
2 prioritization process for addressing the impacts of projected  
3 increases in rail traffic, and identify areas of state public policy  
4 interest, such as the critical role of freight movement to the  
5 Washington economy and the state's competitiveness in world trade.  
6 The study must consider the results of the updated marine cargo  
7 forecast due to be delivered to the joint transportation committee on  
8 December 1, 2015. In conducting the study, the joint transportation  
9 committee must consult with the department of transportation, the  
10 freight mobility strategic investment board, the utilities and  
11 transportation commission, local governments, and other relevant  
12 stakeholders. The joint transportation committee must issue a report  
13 of its recommendations and findings by December 1, 2016.

14 (4) The legislature intends for the joint transportation  
15 committee to undertake a study during the 2017-2019 fiscal biennium  
16 of consolidating rail employee safety and regulatory functions in the  
17 utilities and transportation commission. The joint transportation  
18 committee should review the information provided by the utilities and  
19 transportation commission as required under section 102 of this act  
20 and should provide recommendations to the transportation committees  
21 of the legislature regarding such a consolidation of rail employee  
22 safety and regulatory functions.

23 (5) Within existing resources, during the interim periods between  
24 regular sessions of the legislature, the joint transportation  
25 committee shall include on its agendas work sessions on the Alaskan  
26 Way viaduct replacement project. These work sessions must include a  
27 report on current progress of the project, timelines for completion,  
28 outstanding claims, the financial status of the project, and any  
29 other information necessary for the legislature to maintain  
30 appropriate oversight of the project. The parties invited to present  
31 may include the department of transportation, the Seattle tunnel  
32 partners, and other appropriate stakeholders. The joint  
33 transportation committee shall have at least two such work sessions  
34 before December 31, 2015.

35 **NEW SECTION. Sec. 205. FOR THE TRANSPORTATION COMMISSION**

36 Motor Vehicle Account—State Appropriation. . . . .	\$2,452,000
37 Multimodal Transportation Account—State	
38 Appropriation. . . . .	\$112,000
39 TOTAL APPROPRIATION. . . . .	\$2,564,000

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

3 (1) \$300,000 of the motor vehicle account—state appropriation is  
4 provided solely to continue evaluating a road usage charge as an  
5 alternative to the motor vehicle fuel tax to fund investments in  
6 transportation. The evaluation must include monitoring and reviewing  
7 work that is underway in other states and nationally. The commission  
8 may coordinate with the department of transportation to jointly  
9 pursue any federal or other funds that are or might become available  
10 and eligible for road usage charge pilot projects. The commission  
11 must reconvene the road usage charge steering committee, with the  
12 same membership authorized in chapter 222, Laws of 2014, and report  
13 to the governor's office and the transportation committees of the  
14 house of representatives and the senate by December 15, 2015.

15 (2) \$150,000 of the motor vehicle account—state appropriation is  
16 provided solely for the commission to use an outside survey firm to  
17 conduct three transportation surveys during the 2015-2017 fiscal  
18 biennium. The commission must consult with the joint transportation  
19 committee when deciding on the survey topics and design to ensure the  
20 survey results will deliver the data, information, and analysis for  
21 future transportation policy and strategic planning decisions in a  
22 manner useful to the legislature.

23 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**  
24 **INVESTMENT BOARD**

25 Motor Vehicle Account—State Appropriation . . . . . \$979,000

26 The appropriation in this section is subject to the following  
27 conditions and limitations: \$250,000 of the motor vehicle account—  
28 state appropriation is provided solely to conduct a study of freight  
29 infrastructure needs, including an update of the long-term marine  
30 cargo forecast. The board must work with the Washington public ports  
31 association to evaluate: (1) Forecasted cargo movement by commodity,  
32 type, and mode of land transport; and (2) current and projected  
33 freight infrastructure capacity needs. A report on the study must be  
34 delivered to the joint transportation committee by December 1, 2015.

35 NEW SECTION. **Sec. 207. FOR THE WASHINGTON STATE PATROL**  
36 State Patrol Highway Account—State  
37 Appropriation. . . . . \$407,771,000

1	State Patrol Highway Account—Federal	
2	Appropriation. . . . .	\$12,779,000
3	State Patrol Highway Account—Private/Local	
4	Appropriation. . . . .	\$3,631,000
5	Highway Safety Account—State Appropriation. . . . .	\$1,323,000
6	Multimodal Transportation Account—State	
7	Appropriation. . . . .	\$276,000
8	TOTAL APPROPRIATION. . . . .	\$425,780,000

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

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

20 (2) \$510,000 of the highway safety account—state appropriation is  
21 provided solely for the ignition interlock program at the Washington  
22 state patrol to provide funding for two staff to work and provide  
23 support for the program in working with manufacturers, service  
24 centers, technicians, and participants in the program.

25 (3) \$23,000 of the state patrol highway account—state  
26 appropriation is provided solely for the implementation of  
27 chapter . . . (Engrossed Second Substitute House Bill No. 1276), Laws  
28 of 2015 (impaired driving). If chapter . . . (Engrossed Second  
29 Substitute House Bill No. 1276), Laws of 2015 is not enacted by June  
30 30, 2015, the amount provided in this subsection lapses.

31 **NEW SECTION. Sec. 208. FOR THE DEPARTMENT OF LICENSING**

32	Marine Fuel Tax Refund Account—State	
33	Appropriation. . . . .	\$34,000
34	License Plate Technology Account—State	
35	Appropriation. . . . .	\$3,200,000
36	Motorcycle Safety Education Account—State	
37	Appropriation. . . . .	\$4,442,000
38	State Wildlife Account—State Appropriation. . . . .	\$949,000

1	Highway Safety Account—State Appropriation. . . . .	\$183,610,000
2	Highway Safety Account—Federal Appropriation. . . . .	\$3,573,000
3	Motor Vehicle Account—State Appropriation. . . . .	\$86,014,000
4	Motor Vehicle Account—Federal Appropriation. . . . .	\$362,000
5	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$1,544,000
6	Ignition Interlock Device Revolving Account—State	
7	Appropriation. . . . .	\$5,133,000
8	Department of Licensing Services Account—State	
9	Appropriation. . . . .	\$6,575,000
10	TOTAL APPROPRIATION. . . . .	\$295,436,000

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

13       (1) \$24,212,000 of the highway safety account—state appropriation  
14 and \$3,200,000 of the license plate technology account—state  
15 appropriation are provided solely for business and technology  
16 modernization. The department and the state chief information officer  
17 or his or her designee must provide a joint project status report to  
18 the transportation committees of the legislature on at least a  
19 calendar quarter basis. The report must include, but is not limited  
20 to: Detailed information about the planned and actual scope,  
21 schedule, and budget; status of key vendor and other project  
22 deliverables; and a description of significant changes to planned  
23 deliverables or system functions over the life of the project.  
24 Project staff will periodically brief the committees or the  
25 committees' staff on system security and data protection measures.

26       (2) \$5,059,000 of the motor vehicle account—state appropriation  
27 is provided solely for replacing prorated and fuel tax computer  
28 systems used to administer interstate licensing and the collection of  
29 fuel tax revenues.

30       (3) \$3,714,000 of the highway safety account—state appropriation  
31 is provided solely for the implementation of an updated central  
32 issuance system.

33       (4) \$3,082,000 of the highway safety account—state appropriation  
34 is provided solely for exam and licensing activities, including the  
35 workload associated with providing driver record abstracts, and is  
36 subject to the following additional conditions and limitations:

37       (a) The department may furnish driving record abstracts only to  
38 those persons or entities expressly authorized to receive the  
39 abstracts under Title 46 RCW;

1 (b) The department may furnish driving record abstracts only for  
2 an amount that does not exceed the specified fee amounts in RCW  
3 46.52.130 (2)(e)(v) and (4); and

4 (c) The department may not enter into a contract, or otherwise  
5 participate in any arrangement, with a third party or other state  
6 agency for any service that results in an additional cost, in excess  
7 of the fee amounts specified in RCW 46.52.130 (2)(e)(v) and (4), to  
8 statutorily authorized persons or entities purchasing a driving  
9 record abstract.

10 (5) The department when modernizing its computer systems must  
11 place personal and company data elements in separate data fields to  
12 allow the department to select discrete data elements when providing  
13 information or data to persons or entities outside the department.  
14 This requirement must be included as part of the systems design in  
15 the department's business and technology modernization. A person's  
16 photo, social security number, or medical information must not be  
17 made available through public disclosure or data being provided under  
18 RCW 46.12.630 or 46.12.635.

19 (6) Within existing resources and in consultation with the  
20 traffic safety commission, the Washington state patrol, and a  
21 representative of the insurance industry and the professional driving  
22 school association, the department must review options and make  
23 recommendations on strategies for addressing young and high-risk  
24 drivers. The recommendations must consider the findings of Washington  
25 state's strategic highway safety plan, Target Zero, and must include  
26 an analysis of expanding traffic safety education to eighteen to  
27 twenty-four year olds that have not taken a traffic safety course and  
28 drivers that have been convicted of high-risk behavior, such as  
29 driving under the influence of drugs and alcohol and reckless  
30 driving. An overview of the work conducted and the recommendations  
31 are due to the transportation committees of the legislature and the  
32 governor by December 31, 2015.

33 (7) \$57,000 of the motor vehicle account—state appropriation is  
34 provided solely for the implementation of chapter . . . (Substitute  
35 House Bill No. 1157), Laws of 2015 or chapter . . . (Substitute  
36 Senate Bill No. 5025), Laws of 2015 (quick title service fees). If  
37 both chapter . . . (Substitute House Bill No. 1157), Laws of 2015 and  
38 chapter . . . (Substitute Senate Bill No. 5025), Laws of 2015 are not  
39 enacted by June 30, 2015, the amount provided in this subsection  
40 lapses.

1 (8) \$283,000 of the highway safety account—state appropriation  
2 and \$33,000 of the ignition interlock device revolving account—state  
3 appropriation are provided solely for the implementation of  
4 chapter . . . (Engrossed Second Substitute House Bill No. 1276), Laws  
5 of 2015 (impaired driving). If chapter . . . (Engrossed Second  
6 Substitute House Bill No. 1276), Laws of 2015 is not enacted by June  
7 30, 2015, the amount provided in this subsection lapses.

8 (9) \$63,000 of the highway safety account—state appropriation is  
9 provided solely for the implementation of chapter . . . (Engrossed  
10 Substitute Senate Bill No. 5656), Laws of 2015 (distracted driving).  
11 If chapter . . . (Engrossed Substitute Senate Bill No. 5656), Laws of  
12 2015 is not enacted by June 30, 2015, the amount provided in this  
13 subsection lapses.

14 NEW SECTION. **Sec. 209. FOR THE DEPARTMENT OF TRANSPORTATION—**  
15 **TOLL OPERATIONS AND MAINTENANCE—PROGRAM B**

16	High Occupancy Toll Lanes Operations Account—State	
17	Appropriation. . . . .	\$2,688,000
18	Motor Vehicle Account—State Appropriation. . . . .	\$503,000
19	State Route Number 520 Corridor Account—State	
20	Appropriation. . . . .	\$39,543,000
21	State Route Number 520 Civil Penalties Account—State	
22	Appropriation. . . . .	\$6,703,000
23	Tacoma Narrows Toll Bridge Account—State	
24	Appropriation. . . . .	\$25,660,000
25	Interstate 405 Express Toll Lanes Operations	
26	Account—State Appropriation. . . . .	\$9,931,000
27	TOTAL APPROPRIATION. . . . .	\$85,028,000

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

30 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state  
31 appropriation and \$8,157,000 of the state route number 520 corridor  
32 account—state appropriation are provided solely for the purposes of  
33 addressing unforeseen operations and maintenance costs on the Tacoma  
34 Narrows bridge and the state route number 520 bridge, respectively.  
35 The office of financial management shall place the amounts provided  
36 in this section, which represent a portion of the required minimum  
37 fund balance under the policy of the state treasurer, in unallotted  
38 status. The office may release the funds only when it determines that

1 all other funds designated for operations and maintenance purposes  
2 have been exhausted.

3 (2) \$4,778,000 of the state route number 520 civil penalties  
4 account—state appropriation and \$2,065,000 of the Tacoma Narrows toll  
5 bridge account—state appropriation are provided solely for  
6 expenditures related to the toll adjudication process. The department  
7 shall report on the civil penalty process to the office of financial  
8 management and the house of representatives and senate transportation  
9 committees by the end of each calendar quarter. The reports must  
10 include a summary table for each toll facility that includes: The  
11 number of notices of civil penalty issued; the number of recipients  
12 who pay before the notice becomes a penalty; the number of recipients  
13 who request a hearing and the number who do not respond; workload  
14 costs related to hearings; the cost and effectiveness of debt  
15 collection activities; and revenues generated from notices of civil  
16 penalty.

17 (3) The department shall make detailed quarterly expenditure  
18 reports available to the transportation commission and to the public  
19 on the department's web site using current department resources. The  
20 reports must include a summary of toll revenue by facility on all  
21 operating toll facilities and high occupancy toll lane systems, and  
22 an itemized depiction of the use of that revenue.

23 (4) \$3,100,000 of the Interstate 405 express toll lanes  
24 operations account—state appropriation, \$1,498,000 of the state route  
25 number 520 corridor account—state appropriation, and \$1,291,000 of  
26 the high occupancy toll lanes operations account—state appropriation  
27 are provided solely for the operation and maintenance of roadside  
28 toll collection systems.

29 (5) \$6,831,000 of the Interstate 405 express toll lanes  
30 operations account—state appropriation is provided solely for  
31 operational costs related to the express toll lane facility,  
32 including the customer service center vendor, transponders, credit  
33 card fees, printing and postage, rent, office supplies, telephone and  
34 communications equipment, computers, and vehicle operations.

35 (6) \$56,000 of the high occupancy toll lanes operations account—  
36 state appropriation, \$1,124,000 of the state route number 520  
37 corridor account—state appropriation, and \$596,000 of the Tacoma  
38 Narrows toll bridge account—state appropriation are provided solely  
39 for the department to develop a request for proposals for a new

1 tolling customer service center. The department must address the  
2 replacement of the Wave2Go ferry ticketing system that is reaching  
3 the end of its useful life by developing functional and technical  
4 requirements that integrate Washington state ferries ticketing into  
5 the new tolling division customer service center toll collection  
6 system. The department shall continue to report quarterly to the  
7 governor, legislature, and state auditor on: (a) The department's  
8 effort to mitigate risk to the state, (b) the development of a  
9 request for proposals, and (c) the overall progress towards procuring  
10 a new tolling customer service center.

11 (7) The department shall make detailed quarterly reports to the  
12 governor and the transportation committees of the legislature on the  
13 following:

14 (a) The use of consultants in the tolling program, including the  
15 name of the contractor, the scope of work, the type of contract,  
16 timelines, deliverables, any new task orders, and any extensions to  
17 existing consultant contracts;

18 (b) The nonvendor costs of administering toll operations,  
19 including the costs of staffing the division, consultants and other  
20 personal service contracts required for technical oversight and  
21 management assistance, insurance, payments related to credit card  
22 processing, transponder purchases and inventory management, facility  
23 operations and maintenance, and other miscellaneous nonvendor costs;  
24 and

25 (c) The vendor-related costs of operating tolled facilities,  
26 including the costs of the customer service center, cash collections  
27 on the Tacoma Narrows bridge, electronic payment processing, and toll  
28 collection equipment maintenance, renewal, and replacement.

29 (8) \$5,000 of the motor vehicle account—state appropriation is  
30 provided solely for membership dues for the alliance for toll  
31 interoperability.

32 (9) \$1,925,000 of the state route number 520 civil penalties  
33 account—state appropriation is provided solely to implement  
34 chapter . . . (Substitute Senate Bill No. 5481), Laws of 2015  
35 (tolling customer service reform) to improve integration between the  
36 Good to Go! electronic tolling system with the pay-by-mail system  
37 through increased communication with customers and improvements to  
38 the Good to Go! web site allowing customers to manage all of their  
39 toll accounts regardless of method of payment. Within the amounts  
40 provided, the department must include in the request for proposals



1 for a new customer service center the requirement that the new  
 2 tolling customer service center link to the vehicle records system of  
 3 the department of licensing to enable vehicle record updates that  
 4 relate to tolling customer accounts to occur between the two systems  
 5 seamlessly. The department must work with the department of licensing  
 6 to develop the appropriate specifications to include in the request  
 7 for proposals to allow the new tolling customer service center to  
 8 link to the vehicle records system without cost to the department of  
 9 licensing and report to the transportation committees of the  
 10 legislature when the appropriate specifications have been  
 11 completed. By June 30, 2017, the department shall report how many  
 12 people with Good to Go! accounts were issued civil penalties for each  
 13 toll facility and whether the number was reduced each fiscal year in  
 14 the biennium. The department shall also report on the number of  
 15 customer contacts that occur, number of civil penalties reduced or  
 16 waived, the amount of the total civil penalties that are waived, and  
 17 the number of customers that are referred to the administrative law  
 18 judge process during the biennium.

19 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF TRANSPORTATION—**  
 20 **INFORMATION TECHNOLOGY—PROGRAM C**

21	Transportation Partnership Account—State	
22	Appropriation. . . . .	\$1,460,000
23	Motor Vehicle Account—State Appropriation. . . . .	\$67,458,000
24	Multimodal Transportation Account—State	
25	Appropriation. . . . .	\$2,883,000
26	Transportation 2003 Account (Nickel Account)—State	
27	Appropriation. . . . .	\$1,460,000
28	Puget Sound Ferry Operations Account—State	
29	Appropriation. . . . .	\$263,000
30	TOTAL APPROPRIATION. . . . .	\$73,524,000

31 The appropriations in this section are subject to the following  
 32 conditions and limitations: \$1,460,000 of the transportation  
 33 partnership account—state appropriation and \$1,460,000 of the  
 34 transportation 2003 account (nickel account)—state appropriation are  
 35 provided solely for maintaining the department's project management  
 36 reporting system.



1 (2) The legislature recognizes that the trail known as the Rocky  
2 Reach Trail, and its extensions, serve to separate motor vehicle  
3 traffic from pedestrians and bicyclists, increasing motor vehicle  
4 safety on state route number 2 and the coincident section of state  
5 route number 97. Consistent with chapter 47.30 RCW and pursuant to  
6 RCW 47.12.080, the legislature declares that transferring portions of  
7 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and  
8 associated buffer areas to the Washington state parks and recreation  
9 commission is consistent with the public interest. The legislature  
10 directs the department to transfer the property to the Washington  
11 state parks and recreation commission.

12 (a) The department must be paid fair market value for any  
13 portions of the transferred real property that is later abandoned,  
14 vacated, or ceases to be publicly maintained for trail purposes.

15 (b) Prior to completing the transfer in this subsection (2), the  
16 department must ensure that provisions are made to accommodate  
17 private and public utilities and any facilities that predate the  
18 department's acquisition of the property, at no cost to those  
19 entities. Prior to completing the transfer, the department shall also  
20 ensure that provisions, by fair market assessment, are made to  
21 accommodate other private and public utilities and any facilities  
22 that have been legally allowed by permit or other instrument.

23 (c) The department may sell any adjoining property that is not  
24 necessary to support the Rocky Reach Trail and adjacent buffer areas  
25 only after the transfer of trail-related property to the Washington  
26 state parks and recreation commission is complete. Adjoining property  
27 owners must be given the first opportunity to acquire such property  
28 that abuts their property, and applicable boundary line or other  
29 adjustments must be made to the legal descriptions for recording  
30 purposes.

31 ***(3) During the 2015-2017 fiscal biennium, in instances on private***  
32 ***property when naturally occurring beaver dams and the water contained***  
33 ***behind the dams pose an imminent threat to Washington state highway***  
34 ***infrastructure, personal property, and individual safety in the event***  
35 ***of dam failure, the department shall: (a) Notify the private property***  
36 ***owner or owners of the threat; (b) perform a risk assessment to the***  
37 ***state highway infrastructure, personal property, and public safety or***  
38 ***loss of life; (c) coordinate with the department of fish and wildlife***  
39 ***to perform an environmental risk assessment and develop a suggested***  
40 ***beaver management plan to reduce or eliminate the risk of failure;***

1 and (d) produce a joint agency management plan with the department of  
2 fish and wildlife for the site and involve local jurisdictions and  
3 nongovernmental organizations to help execute the recommendations as  
4 devised by the state agencies. Further, within that joint agency  
5 plan, the department and department of fish and wildlife shall  
6 identify and prioritize potential remedies to include culvert  
7 replacement, infrastructure upgrade, wildlife management tools, dam  
8 maintenance, water level controls, and any other identifiable  
9 solution.

\*Sec. 213 was partially vetoed. See message at end of chapter.

10 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION—**  
11 **ECONOMIC PARTNERSHIPS—PROGRAM K**

12 Motor Vehicle Account—State Appropriation. . . . . \$582,000

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

15 (1) The economic partnerships program must continue to explore  
16 retail partnerships at state-owned park and ride facilities, as  
17 authorized in RCW 47.04.295.

18 (2) Within the amounts provided in this section, the economic  
19 partnership program shall consult with the department's tolling  
20 division and participate in the division's ongoing efforts to reduce  
21 the costs associated with the Tacoma Narrows bridge. This  
22 participation must include examining opportunities for the state to  
23 contract with one or more private sector partners to collect tolls  
24 and provide services to drivers crossing the bridge.

25 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION—**  
26 **HIGHWAY MAINTENANCE—PROGRAM M**

27 Motor Vehicle Account—State Appropriation. . . . . \$397,329,000

28 Motor Vehicle Account—Federal Appropriation. . . . . \$7,000,000

29 Tacoma Narrows Toll Bridge Account—State  
30 Appropriation. . . . . \$1,768,000

31 State Route Number 520 Corridor Account—State  
32 Appropriation. . . . . \$4,448,000

33 TOTAL APPROPRIATION. . . . . \$410,545,000

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

1 (1) \$2,605,000 of the motor vehicle account—state appropriation  
2 is provided solely for utility fees assessed by local governments as  
3 authorized under RCW 90.03.525 for the mitigation of storm water  
4 runoff from state highways.

5 (2) \$4,448,000 of the state route number 520 corridor account—  
6 state appropriation is provided solely to maintain the state route  
7 number 520 floating bridge. These funds must be used in accordance  
8 with RCW 47.56.830(3).

9 (3) \$1,768,000 of the Tacoma Narrows toll bridge account—state  
10 appropriation is provided solely to maintain the new Tacoma Narrows  
11 bridge. These funds must be used in accordance with RCW 47.56.830(3).

12 (4) When regional transit authority construction activities are  
13 visible from a state highway, the department shall allow the regional  
14 transit authority to place safe and appropriate signage informing the  
15 public of the purpose of the construction activity.

16 (5) The department must make signage for low-height bridges a  
17 high priority.

18 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION—**  
19 **TRAFFIC OPERATIONS—PROGRAM Q—OPERATING**

20	Motor Vehicle Account—State Appropriation. . . . .	\$51,572,000
21	Motor Vehicle Account—Federal Appropriation. . . . .	\$2,050,000
22	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$250,000
23	TOTAL APPROPRIATION. . . . .	\$53,872,000

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

26 (1) \$6,000,000 of the motor vehicle account—state appropriation  
27 is provided solely for low-cost enhancements. The department shall  
28 give priority to low-cost enhancement projects that improve safety or  
29 provide congestion relief. The department shall prioritize low-cost  
30 enhancement projects on a statewide rather than regional basis. By  
31 September 1st of each even-numbered year, the department shall  
32 provide a report to the legislature listing all low-cost enhancement  
33 projects prioritized on a statewide rather than regional basis  
34 completed in the prior year.

35 (2) During the 2015-2017 fiscal biennium, the department shall  
36 continue a pilot program that expands private transportation  
37 providers' access to high occupancy vehicle lanes. Under the pilot  
38 program, when the department reserves a portion of a highway based on

1 the number of passengers in a vehicle, the following vehicles must be  
2 authorized to use the reserved portion of the highway if the vehicle  
3 has the capacity to carry eight or more passengers, regardless of the  
4 number of passengers in the vehicle: (a) Auto transportation company  
5 vehicles regulated under chapter 81.68 RCW; (b) passenger charter  
6 carrier vehicles regulated under chapter 81.70 RCW, except marked or  
7 unmarked stretch limousines and stretch sport utility vehicles as  
8 defined under department of licensing rules; (c) private nonprofit  
9 transportation provider vehicles regulated under chapter 81.66 RCW;  
10 and (d) private employer transportation service vehicles. For  
11 purposes of this subsection, "private employer transportation  
12 service" means regularly scheduled, fixed-route transportation  
13 service that is offered by an employer for the benefit of its  
14 employees. Nothing in this subsection is intended to authorize the  
15 conversion of public infrastructure to private, for-profit purposes  
16 or to otherwise create an entitlement or other claim by private users  
17 to public infrastructure.

18 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION—**  
19 **TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S**

20	Motor Vehicle Account—State Appropriation. . . . .	\$27,842,000
21	Motor Vehicle Account—Federal Appropriation. . . . .	\$280,000
22	Multimodal Transportation Account—State	
23	Appropriation. . . . .	\$1,131,000
24	TOTAL APPROPRIATION. . . . .	\$29,253,000

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

27 (1) \$288,000 of the motor vehicle account—state appropriation is  
28 provided solely for enhanced disadvantaged business enterprise  
29 outreach to increase the pool of disadvantaged businesses available  
30 for department contracts and to collaborate with the department of  
31 labor and industries to recruit women and persons of color to  
32 participate in existing transportation apprenticeship programs. The  
33 department must submit a status report on disadvantaged business  
34 enterprise outreach and apprenticeship recruitment to the  
35 transportation committees of the legislature by November 15, 2015.

36 (2) \$3,000,000 of the motor vehicle account—state appropriation  
37 is provided solely for the headquarters communications office. Within  
38 the amount provided in this subsection, the department shall complete

1 the web content management system and upgrade the department's web  
2 site.

3 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION—**  
4 **TRANSPORTATION PLANNING, DATA, AND RESEARCH—PROGRAM T**

5	Motor Vehicle Account—State Appropriation. . . . .	\$21,374,000
6	Motor Vehicle Account—Federal Appropriation. . . . .	\$24,885,000
7	Multimodal Transportation Account—State	
8	Appropriation. . . . .	\$662,000
9	Multimodal Transportation Account—Federal	
10	Appropriation. . . . .	\$2,809,000
11	Multimodal Transportation Account—Private/Local	
12	Appropriation. . . . .	\$100,000
13	TOTAL APPROPRIATION. . . . .	\$49,830,000

14 The appropriations in this section are subject to the following  
15 conditions and limitations: \$368,000 of the motor vehicle account—  
16 state appropriation is provided solely for the purchase of an  
17 economic impact model. The department shall work with appropriate  
18 local jurisdictions to improve consistency between existing and  
19 planned transportation demand models. The department shall report  
20 back to the transportation committees of the legislature and the  
21 office of financial management by December 31, 2015, with any  
22 recommendations requiring legislative action.

23 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION—**  
24 **CHARGES FROM OTHER AGENCIES—PROGRAM U**

25	Motor Vehicle Account—State Appropriation. . . . .	\$75,700,000
26	Motor Vehicle Account—Federal Appropriation. . . . .	\$500,000
27	Multimodal Transportation Account—State	
28	Appropriation. . . . .	\$3,243,000
29	TOTAL APPROPRIATION. . . . .	\$79,443,000

30 The appropriations in this section are subject to the following  
31 conditions and limitations: The department of enterprise services  
32 must provide a detailed accounting of the revenues and expenditures  
33 of the self-insurance fund to the transportation committees of the  
34 legislature on December 31st and June 30th of each year.

1        NEW SECTION.    **Sec. 220.    FOR THE DEPARTMENT OF TRANSPORTATION—**

2    **PUBLIC TRANSPORTATION—PROGRAM V**

3	State Vehicle Parking Account—State Appropriation. . . . .	\$754,000
4	Regional Mobility Grant Program Account—State	
5	Appropriation. . . . .	\$60,000,000
6	Rural Mobility Grant Program Account—State	
7	Appropriation. . . . .	\$17,000,000
8	Multimodal Transportation Account—State	
9	Appropriation. . . . .	\$50,546,000
10	Multimodal Transportation Account—Federal	
11	Appropriation. . . . .	\$3,242,000
12	TOTAL APPROPRIATION. . . . .	\$131,542,000

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

15        (1) \$35,000,000 of the multimodal transportation account—state  
16 appropriation is provided solely for a grant program for special  
17 needs transportation provided by transit agencies and nonprofit  
18 providers of transportation. Of this amount:

19        (a) \$7,500,000 of the multimodal transportation account—state  
20 appropriation is provided solely for grants to nonprofit providers of  
21 special needs transportation. Grants for nonprofit providers must be  
22 based on need, including the availability of other providers of  
23 service in the area, efforts to coordinate trips among providers and  
24 riders, and the cost effectiveness of trips provided.

25        (b) \$27,500,000 of the multimodal transportation account—state  
26 appropriation is provided solely for grants to transit agencies to  
27 transport persons with special transportation needs. To receive a  
28 grant, the transit agency must, to the greatest extent practicable,  
29 have a maintenance of effort for special needs transportation that is  
30 no less than the previous year's maintenance of effort for special  
31 needs transportation. Grants for transit agencies must be prorated  
32 based on the amount expended for demand response service and route  
33 deviated service in calendar year 2013 as reported in the "Summary of  
34 Public Transportation - 2013" published by the department of  
35 transportation. No transit agency may receive more than thirty  
36 percent of these distributions.

37        (2) \$17,000,000 of the rural mobility grant program account—state  
38 appropriation is provided solely for grants to aid small cities in  
39 rural areas as prescribed in RCW 47.66.100.



1           (3)(a) \$6,000,000 of the multimodal transportation account—state  
2 appropriation is provided solely for a vanpool grant program for: (i)  
3 Public transit agencies to add vanpools or replace vans; and (ii)  
4 incentives for employers to increase employee vanpool use. The grant  
5 program for public transit agencies will cover capital costs only;  
6 operating costs for public transit agencies are not eligible for  
7 funding under this grant program. Additional employees may not be  
8 hired from the funds provided in this section for the vanpool grant  
9 program, and supplanting of transit funds currently funding vanpools  
10 is not allowed. The department shall encourage grant applicants and  
11 recipients to leverage funds other than state funds.

12           (b) At least \$1,600,000 of the amount provided in this subsection  
13 must be used for vanpool grants in congested corridors.

14           (c) \$400,000 of the amount provided in this subsection is  
15 provided solely for the purchase of additional vans for use by  
16 vanpools serving or traveling through the Joint Base Lewis-McChord  
17 I-5 corridor between mile post 116 and 127.

18           (4) \$10,000,000 of the regional mobility grant program account—  
19 state appropriation is reappropriated and provided solely for the  
20 regional mobility grant projects identified in LEAP Transportation  
21 Document 2015-2 ALL PROJECTS as developed May 26, 2015, Program -  
22 Public Transportation Program (V).

23           (5)(a) \$50,000,000 of the regional mobility grant program account  
24 —state appropriation is provided solely for the regional mobility  
25 grant projects identified in LEAP Transportation Document 2015-2 ALL  
26 PROJECTS as developed May 26, 2015, Program - Public Transportation  
27 Program (V). The department shall review all projects receiving grant  
28 awards under this program at least semiannually to determine whether  
29 the projects are making satisfactory progress. Any project that has  
30 been awarded funds, but does not report activity on the project  
31 within one year of the grant award, must be reviewed by the  
32 department to determine whether the grant should be terminated. The  
33 department shall promptly close out grants when projects have been  
34 completed, and any remaining funds must be used only to fund projects  
35 identified in the LEAP transportation document referenced in this  
36 subsection. The department shall provide annual status reports on  
37 December 15, 2015, and December 15, 2016, to the office of financial  
38 management and the transportation committees of the legislature  
39 regarding the projects receiving the grants. It is the intent of the

1 legislature to appropriate funds through the regional mobility grant  
2 program only for projects that will be completed on schedule. A  
3 grantee may not receive more than twenty-five percent of the amount  
4 appropriated in this subsection. The department shall not approve any  
5 increases or changes to the scope of a project for the purpose of a  
6 grantee expending remaining funds on an awarded grant.

7 (b) In order to be eligible to receive a grant under (a) of this  
8 subsection during the 2015-2017 fiscal biennium, a transit agency  
9 must establish a process for private transportation providers to  
10 apply for the use of park and ride facilities. For purposes of this  
11 subsection, (i) "private transportation provider" means: An auto  
12 transportation company regulated under chapter 81.68 RCW; a passenger  
13 charter carrier regulated under chapter 81.70 RCW, except marked or  
14 unmarked stretch limousines and stretch sport utility vehicles as  
15 defined under department of licensing rules; a private nonprofit  
16 transportation provider regulated under chapter 81.66 RCW; or a  
17 private employer transportation service provider; and (ii) "private  
18 employer transportation service" means regularly scheduled, fixed-  
19 route transportation service that is offered by an employer for the  
20 benefit of its employees.

21 (6) Funds provided for the commute trip reduction (CTR) program  
22 may also be used for the growth and transportation efficiency center  
23 program.

24 (7) \$5,670,000 of the multimodal transportation account—state  
25 appropriation and \$754,000 of the state vehicle parking account—state  
26 appropriation are provided solely for CTR grants and activities.

27 (8) \$200,000 of the multimodal transportation account—state  
28 appropriation is contingent on the timely development of an annual  
29 report summarizing the status of public transportation systems as  
30 identified under RCW 35.58.2796.

31 (9)(a) \$1,000,000 of the multimodal transportation account—state  
32 appropriation is provided solely for the Everett connector service  
33 for Island and Skagit transit agencies. The amount provided in this  
34 subsection is contingent on Island Transit charging fares that  
35 achieve a farebox recovery ratio similar to comparable transit  
36 systems.

37 (b) The amount provided in (a) of this subsection must be held in  
38 unallotted status until the office of financial management determines  
39 that fares have been both adopted and implemented by Island Transit

1 that achieve a farebox recovery ratio similar to comparable transit  
2 systems. Island Transit must notify the office of financial  
3 management when it has met the requirements of this subsection.

4 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION—**  
5 **MARINE—PROGRAM X**

6	Puget Sound Ferry Operations Account—State	
7	Appropriation. . . . .	\$483,637,000
8	Puget Sound Ferry Operations Account—Private/Local	
9	Appropriation. . . . .	\$121,000
10	TOTAL APPROPRIATION. . . . .	\$483,758,000

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

13 (1) The office of financial management budget instructions  
14 require agencies to recast enacted budgets into activities. The  
15 Washington state ferries shall include a greater level of detail in  
16 its 2015-2017 supplemental and 2017-2019 omnibus transportation  
17 appropriations act requests, as determined jointly by the office of  
18 financial management, the Washington state ferries, and the  
19 transportation committees of the legislature. This level of detail  
20 must include the administrative functions in the operating as well as  
21 capital programs.

22 (2) Until a reservation system is operational on the San Juan  
23 islands inter-island route, the department shall provide the same  
24 priority loading benefits on the San Juan islands inter-island route  
25 to home health care workers as are currently provided to patients  
26 traveling for purposes of receiving medical treatment.

27 (3) For the 2015-2017 fiscal biennium, the department may enter  
28 into a distributor controlled fuel hedging program and other methods  
29 of hedging approved by the fuel hedging committee.

30 (4) \$87,036,000 of the Puget Sound ferry operations account—state  
31 appropriation is provided solely for auto ferry vessel operating fuel  
32 in the 2015-2017 fiscal biennium, which reflect cost savings from a  
33 reduced biodiesel fuel requirement and, therefore, is contingent upon  
34 the enactment of section 701 of this act. The amount provided in this  
35 subsection represents the fuel budget for the purposes of calculating  
36 any ferry fare fuel surcharge.

1 (5) When purchasing uniforms that are required by collective  
2 bargaining agreements, the department shall contract with the lowest  
3 cost provider.

4 (6) During the 2015-2017 fiscal biennium, the department shall  
5 not operate a winter sailing schedule for a time period longer than  
6 twelve weeks.

7 (7) \$496,000 of the Puget Sound ferry operations account—state  
8 appropriation is provided solely for ferry terminal traffic control  
9 at the Fauntleroy ferry terminal. The department shall utilize  
10 existing contracts to provide a uniformed officer to assist with  
11 ferry terminal traffic control at the Fauntleroy ferry terminal.

12 (8) \$1,151,000 of the Puget Sound ferry operations account—state  
13 appropriation is provided solely for improvements to the reservation  
14 system. The department shall actively encourage ferry reservation  
15 customers to use the online option for making and changing  
16 reservations.

17 (9) \$30,000 of the Puget Sound ferry operations account—state  
18 appropriation is provided solely for the marine division assistant  
19 secretary's designee to the board of pilotage commissioners, who  
20 serves as the board chair. As the agency chairing the board, the  
21 department shall direct the board chair, in his or her capacity as  
22 chair, to require that the report to the governor and chairs of the  
23 transportation committees required under RCW 88.16.035(1)(f) be filed  
24 by September 1, 2015, and annually thereafter, and that the report  
25 include the establishment of policies and procedures necessary to  
26 increase the diversity of pilots, trainees, and applicants, including  
27 a diversity action plan. The diversity action plan must articulate a  
28 comprehensive vision of the board's diversity goals and the steps it  
29 will take to reach those goals.

30 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION—**  
31 **RAIL—PROGRAM Y—OPERATING**

32 Multimodal Transportation Account—State	
33 Appropriation. . . . .	\$58,744,000
34 Multimodal Transportation Account—Private/Local	
35 Appropriation. . . . .	\$45,000
36 TOTAL APPROPRIATION. . . . .	\$58,789,000

1 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION—**

2 **LOCAL PROGRAMS—PROGRAM Z—OPERATING**

3	Motor Vehicle Account—State Appropriation. . . . .	\$8,986,000
4	Motor Vehicle Account—Federal Appropriation. . . . .	\$2,567,000
5	Multiuse Roadway Safety Account—State Appropriation. . . . .	\$131,000
6	TOTAL APPROPRIATION. . . . .	\$11,684,000

7 **TRANSPORTATION AGENCIES—CAPITAL**

8 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**

9 **INVESTMENT BOARD**

10	Freight Mobility Investment Account—State	
11	Appropriation. . . . .	\$8,852,000
12	Freight Mobility Multimodal Account—State	
13	Appropriation. . . . .	\$9,937,000
14	Freight Mobility Multimodal Account—Private/Local	
15	Appropriation. . . . .	\$1,320,000
16	Highway Safety Account—State Appropriation. . . . .	\$2,250,000
17	Motor Vehicle Account—State Appropriation . . . . .	\$83,000
18	Motor Vehicle Account—Federal Appropriation. . . . .	\$3,250,000
19	TOTAL APPROPRIATION. . . . .	\$25,692,000

20 NEW SECTION. **Sec. 302. FOR THE WASHINGTON STATE PATROL**

21	State Patrol Highway Account—State Appropriation. . . . .	\$5,310,000
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22 The appropriation in this section is subject to the following  
23 conditions and limitations:

24 (1) \$250,000 of the state patrol highway account—state  
25 appropriation is provided solely for unforeseen emergency repairs on  
26 facilities.

27 (2) \$560,000 of the state patrol highway account—state  
28 appropriation is provided solely for the replacement of the roofs of  
29 the Shelton academy multipurpose building, Tacoma district office  
30 building, Kennewick detachment building, and Ridgefield and Plymouth  
31 weigh station buildings.

32 (3) \$150,000 of the state patrol highway account—state  
33 appropriation is provided solely for upgrades to scales at Goldendale  
34 required to meet current certification requirements.

1 (4) \$2,350,000 of the state patrol highway account—state  
2 appropriation is provided solely for funding to repair and replace  
3 the academy asphalt emergency vehicle operation course.

4 (5) \$500,000 of the state patrol highway account—state  
5 appropriation is provided solely for replacement of generators at  
6 Marysville, Baw Faw, Gardner, Pilot Rock, and Ridpath.

7 (6) \$150,000 of the state patrol highway account—state  
8 appropriation is provided solely for painting and caulking in several  
9 locations.

10 (7) \$350,000 of the state patrol highway account—state  
11 appropriation is provided solely for pavement preservation at the  
12 Wenatchee district office and the Spokane district office.

13 (8) \$700,000 of the state patrol highway account—state  
14 appropriation is provided solely for energy upgrades at two district  
15 offices and two detachments.

16 (9) \$300,000 of the state patrol highway account—state  
17 appropriation is provided solely for repair of the academy training  
18 tank.

19 **NEW SECTION. Sec. 303. FOR THE COUNTY ROAD ADMINISTRATION BOARD**  
20 Rural Arterial Trust Account—State  
21 Appropriation. . . . . \$46,000,000  
22 Motor Vehicle Account—State Appropriation. . . . . \$10,706,000  
23 County Arterial Preservation Account—State  
24 Appropriation. . . . . \$31,250,000  
25 TOTAL APPROPRIATION. . . . . \$87,956,000

26 **NEW SECTION. Sec. 304. FOR THE TRANSPORTATION IMPROVEMENT BOARD**  
27 Small City Pavement and Sidewalk Account—State  
28 Appropriation. . . . . \$3,931,000  
29 Highway Safety Account—State Appropriation. . . . . \$10,000,000  
30 Transportation Improvement Account—State  
31 Appropriation. . . . . \$179,452,000  
32 TOTAL APPROPRIATION. . . . . \$193,383,000

33 The appropriations in this section are subject to the following  
34 conditions and limitations: The highway safety account—state  
35 appropriation is provided solely for:

- 36 (1) The arterial preservation program to help low tax-based,  
37 medium-sized cities preserve arterial pavements;

1 (2) The small city pavement program to help cities meet urgent  
2 preservation needs; and

3 (3) The small city low-energy street light retrofit demonstration  
4 program.

5 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—**  
6 **FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—**  
7 **CAPITAL**

8 Transportation Partnership Account—State  
9 Appropriation. . . . . \$211,000  
10 Motor Vehicle Account—State Appropriation. . . . . \$4,270,000  
11 TOTAL APPROPRIATION. . . . . \$4,481,000

12 The appropriations in this section are subject to the following  
13 conditions and limitations: \$211,000 of the transportation  
14 partnership account—state appropriation is provided solely for  
15 completion of a new traffic management center in Shoreline,  
16 Washington. By September 30, 2015, the department shall report to the  
17 transportation committees of the legislature and the office of  
18 financial management on the resulting vacancy rate of the existing  
19 regional headquarters building in Shoreline, plans to consolidate  
20 department staff into the building, and the schedule for terminating  
21 the current lease of the Goldsmith building in Seattle, and provide  
22 an update on future plans to consolidate agency staff within the  
23 region.

24 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—**  
25 **IMPROVEMENTS—PROGRAM I**

26 Multimodal Transportation Account—State  
27 Appropriation. . . . . \$21,388,000  
28 Transportation Partnership Account—State  
29 Appropriation. . . . . \$1,075,309,000  
30 Motor Vehicle Account—State Appropriation. . . . . \$64,991,000  
31 Motor Vehicle Account—Federal Appropriation. . . . . \$251,313,000  
32 Motor Vehicle Account—Private/Local Appropriation. . . . \$167,259,000  
33 Transportation 2003 Account (Nickel Account)—State  
34 Appropriation. . . . . \$104,366,000  
35 State Route Number 520 Corridor Account—State  
36 Appropriation. . . . . \$367,792,000  
37 State Route Number 520 Corridor Account—Federal

1	Appropriation. . . . .	\$104,801,000
2	State Route Number 520 Civil Penalties Account—	
3	State Appropriation. . . . .	\$15,000,000
4	Alaskan Way Viaduct Replacement Project Account—	
5	State Appropriation. . . . .	\$50,110,000
6	Special Category C Account—State Appropriation. . . . .	\$6,000,000
7	TOTAL APPROPRIATION. . . . .	\$2,228,329,000

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

10 (1) Except as provided otherwise in this section, the entire  
11 transportation 2003 account (nickel account) appropriation and the  
12 entire transportation partnership account appropriation are provided  
13 solely for the projects and activities as listed by fund, project,  
14 and amount in LEAP Transportation Document 2015-1 as developed May  
15 26, 2015, Program - Highway Improvements Program (I). However,  
16 limited transfers of specific line-item project appropriations may  
17 occur between projects for those amounts listed subject to the  
18 conditions and limitations in section 601 of this act.

19 (2) Except as provided otherwise in this section, the entire  
20 motor vehicle account—state appropriation and motor vehicle account—  
21 federal appropriation are provided solely for the projects and  
22 activities listed in LEAP Transportation Document 2015-2 ALL PROJECTS  
23 as developed May 26, 2015, Program - Highway Improvements Program  
24 (I). Any federal funds gained through efficiencies, adjustments to  
25 the federal funds forecast, additional congressional action not  
26 related to a specific project or purpose, or the federal funds  
27 redistribution process must then be applied to highway and bridge  
28 preservation activities. However, no additional federal funds may be  
29 allocated to the I-5/Columbia River Crossing project (400506A).

30 (3) Within the motor vehicle account—state appropriation and  
31 motor vehicle account—federal appropriation, the department may  
32 transfer funds between programs I and P, except for funds that are  
33 otherwise restricted in this act.

34 (4) The transportation 2003 account (nickel account)—state  
35 appropriation includes up to \$104,366,000 in proceeds from the sale  
36 of bonds authorized by RCW 47.10.861.

37 (5) The transportation partnership account—state appropriation  
38 includes up to \$508,793,000 in proceeds from the sale of bonds  
39 authorized in RCW 47.10.873.



1 (6) \$3,700,000 of the motor vehicle account—state appropriation  
2 is provided solely for the I-5/JBLM Early Corridor Design project  
3 (300596S) to complete an environmental impact statement for a project  
4 that creates additional general purpose lanes on Interstate 5 in the  
5 Joint Base Lewis-McChord corridor. The design of this project must be  
6 high occupancy vehicle lane ready for a future connection to the  
7 Interstate 5 high occupancy vehicle lane system that currently  
8 terminates in Tacoma.

9 (7) \$346,263,000 of the transportation partnership account—state  
10 appropriation, \$15,300,000 of the motor vehicle account—federal  
11 appropriation, \$154,263,000 of the motor vehicle account—private/  
12 local appropriation, \$69,479,000 of the transportation 2003 account  
13 (nickel account)—state appropriation, \$50,110,000 of the Alaskan Way  
14 viaduct replacement project account—state appropriation, and  
15 \$4,346,000 of the multimodal transportation account—state  
16 appropriation are provided solely for the SR 99/Alaskan Way Viaduct  
17 Replacement project (809936Z).

18 (8) \$17,000,000 of the multimodal transportation account—state  
19 appropriation is provided solely for transit mitigation for the SR  
20 99/Viaduct Project - Construction Mitigation project (809940B).

21 (9) Within existing resources, during the regular sessions of the  
22 legislature, the department of transportation shall participate in  
23 work sessions, before the transportation committees of the house of  
24 representatives and senate, on the Alaskan Way viaduct replacement  
25 project. These work sessions must include a report on current  
26 progress of the project, timelines for completion, outstanding  
27 claims, the financial status of the project, and any other  
28 information necessary for the legislature to maintain appropriate  
29 oversight of the project. The parties invited to present may include  
30 the department of transportation, the Seattle tunnel partners, and  
31 other appropriate stakeholders.

32 (10) \$13,881,000 of the transportation partnership account—state  
33 appropriation, \$9,753,000 of the transportation 2003 account (nickel  
34 account)—state appropriation, \$42,000 of the multimodal  
35 transportation account—state appropriation, \$6,000,000 of the special  
36 category C account—state appropriation, and \$6,348,000 of the motor  
37 vehicle account—federal appropriation are provided solely for the US  
38 395/North Spokane Corridor project (600010A). Any future savings on  
39 the project must stay on the US 395/Interstate 90 corridor and be

1 made available to the current phase of the North Spokane corridor  
2 project or any future phase of the project in 2015-2017.

3 (11) \$46,894,000 of the transportation partnership account—state  
4 appropriation, \$10,317,000 of the transportation 2003 account (nickel  
5 account)—state appropriation, and \$1,000 of the motor vehicle account  
6 —private/local appropriation are provided solely for the I-405/  
7 Kirkland Vicinity Stage 2 - Widening project (8BI1002). This project  
8 must be completed as soon as practicable as a design-build project.  
9 Any future savings on this project or other Interstate 405 corridor  
10 projects must stay on the Interstate 405 corridor and be made  
11 available to either the I-405/SR 167 Interchange - Direct Connector  
12 project (140504C) or the I-405 Renton to Bellevue project in the  
13 2015-2017 fiscal biennium.

14 (12)(a) The SR 520 Bridge Replacement and HOV project (8BI1003)  
15 is supported over time from multiple sources, including a  
16 \$300,000,000 TIFIA loan, \$923,000,000 in Garvee bonds, toll revenues,  
17 state bonds, interest earnings, and other miscellaneous sources.

18 (b) The state route number 520 corridor account—state  
19 appropriation includes up to \$343,505,000 in proceeds from the sale  
20 of bonds authorized in RCW 47.10.879 and 47.10.886.

21 (c) The state route number 520 corridor account—federal  
22 appropriation includes up to \$104,801,000 in proceeds from the sale  
23 of bonds authorized in RCW 47.10.879 and 47.10.886.

24 (d) \$82,195,000 of the transportation partnership account—state  
25 appropriation, \$104,801,000 of the state route number 520 corridor  
26 account—federal appropriation, and \$367,792,000 of the state route  
27 number 520 corridor account—state appropriation are provided solely  
28 for the SR 520 Bridge Replacement and HOV project (8BI1003). Of the  
29 amounts appropriated in this subsection (12)(d), \$232,598,000 of the  
30 state route number 520 corridor account—state appropriation must be  
31 put into unallotted status and is subject to review by the office of  
32 financial management. The director of the office of financial  
33 management shall consult with the joint transportation committee  
34 prior to making a decision to allot these funds.

35 (e) When developing the financial plan for the project, the  
36 department shall assume that all maintenance and operation costs for  
37 the new facility are to be covered by tolls collected on the toll  
38 facility and not by the motor vehicle account.

1 (13) \$15,000,000 of the state route number 520 civil penalties  
2 account—state appropriation is provided solely for the department to  
3 continue to work with the Seattle department of transportation in  
4 their joint planning, design, right-of-way acquisition, outreach, and  
5 operation of the remaining west side elements including, but not  
6 limited to, the Montlake lid, the bicycle/pedestrian path, the  
7 effective network of transit connections, and the Portage Bay bridge  
8 of the SR 520 Bridge Replacement and HOV project.

9 (14) \$548,000 of the motor vehicle account—federal appropriation  
10 and \$19,000 of the motor vehicle account—state appropriation are  
11 provided solely for the 31st Ave SW Overpass Widening and Improvement  
12 project (L1100048).

13 (15) The legislature finds that there are sixteen companies  
14 involved in wood preserving in the state that employ four hundred  
15 workers and have an annual payroll of fifteen million dollars. Prior  
16 to the department's switch to steel guardrails, ninety percent of the  
17 twenty-five hundred mile guardrail system was constructed of  
18 preserved wood and one hundred ten thousand wood guardrail posts were  
19 produced annually for state use. Moreover, the policy of using steel  
20 posts requires the state to use imported steel. Given these findings,  
21 where practicable, and until June 30, 2017, the department shall  
22 include the design option to use wood guardrail posts, in addition to  
23 steel posts, in new guardrail installations. The selection of posts  
24 must be consistent with the agency design manual policy that existed  
25 before December 2009.

26 (16) For urban corridors that are all or partially within a  
27 metropolitan planning organization boundary, for which the department  
28 has not initiated environmental review, and that require an  
29 environmental impact statement, at least one alternative must be  
30 consistent with the goals set out in RCW 47.01.440.

31 (17) The department shall itemize all future requests for the  
32 construction of buildings on a project list and submit them through  
33 the transportation executive information system as part of the  
34 department's 2016 budget submittal. It is the intent of the  
35 legislature that new facility construction must be transparent and  
36 not appropriated within larger highway construction projects.

37 (18) \$59,438,000 of the motor vehicle account—federal  
38 appropriation, \$572,000 of the motor vehicle account—state  
39 appropriation, and \$388,000 of the motor vehicle account—private/

1 local appropriation are provided solely for fish passage barrier and  
2 chronic deficiency improvements (0BI4001).

3 (19) Any new advisory group that the department convenes during  
4 the 2015-2017 fiscal biennium must consider the interests of the  
5 entire state of Washington.

6 (20) Practical design offers targeted benefits to a state  
7 transportation system within available fiscal resources. This  
8 delivers value not just for individual projects, but for the entire  
9 system. Applying practical design standards will also preserve and  
10 enhance safety and mobility. The department shall implement a  
11 practical design strategy for transportation design standards. By  
12 June 30, 2016, the department shall report to the governor and the  
13 house of representatives and senate transportation committees on  
14 where practical design has been applied or is intended to be applied  
15 in the department and the cost savings resulting from the use of  
16 practical design. This subsection takes effect if chapter . . .  
17 (Substitute House Bill No. 2012), Laws of 2015 is not enacted by June  
18 30, 2015.

19 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION—**  
20 **PRESERVATION—PROGRAM P**

21	Transportation Partnership Account—State	
22	Appropriation. . . . .	\$12,057,000
23	Motor Vehicle Account—State Appropriation. . . . .	\$56,024,000
24	Motor Vehicle Account—Federal Appropriation. . . . .	\$391,681,000
25	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$8,104,000
26	Transportation 2003 Account (Nickel Account)—State	
27	Appropriation. . . . .	\$40,457,000
28	Tacoma Narrows Toll Bridge Account—State	
29	Appropriation. . . . .	\$4,564,000
30	Recreational Vehicle Account—State Appropriation. . . . .	\$1,509,000
31	High Occupancy Toll Lanes Operations Account—State	
32	Appropriation. . . . .	\$800,000
33	State Route Number 520 Corridor Account—State	
34	Appropriation. . . . .	\$720,000
35	TOTAL APPROPRIATION. . . . .	\$515,916,000

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

1 (1) Except as provided otherwise in this section, the entire  
2 transportation 2003 account (nickel account) appropriation and the  
3 entire transportation partnership account appropriation are provided  
4 solely for the projects and activities as listed by fund, project,  
5 and amount in LEAP Transportation Document 2015-1 as developed May  
6 26, 2015, Program - Highway Preservation Program (P). However,  
7 limited transfers of specific line-item project appropriations may  
8 occur between projects for those amounts listed subject to the  
9 conditions and limitations in section 601 of this act.

10 (2) Except as provided otherwise in this section, the entire  
11 motor vehicle account—state appropriation and motor vehicle account—  
12 federal appropriation are provided solely for the projects and  
13 activities listed in LEAP Transportation Document 2015-2 ALL PROJECTS  
14 as developed May 26, 2015, Program - Highway Preservation Program  
15 (P). Any federal funds gained through efficiencies, adjustments to  
16 the federal funds forecast, additional congressional action not  
17 related to a specific project or purpose, or the federal funds  
18 redistribution process must then be applied to highway and bridge  
19 preservation activities. However, no additional federal funds may be  
20 allocated to the I-5/Columbia River Crossing project (400506A).

21 (3) Within the motor vehicle account—state appropriation and  
22 motor vehicle account—federal appropriation, the department may  
23 transfer funds between programs I and P, except for funds that are  
24 otherwise restricted in this act.

25 (4) The transportation 2003 account (nickel account)—state  
26 appropriation includes up to \$38,492,000 in proceeds from the sale of  
27 bonds authorized in RCW 47.10.861.

28 (5) The department shall examine the use of electric arc furnace  
29 slag for use as an aggregate for new roads and paving projects in  
30 high traffic areas and report back to the legislature by December 1,  
31 2015, on its current use in other areas of the country and any  
32 characteristics that can provide greater wear resistance and skid  
33 resistance in new pavement construction.

34 (6) \$39,000,000 of the motor vehicle account—federal  
35 appropriation is provided solely for the preservation of structurally  
36 deficient bridges or bridges that are at risk of becoming  
37 structurally deficient. These funds must be used widely around the  
38 state of Washington. The department shall provide a report that

1 identifies the scope, cost, and benefit of each project funded in  
2 this subsection as part of its 2016 agency budget request.

3 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION—**  
4 **TRAFFIC OPERATIONS—PROGRAM Q—CAPITAL**

5	Motor Vehicle Account—State Appropriation. . . . .	\$5,898,000
6	Motor Vehicle Account—Federal Appropriation. . . . .	\$6,132,000
7	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$200,000
8	TOTAL APPROPRIATION. . . . .	\$12,230,000

9 The appropriations in this section are subject to the following  
10 conditions and limitations: \$791,000 of the motor vehicle account—  
11 state appropriation is provided solely for project 000005Q as state  
12 matching funds for federally selected competitive grants or  
13 congressional earmark projects. These moneys must be placed into  
14 reserve status until such time as federal funds are secured that  
15 require a state match.

16 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION—**  
17 **WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W**

18	Puget Sound Capital Construction Account—State	
19	Appropriation. . . . .	\$40,347,000
20	Puget Sound Capital Construction Account—Federal	
21	Appropriation. . . . .	\$126,515,000
22	Puget Sound Capital Construction Account—Private/Local	
23	Appropriation. . . . .	\$10,331,000
24	Multimodal Transportation Account—State	
25	Appropriation. . . . .	\$2,734,000
26	Transportation 2003 Account (Nickel Account)—State	
27	Appropriation. . . . .	\$81,583,000
28	TOTAL APPROPRIATION. . . . .	\$261,510,000

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

31 (1) Except as provided otherwise in this section, the entire  
32 appropriations in this section are provided solely for the projects  
33 and activities as listed in LEAP Transportation Document 2015-2 ALL  
34 PROJECTS as developed May 26, 2015, Program - Washington State  
35 Ferries Capital Program (W).

1 (2) \$73,000,000 of the transportation 2003 account (nickel  
2 account)—state appropriation is provided solely for the acquisition  
3 of a 144-car vessel (L1000063). The department shall use as much  
4 already procured equipment as practicable on the 144-car vessels.

5 (3) \$40,617,000 of the Puget Sound capital construction account—  
6 federal appropriation and \$608,000 of the Puget Sound capital  
7 construction account—state appropriation are provided solely for the  
8 Mukilteo ferry terminal (952515P).

9 (4) \$4,000,000 of the Puget Sound capital construction account—  
10 state appropriation is provided solely for emergency capital repair  
11 costs (999910K). Funds may only be spent after approval by the office  
12 of financial management.

13 (5) Consistent with RCW 47.60.662, which requires the Washington  
14 state ferry system to collaborate with passenger-only ferry and  
15 transit providers to provide service at existing terminals, the  
16 department shall ensure that multimodal access, including for  
17 passenger-only ferries and transit service providers, is not  
18 precluded by any future terminal modifications.

19 (6) If the department pursues a conversion of the existing diesel  
20 powered Issaquah class fleet to a different fuel source or engine  
21 technology or the construction of a new vessel powered by a fuel  
22 source or engine technology that is not diesel powered, the  
23 department must use a design-build procurement process.

24 (7) Funding is included in the future biennia of the LEAP  
25 transportation document referenced in subsection (1) of this section  
26 for future vessel purchases. Given that the recent purchase of new  
27 vessels varies from the current long range plan, the department shall  
28 include in its updated long range plan revised estimates for new  
29 vessel costs, size, and purchase time frames.

30 (8) \$325,000 of the Puget Sound capital construction account—  
31 state appropriation is provided solely for the ferry system to  
32 participate in the development of one account-based system for  
33 customers of both the ferry system and tolling system. The current  
34 Wave2Go ferry ticketing system is reaching the end of its useful life  
35 and the department is expected to develop a replacement account-based  
36 system as part of the new tolling division customer service center  
37 toll collection system.

1        NEW SECTION.    **Sec. 310.    FOR THE DEPARTMENT OF TRANSPORTATION—**

2    **RAIL—PROGRAM Y—CAPITAL**

3    Essential Rail Assistance Account—State

4        Appropriation. . . . . \$820,000

5    Transportation Infrastructure Account—State

6        Appropriation. . . . . \$7,033,000

7    Multimodal Transportation Account—State

8        Appropriation. . . . . \$12,759,000

9    Multimodal Transportation Account—Federal

10       Appropriation. . . . . \$363,318,000

11        TOTAL APPROPRIATION. . . . . \$383,930,000

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

14       (1) Except as provided otherwise in this section, the entire  
15       appropriations in this section are provided solely for the projects  
16       and activities as listed by project and amount in LEAP Transportation  
17       Document 2015-2 ALL PROJECTS as developed May 26, 2015, Program -  
18       Rail Program (Y).

19       (2) \$5,000,000 of the transportation infrastructure account—state  
20       appropriation is provided solely for new low-interest loans approved  
21       by the department through the freight rail investment bank (FRIB)  
22       program. The department shall issue FRIB program loans with a  
23       repayment period of no more than ten years, and charge only so much  
24       interest as is necessary to recoup the department's costs to  
25       administer the loans. For the 2015-2017 fiscal biennium, the  
26       department shall first award loans to 2015-2017 FRIB loan applicants  
27       in priority order, and then offer loans to 2015-2017 unsuccessful  
28       freight rail assistance program grant applicants, if eligible. If any  
29       funds remain in the FRIB program, the department may reopen the loan  
30       program and shall evaluate new applications in a manner consistent  
31       with past practices as specified in section 309, chapter 367, Laws of  
32       2011. The department shall report annually to the transportation  
33       committees of the legislature and the office of financial management  
34       on all FRIB loans issued.

35       (3)(a) \$4,514,000 of the multimodal transportation account—state  
36       appropriation, \$270,000 of the essential rail assistance account—  
37       state appropriation, and \$455,000 of the transportation  
38       infrastructure account—state appropriation are provided solely for  
39       new statewide emergent freight rail assistance projects identified in



1 the LEAP transportation document referenced in subsection (1) of this  
2 section.

3 (b) Of the amounts provided in this subsection, \$367,000 of the  
4 transportation infrastructure account—state appropriation and  
5 \$1,100,000 of the multimodal transportation account—state  
6 appropriation are provided solely to reimburse Highline Grain, LLC  
7 for approved work completed on Palouse River and Coulee City (PCC)  
8 railroad track in Spokane county between the BNSF Railway Interchange  
9 at Cheney and Geiger Junction and must be administered in a manner  
10 consistent with freight rail assistance program projects. The value  
11 of the public benefit of this project is expected to meet or exceed  
12 the cost of this project in: Shipper savings on transportation costs;  
13 jobs saved in rail-dependent industries; and/or reduced future costs  
14 to repair wear and tear on state and local highways due to fewer  
15 annual truck trips (reduced vehicle miles traveled). The amounts  
16 provided in this subsection are not a commitment for future  
17 legislatures, but it is the legislature's intent that future  
18 legislatures will work to approve biennial appropriations until the  
19 full \$7,337,000 cost of this project is reimbursed.

20 (4) \$363,191,000 of the multimodal transportation account—federal  
21 appropriation and \$5,740,000 of the multimodal transportation account  
22 —state appropriation are provided solely for expenditures related to  
23 passenger high-speed rail grants. Except for the Mount Vernon project  
24 (P01101A), the multimodal transportation account—state funds reflect  
25 no more than one and one-half percent of the total project funds, and  
26 are provided solely for expenditures that are not eligible for  
27 federal reimbursement.

28 (5)(a) \$550,000 of the essential rail assistance account—state  
29 appropriation and \$305,000 of the multimodal transportation account—  
30 state appropriation are provided solely for the purpose of the  
31 rehabilitation and maintenance of the Palouse river and Coulee City  
32 railroad line (F01111B).

33 (b) Expenditures from the essential rail assistance account—state  
34 in this subsection may not exceed the combined total of:

35 (i) Revenues deposited into the essential rail assistance account  
36 from leases and sale of property pursuant to RCW 47.76.290; and

37 (ii) Revenues transferred from the miscellaneous program account  
38 to the essential rail assistance account, pursuant to RCW 47.76.360,

1 for the purpose of sustaining the grain train program by maintaining  
2 the Palouse river and Coulee City railroad.

3 NEW SECTION. **Sec. 311. FOR THE DEPARTMENT OF TRANSPORTATION—**  
4 **LOCAL PROGRAMS—PROGRAM Z—CAPITAL**

5	Highway Infrastructure Account—State Appropriation. . . . .	\$782,000
6	Highway Infrastructure Account—Federal	
7	Appropriation. . . . .	\$202,000
8	Transportation Partnership Account—State	
9	Appropriation. . . . .	\$1,507,000
10	Highway Safety Account—State Appropriation. . . . .	\$9,965,000
11	Motor Vehicle Account—State Appropriation. . . . .	\$500,000
12	Motor Vehicle Account—Federal Appropriation. . . . .	\$17,829,000
13	Multimodal Transportation Account—State	
14	Appropriation. . . . .	\$15,331,000
15	TOTAL APPROPRIATION. . . . .	\$46,116,000

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

18 (1) Except as provided otherwise in this section, the entire  
19 appropriations in this section are provided solely for the projects  
20 and activities as listed by project and amount in LEAP Transportation  
21 Document 2015-2 ALL PROJECTS as developed May 26, 2015, Program -  
22 Local Programs Program (Z).

23 (2) The amounts identified in the LEAP transportation document  
24 referenced under subsection (1) of this section for pedestrian  
25 safety/safe routes to school are as follows:

26 (a) \$13,820,000 of the multimodal transportation account—state  
27 appropriation and \$1,507,000 of the transportation partnership  
28 account—state appropriation are provided solely for pedestrian and  
29 bicycle safety program projects.

30 (b) \$6,100,000 of the motor vehicle account—federal appropriation  
31 and \$6,750,000 of the highway safety account—state appropriation are  
32 provided solely for newly selected safe routes to school projects.  
33 \$6,794,000 of the motor vehicle account—federal appropriation,  
34 \$1,133,000 of the multimodal transportation account—state  
35 appropriation, and \$3,215,000 of the highway safety account—state  
36 appropriation are reappropriated for safe routes to school projects  
37 selected in the previous biennia.

1 (3) The department shall submit a report to the transportation  
2 committees of the legislature by December 1, 2015, and December 1,  
3 2016, on the status of projects funded as part of the pedestrian  
4 safety/safe routes to school grant program (0LP600P). The report must  
5 include, but is not limited to, a list of projects selected and a  
6 brief description of each project's status.

7 (4) \$500,000 of the motor vehicle account—state appropriation is  
8 provided solely for the Edmonds waterfront at-grade train crossings  
9 alternatives analysis project (L2000135). The department shall work  
10 with the city of Edmonds and provide a preliminary report of key  
11 findings to the transportation committees of the legislature and the  
12 office of financial management by December 1, 2015.

13 NEW SECTION. **Sec. 312. ANNUAL REPORTING REQUIREMENTS FOR**  
14 **CAPITAL PROGRAM**

15 (1) As part of its budget submittal for the 2016 supplemental  
16 budget, the department of transportation shall provide an update to  
17 the report provided to the legislature in 2015 that: (a) Compares the  
18 original project cost estimates approved in the 2003 and 2005 project  
19 lists to the completed cost of the project, or the most recent  
20 legislatively approved budget and total project costs for projects  
21 not yet completed; (b) identifies highway projects that may be  
22 reduced in scope and still achieve a functional benefit; (c)  
23 identifies highway projects that have experienced scope increases and  
24 that can be reduced in scope; (d) identifies highway projects that  
25 have lost significant local or regional contributions that were  
26 essential to completing the project; and (e) identifies contingency  
27 amounts allocated to projects.

28 (2) As part of its budget submittal for the 2016 supplemental  
29 budget, the department of transportation shall provide an annual  
30 report on the number of toll credits the department has accumulated  
31 and how the department has used the toll credits.

32 NEW SECTION. **Sec. 313. QUARTERLY REPORTING REQUIREMENTS FOR**  
33 **CAPITAL PROGRAM**

34 On a quarterly basis, the department of transportation shall  
35 provide to the office of financial management and the legislative  
36 transportation committees the following reports for all capital  
37 programs:

38 (1) For active projects, the report must include:

1 (a) A TEIS version containing actual capital expenditures for all  
2 projects consistent with the structure of the most recently enacted  
3 budget;

4 (b) Anticipated cost savings, cost increases, reappropriations,  
5 and schedule adjustments for all projects consistent with the  
6 structure of the most recently enacted budget;

7 (c) The award amount, the engineer's estimate, and the number of  
8 bidders for all active projects consistent with the structure of the  
9 most recently enacted budget;

10 (d) Projected costs and schedule for individual projects that are  
11 funded at a programmatic level for projects relating to bridge rail,  
12 guard rail, fish passage barrier removal, roadside safety projects,  
13 and seismic bridges. Projects within this programmatic level funding  
14 must be completed on a priority basis and scoped to be completed  
15 within the current programmatic budget;

16 (e) Highway projects that may be reduced in scope and still  
17 achieve a functional benefit;

18 (f) Highway projects that have experienced scope increases and  
19 that can be reduced in scope;

20 (g) Highway projects that have lost significant local or regional  
21 contributions that were essential to completing the project; and

22 (h) Contingency amounts for all projects consistent with the  
23 structure of the most recently enacted budget.

24 (2) For completed projects, the report must:

25 (a) Compare the costs and operationally complete date for  
26 projects with budgets of twenty million dollars or more that are  
27 funded with preexisting funds to the original project cost estimates  
28 and schedule; and

29 (b) Provide a list of nickel and TPA projects charging to the  
30 nickel/TPA environmental mitigation reserve (OBI4ENV) and the amount  
31 each project is charging.

32 (3) For prospective projects, the report must:

33 (a) Identify the estimated advertisement date for all projects  
34 consistent with the structure of the most recently enacted  
35 transportation budget that are going to advertisement during the  
36 current fiscal biennium;

37 (b) Identify the anticipated operationally complete date for all  
38 projects consistent with the structure of the most recently enacted  
39 transportation budget that are going to advertisement during the  
40 current fiscal biennium; and

1 (c) Identify the estimated cost of completion for all projects  
2 consistent with the structure of the most recently enacted  
3 transportation budget that are going to advertisement during the  
4 current fiscal biennium.

5 NEW SECTION. **Sec. 314. FEDERAL FUNDS RECEIVED FOR CAPITAL**  
6 **PROJECT EXPENDITURES**

7 To the greatest extent practicable, the department of  
8 transportation shall expend federal funds received for capital  
9 project expenditures before state funds.

10 **TRANSFERS AND DISTRIBUTIONS**

11 NEW SECTION. **Sec. 401. FOR THE STATE TREASURER—BOND RETIREMENT**  
12 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**  
13 **BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND**  
14 **TRANSPORTATION FUND REVENUE**

15 Transportation Partnership Account—State

16 Appropriation. . . . .	\$2,559,000
17 Highway Bond Retirement Account—State	
18 Appropriation. . . . .	\$1,169,927,000
19 Ferry Bond Retirement Account—State Appropriation. . . . .	\$29,230,000
20 Transportation Improvement Board Bond Retirement	
21 Account—State Appropriation. . . . .	\$16,129,000
22 Nondebt-Limit Reimbursable Bond Retirement Account—	
23 State Appropriation. . . . .	\$25,837,000
24 Toll Facility Bond Retirement Account—State	
25 Appropriation. . . . .	\$62,885,000
26 Transportation 2003 Account (Nickel Account)—State	
27 Appropriation. . . . .	\$719,000
28 TOTAL APPROPRIATION. . . . .	\$1,307,286,000

29 NEW SECTION. **Sec. 402. FOR THE STATE TREASURER—BOND RETIREMENT**  
30 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**  
31 **BOND SALE EXPENSES AND FISCAL AGENT CHARGES**

32 Transportation Partnership Account—State

33 Appropriation. . . . .	\$512,000
34 Transportation 2003 Account (Nickel Account)—State	
35 Appropriation. . . . .	\$143,000

1 TOTAL APPROPRIATION. . . . . \$655,000

2 NEW SECTION. **Sec. 403. FOR THE STATE TREASURER—BOND RETIREMENT**  
3 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**  
4 **DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE**

5 Toll Facility Bond Retirement Account—Federal  
6 Appropriation. . . . . \$200,637,000

7 Toll Facility Bond Retirement Account—State  
8 Appropriation. . . . . \$12,455,000

9 TOTAL APPROPRIATION. . . . . \$213,092,000

10 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER—STATE REVENUES**  
11 **FOR DISTRIBUTION**

12 Motor Vehicle Account—State Appropriation: For  
13 motor vehicle fuel tax distributions to cities  
14 and counties. . . . . \$489,359,000

15 NEW SECTION. **Sec. 405. FOR THE STATE TREASURER—TRANSFERS**

16 Motor Vehicle Account—State Appropriation: For  
17 motor vehicle fuel tax refunds and statutory  
18 transfers. . . . . \$1,269,319,000

19 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF LICENSING—**  
20 **TRANSFERS**

21 Motor Vehicle Account—State Appropriation:  
22 For motor vehicle fuel tax refunds and transfers. . \$143,664,000

23 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER—ADMINISTRATIVE**  
24 **TRANSFERS**

25 (1) Multimodal Transportation Account—State  
26 Appropriation: For transfer to the Puget Sound  
27 Ferry Operations Account—State. . . . . \$10,000,000

28 (2) Multimodal Transportation Account—State  
29 Appropriation: For transfer to the Puget Sound  
30 Capital Construction Account—State. . . . . \$12,000,000

31 (3) State Route Number 520 Civil Penalties  
32 Account—State Appropriation: For transfer to the  
33 State Route Number 520 Corridor Account—State. . . . . \$916,000

34 (4) Highway Safety Account—State Appropriation:

1 For transfer to the State Patrol Highway  
 2 Account—State. . . . . \$20,000,000  
 3 (5) Highway Safety Account—State  
 4 Appropriation: For transfer to the Puget Sound Ferry  
 5 Operations Account—State. . . . . \$10,000,000  
 6 (6) Tacoma Narrows Toll Bridge Account—State  
 7 Appropriation: For transfer to the Motor Vehicle  
 8 Account—State. . . . . \$950,000  
 9 (7) Motor Vehicle Account—State Appropriation:  
 10 For transfer to the Puget Sound Capital Construction  
 11 Account—State. . . . . \$12,000,000  
 12 (8) Rural Mobility Grant Program Account—State  
 13 Appropriation: For transfer to the Multimodal  
 14 Transportation Account—State. . . . . \$3,000,000  
 15 (9) Motor Vehicle Account—State Appropriation:  
 16 For transfer to the Puget Sound Ferry Operations  
 17 Account—State. . . . . \$10,000,000

18 **NEW SECTION. Sec. 408. STATUTORY APPROPRIATIONS**

19 In addition to the amounts appropriated in this act for revenue  
 20 for distribution, state contributions to the law enforcement  
 21 officers' and firefighters' retirement system, and bond retirement  
 22 and interest including ongoing bond registration and transfer  
 23 charges, transfers, interest on registered warrants, and certificates  
 24 of indebtedness, there is also appropriated such further amounts as  
 25 may be required or available for these purposes under any statutory  
 26 formula or under any proper bond covenant made under law.

27 **NEW SECTION. Sec. 409.** The department of transportation is  
 28 authorized to undertake federal advance construction projects under  
 29 the provisions of 23 U.S.C. Sec. 115 in order to maintain progress in  
 30 meeting approved highway construction and preservation objectives.  
 31 The legislature recognizes that the use of state funds may be  
 32 required to temporarily fund expenditures of the federal  
 33 appropriations for the highway construction and preservation programs  
 34 for federal advance construction projects prior to conversion to  
 35 federal funding.

36 **COMPENSATION**

1        NEW SECTION.    **Sec. 501.    COMPENSATION**

2        The appropriations for state agencies in this act are subject to  
3 the following conditions and limitations: State employee compensation  
4 adjustments for employees who are not represented or who bargain  
5 under statutory authority other than chapter 47.64 RCW or RCW  
6 41.56.473 or 41.56.475 will be provided in accordance with funding  
7 adjustments provided in the 2015-2017 omnibus appropriations act.

8        NEW SECTION.    **Sec. 502.    COLLECTIVE BARGAINING AGREEMENTS NOT**  
9 **IMPAIRED**

10       Nothing in this act prohibits the expenditure of any funds by an  
11 agency or institution of the state for benefits guaranteed by any  
12 collective bargaining agreement in effect on the effective date of  
13 this section.

14       NEW SECTION.    **Sec. 503.    COLLECTIVE BARGAINING AGREEMENTS**

15       Sections 504 through 516 of this act represent the results of the  
16 2015-2017 collective bargaining process required under chapters 47.64  
17 and 41.56 RCW. Provisions of the collective bargaining agreements  
18 contained in sections 504 through 516 of this act are described in  
19 general terms. Only major economic terms are included in the  
20 descriptions. These descriptions do not contain the complete contents  
21 of the agreements. The collective bargaining agreements contained in  
22 sections 504 through 516 of this act may also be funded by  
23 expenditures from nonappropriated accounts. If positions are funded  
24 with lidded grants or dedicated fund sources with insufficient  
25 revenue, additional funding from other sources is not provided.

26       NEW SECTION.    **Sec. 504.    DEPARTMENT OF TRANSPORTATION MARINE**  
27 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—OPEIU**

28       An agreement has been reached between the governor and the office  
29 and professional employees international union local eight (OPEIU)  
30 through an interest arbitration decision pursuant to chapter 47.64  
31 RCW for the 2015-2017 fiscal biennium. Funding is provided for the  
32 awarded three percent general wage increase effective July 1, 2015,  
33 and a two and one-half percent general wage increase effective July  
34 1, 2016. The agreement also includes and funding is provided to move  
35 the relief dispatcher classification to the next higher  
36 classification and increase in call back pay.



1           NEW SECTION.       **Sec. 505.     DEPARTMENT OF TRANSPORTATION MARINE**  
2 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—FASPAA**

3           An agreement has been reached between the governor and the ferry  
4 agents, supervisors, and project administrators association through  
5 an interest arbitration decision pursuant to chapter 47.64 RCW for  
6 the 2015-2017 fiscal biennium. Funding is provided for the awarded  
7 three percent general wage increase effective July 1, 2015, and a  
8 three percent general wage increase effective July 1, 2016. The  
9 agreement also includes and funding is provided for an increase in  
10 the vacation accrual rate schedule for employees hired before June  
11 30, 2011, effective July 1, 2015.

12           NEW SECTION.       **Sec. 506.     DEPARTMENT OF TRANSPORTATION MARINE**  
13 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—SEIU LOCAL 6**

14           An agreement has been reached between the governor and the  
15 service employees international union local six pursuant to chapter  
16 47.64 RCW for the 2015-2017 fiscal biennium. Funding is provided for  
17 the negotiated three percent general wage increase effective July 1,  
18 2015, and a one and eight-tenths percent general wage increase  
19 effective July 1, 2016. The agreement also includes and funding is  
20 provided for an increase in shift premium and foreman pay.

21           NEW SECTION.       **Sec. 507.     DEPARTMENT OF TRANSPORTATION MARINE**  
22 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—CARPENTERS**

23           An agreement has been reached between the governor and the  
24 Pacific Northwest regional council of carpenters through an interest  
25 arbitration award pursuant to chapter 47.64 RCW for the 2015-2017  
26 fiscal biennium. Funding is provided for the awarded three percent  
27 general wage increase effective July 1, 2015, and a three percent  
28 general wage increase effective July 1, 2016.

29           NEW SECTION.       **Sec. 508.     DEPARTMENT OF TRANSPORTATION MARINE**  
30 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—METAL TRADES**

31           An agreement has been reached between the governor and the Puget  
32 Sound metal trades council through an interest arbitration decision  
33 pursuant to chapter 47.64 RCW for the 2015-2017 fiscal biennium.  
34 Funding is provided for the awarded three percent general wage  
35 increase effective July 1, 2015, and a four percent general wage  
36 increase effective July 1, 2016.

1            NEW SECTION.        **Sec. 509.        DEPARTMENT OF TRANSPORTATION MARINE**  
2 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA-UL**

3            An agreement has been reached between the governor and the marine  
4 engineers' beneficial association unlicensed engine room employees  
5 through an interest arbitration decision pursuant to chapter 47.64  
6 RCW for the 2015-2017 fiscal biennium. Funding is provided for the  
7 awarded four percent general wage increase effective July 1, 2015,  
8 and a two and three-quarters percent general wage increase effective  
9 July 1, 2016. The agreement also includes and funding is provided for  
10 an increase in holiday pay from eight hours to twelve hours per  
11 holiday, an increase in maintenance and cure payments to injured  
12 employees, and an increase in the contribution to the training  
13 school.

14           NEW SECTION.        **Sec. 510.        DEPARTMENT OF TRANSPORTATION MARINE**  
15 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA-L**

16           An agreement has been reached between the governor and the marine  
17 engineers' beneficial association licensed engineer officers through  
18 an interest arbitration decision pursuant to chapter 47.64 RCW for  
19 the 2015-2017 fiscal biennium. Funding is provided for the awarded  
20 four percent general wage increase effective July 1, 2015, and a two  
21 and three-quarters percent general wage increase effective July 1,  
22 2016. The agreement also includes and funding is provided for an  
23 increase holiday pay from eight hours to twelve hours per holiday,  
24 reimbursement for the cost of obtaining specified credentials, an  
25 increase in the contribution to temporary relief for employee's  
26 health care, an increase in maintenance and cure payments to injured  
27 employees, and an increase in the contribution to the training  
28 school.

29           NEW SECTION.        **Sec. 511.        DEPARTMENT OF TRANSPORTATION MARINE**  
30 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P MATES**

31           An agreement has been reached between the governor and the  
32 masters, mates, and pilots - mates through an interest arbitration  
33 decision pursuant to chapter 47.64 RCW for the 2015-2017 fiscal  
34 biennium. Funding is provided for the awarded three percent general  
35 wage increase effective July 1, 2015, and three percent general wage  
36 increase effective July 1, 2016. The agreement also includes and  
37 funding is provided for an increase in call back pay and an increase

1 in the Friday Harbor stipend. The agreement also eliminates a two-  
2 tiered vacation accrual schedule, replacing it with one schedule that  
3 includes increased accrual rates, effective July 1, 2016.

4 NEW SECTION. **Sec. 512. DEPARTMENT OF TRANSPORTATION MARINE**  
5 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P MASTERS**

6 An agreement has been reached between the governor and the  
7 masters, mates, and pilots - masters through an interest arbitration  
8 decision pursuant to chapter 47.64 RCW for the 2015-2017 fiscal  
9 biennium. Funding is provided for the awarded three percent general  
10 wage increase effective July 1, 2015. The agreement also includes and  
11 funding is provided for increased vacation accrual rates for those  
12 employees hired before June 30, 2011, effective July 1, 2015, an  
13 increase in call back pay, an increase in assignment pay, and an  
14 increase in the Friday Harbor stipend.

15 NEW SECTION. **Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE**  
16 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P WATCH SUPERVISORS**

17 An agreement has been reached between the governor and the  
18 masters, mates, and pilots - watch supervisors through an interest  
19 arbitration decision pursuant to chapter 47.64 RCW for the 2015-2017  
20 fiscal biennium. Funding is provided for the awarded five percent  
21 general wage increase effective July 1, 2015, and five percent  
22 general wage increase effective July 1, 2016. The agreement also  
23 includes and funding is provided for an increase in the basic shift  
24 premium, effective July 1, 2015.

25 NEW SECTION. **Sec. 514. DEPARTMENT OF TRANSPORTATION MARINE**  
26 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—IBU**

27 An agreement has been reached between the governor and the  
28 inlandboatmen's union of the Pacific through an interest arbitration  
29 decision pursuant to chapter 47.64 RCW for the 2015-2017 fiscal  
30 biennium. Funding is provided for the awarded two and one-half  
31 percent general wage increase effective July 1, 2015, and a two and  
32 one-half percent general wage increase effective July 1, 2016. The  
33 agreement also eliminates the entry level rate schedule and moves  
34 those employees to the higher temporary rate schedule, for which  
35 funding is provided.



1 appropriations, or transportation partnership account appropriations,  
2 in order to manage project spending and efficiently deliver all  
3 projects in the respective program under the following conditions and  
4 limitations:

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

7 (b) Transfers from a project may not be made as a result of the  
8 reduction of the scope of a project or be made to support increases  
9 in the scope of a project;

10 (c) Each transfer between projects may only occur if the director  
11 of financial management finds that any resulting change will not  
12 hinder the completion of the projects as approved by the legislature.  
13 Until the legislature reconvenes to consider the 2016 supplemental  
14 omnibus transportation appropriations act, any unexpended 2013-2015  
15 appropriation balance as approved by the office of financial  
16 management, in consultation with the legislative staff of the house  
17 of representatives and senate transportation committees, may be  
18 considered when transferring funds between projects;

19 (d) Transfers from a project may be made if the funds  
20 appropriated to the project are in excess of the amount needed to  
21 complete the project;

22 (e) Transfers may not occur for projects not identified on the  
23 applicable project list;

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

26 (g) Transfers between projects may be made, without the approval  
27 of the director of the office of financial management, by the  
28 department of transportation until the transfer amount by project  
29 exceeds two hundred fifty thousand dollars, or ten percent of the  
30 total project, whichever is less. These transfers must be reported  
31 quarterly to the director of financial management and the chairs of  
32 the house of representatives and senate transportation committees.

33 (2) At the time the department submits a request to transfer  
34 funds under this section, a copy of the request must be submitted to  
35 the transportation committees of the legislature.

36 (3) The office of financial management shall work with  
37 legislative staff of the house of representatives and senate  
38 transportation committees to review the requested transfers in a  
39 timely manner.

1 (4) The office of financial management shall document approved  
2 transfers and schedule changes in the transportation executive  
3 information system, compare changes to the legislative baseline  
4 funding and schedules identified by project identification number  
5 identified in the LEAP transportation documents referenced in this  
6 act, and transmit revised project lists to chairs of the  
7 transportation committees of the legislature on a quarterly basis.

8 **NEW SECTION. Sec. 602. FOR THE DEPARTMENT OF TRANSPORTATION**

9 As part of its 2016 supplemental budget submittal, the department  
10 shall provide a report to the legislature and the office of financial  
11 management that:

12 (1) Identifies, by capital project, the amount of state funding  
13 that has been reappropriated from the 2013-2015 fiscal biennium into  
14 the 2015-2017 fiscal biennium; and

15 (2) Identifies, for each project, the amount of cost savings or  
16 increases in funding that have been identified as compared to the  
17 2013 enacted omnibus transportation appropriations act.

18 (3) As part of the agency request for capital programs, the  
19 department shall load reappropriations separately from funds that  
20 were assumed to be required for the 2015-2017 fiscal biennium into  
21 budgeting systems.

22 **NEW SECTION. Sec. 603. FOR THE DEPARTMENT OF TRANSPORTATION**

23 (1) The department shall submit a report to the transportation  
24 committees of the legislature detailing engineering errors on highway  
25 construction projects resulting in project cost increases in excess  
26 of five hundred thousand dollars. The department must submit a full  
27 report within ninety days of the negotiated change order resulting  
28 from the engineering error.

29 (2) The department's full report must include an assessment and  
30 review of:

31 (a) How the engineering error happened;

32 (b) The department of the employee or employees responsible for  
33 the engineering error, without disclosing the name of the employee or  
34 employees;

35 (c) What corrective action was taken;

36 (d) The estimated total cost of the engineering error and how the  
37 department plans to mitigate that cost;

1 (e) Whether the cost of the engineering error will impact the  
2 overall project financial plan; and

3 (f) What action the secretary has recommended to avoid similar  
4 engineering errors in the future.

5 NEW SECTION. **Sec. 604. FOR THE DEPARTMENT OF TRANSPORTATION**

6 The department of transportation may provide up to \$3,000,000 in  
7 toll credits to Kitsap Transit for its role in passenger-only ferry  
8 service and ferry corridor-related projects. The number of toll  
9 credits provided must be equal to, but no more than, the number  
10 sufficient to meet federal match requirements for grant funding for  
11 passenger-only ferry service, but must not exceed the amount  
12 authorized in this section.

13 NEW SECTION. **Sec. 605.** To the extent that any appropriation

14 authorizes expenditures of state funds from the motor vehicle  
15 account, special category C account, Tacoma Narrows toll bridge  
16 account, transportation 2003 account (nickel account), transportation  
17 partnership account, transportation improvement account, Puget Sound  
18 capital construction account, multimodal transportation account,  
19 state route number 520 corridor account, or other transportation  
20 capital project account in the state treasury for a state  
21 transportation program that is specified to be funded with proceeds  
22 from the sale of bonds authorized in chapter 47.10 RCW, the  
23 legislature declares that any such expenditures made prior to the  
24 issue date of the applicable transportation bonds for that state  
25 transportation program are intended to be reimbursed from proceeds of  
26 those transportation bonds in a maximum amount equal to the amount of  
27 such appropriation.

28 NEW SECTION. **Sec. 606. FOR THE DEPARTMENT OF TRANSPORTATION—WEB**  
29 **SITE REPORTING REQUIREMENTS**

30 (1) The department of transportation shall post on its web site  
31 every report that is due from the department to the legislature  
32 during the 2015-2017 fiscal biennium on one web page. The department  
33 must post both completed reports and planned reports on a single web  
34 page.

35 (2) The department shall provide a web link for each change order  
36 that is more than five hundred thousand dollars on the affected  
37 project web page.





1 the use of biodiesel is comparable in performance and cost with other  
2 available lubricity additives. The amount of biodiesel added to the  
3 ultra-low sulfur diesel fuel shall be not less than two percent.

4 (2) Except as provided in subsection (5) of this section,  
5 effective June 1, 2009, state agencies are required to use a minimum  
6 of twenty percent biodiesel as compared to total volume of all diesel  
7 purchases made by the agencies for the operation of the agencies'  
8 diesel-powered vessels, vehicles, and construction equipment.

9 (3) All state agencies using biodiesel fuel shall, beginning on  
10 July 1, 2006, file biannual reports with the department of enterprise  
11 services documenting the use of the fuel and a description of how any  
12 problems encountered were resolved.

13 (4) By December 1, 2009, the department of enterprise services  
14 shall:

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

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

20 (5) During the 2011-2013 (~~and~~), 2013-2015, and 2015-2017 fiscal  
21 biennia, the Washington state ferries is required to use a minimum of  
22 five percent biodiesel as compared to total volume of all diesel  
23 purchases made by the Washington state ferries for the operation of  
24 the Washington state ferries diesel-powered vessels, as long as the  
25 price of a B5 biodiesel blend does not exceed the price of  
26 conventional diesel fuel by five percent or more.

27 **Sec. 702.** RCW 46.63.170 and 2013 c 306 s 711 are each amended to  
28 read as follows:

29 (1) The use of automated traffic safety cameras for issuance of  
30 notices of infraction is subject to the following requirements:

31 (a) The appropriate local legislative authority must prepare an  
32 analysis of the locations within the jurisdiction where automated  
33 traffic safety cameras are proposed to be located: (i) Before  
34 enacting an ordinance allowing for the initial use of automated  
35 traffic safety cameras; and (ii) before adding additional cameras or  
36 relocating any existing camera to a new location within the  
37 jurisdiction. Automated traffic safety cameras may be used to detect  
38 one or more of the following: Stoplight, railroad crossing, or school  
39 speed zone violations. At a minimum, the local ordinance must contain

1 the restrictions described in this section and provisions for public  
2 notice and signage. Cities and counties using automated traffic  
3 safety cameras before July 24, 2005, are subject to the restrictions  
4 described in this section, but are not required to enact an  
5 authorizing ordinance. Beginning one year after June 7, 2012, cities  
6 and counties using automated traffic safety cameras must post an  
7 annual report of the number of traffic accidents that occurred at  
8 each location where an automated traffic safety camera is located as  
9 well as the number of notices of infraction issued for each camera  
10 and any other relevant information about the automated traffic safety  
11 cameras that the city or county deems appropriate on the city's or  
12 county's web site.

13 (b) Use of automated traffic safety cameras is restricted to the  
14 following locations only: (i) Intersections of two arterials with  
15 traffic control signals that have yellow change interval durations in  
16 accordance with RCW 47.36.022, which interval durations may not be  
17 reduced after placement of the camera; (ii) railroad crossings; and  
18 (iii) school speed zones.

19 (c) During the (~~2011-2013 and~~) 2013-2015 and 2015-2017 fiscal  
20 biennia, automated traffic safety cameras may be used to detect speed  
21 violations for the purposes of (~~section 201(2), chapter 367, Laws of~~  
22 ~~2011 and~~) section 201(4), chapter 306, Laws of 2013 and section  
23 201(1) of this act if the local legislative authority first enacts an  
24 ordinance authorizing the use of cameras to detect speed violations.

25 (d) Automated traffic safety cameras may only take pictures of  
26 the vehicle and vehicle license plate and only while an infraction is  
27 occurring. The picture must not reveal the face of the driver or of  
28 passengers in the vehicle. The primary purpose of camera placement is  
29 to take pictures of the vehicle and vehicle license plate when an  
30 infraction is occurring. Cities and counties shall consider  
31 installing cameras in a manner that minimizes the impact of camera  
32 flash on drivers.

33 (e) A notice of infraction must be mailed to the registered owner  
34 of the vehicle within fourteen days of the violation, or to the  
35 renter of a vehicle within fourteen days of establishing the renter's  
36 name and address under subsection (3)(a) of this section. The law  
37 enforcement officer issuing the notice of infraction shall include  
38 with it a certificate or facsimile thereof, based upon inspection of  
39 photographs, microphotographs, or electronic images produced by an  
40 automated traffic safety camera, stating the facts supporting the

1 notice of infraction. This certificate or facsimile is prima facie  
2 evidence of the facts contained in it and is admissible in a  
3 proceeding charging a violation under this chapter. The photographs,  
4 microphotographs, or electronic images evidencing the violation must  
5 be available for inspection and admission into evidence in a  
6 proceeding to adjudicate the liability for the infraction. A person  
7 receiving a notice of infraction based on evidence detected by an  
8 automated traffic safety camera may respond to the notice by mail.

9 (f) The registered owner of a vehicle is responsible for an  
10 infraction under RCW 46.63.030(1)(d) unless the registered owner  
11 overcomes the presumption in RCW 46.63.075, or, in the case of a  
12 rental car business, satisfies the conditions under subsection (3) of  
13 this section. If appropriate under the circumstances, a renter  
14 identified under subsection (3)(a) of this section is responsible for  
15 an infraction.

16 (g) Notwithstanding any other provision of law, all photographs,  
17 microphotographs, or electronic images prepared under this section  
18 are for the exclusive use of law enforcement in the discharge of  
19 duties under this section and are not open to the public and may not  
20 be used in a court in a pending action or proceeding unless the  
21 action or proceeding relates to a violation under this section. No  
22 photograph, microphotograph, or electronic image may be used for any  
23 purpose other than enforcement of violations under this section nor  
24 retained longer than necessary to enforce this section.

25 (h) All locations where an automated traffic safety camera is  
26 used must be clearly marked at least thirty days prior to activation  
27 of the camera by placing signs in locations that clearly indicate to  
28 a driver that he or she is entering a zone where traffic laws are  
29 enforced by an automated traffic safety camera. Signs placed in  
30 automated traffic safety camera locations after June 7, 2012, must  
31 follow the specifications and guidelines under the manual of uniform  
32 traffic control devices for streets and highways as adopted by the  
33 department of transportation under chapter 47.36 RCW.

34 (i) If a county or city has established an authorized automated  
35 traffic safety camera program under this section, the compensation  
36 paid to the manufacturer or vendor of the equipment used must be  
37 based only upon the value of the equipment and services provided or  
38 rendered in support of the system, and may not be based upon a  
39 portion of the fine or civil penalty imposed or the revenue generated  
40 by the equipment.

1           (2) Infractions detected through the use of automated traffic  
2 safety cameras are not part of the registered owner's driving record  
3 under RCW 46.52.101 and 46.52.120. Additionally, infractions  
4 generated by the use of automated traffic safety cameras under this  
5 section shall be processed in the same manner as parking infractions,  
6 including for the purposes of RCW 3.50.100, 35.20.220, 46.16A.120,  
7 and 46.20.270(~~(+3+)~~) (2). The amount of the fine issued for an  
8 infraction generated through the use of an automated traffic safety  
9 camera shall not exceed the amount of a fine issued for other parking  
10 infractions within the jurisdiction. However, the amount of the fine  
11 issued for a traffic control signal violation detected through the  
12 use of an automated traffic safety camera shall not exceed the  
13 monetary penalty for a violation of RCW 46.61.050 as provided under  
14 RCW 46.63.110, including all applicable statutory assessments.

15           (3) If the registered owner of the vehicle is a rental car  
16 business, the law enforcement agency shall, before a notice of  
17 infraction being issued under this section, provide a written notice  
18 to the rental car business that a notice of infraction may be issued  
19 to the rental car business if the rental car business does not,  
20 within eighteen days of receiving the written notice, provide to the  
21 issuing agency by return mail:

22           (a) A statement under oath stating the name and known mailing  
23 address of the individual driving or renting the vehicle when the  
24 infraction occurred; or

25           (b) A statement under oath that the business is unable to  
26 determine who was driving or renting the vehicle at the time the  
27 infraction occurred because the vehicle was stolen at the time of the  
28 infraction. A statement provided under this subsection must be  
29 accompanied by a copy of a filed police report regarding the vehicle  
30 theft; or

31           (c) In lieu of identifying the vehicle operator, the rental car  
32 business may pay the applicable penalty.

33           Timely mailing of this statement to the issuing law enforcement  
34 agency relieves a rental car business of any liability under this  
35 chapter for the notice of infraction.

36           (4) Nothing in this section prohibits a law enforcement officer  
37 from issuing a notice of traffic infraction to a person in control of  
38 a vehicle at the time a violation occurs under RCW 46.63.030(1) (a),  
39 (b), or (c).

1 (5) For the purposes of this section, "automated traffic safety  
2 camera" means a device that uses a vehicle sensor installed to work  
3 in conjunction with an intersection traffic control system, a  
4 railroad grade crossing control system, or a speed measuring device,  
5 and a camera synchronized to automatically record one or more  
6 sequenced photographs, microphotographs, or electronic images of the  
7 rear of a motor vehicle at the time the vehicle fails to stop when  
8 facing a steady red traffic control signal or an activated railroad  
9 grade crossing control signal, or exceeds a speed limit in a school  
10 speed zone as detected by a speed measuring device. During the  
11 (~~2011-2013 and~~) 2013-2015 and 2015-2017 fiscal biennia, an  
12 automated traffic safety camera includes a camera used to detect  
13 speed violations for the purposes of (~~section 201(2), chapter 367,~~  
14 ~~Laws of 2011 and~~) section 201(4), chapter 306, Laws of 2013 and  
15 section 201(1) of this act.

16 (6) During the 2011-2013 and 2013-2015 fiscal biennia, this  
17 section does not apply to automated traffic safety cameras for the  
18 purposes of section 216(5), chapter 367, Laws of 2011 and section  
19 216(6), chapter 306, Laws of 2013.

20 **Sec. 703.** RCW 46.68.325 and 2013 c 306 s 706 are each amended to  
21 read as follows:

22 (1) The rural mobility grant program account is created in the  
23 state treasury. Moneys in the account may be spent only after  
24 appropriation. Expenditures from the account may be used only for the  
25 grants provided under RCW 47.66.100.

26 (2) Beginning September 2011, by the last day of September,  
27 December, March, and June of each year, the state treasurer shall  
28 transfer from the multimodal transportation account to the rural  
29 mobility grant program account two million five hundred thousand  
30 dollars.

31 (3) During the (~~2011-2013 and~~) 2013-2015 and 2015-2017 fiscal  
32 biennia, the legislature may transfer from the rural mobility grant  
33 program account to the multimodal transportation account such amounts  
34 as reflect the excess fund balance of the rural mobility grant  
35 program account.

36 **Sec. 704.** RCW 47.29.170 and 2013 c 306 s 708 are each amended to  
37 read as follows:

1 Before accepting any unsolicited project proposals, the  
2 commission must adopt rules to facilitate the acceptance, review,  
3 evaluation, and selection of unsolicited project proposals. These  
4 rules must include the following:

5 (1) Provisions that specify unsolicited proposals must meet  
6 predetermined criteria;

7 (2) Provisions governing procedures for the cessation of  
8 negotiations and consideration;

9 (3) Provisions outlining that unsolicited proposals are subject  
10 to a two-step process that begins with concept proposals and would  
11 only advance to the second step, which are fully detailed proposals,  
12 if the commission so directed;

13 (4) Provisions that require concept proposals to include at least  
14 the following information: Proposers' qualifications and experience;  
15 description of the proposed project and impact; proposed project  
16 financing; and known public benefits and opposition; and

17 (5) Provisions that specify the process to be followed if the  
18 commission is interested in the concept proposal, which must include  
19 provisions:

20 (a) Requiring that information regarding the potential project  
21 would be published for a period of not less than thirty days, during  
22 which time entities could express interest in submitting a proposal;

23 (b) Specifying that if letters of interest were received during  
24 the thirty days, then an additional sixty days for submission of the  
25 fully detailed proposal would be allowed; and

26 (c) Procedures for what will happen if there are insufficient  
27 proposals submitted or if there are no letters of interest submitted  
28 in the appropriate time frame.

29 The commission may adopt other rules as necessary to avoid  
30 conflicts with existing laws, statutes, or contractual obligations of  
31 the state.

32 The commission may not accept or consider any unsolicited  
33 proposals before July 1, (~~2015~~) 2017.

34 **Sec. 705.** RCW 47.56.403 and 2013 c 306 s 709 are each amended to  
35 read as follows:

36 (1) The department may provide for the establishment,  
37 construction, and operation of a pilot project of high occupancy toll  
38 lanes on state route 167 high occupancy vehicle lanes within King  
39 county. The department may issue, buy, and redeem bonds, and deposit

1 and expend them; secure and remit financial and other assistance in  
2 the construction of high occupancy toll lanes, carry insurance, and  
3 handle any other matters pertaining to the high occupancy toll lane  
4 pilot project.

5 (2) Tolls for high occupancy toll lanes will be established as  
6 follows:

7 (a) The schedule of toll charges for high occupancy toll lanes  
8 must be established by the transportation commission and collected in  
9 a manner determined by the commission.

10 (b) Toll charges shall not be assessed on transit buses and  
11 vanpool vehicles owned or operated by any public agency.

12 (c) The department shall establish performance standards for the  
13 state route 167 high occupancy toll lane pilot project. The  
14 department must automatically adjust the toll charge, using dynamic  
15 tolling, to ensure that toll-paying single-occupant vehicle users are  
16 only permitted to enter the lane to the extent that average vehicle  
17 speeds in the lane remain above forty-five miles per hour at least  
18 ninety percent of the time during peak hours. The toll charge may  
19 vary in amount by time of day, level of traffic congestion within the  
20 highway facility, vehicle occupancy, or other criteria, as the  
21 commission may deem appropriate. The commission may also vary toll  
22 charges for single-occupant inherently low-emission vehicles such as  
23 those powered by electric batteries, natural gas, propane, or other  
24 clean burning fuels.

25 (d) The commission shall periodically review the toll charges to  
26 determine if the toll charges are effectively maintaining travel  
27 time, speed, and reliability on the highway facilities.

28 (3) The department shall monitor the state route 167 high  
29 occupancy toll lane pilot project and shall annually report to the  
30 transportation commission and the legislature on operations and  
31 findings. At a minimum, the department shall provide facility use  
32 data and review the impacts on:

33 (a) Freeway efficiency and safety;

34 (b) Effectiveness for transit;

35 (c) Person and vehicle movements by mode;

36 (d) Ability to finance improvements and transportation services  
37 through tolls; and

38 (e) The impacts on all highway users. The department shall  
39 analyze aggregate use data and conduct, as needed, separate surveys  
40 to assess usage of the facility in relation to geographic,

1 socioeconomic, and demographic information within the corridor in  
2 order to ascertain actual and perceived questions of equitable use of  
3 the facility.

4 (4) The department shall modify the pilot project to address  
5 identified safety issues and mitigate negative impacts to high  
6 occupancy vehicle lane users.

7 (5) Authorization to impose high occupancy vehicle tolls for the  
8 state route 167 high occupancy toll pilot project expires if either  
9 of the following two conditions apply:

10 (a) If no contracts have been let by the department to begin  
11 construction of the toll facilities associated with this pilot  
12 project within four years of July 24, 2005; or

13 (b) If high occupancy vehicle tolls are being collected on June  
14 30, (~~2015~~) 2017.

15 (6) The department of transportation shall adopt rules that allow  
16 automatic vehicle identification transponders used for electronic  
17 toll collection to be compatible with other electronic payment  
18 devices or transponders from the Washington state ferry system, other  
19 public transportation systems, or other toll collection systems to  
20 the extent that technology permits.

21 (7) The conversion of a single existing high occupancy vehicle  
22 lane to a high occupancy toll lane as proposed for SR-167 must be  
23 taken as the exception for this pilot project.

24 (8) A violation of the lane restrictions applicable to the high  
25 occupancy toll lanes established under this section is a traffic  
26 infraction.

27 (9) Procurement activity associated with this pilot project shall  
28 be open and competitive in accordance with chapter 39.29 RCW.

29 **Sec. 706.** RCW 47.56.876 and 2013 c 306 s 710 are each amended to  
30 read as follows:

31 A special account to be known as the state route number 520 civil  
32 penalties account is created in the state treasury. All state route  
33 number 520 bridge replacement and HOV program civil penalties  
34 generated from the nonpayment of tolls on the state route number 520  
35 corridor must be deposited into the account, as provided under RCW  
36 47.56.870(4)(b)(vii). Moneys in the account may be spent only after  
37 appropriation. Expenditures from the account may be used to fund any  
38 project within the state route number 520 bridge replacement and HOV  
39 program, including mitigation. During the (~~2011-2013 and~~) 2013-2015



1 and 2015-2017 fiscal biennia, the legislature may transfer from the  
2 state route number 520 civil penalties account to the state route  
3 number 520 corridor account such amounts as reflect the excess fund  
4 balance of the state route number 520 civil penalties account. Funds  
5 transferred must be used solely for capital expenditures for the  
6 state route number 520 bridge replacement and HOV project  
7 (~~((8BI1003))~~).

8 **Sec. 707.** RCW 47.64.170 and 2013 c 306 s 521 are each amended to  
9 read as follows:

10 (1) Any ferry employee organization certified as the bargaining  
11 representative shall be the exclusive representative of all ferry  
12 employees in the bargaining unit and shall represent all such  
13 employees fairly.

14 (2) A ferry employee organization or organizations and the  
15 governor may each designate any individual as its representative to  
16 engage in collective bargaining negotiations.

17 (3) Negotiating sessions, including strategy meetings of the  
18 employer or employee organizations, mediation, and the deliberative  
19 process of arbitrators are exempt from the provisions of chapter  
20 42.30 RCW. Hearings conducted by arbitrators may be open to the  
21 public by mutual consent of the parties.

22 (4) Terms of any collective bargaining agreement may be enforced  
23 by civil action in Thurston county superior court upon the initiative  
24 of either party.

25 (5) Ferry system employees or any employee organization shall not  
26 negotiate or attempt to negotiate directly with anyone other than the  
27 person who has been appointed or authorized a bargaining  
28 representative for the purpose of bargaining with the ferry employees  
29 or their representative.

30 (6)(a) Within ten working days after the first Monday in  
31 September of every odd-numbered year, the parties shall attempt to  
32 agree on an interest arbitrator to be used if the parties are not  
33 successful in negotiating a comprehensive collective bargaining  
34 agreement. If the parties cannot agree on an arbitrator within the  
35 ten-day period, either party may request a list of seven arbitrators  
36 from the federal mediation and conciliation service. The parties  
37 shall select an interest arbitrator using the coin toss/alternate  
38 strike method within thirty calendar days of receipt of the list.  
39 Immediately upon selecting an interest arbitrator, the parties shall

1 cooperate to reserve dates with the arbitrator for potential  
2 arbitration between August 1st and September 15th of the following  
3 even-numbered year. The parties shall also prepare a schedule of at  
4 least five negotiation dates for the following year, absent an  
5 agreement to the contrary. The parties shall execute a written  
6 agreement before November 1st of each odd-numbered year setting forth  
7 the name of the arbitrator and the dates reserved for bargaining and  
8 arbitration. This subsection (6)(a) imposes minimum obligations only  
9 and is not intended to define or limit a party's full, good faith  
10 bargaining obligation under other sections of this chapter.

11 (b) The negotiation of a proposed collective bargaining agreement  
12 by representatives of the employer and a ferry employee organization  
13 shall commence on or about February 1st of every even-numbered year.

14 (c) For negotiations covering the 2009-2011 biennium and  
15 subsequent biennia, the time periods specified in this section, and  
16 in RCW 47.64.210 and 47.64.300 through 47.64.320, must ensure  
17 conclusion of all agreements on or before October 1st of the even-  
18 numbered year next preceding the biennial budget period during which  
19 the agreement should take effect. These time periods may only be  
20 altered by mutual agreement of the parties in writing. Any such  
21 agreement and any impasse procedures agreed to by the parties under  
22 RCW 47.64.200 must include an agreement regarding the new time  
23 periods that will allow final resolution by negotiations or  
24 arbitration by October 1st of each even-numbered year.

25 (7) It is the intent of this section that the collective  
26 bargaining agreement or arbitrator's award shall commence on July 1st  
27 of each odd-numbered year and shall terminate on June 30th of the  
28 next odd-numbered year to coincide with the ensuing biennial budget  
29 year, as defined by RCW 43.88.020(7), to the extent practical. It is  
30 further the intent of this section that all collective bargaining  
31 agreements be concluded by October 1st of the even-numbered year  
32 before the commencement of the biennial budget year during which the  
33 agreements are to be in effect. After the expiration date of a  
34 collective bargaining agreement negotiated under this chapter, except  
35 to the extent provided in subsection (11) of this section and RCW  
36 47.64.270(4), all of the terms and conditions specified in the  
37 collective bargaining agreement remain in effect until the effective  
38 date of a subsequently negotiated agreement, not to exceed one year  
39 from the expiration date stated in the agreement. Thereafter, the  
40 employer may unilaterally implement according to law.

1 (8) The office of financial management shall conduct a salary  
2 survey, for use in collective bargaining and arbitration, which must  
3 be conducted through a contract with a firm nationally recognized in  
4 the field of human resources management consulting except during the  
5 2015-2017 fiscal biennium.

6 (9) Except as provided in subsection (11) of this section:

7 (a) The governor shall submit a request either for funds  
8 necessary to implement the collective bargaining agreements  
9 including, but not limited to, the compensation and fringe benefit  
10 provisions or for legislation necessary to implement the agreement,  
11 or both. Requests for funds necessary to implement the collective  
12 bargaining agreements shall not be submitted to the legislature by  
13 the governor unless such requests:

14 (i) Have been submitted to the director of the office of  
15 financial management by October 1st before the legislative session at  
16 which the requests are to be considered; and

17 (ii) Have been certified by the director of the office of  
18 financial management as being feasible financially for the state.

19 (b) The governor shall submit a request either for funds  
20 necessary to implement the arbitration awards or for legislation  
21 necessary to implement the arbitration awards, or both. Requests for  
22 funds necessary to implement the arbitration awards shall not be  
23 submitted to the legislature by the governor unless such requests:

24 (i) Have been submitted to the director of the office of  
25 financial management by October 1st before the legislative session at  
26 which the requests are to be considered; and

27 (ii) Have been certified by the director of the office of  
28 financial management as being feasible financially for the state.

29 (c) The legislature shall approve or reject the submission of the  
30 request for funds necessary to implement the collective bargaining  
31 agreements or arbitration awards as a whole for each agreement or  
32 award. The legislature shall not consider a request for funds to  
33 implement a collective bargaining agreement or arbitration award  
34 unless the request is transmitted to the legislature as part of the  
35 governor's budget document submitted under RCW 43.88.030 and  
36 43.88.060. If the legislature rejects or fails to act on the  
37 submission, either party may reopen all or part of the agreement and  
38 award or the exclusive bargaining representative may seek to  
39 implement the procedures provided for in RCW 47.64.210 and 47.64.300.

1 (10) If, after the compensation and fringe benefit provisions of  
2 an agreement are approved by the legislature, a significant revenue  
3 shortfall occurs resulting in reduced appropriations, as declared by  
4 proclamation of the governor or by resolution of the legislature,  
5 both parties shall immediately enter into collective bargaining for a  
6 mutually agreed upon modification of the agreement.

7 (11)(a) For the collective bargaining agreements negotiated for  
8 the 2011-2013 fiscal biennium, the legislature may consider a request  
9 for funds to implement a collective bargaining agreement even if the  
10 request for funds was not received by the office of financial  
11 management by October 1st and was not transmitted to the legislature  
12 as part of the governor's budget document submitted under RCW  
13 43.88.030 and 43.88.060.

14 (b) For the 2013-2015 fiscal biennium, a collective bargaining  
15 agreement related to employee health care benefits negotiated between  
16 the employer and coalition pursuant to RCW 41.80.020(3) regarding the  
17 dollar amount expended on behalf of each employee must be a separate  
18 agreement for which the governor may request funds necessary to  
19 implement the agreement. The legislature may act upon a 2013-2015  
20 collective bargaining agreement related to employee health care  
21 benefits if an agreement is reached and submitted to the office of  
22 financial management and legislative budget committees before final  
23 legislative action on the biennial or supplemental operating budget  
24 by the sitting legislature.

25 (c) For the collective bargaining agreements negotiated for the  
26 2013-2015 fiscal biennium, the legislature may consider a request for  
27 funds to implement a collective bargaining agreement reached after  
28 October 1st after a determination of financial infeasibility by the  
29 director of the office of financial management if the request for  
30 funds is transmitted to the legislature as part of the governor's  
31 budget document submitted under RCW 43.88.030 and 43.88.060.

32 **Sec. 708.** RCW 82.70.020 and 2014 c 222 s 704 are each amended to  
33 read as follows:

34 (1) Employers in this state who are taxable under chapter 82.04  
35 or 82.16 RCW and provide financial incentives to their own or other  
36 employees for ride sharing, for using public transportation, for  
37 using car sharing, or for using nonmotorized commuting before July 1,  
38 ((2015)) 2017, are allowed a credit against taxes payable under  
39 chapters 82.04 and 82.16 RCW for amounts paid to or on behalf of

1 employees for ride sharing in vehicles carrying two or more persons,  
2 for using public transportation, for using car sharing, or for using  
3 nonmotorized commuting, not to exceed sixty dollars per employee per  
4 fiscal year.

5 (2) Property managers who are taxable under chapter 82.04 or  
6 82.16 RCW and provide financial incentives to persons employed at a  
7 worksite in this state managed by the property manager for ride  
8 sharing, for using public transportation, for using car sharing, or  
9 for using nonmotorized commuting before July 1, (~~2015~~) 2017, are  
10 allowed a credit against taxes payable under chapters 82.04 and 82.16  
11 RCW for amounts paid to or on behalf of these persons for ride  
12 sharing in vehicles carrying two or more persons, for using public  
13 transportation, for using car sharing, or for using nonmotorized  
14 commuting, not to exceed sixty dollars per person per fiscal year.

15 (3) The credit under this section is equal to the amount paid to  
16 or on behalf of each employee multiplied by fifty percent, but may  
17 not exceed sixty dollars per employee per fiscal year. No refunds may  
18 be granted for credits under this section.

19 (4) A person may not receive credit under this section for  
20 amounts paid to or on behalf of the same employee under both chapters  
21 82.04 and 82.16 RCW.

22 (5) A person may not take a credit under this section for amounts  
23 claimed for credit by other persons.

24 **Sec. 709.** RCW 82.70.040 and 2014 c 222 s 705 are each amended to  
25 read as follows:

26 (1)(a)(i) The department shall keep a running total of all  
27 credits allowed under RCW 82.70.020 during each fiscal year. The  
28 department shall not allow any credits that would cause the total  
29 amount allowed to exceed two million seven hundred fifty thousand  
30 dollars in any fiscal year. This limitation includes any deferred  
31 credits carried forward under subsection (2)(b)(i) of this section  
32 from prior years.

33 (ii) During the 2013-2015 and 2015-2017 fiscal (~~biennium~~)  
34 biennia, the department shall not allow any credits that would cause  
35 the total amount allowed to exceed one million five hundred thousand  
36 dollars in any fiscal year. This limitation includes any deferred  
37 credits carried forward under subsection (2)(b)(i) of this section  
38 from prior years.

1 (b) If the total amount of credit applied for by all applicants  
2 in any year exceeds the limit in this subsection, the department  
3 shall ratably reduce the amount of credit allowed for all applicants  
4 so that the limit in this subsection is not exceeded. If a credit is  
5 reduced under this subsection, the amount of the reduction may not be  
6 carried forward and claimed in subsequent fiscal years.

7 (2)(a) Tax credits under RCW 82.70.020 may not be claimed in  
8 excess of the amount of tax otherwise due under chapter 82.04 or  
9 82.16 RCW.

10 (b)(i) Through June 30, 2005, a person with taxes equal to or in  
11 excess of the credit under RCW 82.70.020, and therefore not subject  
12 to the limitation in (a) of this subsection, may elect to defer tax  
13 credits for a period of not more than three years after the year in  
14 which the credits accrue. No credits deferred under this subsection  
15 (2)(b)(i) may be used after June 30, 2008. A person deferring tax  
16 credits under this subsection (2)(b)(i) must submit an application as  
17 provided in RCW 82.70.025 in the year in which the deferred tax  
18 credits will be used. This application is subject to the provisions  
19 of subsection (1) of this section for the year in which the tax  
20 credits will be applied. If a deferred credit is reduced under  
21 subsection (1)(b) of this section, the amount of deferred credit  
22 disallowed because of the reduction may be carried forward as long as  
23 the period of deferral does not exceed three years after the year in  
24 which the credit was earned.

25 (ii) For credits approved by the department after June 30, 2005,  
26 the approved credit may be carried forward to subsequent years until  
27 used. Credits carried forward as authorized by this subsection are  
28 subject to the limitation in subsection (1)(a) of this section for  
29 the fiscal year for which the credits were originally approved.

30 (3) No person shall be approved for tax credits under RCW  
31 82.70.020 in excess of two hundred thousand dollars in any fiscal  
32 year. This limitation does not apply to credits carried forward from  
33 prior years under subsection (2)(b) of this section.

34 (4) No person may claim tax credits after June 30, (~~(2015)~~) 2017.

35 (5) Credits may not be carried forward other than as authorized  
36 in subsection (2)(b) of this section.

37 (6) No person is eligible for tax credits under RCW 82.70.020 if  
38 the additional revenues for the multimodal transportation account  
39 created by Engrossed Substitute House Bill No. 2231 are terminated.



1 TOTAL APPROPRIATION. . . . . (~~(\$1,812,000)~~)  
2 \$1,811,000

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

5 (1) \$932,000 of the motor vehicle account—state appropriation is  
6 provided solely for the office of financial management, from funds  
7 set aside out of statewide fuel taxes distributed to counties  
8 according to RCW 46.68.120(3), to contract with the Washington state  
9 association of counties to identify, analyze, evaluate, and implement  
10 county transportation performance measures associated with  
11 transportation system policy goals outlined in RCW 47.04.280. The  
12 Washington state association of counties, in cooperation with state  
13 agencies, must: Identify, analyze, and report on county  
14 transportation system preservation; identify, evaluate, and report on  
15 opportunities to streamline reporting requirements for counties; and  
16 evaluate project management tools to help improve project delivery at  
17 the county level.

18 (2) \$70,000 of the Puget Sound ferry operations account—state  
19 appropriation is provided solely for the state's share of the marine  
20 salary survey.

21 **Sec. 803.** 2014 c 222 s 104 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF AGRICULTURE**

24 Motor Vehicle Account—State Appropriation. . . . . (~~(\$1,203,000)~~)  
25 \$1,201,000

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

28 (1) (~~(\$351,000)~~) \$349,000 of the motor vehicle account—state  
29 appropriation is provided solely for costs associated with the motor  
30 fuel quality program.

31 (2) (~~(\$857,000)~~) \$852,000 of the motor vehicle account—state  
32 appropriation is provided solely to test the quality of biofuel. The  
33 department must test fuel quality at the biofuel manufacturer,  
34 distributor, and retailer.

35 **Sec. 804.** 2014 c 222 s 105 (uncodified) is amended to read as  
36 follows:

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



1 Motor Vehicle Account—State Appropriation. . . . . (~~(\$527,000)~~)  
2 \$526,000

3 **TRANSPORTATION AGENCIES—OPERATING**

4 **Sec. 901.** 2014 c 222 s 201 (uncodified) is amended to read as  
5 follows:

6 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

7 Highway Safety Account—State Appropriation. . . . . (~~(\$3,027,000)~~)  
8 \$3,026,000  
9 Highway Safety Account—Federal Appropriation. . . . . (~~(\$40,780,000)~~)  
10 \$40,772,000  
11 Highway Safety Account—Private/Local Appropriation. . . . . \$118,000  
12 School Zone Safety Account—State Appropriation. . . . . (~~(\$1,700,000)~~)  
13 \$1,600,000  
14 TOTAL APPROPRIATION. . . . . (~~(\$45,625,000)~~)  
15 \$45,516,000

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

18 (1) The commission shall develop and implement, in collaboration  
19 with the Washington state patrol, a target zero team pilot program in  
20 Yakima and Spokane counties. The pilot program must demonstrate the  
21 effectiveness of intense, high visibility driving under the influence  
22 enforcement in Washington state. The commission shall apply to the  
23 national highway traffic safety administration for federal highway  
24 safety grants to cover the cost of the pilot program.

25 (2) \$20,000,000 of the highway safety account—federal  
26 appropriation is provided solely for federal funds that may be  
27 obligated to the commission pursuant to 23 U.S.C. Sec. 164 during the  
28 2013-2015 fiscal biennium.

29 (3) The commission may continue to oversee pilot projects  
30 implementing the use of automated traffic safety cameras to detect  
31 speed violations within cities west of the Cascade mountains that  
32 have a population over one hundred ninety-five thousand. For the  
33 purposes of pilot projects in this subsection, no more than one  
34 automated traffic safety camera may be used to detect speed  
35 violations within any one jurisdiction.

36 (a) The commission shall comply with RCW 46.63.170 in  
37 administering the pilot projects.

1 (b) By January 1, 2015, any local authority that is operating an  
2 automated traffic safety camera to detect speed violations must  
3 provide a summary to the transportation committees of the legislature  
4 concerning the use of the cameras and data regarding infractions,  
5 revenues, and costs.

6 (4)(a) The commission shall coordinate with counties to implement  
7 and administer a statewide yellow dot program that will provide a  
8 yellow dot window decal and yellow dot folder during the 2013-2015  
9 fiscal biennium.

10 (b) The commission may utilize available federal dollars and  
11 state dollars to implement and administer the program. The commission  
12 may accept donations and partnership funds through the state's  
13 existing donation process and deposit the funds to the highway safety  
14 account for the start-up and continued support of the program.

15 (c) The commission, in conjunction with counties, shall maintain  
16 a separate web page that allows a person to download the yellow dot  
17 form to be placed in the yellow dot folder and lists the locations in  
18 which a person may pick up the yellow dot window decal and folder.  
19 The commission and counties may not collect any personal information.  
20 A person using the program is responsible for maintaining the  
21 information in the yellow dot folder. Participation in the program  
22 does not create any new or distinct obligation for emergency medical  
23 responders or law enforcement personnel to determine if there is a  
24 yellow dot folder in the motor vehicle or use the information  
25 contained in the yellow dot folder.

26 (d) The commission may adopt rules necessary to implement this  
27 subsection.

28 **Sec. 902.** 2014 c 222 s 202 (uncodified) is amended to read as  
29 follows:

30 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

31 Rural Arterial Trust Account—State Appropriation. . . . .	(( <del>\$939,000</del> ))
	<u>\$937,000</u>
33 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$2,195,000</del> ))
	<u>\$2,191,000</u>
35 County Arterial Preservation Account—State	
36 Appropriation. . . . .	(( <del>\$1,446,000</del> ))
	<u>\$1,443,000</u>
38 TOTAL APPROPRIATION. . . . .	(( <del>\$4,580,000</del> ))

1 \$4,571,000

2 **Sec. 903.** 2014 c 222 s 203 (uncodified) is amended to read as  
3 follows:

4 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

5 Transportation Improvement Account—State  
6 Appropriation. . . . . (~~(\$3,900,000)~~)  
7 \$3,894,000

8 **Sec. 904.** 2014 c 222 s 204 (uncodified) is amended to read as  
9 follows:

10 **FOR THE JOINT TRANSPORTATION COMMITTEE**

11 Motor Vehicle Account—State Appropriation. . . . . (~~(\$1,575,000)~~)  
12 \$1,574,000

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

15 (1)(a) \$325,000 of the motor vehicle account—state appropriation  
16 is for a study of transportation cost drivers and potential  
17 efficiencies to contain project costs and gain more value from  
18 investments in Washington state's transportation system. The goal is  
19 to enable the department of transportation to construct bridge and  
20 highway projects more quickly and to build and operate them at a  
21 lower cost, while ensuring that appropriate environmental and  
22 regulatory protections are maintained and a quality project is  
23 delivered. The joint transportation committee must convene an  
24 advisory panel to provide study guidance and discuss potential  
25 efficiencies and recommendations. The scope of the study must be  
26 limited to state-level policies and practices relating to the  
27 planning, design, permitting, construction, financing, and operation  
28 of department of transportation roadway and bridge projects. The  
29 study must:

- 30 (i) Identify best practices;
- 31 (ii) Identify inefficiencies in state policy or agency practice  
32 where changes may save money;
- 33 (iii) Recommend changes to improve efficiency and save money; and
- 34 (iv) Identify potential savings to be achieved by adopting  
35 changes in practice or policy.

1 (b) The joint transportation committee shall issue a report of  
2 its findings to the house of representatives and senate  
3 transportation committees by December 31, 2013.

4 (2) The joint transportation committee shall coordinate a work  
5 group comprised of the department of licensing, the department of  
6 revenue, county auditors or other agents, and subagents to identify  
7 possible issues relating to the administration of, compliance with,  
8 and enforcement of the existing statutory requirement for a person to  
9 provide an unexpired driver's license when registering a vehicle. The  
10 work group shall provide recommendations on how administration and  
11 enforcement may be modified, as needed, to address any identified  
12 issues, including whether statutory changes may be needed. A report  
13 presenting the recommendations must be presented to the house of  
14 representatives and senate transportation committees by December 31,  
15 2013.

16 (3) The joint transportation committee shall continue to convene  
17 a subcommittee for legislative oversight of the I-5/Columbia river  
18 crossing bridge replacement project. The Columbia river crossing  
19 legislative oversight subcommittee must be made up of six members:  
20 Two appointed by the cochairs of the senate transportation committee,  
21 two appointed by the chair and ranking member of the house of  
22 representatives transportation committee, one designee of the  
23 governor, and one citizen jointly appointed by the four members of  
24 the joint transportation executive committee. The citizen appointee  
25 must be a Washington state resident of the area served by the bridge.  
26 At least two of the legislative members must be from the legislative  
27 districts served by the bridge. In addition to reviewing project and  
28 financing information, the subcommittee must also coordinate with the  
29 Oregon legislative oversight committee for the Columbia river  
30 crossing bridge.

31 (4) The joint transportation committee shall convene a work group  
32 to identify and evaluate internal refinance opportunities for the  
33 Tacoma Narrows bridge. The study must include a staff work group,  
34 including staff from the office of financial management, the  
35 transportation commission, the department of transportation, the  
36 office of the state treasurer, and the legislative transportation  
37 committees. The joint transportation committee shall issue a report  
38 of its findings to the house of representatives and the senate  
39 transportation committees by December 31, 2013.

1 (5) The joint transportation committee shall study and review the  
2 use of surplus property proceeds to fund facility replacement  
3 projects, and the possibility of using the north central region as a  
4 pilot. The joint transportation committee shall consult with the  
5 department of transportation and the office of financial management  
6 regarding the department's current process for prioritizing and  
7 funding facility improvement and replacement projects.

8 (6) \$250,000 of the motor vehicle account—state appropriation is  
9 for the joint transportation committee to evaluate the current status  
10 of electric vehicle charging stations in Washington, and to make  
11 recommendations regarding potential business models for financially-  
12 sustainable electric vehicle charging networks and alternative roles  
13 for public and private sector participation in those business models.  
14 Public sector participation may include public financing, funding,  
15 facilitation, and other incentives to encourage installation of  
16 electric vehicle charging stations. In conducting the study, the  
17 committee must coordinate with the department of transportation and  
18 consult with local governments and stakeholders in the electric  
19 vehicle industry. The committee may also consult with users of  
20 electric vehicles and stakeholders representing manufacturers and  
21 operators of electric vehicle charging stations. The committee shall  
22 submit an interim report by December 31, 2014, and a final report by  
23 March 1, 2015.

24 (7) The joint transportation committee shall coordinate a work  
25 group to review the existing titling and registration processes along  
26 with policies that county auditors, subagents, and agents must comply  
27 with when conducting title and registration transactions. The goal  
28 and related outcomes of the work group review are to provide  
29 recommendations to streamline processes, modernize policies, and  
30 identify potential information technology opportunities. Members of  
31 the work group shall only include county auditors, subagents, agents,  
32 and the department of licensing. The work group shall submit a report  
33 to the transportation committees of the legislature on or before  
34 December 1, 2014.

35 (8) The joint transportation committee shall coordinate a work  
36 group comprised of representatives from the department of licensing,  
37 the Washington state traffic safety commission, and other  
38 stakeholders as deemed necessary, along with interested legislators,  
39 to develop parameters for and make recommendations regarding a pilot  
40 program that would allow students to meet traffic safety education

1 requirements online. Additionally, the work group shall make  
2 recommendations related to requiring driver training to individuals  
3 between the ages of eighteen and twenty-four who have not previously  
4 passed a driver training education program or other methods of  
5 enhancing the safety of this high-risk group. The joint  
6 transportation committee shall issue a report of its findings to the  
7 transportation committees of the house of representatives and senate  
8 by December 1, 2014.

9 **Sec. 905.** 2014 c 222 s 205 (uncodified) is amended to read as  
10 follows:

11 **FOR THE TRANSPORTATION COMMISSION**

12 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$3,516,000</del> ))
13	<u>\$3,389,000</u>
14 Multimodal Transportation Account—State	
15 Appropriation. . . . .	\$112,000
16 TOTAL APPROPRIATION. . . . .	(( <del>\$3,628,000</del> ))
17	<u>\$3,501,000</u>

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

20 (1) Consistent with RCW 43.135.055, 47.60.290, and 47.60.315,  
21 during the 2013-2015 fiscal biennium, the legislature authorizes the  
22 transportation commission to periodically review and, if necessary,  
23 adjust the schedule of fares for the Washington state ferry system  
24 only in amounts not greater than those sufficient to generate the  
25 amount of revenue required by the biennial transportation budget.  
26 When adjusting ferry fares, the commission must consider input from  
27 affected ferry users by public hearing and by review with the  
28 affected ferry advisory committees, in addition to the data gathered  
29 from the current ferry user survey.

30 (2) Consistent with RCW 43.135.055 and 47.46.100, during the  
31 2013-2015 fiscal biennium, the legislature authorizes the  
32 transportation commission to periodically review and, if necessary,  
33 adjust the schedule of toll charges applicable to the Tacoma Narrows  
34 bridge only in amounts not greater than those sufficient to support  
35 (a) any required costs for operating and maintaining the toll bridge,  
36 including the cost of insurance, (b) any amount required by law to  
37 meet the redemption of bonds and applicable interest payments, and  
38 (c) repayment of the motor vehicle fund.

1 (3) Consistent with RCW 43.135.055 and 47.56.880, during the  
2 2013-2015 fiscal biennium, the legislature authorizes the  
3 transportation commission to set, periodically review, and, if  
4 necessary, adjust the schedule of toll charges applicable to the  
5 Interstate 405 express toll lanes.

6 (4)(a) \$400,000 of the motor vehicle account—state appropriation  
7 is provided solely for the development of the business case for the  
8 transition to a road usage charge system as the basis for funding the  
9 state transportation system, from the current motor fuel tax system.  
10 The funds are provided for fiscal year 2014 only.

11 (b) The legislature finds that the efforts started in the  
12 2011-2013 fiscal biennium regarding the transition to a road usage  
13 charge system represent an important first step in the policy and  
14 conceptual development of potential alternative systems to fund  
15 transportation projects, but that the governance for the development  
16 needs clarification. The legislature also finds that significant  
17 amounts of research and public education are occurring in similar  
18 efforts in several states and that these efforts can and should be  
19 leveraged to advance the evaluation in Washington. The legislature  
20 intends, therefore, that the commission and its staff lead the policy  
21 development of the business case for a road usage charge system, with  
22 the goal of providing the business case to the governor and the  
23 legislative committees of the legislature in time for inclusion in  
24 the 2014 supplemental omnibus transportation appropriations act. The  
25 legislature intends for additional oversight in the business case  
26 development, with guidance from a steering committee as provided in  
27 chapter 86, Laws of 2012, augmented with participation by the joint  
28 transportation committee. The legislature further intends that the  
29 department of transportation continue to address administrative,  
30 technical, and conceptual operational issues related to road usage  
31 charge systems, and that the department serve as a resource for  
32 information gleaned from other states on this topic for the  
33 commission's efforts.

34 (c) For the purposes of this subsection (4), the commission  
35 shall:

36 (i) Develop preliminary road usage charge policies that are  
37 necessary to develop the business case, as well as supporting  
38 research and data that will guide the potential application in  
39 Washington;

1 (ii) Develop the preferred operational concept or concepts that  
2 reflect the preliminary policies;

3 (iii) Evaluate the business case for the road usage charge system  
4 that would result from implementing the preliminary policies and  
5 preferred operational concept or concepts. The evaluation must assess  
6 likely financial outcomes if the system were to be implemented; and

7 (iv) Identify and document policy and other issues that are  
8 deemed important to further refine the preferred operational concept  
9 or concepts and to gain public acceptance. These identified issues  
10 should form the basis for continued work beyond this funding cycle.

11 (d) The commission shall convene a steering committee to guide  
12 the development of the business case. The membership must be the same  
13 as provided in chapter 86, Laws of 2012, except that the membership  
14 must also include the joint transportation committee executive  
15 members.

16 (e) The commission shall submit a report of the business case to  
17 the governor and the transportation committees of the legislature by  
18 December 15, 2013. The report must also include a proposed budget and  
19 work plan for fiscal year 2015. A progress report must be submitted  
20 to the governor and the joint transportation committee by November 1,  
21 2013, including a presentation to the joint transportation committee.

22 (5) \$174,000 of the motor vehicle account—state appropriation is  
23 provided solely for the voice of Washington survey program. The  
24 funding must be utilized for continued program maintenance and two  
25 transportation surveys for the 2013-2015 fiscal biennium.

26 (6)(a) \$450,000 of the motor vehicle account—state appropriation  
27 is provided solely for a work plan to further develop the concept of  
28 a road usage charge system. The work plan must include: Refinement of  
29 initial policy analysis and development, a concept of operations that  
30 incorporates refined policy inputs, and a financial analysis  
31 evaluating the operational concept. The refinement of initial policy  
32 analysis and development funded under this subsection must be  
33 supplemented by the products of complementary policy refinement tasks  
34 delegated to the department of transportation in section 214 (~~of~~  
35 ~~this act~~), chapter 222, Laws of 2014 and the office of the state  
36 treasurer in section 703 (~~of this act~~), chapter 222, Laws of 2014.  
37 It is the intent of the legislature that consideration for potential  
38 planning for a pilot project and any risk analysis occur in the 2015  
39 legislative session.



1 (b)(i) For the purposes of the refinement of initial policy  
2 analysis and development, the work plan must consider phasing and  
3 staging of how a road usage charge would be implemented as it relates  
4 to the types of vehicles that would be subject to a road usage charge  
5 and the nature and manner of a transition period.

6 (ii) For the purposes of this subsection (6)(b), the legislature  
7 intends that the commission focus its analysis by assuming that the  
8 exemptions under a road usage charge would be the same as those under  
9 the motor vehicle fuel and special fuel taxes. In addition, the  
10 commission must engage the road usage charge steering committee,  
11 which was reauthorized in chapter 306, Laws of 2013 for fiscal year  
12 2014 and is hereby reauthorized in this act with the same membership,  
13 to continue in its role and, at a minimum, to guide the work  
14 specified in (a) of this subsection, including the following:  
15 Assessing and recommending the type of vehicles that would be subject  
16 to the road usage charge, and assessing and recommending the options  
17 for the timing and duration of the transition period. The steering  
18 committee shall report its findings and guidance to the commission by  
19 December 1, 2014.

20 (c)(i) For the purposes of the development of the concept of  
21 operations, the development must incorporate the products of (b) of  
22 this subsection, and, to the extent practicable, the products of work  
23 conducted by the department of transportation in section 214 (~~of~~  
24 ~~this act~~), chapter 222, Laws of 2014 and the office of the state  
25 treasurer in section 703 (~~of this act~~), chapter 222, Laws of 2014.

26 (ii) To reduce system development and operational costs, for road  
27 user charge options that rely on in-vehicle devices to record  
28 mileage, the work plan must recommend how the state can utilize the  
29 technology and back-office platforms that are scheduled to be  
30 provided by commercial account managers under the Oregon road usage  
31 charge program.

32 (iii) In addition to a time permit and an odometer charge, the  
33 concept of operations recommendation must be developed to include a  
34 means for periodic payments based on mileage reporting utilizing  
35 methods other than onboard diagnostic in-vehicle devices.

36 (d) The work plan and recommendations, along with a proposed work  
37 plan and budget for the 2015-2017 fiscal biennium, must be submitted  
38 by the commission to the transportation committees of the legislature  
39 by January 15, 2015.

1 (7) Within existing resources, the commission shall undertake a  
2 study of the urban and rural financial and equity implications of a  
3 potential road usage charge system in Washington. The commission  
4 shall work with the department of transportation and the department  
5 of licensing to conduct this analysis. For any survey work that is  
6 considered, the commission should utilize the existing voice of  
7 Washington survey panel and budget to inform the study. The results  
8 must be presented to the governor and the legislature by January 15,  
9 2015.

10 **Sec. 906.** 2013 c 306 s 206 (uncodified) is amended to read as  
11 follows:

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

13 Motor Vehicle Account—State Appropriation . . . . . (~~(\$904,000)~~)  
14 \$902,000

15 **Sec. 907.** 2014 c 222 s 207 (uncodified) is amended to read as  
16 follows:

17 **FOR THE WASHINGTON STATE PATROL**

18 State Patrol Highway Account—State  
19 Appropriation. . . . . (~~(\$366,805,000)~~)  
20 \$364,954,000

21 State Patrol Highway Account—Federal  
22 Appropriation. . . . . (~~(\$11,067,000)~~)  
23 \$11,049,000

24 State Patrol Highway Account—Private/Local  
25 Appropriation. . . . . (~~(\$3,572,000)~~)  
26 \$3,567,000

27 Highway Safety Account—State Appropriation. . . . . (~~(\$19,265,000)~~)  
28 \$19,257,000

29 Multimodal Transportation Account—State  
30 Appropriation. . . . . \$272,000

31 Ignition Interlock Device Revolving Account—State  
32 Appropriation. . . . . \$569,000

33 TOTAL APPROPRIATION. . . . . (~~(\$401,550,000)~~)  
34 \$399,668,000

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

1 (1) The Washington state patrol shall collaborate with the  
2 Washington traffic safety commission on the target zero team pilot  
3 program referenced in section 201 (~~(of this act)~~), chapter 306, Laws  
4 of 2013.

5 (2) During the 2013-2015 fiscal biennium, the Washington state  
6 patrol shall relocate its data center to the state data center in  
7 Olympia. The Washington state patrol shall work with the department  
8 of enterprise services to negotiate the lease termination agreement  
9 for the current data center site.

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

19 (4) \$569,000 of the ignition interlock device revolving account—  
20 state appropriation is provided solely for the ignition interlock  
21 program at the Washington state patrol to provide funding for two  
22 staff to work and provide support for the program in working with  
23 manufacturers, service centers, technicians, and participants in the  
24 program.

25 (5) \$370,000 of the state patrol highway account—state  
26 appropriation is provided solely for costs associated with the pilot  
27 program described under section 216(5) (~~(of this act)~~), chapter 222,  
28 Laws of 2014. The Washington state patrol may incur costs related  
29 only to the assignment of cadets and necessary computer equipment and  
30 to the reimbursement of the department of transportation for contract  
31 costs. The appropriation in this subsection must be funded from the  
32 portion of the automated traffic safety camera infraction fines  
33 deposited into the state patrol highway account; however, if the  
34 fines deposited into the state patrol highway account from automated  
35 traffic safety camera infractions do not reach three hundred seventy  
36 thousand dollars, the department of transportation shall remit funds  
37 necessary to the Washington state patrol to ensure the completion of  
38 the pilot program. The Washington state patrol may not incur overtime  
39 as a result of this pilot program. The Washington state patrol shall

1 not assign troopers to operate or deploy the pilot program equipment  
2 used in roadway construction zones.

3 (6) The cost allocation for any costs incurred for the facilities  
4 at the Olympia, Washington airport used for the Washington state  
5 patrol aviation section must be split evenly between the state patrol  
6 highway account and the general fund.

7 (7) The Washington state patrol shall work with the state  
8 interoperability executive committee to compile a list of recent  
9 studies evaluating the potential savings and benefits of  
10 consolidating law enforcement and emergency dispatching centers and  
11 report to the joint transportation committee by December 1, 2014, on  
12 the findings and recommendations of those studies. As part of this  
13 study, the Washington state patrol must look for potential  
14 efficiencies within state government.

15 **Sec. 908.** 2014 c 222 s 208 (uncodified) is amended to read as  
16 follows:

17 **FOR THE DEPARTMENT OF LICENSING**

18	Marine Fuel Tax Refund Account—State	
19	Appropriation. . . . .	\$34,000
20	Motorcycle Safety Education Account—State	
21	Appropriation. . . . .	<del>(\$4,396,000)</del>
22		<u>\$4,392,000</u>
23	State Wildlife Account—State Appropriation. . . . .	<del>(\$867,000)</del>
24		<u>\$863,000</u>
25	Highway Safety Account—State Appropriation. . . . .	<del>(\$158,505,000)</del>
26		<u>\$160,664,000</u>
27	Highway Safety Account—Federal Appropriation. . . . .	<del>(\$4,363,000)</del>
28		<u>\$4,355,000</u>
29	Motor Vehicle Account—State Appropriation. . . . .	<del>(\$81,352,000)</del>
30		<u>\$83,169,000</u>
31	Motor Vehicle Account—Federal Appropriation. . . . .	\$467,000
32	Motor Vehicle Account—Private/Local Appropriation. . .	<del>(\$1,544,000)</del>
33		<u>\$1,601,000</u>
34	Ignition Interlock Device Revolving Account—State	
35	Appropriation. . . . .	<del>(\$2,871,000)</del>
36		<u>\$3,271,000</u>
37	Department of Licensing Services Account—State	
38	Appropriation. . . . .	<del>(\$5,983,000)</del>

1 \$6,002,000  
2 TOTAL APPROPRIATION. . . . . ((~~\$260,382,000~~))  
3 \$264,818,000

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

6 (1) \$1,235,000 of the highway safety account—state appropriation  
7 is provided solely for the implementation of chapter . . .  
8 (Substitute House Bill No. 1752), Laws of 2013 (requirements for the  
9 operation of commercial motor vehicles in compliance with federal  
10 regulations). If chapter . . . (Substitute House Bill No. 1752), Laws  
11 of 2013 is not enacted by June 30, 2013, the amount provided in this  
12 subsection lapses.

13 (2) \$1,000,000 of the highway safety account—state appropriation  
14 is provided solely for information technology field system  
15 modernization.

16 (3) \$5,286,000 of the highway safety account—state appropriation  
17 is provided solely for business and technology modernization.

18 (4) \$2,355,000 of the motor vehicle account—state appropriation  
19 is provided solely for replacing prorated and fuel tax computer  
20 systems used to administer interstate licensing and the collection of  
21 fuel tax revenues.

22 (5) \$1,491,000 of the highway safety account—state appropriation  
23 is provided solely for the implementation of an updated central  
24 issuance system.

25 (6) \$201,000 of the motor vehicle account—state appropriation is  
26 provided solely for the implementation of chapter . . . (Substitute  
27 Senate Bill No. 5152), Laws of 2013 (Sounders FC and Seahawks license  
28 plates). If chapter . . . (Substitute Senate Bill No. 5152), Laws of  
29 2013 is not enacted by June 30, 2013, the amount provided in this  
30 subsection lapses.

31 (7) \$425,000 of the highway safety account—state appropriation is  
32 provided solely for the implementation of chapter . . . (Substitute  
33 Senate Bill No. 5182), Laws of 2013 (vehicle owner information). If  
34 chapter . . . (Substitute Senate Bill No. 5182), Laws of 2013 is not  
35 enacted by June 30, 2013, the amount provided in this subsection  
36 lapses.

37 (8) \$289,000 of the motor vehicle account—state appropriation is  
38 provided solely for the implementation of chapter . . . (Second  
39 Engrossed Substitute Senate Bill No. 5785), Laws of 2014 (license

1 plates). If chapter . . . (Second Engrossed Substitute Senate Bill  
2 No. 5785), Laws of 2014 is not enacted by June 30, 2014, the amount  
3 provided in this subsection lapses.

4 (9) The appropriation in this section reflects the department  
5 charging an amount sufficient to cover the full cost of providing the  
6 data requested under RCW 46.12.630(1)(b).

7 (10)(a) The department must convene a work group to examine the  
8 use of parking placards and special license plates for persons with  
9 disabilities and develop a strategic plan for ending any abuse. In  
10 developing this plan, the department must work with the department of  
11 health, disabled citizen advocacy groups, and representatives from  
12 local government.

13 (b) The work group must be composed of no more than two  
14 representatives from each of the entities listed in (a) of this  
15 subsection. The work group may, when appropriate, consult with any  
16 other public or private entity in order to complete the strategic  
17 plan.

18 (c) The strategic plan must include:

19 (i) Oversight measures to ensure that parking placards and  
20 special license plates for persons with disabilities are being  
21 properly issued, including: (A) The entity responsible for  
22 coordinating a randomized review of applications for special parking  
23 privileges; (B) a volunteer panel of medical professionals to conduct  
24 such reviews; (C) a means to protect the anonymity of both the  
25 medical professional conducting a review and the medical professional  
26 under review; (D) a means to protect the privacy of applicants by  
27 removing any personally identifiable information; and (E) possible  
28 sanctions against a medical professional for repeated improper  
29 issuances of parking placards or special license plates for persons  
30 with disabilities, including those sanctions listed in chapter 18.130  
31 RCW; and

32 (ii) The creation of a publicly accessible system in which the  
33 validity of parking placards and special license plates for persons  
34 with disabilities may be verified. This system must not allow the  
35 public to access any personally identifiable information or protected  
36 health information of a person who has been issued a parking placard  
37 or special license plate.

38 (d) The work group must convene by July 1, 2013, and terminate by  
39 December 1, 2013.

1 (e) By December 1, 2013, the work group must deliver to the  
2 legislature and the appropriate legislative committees the strategic  
3 plan required under this subsection, together with its findings,  
4 recommendations, and any necessary draft legislation in order to  
5 implement the strategic plan.

6 (11) \$3,082,000 of the highway safety account—state appropriation  
7 is provided solely for exam and licensing activities, including the  
8 workload associated with providing driver record abstracts, and is  
9 subject to the following additional conditions and limitations:

10 (a) The department may furnish driving record abstracts only to  
11 those persons or entities expressly authorized to receive the  
12 abstracts under Title 46 RCW;

13 (b) The department may furnish driving record abstracts only for  
14 an amount that does not exceed the specified fee amounts in RCW  
15 46.52.130 (2)(e)(v) and (4); and

16 (c) The department may not enter into a contract, or otherwise  
17 participate in any arrangement, with a third party or other state  
18 agency for any service that results in an additional cost, in excess  
19 of the fee amounts specified in RCW 46.52.130 (2)(e)(v) and (4), to  
20 statutorily authorized persons or entities purchasing a driving  
21 record abstract.

22 (12) \$229,000 of the motor vehicle account—state appropriation is  
23 provided solely for the implementation of chapter . . . (Engrossed  
24 Second Substitute House Bill No. 1129), Laws of 2014 (ferry vessel  
25 replacement). If chapter . . . (Engrossed Second Substitute House  
26 Bill No. 1129), Laws of 2014 is not enacted by June 30, 2014, the  
27 amount provided in this subsection lapses.

28 ~~((+14))~~ (13) \$42,000 of the motor vehicle account—state  
29 appropriation is provided solely for the implementation of  
30 chapter . . . (House Bill No. 2100), Laws of 2014 (Seattle University  
31 license plates). If chapter . . . (House Bill No. 2100), Laws of 2014  
32 is not enacted by June 30, 2014, the amount provided in this  
33 subsection lapses.

34 ~~((+15))~~ (14) \$46,000 of the motor vehicle account—state  
35 appropriation is provided solely for the implementation of  
36 chapter . . . (House Bill No. 2700), Laws of 2014 (breast cancer  
37 awareness license plates). If chapter . . . (House Bill No. 2700),  
38 Laws of 2014 is not enacted by June 30, 2014, the amount provided in  
39 this subsection lapses.

1        ~~((17))~~ (15) \$32,000 of the motor vehicle account—state  
2 appropriation is provided solely for the implementation of  
3 chapter . . . (House Bill No. 2741), Laws of 2014 (initial vehicle  
4 registration). If chapter . . . (House Bill No. 2741), Laws of 2014  
5 is not enacted by June 30, 2014, the amount provided in this  
6 subsection lapses.

7        ~~((18))~~ (16) Within existing resources, the department must  
8 convene a work group that includes, at a minimum, representatives  
9 from the department of transportation, the trucking industry,  
10 manufacturers of compressed natural gas and liquefied natural gas,  
11 and any other stakeholders as deemed necessary, for the following  
12 purposes:

13        (a) To evaluate the annual license fee in lieu of fuel tax under  
14 RCW 82.38.075 to determine a fee that more closely represents the  
15 average consumption of vehicles by weight and to make recommendations  
16 to the transportation committees of the legislature by December 1,  
17 2014, on an updated fee schedule; and

18        (b) To develop a transition plan to move vehicles powered by  
19 liquefied natural gas and compressed natural gas from the annual  
20 license fee in lieu of fuel tax to the fuel tax under RCW 82.38.030.  
21 The transition plan must incorporate stakeholder feedback and must  
22 include draft legislation and cost and revenue estimates. The  
23 transition plan must be submitted to the transportation committees of  
24 the legislature by December 1, 2015.

25        (c) This subsection takes effect if both chapter . . . (Engrossed  
26 Substitute Senate Bill No. 6440), Laws of 2014 (compressed natural  
27 gas and liquefied natural gas) and chapter . . . (Substitute House  
28 Bill No. 2753), Laws of 2014 (compressed natural gas and liquefied  
29 natural gas) are not enacted by June 30, 2014.

30        ~~((19))~~ (17) \$36,000 of the motor vehicle account—state  
31 appropriation is provided solely for the implementation of  
32 chapter . . . (Substitute Senate Bill No. 5467), Laws of 2014  
33 (vehicle owner list furnishment requirements). If chapter . . .  
34 (Substitute Senate Bill No. 5467), Laws of 2014 is not enacted by  
35 June 30, 2014, the amount provided in this subsection lapses.

36        ~~((20))~~ (18) The department must convene a work group to study  
37 the issue of regulating tow truck operators that are not licensed as  
38 registered tow truck operators under chapter 46.55 RCW. The work  
39 group must examine the advisability of regulating such operators,  
40 including any potential benefits to public safety, and possible



1 methodologies for accomplishing this regulation. The work group must  
2 include the department, representatives of the Washington state  
3 patrol, organized groups of registered tow truck operators, and  
4 automobile clubs. The work group may also include hulk haulers,  
5 wreckers, transporters, and other stakeholders relating to the issue  
6 of unregulated towing for monetary compensation. The work group shall  
7 convene as necessary and report its recommendations and draft  
8 legislation to the transportation committees of the legislature by  
9 December 1, 2014.

10 ~~((+21))~~ (19) The department when modernizing its computer  
11 systems must place personal and company data elements in separate  
12 data fields to allow the department to select discrete data elements  
13 when providing information or data to persons or entities outside the  
14 department. This requirement must be included as part of the systems  
15 design in the department's business and technology modernization. A  
16 person's photo, social security number, or medical information must  
17 not be made available through public disclosure or data being  
18 provided under RCW 46.12.630 or 46.12.635.

19 (20) \$50,000 of the motor vehicle account—state appropriation is  
20 provided solely for the implementation of chapter 30, Laws of 2014  
21 (snowmobile license fees).

22 (21) \$30,000 of the highway safety account—state appropriation is  
23 provided solely for the implementation of chapter 100, Laws of 2014  
24 (DUI prior offenses).

25 **Sec. 909.** 2014 c 222 s 209 (uncodified) is amended to read as  
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE**  
28 **—PROGRAM B**

29 High((-))Occupancy Toll Lanes Operations Account—State	
30 Appropriation. . . . .	(( <del>\$1,942,000</del> ))
31	<u>\$1,884,000</u>
32 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$514,000</del> ))
33	<u>\$513,000</u>
34 State Route Number 520 Corridor Account—State	
35 Appropriation. . . . .	(( <del>\$34,267,000</del> ))
36	<u>\$33,133,000</u>
37 State Route Number 520 Civil Penalties Account—State	
38 Appropriation. . . . .	(( <del>\$4,156,000</del> ))

1		<u>\$4,601,000</u>
2	Tacoma Narrows Toll Bridge Account—State	
3	Appropriation. . . . .	(((\$25,007,000))
4		<u>\$25,905,000</u>
5	Puget Sound Ferry Operations Account—State	
6	Appropriation. . . . .	\$250,000
7	Interstate 405 Express Toll Lanes Operations	
8	Account—State Appropriation. . . . .	\$2,019,000
9	TOTAL APPROPRIATION. . . . .	(((\$68,155,000))
10		<u>\$68,305,000</u>

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

13       (1)(a) The legislature finds that the department's tolling  
14 division has expanded greatly in recent years to address the demands  
15 of administering several newly tolled facilities using emerging toll  
16 collection technologies. The legislature intends for the department  
17 to continue its good work in administering the tolled facilities of  
18 the state, while at the same time implementing controls and processes  
19 to ensure the efficient and judicious administration of toll payer  
20 dollars.

21       (b) The legislature finds that the department has undertaken a  
22 cost-of-service study in the winter and spring of 2013 for the  
23 purposes of identifying in detail the costs of operating and  
24 administering tolling on state route number 520, state route number  
25 167 high-occupancy toll lanes, and the Tacoma Narrows bridge. The  
26 purpose of the study is to provide results to establish a baseline by  
27 which future activity may be compared and opportunities identified  
28 for cost savings and operational efficiencies. In addition, the  
29 legislature finds that the state auditor has undertaken a performance  
30 audit of the department's contract for the customer service center  
31 and back office processing of tolling transactions. The audit  
32 findings, which are expected to include lessons learned, are due in  
33 late spring 2013.

34       (c) Using the results of the cost-of-service study and the state  
35 audit as a basis, the department shall conduct a review of operations  
36 using lean management principles in order to eliminate inefficiencies  
37 and redundancies, incorporate lessons learned, and identify  
38 opportunities to conduct operations more efficiently and effectively.  
39 Within current statutory and budgetary tolling policy, the department

1 shall use the results of the review to improve operations in order to  
2 conduct toll operations within the appropriations provided in  
3 subsections (2) through (4) of this section. The department shall  
4 submit the review, along with the status of and plans for the  
5 implementation of review recommendations, to the office of financial  
6 management and the house of representatives and senate transportation  
7 committees by October 15, 2013.

8 (2) \$10,343,000 of the Tacoma Narrows toll bridge account—state  
9 appropriation, \$16,534,000 of the state route number 520 corridor  
10 account—state appropriation, \$1,217,000 of the high-occupancy toll  
11 lanes operations account—state appropriation, and \$514,000 of the  
12 motor vehicle account—state appropriation are provided solely for  
13 nonvendor costs of administering toll operations, including the costs  
14 of: Staffing the division, consultants and other personal service  
15 contracts required for technical oversight and management assistance,  
16 insurance, payments related to credit card processing, transponder  
17 purchases and inventory management, facility operations and  
18 maintenance, and other miscellaneous nonvendor costs.

19 (3) \$11,265,000 of the Tacoma Narrows toll bridge account—state  
20 appropriation, \$9,730,000 of the state route number 520 corridor  
21 account—state appropriation, and \$625,000 of the high-occupancy toll  
22 lanes operations account—state appropriation are provided solely for  
23 vendor-related costs of operating tolled facilities, including the  
24 costs of: The customer service center; cash collections on the Tacoma  
25 Narrows bridge; electronic payment processing; and toll collection  
26 equipment maintenance, renewal, and replacement.

27 (4) \$1,300,000 of the Tacoma Narrows toll bridge account—state  
28 appropriation and \$6,000,000 of the state route number 520 corridor  
29 account—state appropriation are provided solely for the purposes of  
30 addressing unforeseen operations and maintenance costs on the Tacoma  
31 Narrows bridge and the state route number 520 bridge, respectively.  
32 The office of financial management shall place the amounts provided  
33 in this section, which represent a portion of the required minimum  
34 fund balance under the policy of the state treasurer, in unallotted  
35 status. The office may release the funds only when it determines that  
36 all other funds designated for operations and maintenance purposes  
37 have been exhausted.

38 (5) (~~(\$4,156,000)~~) \$4,606,000 of the state route number 520 civil  
39 penalties account—state appropriation and (~~(\$1,039,000)~~) \$2,539,000

1 of the Tacoma Narrows toll bridge account—state appropriation are  
2 provided solely for expenditures related to the toll adjudication  
3 process. The department shall report on the civil penalty process to  
4 the office of financial management and the house of representatives  
5 and senate transportation committees by the end of each calendar  
6 quarter. The reports must include a summary table for each toll  
7 facility that includes: The number of notices of civil penalty  
8 issued; the number of recipients who pay before the notice becomes a  
9 penalty; the number of recipients who request a hearing and the  
10 number who do not respond; workload costs related to hearings; the  
11 cost and effectiveness of debt collection activities; and revenues  
12 generated from notices of civil penalty.

13 (6) The Tacoma Narrows toll bridge account—state appropriation in  
14 this section reflects reductions in management costs of \$1,235,000.

15 (7) The department shall make detailed quarterly expenditure  
16 reports available to the transportation commission and to the public  
17 on the department's web site using current department resources. The  
18 reports must include a summary of toll revenue by facility on all  
19 operating toll facilities and high occupancy toll lane systems, and  
20 an itemized depiction of the use of that revenue.

21 (8) The department shall make detailed quarterly reports to the  
22 governor and the transportation committees of the legislature on the  
23 use of consultants in the tolling program. The reports must include  
24 the name of the contractor, the scope of work, the type of contract,  
25 timelines, deliverables, any new task orders, and any extensions to  
26 existing consulting contracts.

27 (9)(a) \$250,000 of the Puget Sound ferry operations account—state  
28 appropriation is provided solely for the development of a plan to  
29 integrate and transition customer service, reservation, and payment  
30 systems currently provided by the marine division to ferry users into  
31 the statewide tolling customer service center.

32 (b)(i) The department shall develop a plan that addresses:

33 (A) A phased implementation approach, beginning with "Good To Go"  
34 as a payment option for ferry users;

35 (B) The feasibility, schedule, and cost of creating a single  
36 account-based system for toll road and ferry users;

37 (C) Transitioning customer service currently provided by the  
38 marine division to the statewide tolling customer service center; and

1 (D) Transitioning existing and planned ferry reservation system  
2 support from the marine division to the statewide tolling customer  
3 service center.

4 (ii) The plan must be provided to the office of financial  
5 management and the transportation committees of the legislature by  
6 January 14, 2014.

7 (10)(a) \$2,019,000 of the Interstate 405 express toll lanes  
8 operations account—state appropriation is provided solely for  
9 operating and maintenance costs of the Interstate 405 express toll  
10 lanes program, including staff costs related to operating an  
11 additional toll facility, consulting support for operations, purchase  
12 of transponders, costs related to adjudication, credit card fees,  
13 printing and postage, and customer service center support. Of the  
14 amount provided in this subsection, \$519,000 of the Interstate 405  
15 express toll lanes operations account—state appropriation must be  
16 placed in unallotted status by the office of financial management  
17 until a plan to begin tolling the Interstate 405 express toll lanes  
18 during the summer of 2015 is finalized and approved by the office of  
19 financial management, in consultation with the chairs and ranking  
20 member of the transportation committees of the legislature.

21 (b) The funds provided in (a) of this subsection are provided  
22 through a transfer from the motor vehicle account—state appropriation  
23 in section 407(19) (~~of this act~~), chapter 222, Laws of 2014. These  
24 funds are a loan to the Interstate 405 express toll lanes operations  
25 account—state appropriation, and the legislature assumes that these  
26 funds will be reimbursed to the motor vehicle account at a later date  
27 when the Interstate 405 express toll lanes are operational.

28 (11) \$1,060,000 of the Tacoma narrows toll bridge account—state  
29 appropriation, \$2,003,000 of the state route number 520 corridor  
30 account—state appropriation, and \$99,000 of the high occupancy toll  
31 lanes operations account—state appropriation are provided solely in  
32 anticipation of, and to prepare for, the procurement of a new tolling  
33 customer service center. Of the amounts provided in this subsection,  
34 \$480,000 of the Tacoma narrows toll bridge account—state  
35 appropriation, \$906,000 of the state route number 520 corridor  
36 account—state appropriation, and \$45,000 of the high occupancy toll  
37 lanes operations account—state appropriation must be placed in  
38 unallotted status by the office of financial management until a  
39 procurement plan is finalized and approved by the office of financial

1 management, in consultation with the chairs and ranking member of the  
2 transportation committees of the legislature. Beginning July 1, 2014,  
3 the department shall report quarterly to the governor, legislature,  
4 and state auditor on: (a) The department's effort to mitigate risk to  
5 the state, (b) the development of a request for proposals, and (c)  
6 the overall progress towards procuring a new tolling customer service  
7 center.

8 **Sec. 910.** 2014 c 222 s 210 (uncodified) is amended to read as  
9 follows:

10 **FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM**  
11 **C**

12	Transportation Partnership Account—State	
13	Appropriation. . . . .	\$1,460,000
14	Motor Vehicle Account—State Appropriation. . . . .	<del>(( \$65,936,000 ))</del>
15		<u>\$65,821,000</u>
16	Multimodal Transportation Account—State	
17	Appropriation. . . . .	\$2,883,000
18	Transportation 2003 Account (Nickel Account)—State	
19	Appropriation. . . . .	\$1,460,000
20	Puget Sound Ferry Operations Account—State	
21	Appropriation. . . . .	\$263,000
22	TOTAL APPROPRIATION. . . . .	<del>(( \$72,002,000 ))</del>
23		<u>\$71,887,000</u>

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

26 (1) \$290,000 of the motor vehicle account—state appropriation is  
27 provided solely for the department's compliance with its national  
28 pollution discharge elimination system permit.

29 (2) \$1,460,000 of the transportation partnership account—state  
30 appropriation and \$1,460,000 of the transportation 2003 account  
31 (nickel account)—state appropriation are provided solely for  
32 maintaining the department's project management reporting system.

33 **Sec. 911.** 2014 c 222 s 211 (uncodified) is amended to read as  
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITY MAINTENANCE,**  
36 **OPERATIONS, AND CONSTRUCTION—PROGRAM D—OPERATING**

37	Motor Vehicle Account—State Appropriation. . . . .	<del>(( \$26,114,000 ))</del>
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The appropriation in this section is subject to the following conditions and limitations: \$850,000 of the motor vehicle account—state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.

Sec. 912. 2014 c 222 s 212 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—AVIATION—PROGRAM F**

Aeronautics Account—State Appropriation. . . . .	(\$7,909,000)
	<u>\$7,903,000</u>
Aeronautics Account—Federal Appropriation. . . . .	\$2,150,000
TOTAL APPROPRIATION. . . . .	(\$10,059,000)
	<u>\$10,053,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$4,065,000 of the aeronautics account—state appropriation is provided solely for airport investment studies and the airport aid grant program, which provides competitive grants to public airports for pavement, safety, maintenance, planning, and security.

Sec. 913. 2014 c 222 s 213 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H**

Motor Vehicle Account—State Appropriation. . . . .	(\$48,687,000)
	<u>\$48,555,000</u>
Motor Vehicle Account—Federal Appropriation. . . . .	\$500,000
Multimodal Transportation Account—State Appropriation. . . . .	\$250,000
TOTAL APPROPRIATION. . . . .	(\$49,437,000)
	<u>\$49,305,000</u>

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

(1) \$4,423,000 of the motor vehicle account—state appropriation is provided solely for the department's compliance with its national pollution discharge elimination system permit.

1 (2) The real estate services division of the department must  
2 recover the cost of its efforts from sale proceeds and fund  
3 additional future sales from those proceeds.

4 (3) The legislature recognizes that the Dryden pit site (WSDOT  
5 Inventory Control (IC) No. 2-04-00103) is unused state-owned real  
6 property under the jurisdiction of the department, and that the  
7 public would benefit significantly from the complete enjoyment of the  
8 natural scenic beauty and recreational opportunities available at the  
9 site. Therefore, pursuant to RCW 47.12.080, the legislature declares  
10 that transferring the property to the department of fish and wildlife  
11 for recreational use and fish and wildlife restoration efforts is  
12 consistent with the public interest in order to preserve the area for  
13 the use of the public and the betterment of the natural environment.  
14 The department shall work with the department of fish and wildlife  
15 and transfer and convey the Dryden pit site to the department of fish  
16 and wildlife as-is for an adjusted fair market value reflecting site  
17 conditions, the proceeds of which must be deposited in the motor  
18 vehicle fund. The department is not responsible for any costs  
19 associated with the cleanup or transfer of this property. This  
20 subsection expires June 30, 2014.

21 (4) The legislature recognizes that the trail known as the Apple  
22 Capital Loop, and its extensions, serve to separate motor vehicle  
23 traffic from pedestrians and bicyclists, increasing motor vehicle  
24 safety on existing state route number 28. Consistent with chapter  
25 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares  
26 that transferring portions of WSDOT Inventory Control (IC) Nos.  
27 2-09-04537 and 2-09-04569 to Douglas county and the city of East  
28 Wenatchee is consistent with the public interest. The legislature  
29 directs the department to transfer the property to Douglas county and  
30 the city of East Wenatchee. The department must be paid fair market  
31 value for any portions of the transferred real property that is later  
32 abandoned, vacated, or ceases to be publicly maintained for trail  
33 purposes. Douglas county and the city of East Wenatchee must agree to  
34 accept responsibility for trail segments within their respective  
35 jurisdictions and sign an agreement with the state that the transfer  
36 of these parcels to their respective jurisdictions extinguishes any  
37 state obligations to improve, maintain, or be in any way responsible  
38 for these assets. This subsection expires June 30, 2014.

39 (5) The legislature recognizes that the SR 20/Cook Road  
40 realignment and extension project in the city of Sedro-Woolley will



1 enhance the state and local highway systems by providing a more  
2 direct route from state route number 20 and state route number 9 to  
3 Interstate 5, and will reduce traffic on state route number 20 and  
4 state route number 9, improving the capacity of each route.  
5 Furthermore, the legislature declares that certain portions of the  
6 department's property held for highway purposes located primarily to  
7 the north and west of state route number 20, between state route  
8 number 20 to the south and F and S Grade Road to the north, in the  
9 incorporated limits of Sedro-Woolley in Skagit county, can help  
10 facilitate completion of the project. Therefore, consistent with RCW  
11 47.12.063, 47.12.080, and 47.12.120, it is the intent of the  
12 legislature that the department sell, transfer, or lease, as  
13 appropriate, to the city of Sedro-Woolley only those portions of the  
14 property necessary to construct the project, including necessary  
15 staging areas. However, any staging areas should revert to the  
16 department within three years of completion of the project.

17 (6) Within the amounts provided in this section, the department  
18 shall create a quality assurance position. This position must provide  
19 independent project quality assurance validation and ensure that  
20 quality assurance audit functions are accountable at the highest  
21 level of the organization.

22 ~~((+8))~~ (7) \$1,453,000 of the motor vehicle account—state  
23 appropriation is provided solely to support increased departmental  
24 efforts to dispose of surplus property as directed in subsection (2)  
25 of this section. These additional funds are expected to result in up  
26 to \$5,000,000 per fiscal biennium in additional revenues through  
27 increasing the sale of surplus property. By December 1, 2014, the  
28 department shall report to the governor and the chairs and ranking  
29 members of the senate and house of representatives transportation  
30 committees on the number of surplus property parcels sold and the  
31 amount of revenue generated from those sales during 2014.

32 **Sec. 914.** 2014 c 222 s 214 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION—ECONOMIC PARTNERSHIPS—PROGRAM K**  
35 Motor Vehicle Account—State Appropriation. . . . . ~~((589,000))~~  
36 \$588,000

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

1           (1) The legislature finds that the efforts started in the  
2 2011-2013 fiscal biennium regarding the transition to a road usage  
3 charge system represent an important first step in the policy and  
4 conceptual development of potential alternative systems to fund  
5 transportation projects, but that the governance for the development  
6 needs clarification. The legislature also finds that significant  
7 amounts of research and public education are occurring in similar  
8 efforts in several states and that these efforts can and should be  
9 leveraged to advance the evaluation in Washington. The legislature  
10 intends, therefore, that the transportation commission and its staff  
11 lead the policy development of the business case for a road usage  
12 charge system, with the goal of providing the business case to the  
13 governor and the legislative committees of the legislature in time  
14 for inclusion in the 2014 supplemental omnibus transportation  
15 appropriations act. The legislature intends for additional oversight  
16 in the business case development, with guidance from a steering  
17 committee as provided in chapter 86, Laws of 2012 for the  
18 transportation commission, augmented with participation by the joint  
19 transportation committee. The legislature further intends that,  
20 through the economic partnerships program, the department continue to  
21 address administrative, technical, and conceptual operational issues  
22 related to road usage charge systems, and that the department serve  
23 as a resource for information gleaned from other states on this topic  
24 for the transportation commission's efforts.

25           (2) The economic partnerships program must continue to explore  
26 retail partnerships at state-owned park-and-ride facilities, as  
27 authorized in RCW 47.04.295.

28           (3) The department, in collaboration with the transportation  
29 commission, shall work with the office of the state treasurer and the  
30 state's bond counsel to explore legal approaches for ensuring that  
31 any reduction, refunding, crediting, or repeal of the motor vehicle  
32 fuel tax, in whole or in part, can be accomplished without unlawfully  
33 impairing the legal rights of motor vehicle fuel tax bond holders.  
34 The results of this work must be shared with the transportation  
35 committees of the legislature and the office of financial management  
36 by September 1, 2014.

37           (4) \$21,000 of the motor vehicle account—state appropriation is  
38 provided solely as matching funds for the department to partner with  
39 other transportation agencies located in the western region of North  
40 America to develop strategies and methods for reporting, collecting,

1 crediting, and remitting road usage charges resulting from inter-  
2 jurisdictional travel. At least one partnering jurisdiction must  
3 share a common border with Washington. The results of this work must  
4 be reported to the governor, the transportation commission, and the  
5 transportation committees of the legislature by September 1, 2014.

6 **Sec. 915.** 2014 c 222 s 215 (uncodified) is amended to read as  
7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE—PROGRAM M**

9 Highway Safety Account—State Appropriation. . . . .	\$10,000,000
10 Motor Vehicle Account—State Appropriation. . . . .	<del>(\$391,358,000)</del>
11	<u>\$390,394,000</u>
12 Motor Vehicle Account—Federal Appropriation. . . . .	\$7,000,000
13 TOTAL APPROPRIATION. . . . .	<del>(\$408,358,000)</del>
14	<u>\$407,394,000</u>

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

17 (1) \$10,910,000 of the motor vehicle account—state appropriation  
18 is provided solely for the department's compliance with its national  
19 pollution discharge elimination system permit.

20 (2) \$2,605,000 of the motor vehicle account—state appropriation  
21 is provided solely for utility fees assessed by local governments as  
22 authorized under RCW 90.03.525 for the mitigation of storm water  
23 runoff from state highways.

24 (3) The department shall submit a budget decision for the 2014  
25 legislative session package that details all costs associated with  
26 utility fees assessed by local governments as authorized under RCW  
27 90.03.525.

28 (4) \$50,000 of the motor vehicle account—state appropriation is  
29 provided solely for clearing and pruning dangerous trees along state  
30 route number 542 between mile markers 43 and 48 to prevent safety  
31 hazards and delays.

32 (5) \$2,277,000 of the motor vehicle account—state appropriation  
33 is provided solely to replace or rehabilitate critical equipment  
34 needed to perform snow and ice removal activities and roadway  
35 maintenance. These funds may not be used to purchase passenger cars  
36 as defined in RCW 46.04.382.

1       **Sec. 916.** 2014 c 222 s 216 (uncodified) is amended to read as  
2 follows:

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

5 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$50,055,000</del> ))
6	<u>\$49,879,000</u>
7 Motor Vehicle Account—Federal Appropriation. . . . .	\$2,050,000
8 Motor Vehicle Account—Private/Local Appropriation. . . . .	\$250,000
9       TOTAL APPROPRIATION. . . . .	(( <del>\$52,355,000</del> ))
10	<u>\$52,179,000</u>

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

13       (1) \$6,000,000 of the motor vehicle account—state appropriation  
14 is provided solely for low-cost enhancements. The department shall  
15 give priority to low-cost enhancement projects that improve safety or  
16 provide congestion relief. The department shall prioritize low-cost  
17 enhancement projects on a statewide rather than regional basis. By  
18 September 1st of each even-numbered year, the department shall  
19 provide a report to the legislature listing all low-cost enhancement  
20 projects prioritized on a statewide rather than regional basis  
21 completed in the prior year.

22       (2) \$9,000,000 of the motor vehicle account—state appropriation  
23 is provided solely for the department's incident response program.

24       (3) During the 2013-2015 fiscal biennium, the department shall  
25 continue a pilot program that expands private transportation  
26 providers' access to high occupancy vehicle lanes. Under the pilot  
27 program, when the department reserves a portion of a highway based on  
28 the number of passengers in a vehicle, the following vehicles must be  
29 authorized to use the reserved portion of the highway if the vehicle  
30 has the capacity to carry eight or more passengers, regardless of the  
31 number of passengers in the vehicle: (a) Auto transportation company  
32 vehicles regulated under chapter 81.68 RCW; (b) passenger charter  
33 carrier vehicles regulated under chapter 81.70 RCW, except marked or  
34 unmarked stretch limousines and stretch sport utility vehicles as  
35 defined under department of licensing rules; (c) private nonprofit  
36 transportation provider vehicles regulated under chapter 81.66 RCW;  
37 and (d) private employer transportation service vehicles. For  
38 purposes of this subsection, "private employer transportation  
39 service" means regularly scheduled, fixed-route transportation

1 service that is offered by an employer for the benefit of its  
2 employees. Nothing in this subsection is intended to authorize the  
3 conversion of public infrastructure to private, for-profit purposes  
4 or to otherwise create an entitlement or other claim by private users  
5 to public infrastructure.

6 (4) The department shall work with the cities of Lynnwood and  
7 Edmonds to provide traffic light synchronization on state route  
8 number 524.

9 (5) The department, in consultation with the Washington state  
10 patrol, must continue a pilot program for the state patrol to issue  
11 infractions based on information from automated traffic safety  
12 cameras in roadway construction zones on state highways. For the  
13 purpose of this pilot program, during the 2013-2015 fiscal biennium,  
14 a roadway construction zone includes areas where public employees or  
15 private contractors may be present or where a driving condition  
16 exists that would make it unsafe to drive at higher speeds, such as,  
17 when the department is redirecting or realigning lanes on any public  
18 roadway pursuant to ongoing construction. The department shall use  
19 the following guidelines to administer the program:

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

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

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

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

38 (e) For purposes of the 2013-2015 fiscal biennium pilot program,  
39 infractions detected through the use of automated traffic safety  
40 cameras are not part of the registered owner's driving record under

1 RCW 46.52.101 and 46.52.120. Additionally, infractions generated by  
2 the use of automated traffic safety cameras must be processed in the  
3 same manner as parking infractions for the purposes of RCW 3.50.100,  
4 35.20.220, 46.16A.120, and 46.20.270(3). However, the amount of the  
5 fine issued under this subsection (5) for an infraction generated  
6 through the use of an automated traffic safety camera is one hundred  
7 thirty-seven dollars. The court shall remit thirty-two dollars of the  
8 fine to the state treasurer for deposit into the state patrol highway  
9 account; and

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

26 (6) \$102,000 of the motor vehicle account—state appropriation is  
27 provided solely to replace or rehabilitate critical equipment needed  
28 to perform traffic control. These funds may not be used to purchase  
29 passenger cars as defined in RCW 46.04.382.

30 **Sec. 917.** 2014 c 222 s 217 (uncodified) is amended to read as  
31 follows:

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

34 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$27,079,000</del> ))
35	<u>\$26,871,000</u>
36 Motor Vehicle Account—Federal Appropriation. . . . .	\$280,000
37 Multimodal Transportation Account—State	
38 Appropriation. . . . .	\$1,131,000

1 TOTAL APPROPRIATION. . . . . ((~~\$28,490,000~~))  
2 \$28,282,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations: (~~(\$200,000)~~) \$80,000 of the motor vehicle  
5 account—state appropriation is provided solely for enhanced  
6 disadvantaged business enterprise outreach to increase the pool of  
7 disadvantaged businesses available for department contracts. The  
8 department must submit a status report on disadvantaged business  
9 enterprise outreach to the transportation committees of the  
10 legislature by November 15, 2014.

11 **Sec. 918.** 2014 c 222 s 218 (uncodified) is amended to read as  
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA,**  
14 **AND RESEARCH—PROGRAM T**

15 Motor Vehicle Account—State Appropriation. . . . . ((~~\$19,818,000~~))  
16 \$19,716,000  
17 Motor Vehicle Account—Federal Appropriation. . . . . \$26,085,000  
18 Multimodal Transportation Account—State  
19 Appropriation. . . . . \$662,000  
20 Multimodal Transportation Account—Federal  
21 Appropriation. . . . . \$2,809,000  
22 Multimodal Transportation Account—Private/Local  
23 Appropriation. . . . . \$100,000  
24 TOTAL APPROPRIATION. . . . . ((~~\$49,474,000~~))  
25 \$49,372,000

26 The appropriations in this section are subject to the following  
27 conditions and limitations: Within available resources, the  
28 department must collaborate with the affected metropolitan planning  
29 organizations, regional transportation planning organizations,  
30 transit agencies, and private transportation providers to develop a  
31 plan to reduce vehicle demand, increase public transportation  
32 options, and reduce vehicle miles traveled on corridors affected by  
33 growth at Joint Base Lewis-McChord.

34 **Sec. 919.** 2014 c 222 s 219 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—**  
37 **PROGRAM U**

1	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$74,198,000</del> ))
2		<u>\$73,941,000</u>
3	Motor Vehicle Account—Federal Appropriation. . . . .	\$400,000
4	Multimodal Transportation Account—State	
5	Appropriation. . . . .	\$3,068,000
6	TOTAL APPROPRIATION. . . . .	(( <del>\$77,666,000</del> ))
7		<u>\$77,409,000</u>

8       The appropriations in this section are subject to the following  
9 conditions and limitations: The department of enterprise services  
10 must provide a detailed accounting of the revenues and expenditures  
11 of the self-insurance fund to the transportation committees of the  
12 legislature on December 31st and June 30th of each year.

13       \*Sec. 920. 2014 c 222 s 220 (uncodified) is amended to read as  
14 follows:

15	<b>FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION—PROGRAM V</b>	
16	State Vehicle Parking Account—State Appropriation. . . . .	\$754,000
17	Regional Mobility Grant Program Account—State	
18	Appropriation. . . . .	(( <del>\$51,111,000</del> ))
19		<u>\$41,111,000</u>
20	Rural Mobility Grant Program Account—State	
21	Appropriation. . . . .	\$17,000,000
22	Multimodal Transportation Account—State	
23	Appropriation. . . . .	(( <del>\$39,325,000</del> ))
24		<u>\$39,313,000</u>
25	Multimodal Transportation Account—Federal	
26	Appropriation. . . . .	\$3,280,000
27	Motor Vehicle Account—Federal Appropriation. . . . .	\$160,000
28	TOTAL APPROPRIATION. . . . .	(( <del>\$111,630,000</del> ))
29		<u>\$101,618,000</u>

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

32       (1) \$25,000,000 of the multimodal transportation account—state  
33 appropriation is provided solely for a grant program for special  
34 needs transportation provided by transit agencies and nonprofit  
35 providers of transportation. Of this amount:

36       (a) \$5,500,000 of the multimodal transportation account—state  
37 appropriation is provided solely for grants to nonprofit providers of



1 special needs transportation. Grants for nonprofit providers must be  
2 based on need, including the availability of other providers of  
3 service in the area, efforts to coordinate trips among providers and  
4 riders, and the cost effectiveness of trips provided.

5 (b) \$19,500,000 of the multimodal transportation account—state  
6 appropriation is provided solely for grants to transit agencies to  
7 transport persons with special transportation needs. To receive a  
8 grant, the transit agency must, to the greatest extent practicable,  
9 have a maintenance of effort for special needs transportation that is  
10 no less than the previous year's maintenance of effort for special  
11 needs transportation. Grants for transit agencies must be prorated  
12 based on the amount expended for demand response service and route  
13 deviated service in calendar year 2011 as reported in the "Summary of  
14 Public Transportation - 2011" published by the department of  
15 transportation. No transit agency may receive more than thirty  
16 percent of these distributions.

17 (2) \$17,000,000 of the rural mobility grant program account—state  
18 appropriation is provided solely for grants to aid small cities in  
19 rural areas as prescribed in RCW 47.66.100.

20 (3)(a) \$6,000,000 of the multimodal transportation account—state  
21 appropriation is provided solely for a vanpool grant program for: (a)  
22 Public transit agencies to add vanpools or replace vans; and (b)  
23 incentives for employers to increase employee vanpool use. The grant  
24 program for public transit agencies will cover capital costs only;  
25 operating costs for public transit agencies are not eligible for  
26 funding under this grant program. Additional employees may not be  
27 hired from the funds provided in this section for the vanpool grant  
28 program, and supplanting of transit funds currently funding vanpools  
29 is not allowed. The department shall encourage grant applicants and  
30 recipients to leverage funds other than state funds.

31 (b) At least \$1,600,000 of the amount provided in this subsection  
32 must be used for vanpool grants in congested corridors.

33 (c) \$520,000 of the amount provided in this subsection is  
34 provided solely for the purchase of additional vans for use by  
35 vanpools serving or traveling through the Joint Base Lewis-McChord  
36 I-5 corridor between mile post 116 and 127. The department's public  
37 transportation division is authorized to purchase vans in the  
38 2013-2015 fiscal biennium, on behalf of public transit agencies,

1 exclusively for the purpose of compliance with the terms of this  
2 subsection (3)(c).

3 ~~(4) ((\$11,111,000 of the regional mobility grant program account—~~  
4 ~~state appropriation is reappropriated and provided solely for the~~  
5 ~~regional mobility grant projects identified in LEAP Transportation~~  
6 ~~Document 2014-2 ALL PROJECTS — Public Transportation — Program (V) as~~  
7 ~~developed March 10, 2014.~~

8 ~~(5)(a) \$40,000,000))~~ (a) \$41,111,000 of the regional mobility  
9 grant program account—state appropriation is provided solely for the  
10 regional mobility grant projects identified in LEAP Transportation  
11 Document ((2014-2)) 2015-2 ALL PROJECTS ((—Public Transportation—  
12 Program (V))) as developed ((~~March 10, 2014~~)) May 26, 2015, Program -  
13 Public Transportation Program (V). The department shall review all  
14 projects receiving grant awards under this program at least  
15 semiannually to determine whether the projects are making  
16 satisfactory progress. Any project that has been awarded funds, but  
17 does not report activity on the project within one year of the grant  
18 award, must be reviewed by the department to determine whether the  
19 grant should be terminated. The department shall promptly close out  
20 grants when projects have been completed, and any remaining funds  
21 must be used only to fund projects identified in the LEAP  
22 transportation document referenced in this subsection. The department  
23 shall provide annual status reports on December 15, 2013, and  
24 December 15, 2014, to the office of financial management and the  
25 transportation committees of the legislature regarding the projects  
26 receiving the grants. It is the intent of the legislature to  
27 appropriate funds through the regional mobility grant program only  
28 for projects that will be completed on schedule. A grantee may not  
29 receive more than twenty-five percent of the amount appropriated in  
30 this subsection. The department shall not approve any increases or  
31 changes to the scope of a project for the purpose of a grantee  
32 expending remaining funds on an awarded grant.

33 (b) In order to be eligible to receive a grant under (a) of this  
34 subsection during the 2013-2015 fiscal biennium, a transit agency  
35 must establish a process for private transportation providers to  
36 apply for the use of park and ride facilities. For purposes of this  
37 subsection, (i) "private transportation provider" means: An auto  
38 transportation company regulated under chapter 81.68 RCW; a passenger  
39 charter carrier regulated under chapter 81.70 RCW, except marked or  
40 unmarked stretch limousines and stretch sport utility vehicles as

1 *defined under department of licensing rules; a private nonprofit*  
2 *transportation provider regulated under chapter 81.66 RCW; or a*  
3 *private employer transportation service provider; and (ii) "private*  
4 *employer transportation service" means regularly scheduled, fixed-*  
5 *route transportation service that is offered by an employer for the*  
6 *benefit of its employees.*

7 (6) Funds provided for the commute trip reduction (CTR) program  
8 may also be used for the growth and transportation efficiency center  
9 program.

10 (7) \$6,424,000 of the total appropriation in this section is  
11 provided solely for CTR grants and activities. Of this amount:

12 (a) \$3,900,000 of the multimodal transportation account—state  
13 appropriation is provided solely for grants to local jurisdictions,  
14 selected by the CTR board, for the purpose of assisting employers  
15 meet CTR goals;

16 (b) \$1,770,000 of the multimodal transportation account—state  
17 appropriation is provided solely for state costs associated with CTR.  
18 The department shall develop more efficient methods of CTR assistance  
19 and survey procedures; and

20 (c) \$754,000 of the state vehicle parking account—state  
21 appropriation is provided solely for CTR-related expenditures,  
22 including all expenditures related to the guaranteed ride home  
23 program and the STAR pass program.

24 (8) An affected urban growth area that has not previously  
25 implemented a commute trip reduction program as of the effective date  
26 of this section is exempt from the requirements in RCW 70.94.527.

27 (9) \$200,000 of the multimodal transportation account—state  
28 appropriation is contingent on the timely development of an annual  
29 report summarizing the status of public transportation systems as  
30 identified under RCW 35.58.2796.

31 (10) \$160,000 of the motor vehicle account—federal appropriation  
32 is provided solely for King county metro to study demand potential  
33 for a state route number 18 and Interstate 90 park and ride location,  
34 to size the facilities appropriately, to perform site analysis, and  
35 to develop preliminary design concepts. When studying potential park  
36 and ride locations pursuant to this subsection, King county metro  
37 must take into consideration the effect of the traffic using the  
38 weigh station at the Interstate 90 and state route number 18  
39 interchange at exit 25 and, to the maximum extent practicable, choose

1 a park and ride location that minimizes traffic impacts for the  
2 Interstate 90 and state route number 18 interchange and the weigh  
3 station.

*\*Sec. 920 was partially vetoed. See message at end of chapter.*

4 **Sec. 921.** 2014 c 222 s 221 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X**

7 Puget Sound Ferry Operations Account—State

8	Appropriation. . . . .	(( <del>\$483,404,000</del> ))
9		<u>\$475,915,000</u>

10 Puget Sound Ferry Operations Account—Private/Local

11	Appropriation. . . . .	\$121,000
12	TOTAL APPROPRIATION. . . . .	(( <del>\$483,525,000</del> ))
13		<u>\$476,036,000</u>

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

16 (1) The office of financial management budget instructions  
17 require agencies to recast enacted budgets into activities. The  
18 Washington state ferries shall include a greater level of detail in  
19 its 2013-2015 supplemental and 2015-2017 omnibus transportation  
20 appropriations act requests, as determined jointly by the office of  
21 financial management, the Washington state ferries, and the  
22 transportation committees of the legislature. This level of detail  
23 must include the administrative functions in the operating as well as  
24 capital programs.

25 (2) Until a reservation system is operational on the San Juan  
26 islands inter-island route, the department shall provide the same  
27 priority loading benefits on the San Juan islands inter-island route  
28 to home health care workers as are currently provided to patients  
29 traveling for purposes of receiving medical treatment.

30 (3) For the 2013-2015 fiscal biennium, the department may enter  
31 into a distributor controlled fuel hedging program and other methods  
32 of hedging approved by the fuel hedging committee.

33 (4) ((~~\$113,157,000~~)) \$106,497,000 of the Puget Sound ferry  
34 operations account—state appropriation is provided solely for auto  
35 ferry vessel operating fuel in the 2013-2015 fiscal biennium, which  
36 reflect cost savings from a reduced biodiesel fuel requirement and,  
37 therefore, are contingent upon the enactment of section 701, chapter

1 306, Laws of 2013. The amount provided in this subsection represent  
2 the fuel budget for the purposes of calculating any ferry fare fuel  
3 surcharge. The department shall develop a fuel reduction plan to be  
4 submitted as part of its 2014 supplemental budget proposal. The plan  
5 must include fuel saving proposals, such as vessel modifications,  
6 vessel speed reductions, and changes to operating procedures, along  
7 with anticipated fuel saving estimates.

8 (5) \$100,000 of the Puget Sound ferry operations account—state  
9 appropriation is provided solely for the department's compliance with  
10 its national pollution discharge elimination system permit.

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

14 (7) \$3,049,000 of the Puget Sound ferry operations account—state  
15 appropriation is provided solely for the operating program share of  
16 the \$7,259,000 in lease payments for the ferry division's  
17 headquarters building. Consistent with the 2012 facilities oversight  
18 plan, the department shall strive to consolidate office space in  
19 downtown Seattle by the end of 2015. The department shall consider  
20 renewing the lease for the ferry division's current headquarters  
21 building only if the lease rate is reduced at least (~~fifty~~) forty  
22 percent and analysis shows that this is the least cost and risk  
23 option for the department. Consolidation with other divisions or  
24 state agencies, or a reduction in leased space, must also be  
25 considered as part of any headquarters lease renewal analysis.

26 (8) \$5,000,000 of the Puget Sound ferry operations account—state  
27 appropriation is provided solely for the purchase of a 2013-2015  
28 marine insurance policy. Within this amount, the department is  
29 expected to purchase a policy with the lowest deductible possible,  
30 while maintaining at least existing coverage levels for ferry  
31 vessels, and providing coverage for all terminals.

32 (9) Within existing resources, the department must evaluate the  
33 feasibility of using re-refined used motor oil processed in  
34 Washington state as a ferry fuel source. The evaluation must include,  
35 but is not limited to, research on existing entities currently using  
36 the process for re-refined fuel, any required combustible engine  
37 modifications, additional needed equipment on the vessels or fueling  
38 locations, cost analysis, compatibility with B-5 blended diesel, and  
39 meeting engine performance specifications. The department must

1 establish an evaluation group that includes, but is not limited to,  
2 persons experienced in the re-refined motor oil industry. The  
3 department must deliver a report containing the results of the  
4 evaluation to the transportation committees of the legislature and  
5 the office of financial management by December 1, 2014.

6 (10) \$71,000 of the Puget Sound ferry operations account—state  
7 appropriation is provided solely for one traffic attendant for ferry  
8 terminal traffic control at the Fauntleroy ferry terminal.

9 **Sec. 922.** 2014 c 222 s 222 (uncodified) is amended to read as  
10 follows:

11 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING**  
12 Multimodal Transportation Account—State

13	Appropriation. . . . .	(( <del>\$46,026,000</del> ))
14		<u>\$45,963,000</u>
15	<u>Multimodal Transportation Account—Private/Local</u>	
16	Appropriation. . . . .	\$57,000
17	<u>TOTAL APPROPRIATION. . . . .</u>	<u>\$46,020,000</u>

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

20 (1) \$40,289,000 of the multimodal transportation account—state  
21 appropriation is provided solely for operating and maintaining state-  
22 supported passenger rail service. In recognition of the increased  
23 costs the state is expected to absorb due to changes in federal law,  
24 the department is directed to analyze the Amtrak contract proposal  
25 and find cost saving alternatives. The department shall report to the  
26 transportation committees of the legislature before the 2014 regular  
27 legislative session on its revisions to the Amtrak contract,  
28 including a review of the appropriate costs within the contract for  
29 concession services, policing, host railroad incentives, and station  
30 services and staffing needs. Within thirty days of each annual cost/  
31 revenue reconciliation under the Amtrak service contract, the  
32 department shall report any changes that would affect the state  
33 subsidy amount appropriated in this subsection. Through a competitive  
34 process, the department may contract with a private entity for  
35 services related to operations and maintenance of the Amtrak Cascades  
36 route, including, but not limited to, concession services.

37 (2) Amtrak Cascades runs may not be eliminated.

1 (3) The department shall continue a pilot program by partnering  
 2 with the travel industry on the Amtrak Cascades service between  
 3 Vancouver, British Columbia, and Seattle to test opportunities for  
 4 increasing ridership, maximizing farebox recovery, and stimulating  
 5 private investment. The pilot program must run from December 31,  
 6 2013, to December 31, 2014, and evaluate seasonal differences in the  
 7 program and the effect of advertising. The department may offer to  
 8 Washington universities an opportunity for business students to work  
 9 as interns on the analysis of the pilot program process and results.  
 10 The department shall report on the results of the pilot program to  
 11 the office of financial management and the legislature by January 31,  
 12 2015.

13 (4) \$150,000 of the multimodal transportation account—state  
 14 appropriation is provided solely for the department to develop an  
 15 inventory of short line rail infrastructure that can be used to  
 16 support a data-driven approach to identifying system needs. The  
 17 department shall work with short line rail owners and operators  
 18 within the state, provide status updates periodically to the joint  
 19 transportation committee, submit a progress report of its findings to  
 20 the transportation committees of the legislature and the office of  
 21 financial management by December 15, 2014, submit a preliminary  
 22 report of key findings and recommendations to the transportation  
 23 committees of the legislature and the office of financial management  
 24 by March 1, 2015, and submit a final report to the transportation  
 25 committees of the legislature and the office of financial management  
 26 by June 30, 2015.

27 **Sec. 923.** 2014 c 222 s 223 (uncodified) is amended to read as  
 28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**  
 30 **OPERATING**

31	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$8,672,000</del> ))
32		<u>\$8,647,000</u>
33	Motor Vehicle Account—Federal Appropriation. . . . .	\$2,567,000
34	TOTAL APPROPRIATION. . . . .	(( <del>\$11,239,000</del> ))
35		<u>\$11,214,000</u>

36 **TRANSPORTATION AGENCIES—CAPITAL**

1       **Sec. 1001.** 2014 c 222 s 301 (uncodified) is amended to read as  
2 follows:

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

4	Freight Mobility Investment Account—State	
5	Appropriation. . . . .	(( <del>\$11,930,000</del> ))
6		<u>\$6,270,000</u>
7	Freight Mobility Multimodal Account—State	
8	Appropriation. . . . .	(( <del>\$9,826,000</del> ))
9		<u>\$6,011,000</u>
10	<del>((Freight Mobility Multimodal Account—Private/Local</del>	
11	<del>    Appropriation. . . . .</del>	<del>\$1,320,000))</del>
12	Highway Safety Account—State Appropriation. . . . .	\$2,606,000
13	<del>((Motor Vehicle Account—State Appropriation. . . . .</del>	<del>\$84,000))</del>
14	Motor Vehicle Account—Federal Appropriation. . . . .	(( <del>\$5,750,000</del> ))
15		<u>\$2,500,000</u>
16	TOTAL APPROPRIATION. . . . .	(( <del>\$31,516,000</del> ))
17		<u>\$17,387,000</u>

18       **Sec. 1002.** 2014 c 222 s 303 (uncodified) is amended to read as  
19 follows:

20       **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

21	Rural Arterial Trust Account—State	
22	Appropriation. . . . .	(( <del>\$57,394,000</del> ))
23		<u>\$49,095,000</u>
24	Highway Safety Account—State Appropriation. . . . .	\$10,000,000
25	Motor Vehicle Account—State Appropriation. . . . .	\$706,000
26	County Arterial Preservation Account—State	
27	Appropriation. . . . .	\$32,000,000
28	TOTAL APPROPRIATION. . . . .	(( <del>\$100,100,000</del> ))
29		<u>\$91,801,000</u>

30       **Sec. 1003.** 2014 c 222 s 304 (uncodified) is amended to read as  
31 follows:

32       **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

33	Small City Pavement and Sidewalk Account—State	
34	Appropriation. . . . .	\$5,250,000
35	Highway Safety Account—State Appropriation. . . . .	\$10,000,000
36	Transportation Improvement Account—State	
37	Appropriation. . . . .	(( <del>\$231,851,000</del> ))



1 \$230,851,000  
2 TOTAL APPROPRIATION. . . . . ((~~\$247,101,000~~))  
3 \$246,101,000

4 The appropriations in this section are subject to the following  
5 conditions and limitations: The highway safety account—state  
6 appropriation is provided solely for:

- 7 (1) The arterial preservation program to help low tax-based,  
8 medium-sized cities preserve arterial pavements;  
9 (2) The small city pavement program to help cities meet urgent  
10 preservation needs; and  
11 (3) The small city low-energy street light retrofit demonstration  
12 program.

13 **Sec. 1004.** 2014 c 222 s 305 (uncodified) is amended to read as  
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—**  
16 **(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL**  
17 Transportation Partnership Account—State  
18 Appropriation. . . . . ((~~\$14,390,000~~))  
19 \$13,390,000  
20 Motor Vehicle Account—State Appropriation. . . . . \$9,469,000  
21 TOTAL APPROPRIATION. . . . . ((~~\$23,859,000~~))  
22 \$22,859,000

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

- 25 (1) The legislature recognizes that the Marginal Way site (King  
26 county parcel numbers 3024049182 & 5367202525) is surplus state-owned  
27 real property under the jurisdiction of the department and that the  
28 public would benefit significantly if this site is used to provide  
29 important social services. Therefore, the legislature declares that  
30 committing the Marginal Way site to this use is consistent with the  
31 public interest.

32 Pursuant to RCW 47.12.063, the department shall work with the  
33 owner of King county parcel number 7643400010, which abuts both  
34 parcels of the Marginal Way site, and shall convey the Marginal Way  
35 site to that abutting property owner for the appraised fair market  
36 value of the parcels, the proceeds of which must be deposited in the  
37 motor vehicle fund. The conveyance is conditional upon the  
38 purchaser's agreement to commit the use of the Marginal Way site to

1 operations with the goal of ending hunger in western Washington. The  
2 department may not make this conveyance before September 1, 2013, and  
3 may not make this conveyance after September 1, 2014.

4 The Washington department of transportation is not responsible  
5 for any costs associated with the cleanup or transfer of the Marginal  
6 Way site.

7 (2) (~~(\$14,390,000)~~) \$13,390,000 of the transportation partnership  
8 account—state appropriation is provided solely for the construction  
9 of a new traffic management and emergency operations center on  
10 property owned by the department on Dayton Avenue in Shoreline  
11 (project 100010T). Consistent with the office of financial  
12 management's 2012 study, it is the intent of the legislature to  
13 appropriate no more than \$15,000,000 for the total construction  
14 costs. The department shall report to the transportation committees  
15 of the legislature and the office of financial management by June 30,  
16 2014, on the progress of the construction of the traffic management  
17 and emergency operations center, including a schedule for terminating  
18 the current lease of the Goldsmith building in Seattle.

19 \*Sec. 1005. 2014 c 222 s 306 (uncodified) is amended to read as  
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I**

22 (~~(Multimodal Transportation Account—State~~

23	Appropriation. . . . .	<del>(\$1,000,000)</del>
24	Transportation Partnership Account—State	
25	Appropriation. . . . .	<del>(\$1,313,555,000)</del>
26		<u>\$935,899,000</u>
27	<b>Motor Vehicle Account—State Appropriation. . . . .</b>	<b><del>(\$69,478,000)</del></b>
28		<b><u>\$58,888,000</u></b>
29	Motor Vehicle Account—Federal Appropriation. . . . .	<del>(\$516,181,000)</del>
30		<u>\$508,032,000</u>
31	Motor Vehicle Account—Private/Local Appropriation. . . . .	<del>(\$166,357,000)</del>
32		<u>\$157,553,000</u>
33	Transportation 2003 Account (Nickel Account)—State	
34	Appropriation. . . . .	<del>(\$325,778,000)</del>
35		<u>\$261,599,000</u>
36	State Route Number 520 Corridor Account—State	
37	Appropriation. . . . .	\$880,111,000
38	State Route Number 520 Corridor Account—Federal	

1	Appropriation. . . . .	\$300,000,000
2	Special Category C Account—State Appropriation. . . . .	\$124,000
3	TOTAL APPROPRIATION. . . . .	<del>(( \$3,572,584,000 ))</del>
4		<u>\$3,102,206,000</u>

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

7 (1) Except as provided otherwise in this section, the entire  
8 transportation 2003 account (nickel account) appropriation and the  
9 entire transportation partnership account appropriation are provided  
10 solely for the projects and activities as listed by fund, project,  
11 and amount in LEAP Transportation Document ~~((2014-1))~~ 2015-1 as  
12 developed ~~((March 10, 2014))~~ May 26, 2015, Program - Highway  
13 Improvements Program (I). However, limited transfers of specific  
14 line-item project appropriations may occur between projects for those  
15 amounts listed subject to the conditions and limitations in section  
16 ~~((601 of this act))~~ 1201, chapter . . . (Engrossed Substitute House  
17 Bill No. 1299), Laws of 2015 1st sp. sess.

18 (2) **Except as provided otherwise in this section, the entire**  
19 **motor vehicle account—state appropriation and motor vehicle account—**  
20 **federal appropriation are provided solely for the projects and**  
21 **activities listed in LEAP Transportation Document ~~((2014-2))~~ 2015-2**  
22 **ALL PROJECTS as developed ~~((March 10, 2014))~~ May 26, 2015, Program -**  
23 **Highway Improvements Program (I). The department shall apply any**  
24 **federal funds gained through efficiencies or the redistribution**  
25 **process in an amount up to \$27,200,000 for cost overruns related to**  
26 **the pontoon design errors on the SR 520 Bridge Replacement and HOV**  
27 **project (8BI1003) as described in subsection (12)(f) of this section.**  
28 **Any federal funds gained through efficiencies or the redistribution**  
29 **process that are in excess of \$27,200,000 must then be applied to the**  
30 **"Contingency (Unfunded) Highway Preservation Projects" as identified**  
31 **in LEAP Transportation Document 2014-2 ALL PROJECTS as developed**  
32 **March 10, 2014, Program - Highway Preservation Program (P). However,**  
33 **no additional federal funds may be allocated to the I-5/Columbia**  
34 **River Crossing project (400506A).**

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

1           (4) The transportation 2003 account (nickel account)—state  
2 appropriation includes up to (~~(\$246,710,000)~~) \$189,996,000 in  
3 proceeds from the sale of bonds authorized by RCW 47.10.861.

4           (5) The transportation partnership account—state appropriation  
5 includes up to (~~(\$811,595,000)~~) \$564,989,000 in proceeds from the  
6 sale of bonds authorized in RCW 47.10.873.

7           (6) The motor vehicle account—state appropriation includes up to  
8 (~~(\$30,000,000)~~) \$14,997,000 in proceeds from the sale of bonds  
9 authorized in RCW 47.10.843.

10           (7)(a) (~~(\$6,174,000)~~) \$1,514,000 of the motor vehicle account—  
11 federal appropriation and (~~(\$269,000)~~) \$21,000 of the motor vehicle  
12 account—state appropriation are provided solely for the I-90  
13 Comprehensive Tolling Study and Environmental Review project  
14 (100067T). The department shall prepare a detailed environmental  
15 impact statement that complies with the national environmental policy  
16 act regarding tolling Interstate 90 between Interstate 5 and  
17 Interstate 405 for the purposes of both managing traffic and  
18 providing funding for the construction of the unfunded state route  
19 number 520 from Interstate 5 to Medina project. As part of the  
20 preparation of the statement, the department must review any impacts  
21 to the network of highways and roads surrounding Lake Washington. In  
22 developing this statement, the department must provide significant  
23 outreach to potential affected communities. The department may  
24 consider traffic management options that extend as far east as  
25 Issaquah.

26           (b)(i) As part of the project in this subsection (7), the  
27 department shall perform a study of all funding alternatives to  
28 tolling Interstate 90 to provide funding for construction of the  
29 unfunded state route number 520 and explore and evaluate options to  
30 mitigate the effect of tolling on affected residents and all other  
31 users of the network of highways and roads surrounding Lake  
32 Washington including, but not limited to:

33           (A) Allowing all Washington residents to traverse a portion of  
34 the tolled section of Interstate 90 without paying a toll. Residents  
35 may choose either (I) the portion of Interstate 90 between the  
36 easternmost landing west of Mercer Island and the westernmost landing  
37 on Mercer Island, or (II) the portion of Interstate 90 between the  
38 westernmost landing east of Mercer Island and the easternmost landing  
39 on Mercer Island;

1 (B) Assessing a toll only when a driver traverses, in either  
2 direction, the entire portion of Interstate 90 between the  
3 easternmost landing west of Mercer Island and the westernmost landing  
4 east of Mercer Island; and

5 (C) Allowing affected residents to choose one portion of the  
6 tolled section of Interstate 90 upon which they may travel without  
7 paying a toll. Residents may choose either (I) the portion of  
8 Interstate 90 between the easternmost landing west of Mercer Island  
9 and the westernmost landing on Mercer Island, or (II) the portion of  
10 Interstate 90 between the westernmost landing east of Mercer Island  
11 and the easternmost landing on Mercer Island.

12 (ii) The department may also consider any alternative mitigation  
13 options that conform to the purpose of this subsection (7).

14 (iii) For the purposes of this subsection (7), "affected  
15 resident" means anyone who must use a portion of Interstate 90 west  
16 of Interstate 405 upon which tolling is considered in order to access  
17 necessary medical services, such as a hospital.

18 (8) (~~(\$490,796,000)~~) \$203,317,000 of the transportation  
19 partnership account—state appropriation, (~~(\$156,979,000)~~)  
20 \$156,879,000 of the motor vehicle account—federal appropriation,  
21 (~~(\$132,191,000)~~) \$131,327,000 of the motor vehicle account—private/  
22 local appropriation, and (~~(\$123,305,000)~~) \$86,401,000 of the  
23 transportation 2003 account (nickel account)—state appropriation are  
24 provided solely for the SR 99/Alaskan Way Viaduct - Replacement  
25 project (809936Z). Amounts appropriated in this subsection may not be  
26 spent for the purpose of public transportation mitigation, except  
27 pursuant to an agreement or agreements between the department and  
28 King county as that agreement or agreements existed on January 1,  
29 2013.

30 (9) The department shall reconvene an expert review panel of no  
31 more than three members as described under RCW 47.01.400 for the  
32 purpose of updating the work that was previously completed by the  
33 panel on the Alaskan Way viaduct replacement project and to ensure  
34 that an appropriate and viable financial plan is created and  
35 regularly reviewed. The expert review panel must be selected  
36 cooperatively by the chairs of the senate and house of  
37 representatives transportation committees, the secretary of  
38 transportation, and the governor. The expert review panel must report  
39 findings and recommendations to the transportation committees of the

1 legislature, the governor's Alaskan Way viaduct project oversight  
2 committee, and the transportation commission annually until the  
3 project is operationally complete. This subsection takes effect if  
4 chapter ... (Substitute House Bill No. 1957), Laws of 2013 is not  
5 enacted by June 30, 2013.

6 (10) (~~(\$7,103,000)~~) \$6,955,000 of the transportation partnership  
7 account—state appropriation, (~~(\$22,774,000)~~) \$23,285,000 of the  
8 transportation 2003 account (nickel account)—state appropriation,  
9 (~~(\$1,000,000—of—the—multimodal—transportation—account—state~~  
10 ~~appropriation)~~) \$3,776,000 of the motor vehicle account—state  
11 appropriation, \$70,000 of the motor vehicle account—private/local  
12 appropriation, and (~~(\$51,712,000)~~) \$45,688,000 of the motor vehicle  
13 account—federal appropriation are provided solely for the US 395/  
14 North Spokane Corridor projects (600010A & 600003A). Any future  
15 savings on the projects must stay on the US 395/Interstate 90  
16 corridor and be made available to the current phase of the North  
17 Spokane corridor projects or any future phase of the projects.

18 (11) (~~(\$129,952,000)~~) \$115,807,000 of the transportation  
19 partnership account—state appropriation, \$145,000 of the motor  
20 vehicle account—private/local appropriation, and (~~(\$58,583,000)~~)  
21 \$48,227,000 of the transportation 2003 account (nickel account)—state  
22 appropriation are provided solely for the I-405/Kirkland Vicinity  
23 Stage 2 - Widening project (8BI1002). This project must be completed  
24 as soon as practicable as a design-build project. Any future savings  
25 on this project or other Interstate 405 corridor projects must stay  
26 on the Interstate 405 corridor and be made available to either the  
27 I-405/SR 167 Interchange - Direct Connector project (140504C) or the  
28 I-405 Renton to Bellevue project.

29 (12)(a) The SR 520 Bridge Replacement and HOV project (8BI1003)  
30 is supported over time from multiple sources, including a  
31 \$300,000,000 TIFIA loan, \$923,000,000 in Garvee bonds, toll revenues,  
32 state bonds, interest earnings, and other miscellaneous sources.

33 (b) The state route number 520 corridor account—state  
34 appropriation includes up to \$814,784,000 in proceeds from the sale  
35 of bonds authorized in RCW 47.10.879 and 47.10.886.

36 (c) The state route number 520 corridor account—federal  
37 appropriation includes up to \$300,000,000 in proceeds from the sale  
38 of bonds authorized in RCW 47.10.879 and 47.10.886.

1 (d) \$165,175,000 of the transportation partnership account—state  
2 appropriation, \$300,000,000 of the state route number 520 corridor  
3 account—federal appropriation, and \$880,111,000 of the state route  
4 number 520 corridor account—state appropriation are provided solely  
5 for the SR 520 Bridge Replacement and HOV project (8BI1003). Of the  
6 amounts appropriated in this subsection (12)(d), \$84,001,000 of the  
7 state route number 520 corridor account—federal appropriation and  
8 \$354,411,000 of the state route number 520 corridor account—state  
9 appropriation must be put into unallotted status and are subject to  
10 review by the office of financial management. The director of the  
11 office of financial management shall consult with the joint  
12 transportation committee prior to making a decision to allot these  
13 funds.

14 (e) When developing the financial plan for the project, the  
15 department shall assume that all maintenance and operation costs for  
16 the new facility are to be covered by tolls collected on the toll  
17 facility and not by the motor vehicle account.

18 (f) The legislature finds that the most appropriate way to pay  
19 for the cost overruns related to change orders, additional sales tax,  
20 and future risks associated with pontoon design errors is for the  
21 state to issue triple pledge bonds in the 2015-2017 fiscal biennium  
22 resulting in \$110,961,000 in proceeds, and use efficiencies,  
23 including the use of least cost planning or practical design, and  
24 favorable bids in the highway construction program to generate an  
25 additional \$61,066,000 towards paying for the estimated project  
26 overruns. Of this additional \$61,066,000, \$33,866,000 should come  
27 from the transportation partnership account—state appropriation and  
28 \$27,200,000 should come from federal funds. As the department  
29 identifies savings in federal funds during the 2013-2015 fiscal  
30 biennium, the department shall prioritize the use of these funds  
31 towards the anticipated \$27,200,000 in federal funds needed to  
32 address cost overruns before expending state funds during this fiscal  
33 biennium. The legislature assumes that issuing bonds to complete this  
34 project as listed in LEAP Transportation Document 2014-1 as developed  
35 March 10, 2014, does not require a comprehensive financial plan for a  
36 project that completes the state route number 520 corridor to  
37 Interstate 5.

38 (g) The department's 2014 supplemental budget allotment submittal  
39 must include a project-specific plan detailing how the department

1 will achieve the mandatory budget savings in (f) of this subsection,  
2 including the use of least cost planning or practical design as a  
3 means to generate savings, as referenced in subsection (23) of this  
4 section. The use of least cost planning or practical design may  
5 result in a reduction of project cost, but not a reduction of  
6 functional scope. The director of financial management shall notify  
7 the transportation committees of the legislature in writing seven  
8 days prior to approving any allotment modifications under this  
9 subsection.

10 (13) Within the amounts provided in this section, the department  
11 must continue to work with the Seattle department of transportation  
12 in their joint planning, design, outreach, and operation of the  
13 remaining west side elements including, but not limited to, the  
14 Montlake lid, the bicycle/pedestrian path, the effective network of  
15 transit connections, and the Portage Bay bridge of the SR 520 Bridge  
16 Replacement and HOV project.

17 (14) (~~(\$1,062,000)~~) \$514,000 of the motor vehicle account—federal  
18 appropriation (~~(is)~~) and \$19,000 of the motor vehicle account—state  
19 appropriation are provided solely for the 31st Ave SW Overpass  
20 Widening and Improvement project (L1100048).

21 (15) (~~(\$25,243,000)~~) \$18,016,000 of the motor vehicle account—  
22 state appropriation is provided solely to advance the design,  
23 preliminary engineering, and rights-of-way acquisition for the  
24 priority projects identified in LEAP Transportation Document 2014-3  
25 as developed March 10, 2014. Funds must be used to advance the  
26 emergent, initial development of these projects for the purpose of  
27 expediting delivery of the associated major investments when funding  
28 for such investments becomes available. Funding may be reallocated  
29 between projects to maximize the accomplishment of design and  
30 preliminary engineering work and rights-of-way acquisition, provided  
31 that all projects are addressed. It is the intent of the legislature  
32 that, while seeking to maximize the outcomes in this section, the  
33 department shall provide for continuity of both the state and  
34 consulting engineer workforce, while strategically utilizing private  
35 sector involvement to ensure consistency with the department's  
36 business plan for staffing in the highway construction program in the  
37 current fiscal biennium.

38 (16) If a planned roundabout in the vicinity of state route  
39 number 526 and 84th Street SW would divert commercial traffic onto



1 neighborhood streets, the department may not proceed with  
2 improvements at state route number 526 and 84th Street SW until the  
3 traffic impacts in the vicinity of state route number 526 and 40th  
4 Avenue West are addressed.

5 (17) The legislature finds that there are sixteen companies  
6 involved in wood preserving in the state that employ four hundred  
7 workers and have an annual payroll of fifteen million dollars. Prior  
8 to the department's switch to steel guardrails, ninety percent of the  
9 twenty-five hundred mile guardrail system was constructed of  
10 preserved wood and one hundred ten thousand wood guardrail posts were  
11 produced annually for state use. Moreover, the policy of using steel  
12 posts requires the state to use imported steel. Given these findings,  
13 where practicable, and until June 30, 2015, the department shall  
14 include the design option to use wood guardrail posts, in addition to  
15 steel posts, in new guardrail installations. The selection of posts  
16 must be consistent with the agency design manual policy that existed  
17 before December 2009.

18 (18) The legislature finds that "right-sizing" is a lean, metric-  
19 based approach to determining project investments. This concept  
20 entails compromise between project cost and design, incorporating  
21 local community needs, desired outcomes, and available funding.  
22 Furthermore, the legislature finds that the concepts and principles  
23 the department has utilized in the safety analyst program have been  
24 effective tools to prioritize projects and reduce project costs.  
25 Therefore, the department shall establish a pilot project on the SR  
26 3/Belfair Bypass - New Alignment (300344C) to begin implementing the  
27 concept of "right-sizing" in the highway construction program.

28 (19) For urban corridors that are all or partially within a  
29 metropolitan planning organization boundary, for which the department  
30 has not initiated environmental review, and that require an  
31 environmental impact statement, at least one alternative must be  
32 consistent with the goals set out in RCW 47.01.440.

33 (20) The department shall itemize all future requests for the  
34 construction of buildings on a project list and submit them through  
35 the transportation executive information system as part of the  
36 department's 2014 budget submittal. It is the intent of the  
37 legislature that new facility construction must be transparent and  
38 not appropriated within larger highway construction projects.

39 (21) \$19,513,000 of the motor vehicle account—state appropriation  
40 and \$9,450,000 of the motor vehicle account—federal appropriation are

1 provided solely for improvement program support activities (095901X).  
2 \$18,000,000 of this amount must be held in unallotted status until  
3 the office of financial management certifies that the department's  
4 2014 supplemental budget request conforms to the terms of subsection  
5 (20) of this section.

6 (22) Any new advisory group that the department convenes during  
7 the 2013-2015 fiscal biennium must be representative of the interests  
8 of the entire state of Washington.

9 (23) Practical design offers targeted benefits to a state  
10 transportation system within available fiscal resources. This  
11 delivers value not just for individual projects, but for the entire  
12 system. Applying practical design standards will also preserve and  
13 enhance safety and mobility. The department shall implement a  
14 practical design strategy for transportation design standards. By  
15 June 30, 2015, the department shall report to the governor and the  
16 house of representatives and senate transportation committees on  
17 where practical design has been applied or is intended to be applied  
18 in the department and the cost savings resulting from the use of  
19 practical design.

*\*Section 1005 was partially vetoed. See message at end of chapter.*

20 **Sec. 1006.** 2014 c 222 s 307 (uncodified) is amended to read as  
21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION—PRESERVATION—PROGRAM P**

23 Transportation Partnership Account—State	
24 Appropriation. . . . .	(( <del>\$34,966,000</del> ))
25	<u>\$26,954,000</u>
26 Highway Safety Account—State Appropriation. . . . .	(( <del>\$13,500,000</del> ))
27	<u>\$13,502,000</u>
28 Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$59,796,000</del> ))
29	<u>\$51,379,000</u>
30 Motor Vehicle Account—Federal Appropriation. . . . .	(( <del>\$595,604,000</del> ))
31	<u>\$549,666,000</u>
32 Motor Vehicle Account—Private/Local Appropriation. . . . .	(( <del>\$11,827,000</del> ))
33	<u>\$11,871,000</u>
34 Transportation 2003 Account (Nickel Account)—State	
35 Appropriation. . . . .	(( <del>\$2,650,000</del> ))
36	<u>\$1,809,000</u>
37 Tacoma Narrows Toll Bridge Account—State	

1	Appropriation. . . . .	(( <del>\$120,000</del> ))
2		<u>\$1,177,000</u>
3	<u>High Occupancy Toll Lanes Operations Account—State</u>	
4	<u>Appropriation. . . . .</u>	<u>\$200,000</u>
5	TOTAL APPROPRIATION. . . . .	(( <del>\$718,463,000</del> ))
6		<u>\$656,558,000</u>

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

9 (1) Except as provided otherwise in this section, the entire  
10 transportation 2003 account (nickel account) appropriation and the  
11 entire transportation partnership account appropriation are provided  
12 solely for the projects and activities as listed by fund, project,  
13 and amount in LEAP Transportation Document ((~~2014-1~~)) 2015-1 as  
14 developed ((~~March 10, 2014~~)) May 26, 2015, Program - Highway  
15 Preservation Program (P). However, limited transfers of specific  
16 line-item project appropriations may occur between projects for those  
17 amounts listed subject to the conditions and limitations in section  
18 ((~~601 of this act~~)) 1201, chapter . . . (Engrossed Substitute House  
19 Bill No. 1299), Laws of 2015 1st sp. sess.

20 (2) Except as provided otherwise in this section, the entire  
21 motor vehicle account—state appropriation and motor vehicle account—  
22 federal appropriation are provided solely for the projects and  
23 activities listed in LEAP Transportation Document ((~~2014-2~~)) 2015-2  
24 ALL PROJECTS as developed ((~~March 10, 2014~~)) May 26, 2015, Program -  
25 Highway Preservation Program (P). The department shall apply any  
26 federal funds gained through efficiencies or the redistribution  
27 process in an amount up to \$27,200,000 for cost overruns related to  
28 the pontoon design errors on the SR 520 Bridge Replacement and HOV  
29 project (8BI1003) as described in section 306(12)(f) ((~~of this act~~)),  
30 chapter 222, Laws of 2014. Any federal funds gained through  
31 efficiencies or the redistribution process that are in excess of  
32 \$27,200,000 must then be applied to the "Contingency (Unfunded)  
33 Highway Preservation Projects" as identified in LEAP Transportation  
34 Document 2014-2 ALL PROJECTS as developed March 10, 2014, Program -  
35 Highway Preservation Program (P). However, no additional federal  
36 funds may be allocated to the I-5/Columbia River Crossing project  
37 (400506A).

38 (3) Within the motor vehicle account—state appropriation and  
39 motor vehicle account—federal appropriation, the department may

1 transfer funds between programs I and P, except for funds that are  
2 otherwise restricted in this act.

3 (4) (~~(\$26,610,000)~~) \$25,480,000 of the motor vehicle account—  
4 federal appropriation(~~(, \$51,000 of the motor vehicle account—state~~  
5 ~~appropriation,)~~) and (~~(\$769,000)~~) \$605,000 of the highway safety  
6 account—state appropriation are provided solely for the SR 167/  
7 Puyallup River Bridge Replacement project (316725A). This project  
8 must be completed as a design-build project. The department must work  
9 with local jurisdictions and the community during the environmental  
10 review process to develop appropriate esthetic design elements, at no  
11 additional cost to the department, and traffic management plans  
12 pertaining to this project. The department must report to the  
13 transportation committees of the legislature on estimated cost and/or  
14 time savings realized as a result of using the design-build process.

15 (5) The department shall examine the use of electric arc furnace  
16 slag for use as an aggregate for new roads and paving projects in  
17 high traffic areas and report back to the legislature on its current  
18 use in other areas of the country and any characteristics that can  
19 provide greater wear resistance and skid resistance in new pavement  
20 construction.

21 **Sec. 1007.** 2014 c 222 s 308 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**  
24 **CAPITAL**

25	Motor Vehicle Account—State Appropriation. . . . .	( <del>(\$4,915,000)</del> )
26		<u>\$4,648,000</u>
27	Motor Vehicle Account—Federal Appropriation. . . . .	( <del>(\$9,152,000)</del> )
28		<u>\$7,191,000</u>
29	Motor Vehicle Account—Private/Local Appropriation. . . . .	\$200,000
30	TOTAL APPROPRIATION. . . . .	( <del>(\$14,267,000)</del> )
31		<u>\$12,039,000</u>

32 The appropriations in this section are subject to the following  
33 conditions and limitations: (~~(\$195,000)~~) \$100,000 of the motor  
34 vehicle account—state appropriation is provided solely for project  
35 000005Q as state matching funds for federally selected competitive  
36 grants or congressional earmark projects. These moneys must be placed  
37 into reserve status until such time as federal funds are secured that  
38 require a state match.

1       **Sec. 1008.** 2014 c 222 s 309 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES**  
4 **CONSTRUCTION—PROGRAM W**

5	Puget Sound Capital Construction Account—State	
6	Appropriation. . . . .	(( <del>\$63,825,000</del> ))
7		<u>\$61,877,000</u>
8	Puget Sound Capital Construction Account—Federal	
9	Appropriation. . . . .	(( <del>\$118,444,000</del> ))
10		<u>\$89,152,000</u>
11	Puget Sound Capital Construction Account—Private/Local	
12	Appropriation. . . . .	(( <del>\$1,312,000</del> ))
13		<u>\$1,187,000</u>
14	Multimodal Transportation Account—State	
15	Appropriation. . . . .	(( <del>\$2,588,000</del> ))
16		<u>\$1,544,000</u>
17	Transportation 2003 Account (Nickel Account)—State	
18	Appropriation. . . . .	(( <del>\$190,031,000</del> ))
19		<u>\$189,255,000</u>
20	Transportation Partnership Account—State	
21	Appropriation. . . . .	\$2,813,000
22	TOTAL APPROPRIATION. . . . .	(( <del>\$379,013,000</del> ))
23		<u>\$345,828,000</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 appropriations in this section are provided solely for the projects  
28 and activities as listed in LEAP Transportation Document ((~~2014-2~~))  
29 2015-2 ALL PROJECTS as developed ((~~March 10, 2014~~)) May 26, 2015,  
30 Program - Washington State Ferries Capital Program (W).

31       (2) The Puget Sound capital construction account—state  
32 appropriation includes up to \$20,000,000 in proceeds from the sale of  
33 bonds authorized in RCW 47.10.843.

34       (3) ((~~\$137,425,000~~)) \$136,957,000 of the transportation 2003  
35 account (nickel account)—state appropriation, \$2,338,000 of the  
36 transportation partnership account—state appropriation, and  
37 ((~~\$300,000~~)) \$768,000 of the Puget Sound capital construction account  
38 —federal appropriation are provided solely for the acquisition of two  
39 144-car vessels ((~~projects~~)) L2200038 and L2200039). The department

1 shall use as much already procured equipment as practicable on the  
2 144-car vessels.

3 (4) (~~(\$14,728,000)~~) \$8,773,000 of the Puget Sound capital  
4 construction account—federal appropriation, (~~(\$4,038,000)~~) \$1,600,000  
5 of the Puget Sound capital construction account—state appropriation,  
6 and (~~(\$1,535,000)~~) \$490,000 of the multimodal transportation account—  
7 state appropriation are provided solely for the Mukilteo ferry  
8 terminal (~~((project))~~) 952515P). To the greatest extent practicable,  
9 the department shall seek additional federal funding for this  
10 project. Within the multimodal transportation account—state  
11 appropriation amount provided in this subsection, the department  
12 shall lease to the city in which the project is located a portion of  
13 the department's property associated with this project to provide  
14 safe, temporary public access from the easterly terminus of First  
15 Street to the vicinity of Front Street. The department shall provide  
16 the lease at no cost in recognition of the impacts of this project to  
17 the city and require appropriate liability and maintenance coverage  
18 in the terms of the lease. Public access must be installed and  
19 removed at no cost to the state prior to construction of the  
20 multimodal terminal project.

21 (5) (~~(\$4,935,000)~~) \$7,000,000 of the Puget Sound capital  
22 construction account—state appropriation is provided solely for  
23 emergency capital repair costs (~~((project))~~) 999910K). Funds may only  
24 be spent after approval by the office of financial management.

25 (6) Consistent with RCW 47.60.662, which requires the Washington  
26 state ferry system to collaborate with passenger-only ferry and  
27 transit providers to provide service at existing terminals, the  
28 department shall ensure that multimodal access, including for  
29 passenger-only ferries and transit service providers, is not  
30 precluded by any future modifications at the terminal.

31 (7) (~~(\$4,026,000)~~) \$4,788,000 of the Puget Sound capital  
32 construction account—state appropriation is provided solely for the  
33 reservation and communications system projects (L200041 & L200042).

34 (8) \$4,210,000 of the Puget Sound capital construction account—  
35 state appropriation is provided solely for the capital program share  
36 of \$7,259,000 in lease payments for the ferry division's headquarters  
37 building. Consistent with the 2012 facilities oversight plan, the  
38 department shall strive to consolidate office space in downtown  
39 Seattle by the end of 2015. The department shall consider renewing

1 the lease for the ferry division's current headquarters building only  
2 if the lease rate is reduced at least (~~(fifty)~~) forty percent and  
3 analysis shows that this is the least cost and risk option for the  
4 department. Consolidation with other divisions or state agencies, or  
5 a reduction in leased space, must also be considered as part of any  
6 headquarters lease renewal analysis.

7 ~~(9) ((\$23,737,000 of the total appropriation is for preservation~~  
8 ~~work on the Hyak super class vessel (project 944431D), including~~  
9 ~~installation of a power management system and more efficient~~  
10 ~~propulsion systems, that in combination are anticipated to save up to~~  
11 ~~twenty percent in fuel and reduce maintenance costs. Upon completion~~  
12 ~~of this project, the department shall provide a report to the~~  
13 ~~transportation committees of the legislature on the fuel and~~  
14 ~~maintenance savings achieved for this vessel and the potential to~~  
15 ~~save additional funds through other vessel conversions.~~

16 ~~(10))~~ The transportation 2003 account (nickel account)—state  
17 appropriation includes up to \$50,000,000 in proceeds from the sale of  
18 bonds authorized in RCW 47.10.861.

19 ~~((11))~~ (10) \$50,000,000 of the transportation 2003 account  
20 (nickel account)—state appropriation is provided solely for the  
21 acquisition of one 144-car vessel (~~((project))~~) L1000063). If  
22 chapter . . . (Engrossed Second Substitute House Bill No. 1129), Laws  
23 of 2014 (ferry vessel replacement) is not enacted by June 30, 2014,  
24 the amount provided in the subsection lapses.

25 ~~((12))~~ (11) If the department pursues a conversion of the  
26 existing diesel powered Issaquah class fleet to a different fuel  
27 source or engine technology or the construction of a new vessel  
28 powered by a fuel source or engine technology that is not diesel  
29 powered, the department must use a design-build procurement process.

30 ~~((13))~~ (12) \$350,000 of the Puget Sound capital construction  
31 account—state appropriation is provided solely for the issuance of a  
32 request for proposals to convert the Issaquah class vessels to use  
33 liquefied natural gas and to provide a one-time stipend to the entity  
34 awarded the conversion contract. Of the amounts provided in this  
35 subsection:

36 (a) \$100,000 of the Puget Sound capital construction account—  
37 state appropriation is for the department to issue a request for  
38 proposals for a design-build contract consistent with RCW 47.20.780  
39 to convert six Issaquah class vessels to be powered by liquefied

1 natural gas. Consistent with RCW 47.56.030(2)(c), the legislature  
 2 finds that the performance needs of the department in converting to  
 3 liquefied natural gas are for engines with the lowest life-cycle  
 4 costs, and the department must weigh this criteria as a priority when  
 5 evaluating the proposals. To encourage cost saving ideas, the  
 6 department shall limit prescribing design elements in the proposal to  
 7 those approved or required by the United States coast guard in the  
 8 liquefied natural gas waterways suitability assessment or those  
 9 otherwise essential to provide clear direction to bidders. The  
 10 request for proposals must include a process for evaluating proposals  
 11 that may include alternative financing arrangements that are in  
 12 compliance with state private financing law. When evaluating the  
 13 financial merits of any liquefied natural gas conversion request for  
 14 proposals, the department shall give consideration to the inability  
 15 of the state to fund a liquefied natural gas conversion using  
 16 currently available public resources. The department shall issue the  
 17 request for proposals within forty-five days of rejecting the  
 18 liquefied natural gas request for proposals issued under section  
 19 308(11), chapter 86, Laws of 2012 or receiving final findings from  
 20 the United States coast guard on the liquefied natural gas waterways  
 21 suitability assessment, whichever is later.

22 (b) \$250,000 of the Puget Sound capital construction account—  
 23 state appropriation is for the entity awarded the contract pursuant  
 24 to this subsection.

25 **Sec. 1009.** 2014 c 222 s 310 (uncodified) is amended to read as  
 26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL**  
 28 Essential Rail Assistance Account—State

29	Appropriation. . . . .	(( \$1,020,000 ))
30		<u>\$899,000</u>
31	Transportation Infrastructure Account—State	
32	Appropriation. . . . .	(( \$9,190,000 ))
33		<u>\$7,369,000</u>
34	Multimodal Transportation Account—State	
35	Appropriation. . . . .	(( \$44,085,000 ))
36		<u>\$40,395,000</u>
37	Multimodal Transportation Account—Federal	
38	Appropriation. . . . .	(( \$430,193,000 ))



1		<u>\$388,418,000</u>
2	Multimodal Transportation Account—Private/Local	
3	Appropriation. . . . .	\$409,000
4	TOTAL APPROPRIATION. . . . .	(( <del>\$484,897,000</del> ))
5		<u>\$437,490,000</u>

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

8       (1)(a) Except as provided otherwise in this section, the entire  
9 appropriations in this section are provided solely for the projects  
10 and activities as listed by project and amount in LEAP Transportation  
11 Document ((~~2014-2~~)) 2015-2 ALL PROJECTS as developed ((~~March 10,~~  
12 ~~2014~~)) May 26, 2015, Program - Rail Program (Y).

13       (b) Within the amounts provided in this section, \$7,669,000 of  
14 the transportation infrastructure account—state appropriation is for  
15 low-interest loans through the freight rail investment bank program  
16 identified in the LEAP transportation document referenced in (a) of  
17 this subsection. The department shall issue freight rail investment  
18 bank program loans with a repayment period of no more than ten years,  
19 and only so much interest as is necessary to recoup the department's  
20 costs to administer the loans.

21       (c) Within the amounts provided in this section, \$2,440,000 of  
22 the multimodal transportation account—state appropriation, \$1,250,000  
23 of the transportation infrastructure account—state appropriation, and  
24 \$311,000 of the essential rail assistance account—state appropriation  
25 are for statewide emergent freight rail assistance projects  
26 identified in the LEAP transportation document referenced in (a) of  
27 this subsection.

28       (2) Unsuccessful 2012 freight rail assistance program grant  
29 applicants may be awarded freight rail investment bank program loans,  
30 if eligible. The department shall issue a call for projects for the  
31 freight rail investment bank loan program and the freight rail  
32 assistance grant program, and shall evaluate the applications in a  
33 manner consistent with past practices as specified in section 309,  
34 chapter 367, Laws of 2011. By November 1, 2014, the department shall  
35 submit a prioritized list of recommended projects to the office of  
36 financial management and the transportation committees of the  
37 legislature.

38       (3) ((~~\$424,400,000~~)) \$382,625,000 of the multimodal  
39 transportation account—federal appropriation and ((~~\$10,658,000~~))

1 \$10,084,000 of the multimodal transportation account—state  
2 appropriation are provided solely for expenditures related to  
3 passenger high-speed rail grants. Except for the Mount Vernon project  
4 (P01101A), the multimodal transportation account—state appropriation  
5 funds reflect one and one-half percent of the total project funds,  
6 and are provided solely for expenditures that are not eligible for  
7 federal reimbursement. (~~Of the amounts provided in this subsection,~~  
8 ~~\$31,500,000 of the multimodal transportation account federal~~  
9 ~~appropriation is provided solely for the purchase of two new train~~  
10 ~~sets for the state-supported intercity passenger rail service. The~~  
11 ~~department must apply for any federal waivers required to purchase~~  
12 ~~the new train sets, as allowable under existing competitive bidding~~  
13 ~~practices, and seek federal funds in addition to those available from~~  
14 ~~the high-speed rail grants.))~~

15 (4) As allowable under federal rail authority rules and existing  
16 competitive bidding practices, when purchasing new train sets, the  
17 department shall give preference to bidders that propose train sets  
18 with characteristics and maintenance requirements most similar to  
19 those currently owned by the department.

20 (5) The department shall provide quarterly reports to the office  
21 of financial management and the transportation committees of the  
22 legislature regarding applications that the department submits for  
23 federal funds and the status of such applications.

24 (6)(a) \$709,000 of the essential rail assistance account—state  
25 appropriation, \$241,000 of the transportation infrastructure account—  
26 state appropriation, and \$1,893,000 of the multimodal transportation  
27 account—state appropriation are provided solely for the purpose of  
28 rehabilitation and maintenance of the Palouse river and Coulee City  
29 railroad line (project F01111B). The department shall complete an  
30 evaluation and assessment of future maintenance needs on the line to  
31 ensure appropriate levels of state investment.

32 (b) Expenditures from the essential rail assistance account—state  
33 appropriation in this section may not exceed the combined total of:

34 (i) Revenues deposited into the essential rail assistance account  
35 from leases and sale of property pursuant to RCW 47.76.290; and

36 (ii) Revenues transferred from the miscellaneous program account  
37 to the essential rail assistance account, pursuant to RCW 47.76.360,  
38 for the purpose of sustaining the grain train program by maintaining  
39 the Palouse river and Coulee City railroad line.

1 ((7))

2 **Sec. 1010.** 2014 c 222 s 311 (uncodified) is amended to read as  
3 follows:

4 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**  
5 **CAPITAL**

6	<del>((Highway Infrastructure Account—State Appropriation. . . . \$207,000))</del>	
7	Highway Infrastructure Account—Federal	
8	Appropriation. . . . .	(( <del>\$1,602,000</del> ))
9		<u>\$1,400,000</u>
10	Transportation Partnership Account—State	
11	Appropriation. . . . .	(( <del>\$9,236,000</del> ))
12		<u>\$7,912,000</u>
13	Highway Safety Account—State Appropriation. . . . .	(( <del>\$8,915,000</del> ))
14		<u>\$5,700,000</u>
15	Motor Vehicle Account—State Appropriation. . . . .	\$2,201,000
16	Motor Vehicle Account—Federal Appropriation. . . . .	(( <del>\$34,581,000</del> ))
17		<u>\$23,141,000</u>
18	Multimodal Transportation Account—State	
19	Appropriation. . . . .	(( <del>\$18,740,000</del> ))
20		<u>\$11,419,000</u>
21	TOTAL APPROPRIATION. . . . .	(( <del>\$75,482,000</del> ))
22		<u>\$51,773,000</u>

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

25 (1) Except as provided otherwise in this section, the entire  
26 appropriations in this section are provided solely for the projects  
27 and activities as listed by project and amount in LEAP Transportation  
28 Document ((2014-2)) 2015-2 ALL PROJECTS as developed ((~~March 10,~~  
29 ~~2014~~)) May 26, 2015, Program - Local Programs Program (Z).

30 (2) With each department budget submittal, the department shall  
31 provide an update on the status of the repayment of the twenty  
32 million dollars of unobligated federal funds authority advanced by  
33 the department in September 2010 to the city of Tacoma for the Murray  
34 Morgan/11th Street bridge project. The department may negotiate with  
35 the city of Tacoma an agreement for repayment of the funds over a  
36 period of up to twenty-five years at terms agreed upon by the  
37 department and the city. The funds previously advanced by the  
38 department to the city are not to be considered a general obligation

1 of the city but instead an obligation payable from identified  
2 revenues set aside for the repayment of the funds.

3 (3) The amounts identified in the LEAP transportation document  
4 referenced under subsection (1) of this section for pedestrian  
5 safety/safe routes to school are as follows:

6 (a) (~~(\$16,543,000)~~) \$9,600,000 of the multimodal transportation  
7 account—state appropriation, (~~(\$8,724,000)~~) \$7,400,000 of the  
8 transportation partnership account—state appropriation, and  
9 (~~(\$62,000)~~) \$60,000 of the motor vehicle account—federal  
10 appropriation are provided solely for pedestrian and bicycle safety  
11 program projects.

12 (b) (~~(\$11,700,000)~~) \$6,200,000 of the motor vehicle account—  
13 federal appropriation and (~~(\$6,750,000)~~) \$3,900,000 of the highway  
14 safety account—state appropriation are provided solely for newly  
15 selected safe routes to school projects, and (~~(\$6,503,000)~~)  
16 \$5,500,000 of the motor vehicle account—federal appropriation and  
17 (~~(\$2,165,000)~~) \$1,800,000 of the highway safety account—state  
18 appropriation are reappropriated for safe routes to school projects  
19 selected in the previous biennia. The amount provided for new  
20 projects is consistent with federal funding levels from the 2011-2013  
21 omnibus transportation appropriations act and the intent of the fee  
22 increases in chapter 74, Laws of 2012 and chapter 80, Laws of 2012.

23 (4) The department may enter into contracts and make expenditures  
24 for projects on behalf of and selected by the freight mobility  
25 strategic investment board from the amounts provided in section 301  
26 (~~(of this act)~~), chapter 306, Laws of 2013 and section 301, chapter  
27 222, Laws of 2014.

28 (5) The department shall submit a report to the transportation  
29 committees of the legislature by December 1, 2013, and December 1,  
30 2014, on the status of projects funded as part of the pedestrian  
31 safety/safe routes to school grant program (0LP600P). The report must  
32 include, but is not limited to, a list of projects selected and a  
33 brief description of each project's status.

34 (6) \$50,000 of the motor vehicle account—state appropriation is  
35 provided solely for the installation of a guard rail on Deer Harbor  
36 Road in San Juan county (L2220054).

37 **TRANSFERS AND DISTRIBUTIONS**





1           (3) Rural Mobility Grant Program Account—State  
2 Appropriation: For transfer to the Multimodal  
3 Transportation Account—State. . . . . \$3,000,000  
4           (4) (~~Motor Vehicle Account—State~~  
5 ~~Appropriation: For transfer to the Special Category C~~  
6 ~~Account—State. . . . . \$1,500,000~~  
7           ~~(5) Capital Vessel Replacement Account—State~~  
8 ~~Appropriation: For transfer to the Transportation~~  
9 ~~2003 Account (Nickel Account)—State. . . . . \$7,571,000~~  
10           ~~(6)) Multimodal Transportation Account—State~~  
11 Appropriation: For transfer to the Public  
12 Transportation Grant Program Account—State. . . . . \$26,000,000  
13           ~~((7)) (5) Motor Vehicle Account—State Appropriation:~~  
14 For transfer to the Puget Sound Ferry Operations  
15 Account—State. . . . . \$28,000,000  
16           ~~((8)) (6) Motor Vehicle Account—State Appropriation:~~  
17 For transfer to the Puget Sound Capital Construction  
18 Account—State. . . . . \$28,000,000  
19           ~~((9)) (7) State Route Number 520 Civil Penalties~~  
20 Account—State Appropriation: For transfer to the  
21 State Route Number 520 Corridor Account—State. . . . . \$886,000  
22           ~~((10)) (8) Multimodal Transportation Account—State~~  
23 Appropriation: For transfer to the Highway Safety  
24 Account—State. . . . . \$14,000,000  
25           ~~((11)) (9) Motor Vehicle Account—State Appropriation:~~  
26 For transfer to the State Patrol Highway  
27 Account—State. . . . . \$27,000,000  
28           ~~((12)) (10) Highway Safety Account—State~~  
29 Appropriation: For transfer to the Puget Sound Ferry  
30 Operations Account—State. . . . . \$42,000,000  
31           ~~((13)) (11) Advanced Environmental Mitigation Revolving~~  
32 Account—State Appropriation: For transfer to the  
33 Motor Vehicle Account—State. . . . . \$2,000,000  
34           ~~((14)) (12) Advanced Right-of-Way Revolving Fund—State~~  
35 Appropriation: For transfer to the Motor Vehicle  
36 Account—State. . . . . \$6,000,000  
37           ~~((15)) (13) Tacoma Narrows Toll Bridge Account—State~~  
38 Appropriation: For transfer to the Motor Vehicle

1 Account—State. . . . . \$950,000  
 2     ~~((16))~~ (14) License Plate Technology Account—State  
 3 Appropriation: For transfer to the Highway Safety  
 4 Account—State. . . . . \$3,000,000  
 5     ~~((17))~~ (15) Motor Vehicle Account—State Appropriation:  
 6 For transfer to the Transportation Equipment  
 7 Fund—State. . . . . \$3,915,000  
 8     ~~((18)(a) Capital Vessel Replacement Account—State~~  
 9 ~~Appropriation: For transfer to Transportation 2003~~  
 10 ~~Account (Nickel Account)—State. . . . . \$11,128,000~~  
 11 ~~(b) If chapter . . . (Engrossed Second Substitute House Bill No.~~  
 12 ~~1129), Laws of 2014 (ferry vessel replacement) is not enacted by June~~  
 13 ~~30, 2014, the amount transferred in (a) of this subsection lapses.~~  
 14 ~~(19))~~ (16) Motor Vehicle Account—State  
 15 Appropriation: For transfer to the Interstate 405  
 16 Express Toll Lanes Operations Account—State. . . . . \$2,019,000

17 **IMPLEMENTING PROVISIONS**

18 **Sec. 1201.** 2014 c 222 s 601 (uncodified) is amended to read as  
 19 follows:

20 **FUND TRANSFERS**

21 (1) The transportation 2003 projects or improvements and the 2005  
 22 transportation partnership projects or improvements are listed in the  
 23 LEAP list titled ~~((2014-1))~~ 2015-1 as developed ~~((March 10, 2014))~~  
 24 May 26, 2015, which consists of a list of specific projects by fund  
 25 source and amount over a ten-year period. Current fiscal biennium  
 26 funding for each project is a line-item appropriation, while the  
 27 outer year funding allocations represent a ten-year plan. The  
 28 department is expected to use the flexibility provided in this  
 29 section to assist in the delivery and completion of all  
 30 transportation partnership account and transportation 2003 account  
 31 (nickel account) projects on the LEAP transportation documents  
 32 referenced in this act. However, this section does not apply to the  
 33 I-5/Columbia River Crossing project (400506A). For the 2011-2013 and  
 34 2013-2015 project appropriations, unless otherwise provided in this  
 35 act, the director of financial management may authorize a transfer of  
 36 appropriation authority between projects funded with transportation  
 37 2003 account (nickel account) appropriations, or transportation



1 partnership account appropriations, in order to manage project  
2 spending and efficiently deliver all projects in the respective  
3 program under the following conditions and limitations:

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

6 (b) Transfers from a project may not be made as a result of the  
7 reduction of the scope of a project or be made to support increases  
8 in the scope of a project;

9 (c) Each transfer between projects may only occur if the director  
10 of financial management finds that any resulting change will not  
11 hinder the completion of the projects as approved by the legislature.  
12 Until the legislature reconvenes to consider the 2014 supplemental  
13 omnibus transportation appropriations act, any unexpended 2011-2013  
14 appropriation balance as approved by the office of financial  
15 management, in consultation with the legislative staff of the house  
16 of representatives and senate transportation committees, may be  
17 considered when transferring funds between projects;

18 (d) Transfers from a project may be made if the funds  
19 appropriated to the project are in excess of the amount needed to  
20 complete the project;

21 (e) Transfers may not occur for projects not identified on the  
22 applicable project list;

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

25 (g) Transfers between projects may be made, without the approval  
26 of the director of the office of financial management, by the  
27 department of transportation until the transfer amount by project  
28 exceeds two hundred fifty thousand dollars, or ten percent of the  
29 total project, whichever is less. These transfers must be reported  
30 quarterly to the director of financial management and the chairs of  
31 the house of representatives and senate transportation committees.

32 (2) At the time the department submits a request to transfer  
33 funds under this section, a copy of the request must be submitted to  
34 the transportation committees of the legislature.

35 (3) The office of financial management shall work with  
36 legislative staff of the house of representatives and senate  
37 transportation committees to review the requested transfers in a  
38 timely manner.

39 (4) The office of financial management shall document approved  
40 transfers and schedule changes in the transportation executive

1 information system, compare changes to the legislative baseline  
2 funding and schedules identified by project identification number  
3 identified in the LEAP transportation documents referenced in this  
4 act, and transmit revised project lists to chairs of the  
5 transportation committees of the legislature on a quarterly basis.

6 NEW SECTION. **Sec. 1202.** A new section is added to 2013 c 306  
7 (uncodified) to read as follows:

8 The appropriations to the department of transportation in chapter  
9 222, Laws of 2014 and this act must be expended for the programs and  
10 in the amounts specified in this act. However, after May 1, 2015,  
11 unless specifically prohibited, the department may transfer state  
12 appropriations for the 2013-2015 fiscal biennium among operating  
13 programs after approval by the director of the office of financial  
14 management. However, the department shall not transfer state moneys  
15 that are provided solely for a specific purpose. The department shall  
16 not transfer funds, and the director of the office of financial  
17 management shall not approve the transfer, unless the transfer is  
18 consistent with the objective of conserving, to the maximum extent  
19 possible, the expenditure of state funds and not federal funds. The  
20 director of the office of financial management shall notify the  
21 appropriate transportation committees of the legislature no fewer  
22 than ten business days before approving any allotment modifications  
23 or transfers under this section. The written notification must  
24 include a narrative explanation and justification of the changes,  
25 along with expenditures and allotments by program and appropriation,  
26 both before and after any allotment modifications or transfers.

27 **MISCELLANEOUS**

28 NEW SECTION. **Sec. 1301.** If any provision of this act or its  
29 application to any person or circumstance is held invalid, the  
30 remainder of the act or the application of the provision to other  
31 persons or circumstances is not affected.

32 NEW SECTION. **Sec. 1302.** This act is necessary for the immediate  
33 preservation of the public peace, health, or safety, or support of  
34 the state government and its existing public institutions, and takes  
35 effect immediately.

Passed by the House May 27, 2015.  
Passed by the Senate May 28, 2015.  
Approved by the Governor June 11, 2015, with the exception of certain items that were vetoed.  
Filed in Office of Secretary of State June 12, 2015.

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

"I am returning herewith, without my approval as to Sections 102, page 2, lines 29-36, and page 3, lines 1-8; 103(1); 213(3); 920(4); 1005, page 113, lines 26-27 and 1005(2); 1005(4); 1005(5); and 1005(6), Second Engrossed Substitute House Bill No. 1299 entitled:

"AN ACT Relating to transportation funding and appropriations."

**Section 102, page 2, lines 29-36, and page 3, lines 1-8, Utilities and Transportation Commission, State Agency Workgroup**

This proviso directs the Utilities and Transportation Commission (UTC) to coordinate a state agency workgroup to identify issues related to consolidating rail employee safety and regulatory functions within the UTC. Funding for this activity would come from the Grade Crossing Protective Account, which is used to install and maintain equipment to make grade crossings safer. Because this is not the appropriate fund source for coordinating a workgroup on the topic identified in the proviso, I have directed the UTC to conduct this activity with other existing resources. For this reason, I have vetoed Section 102, page 2, lines 29-36, and page 3, lines 1-8.

**Section 103(1), page 3, Office of Financial Management, Study of Fund Exchange**

This proviso directs the Office of Financial Management to perform a study on the feasibility of establishing a fund exchange where federal funds are exchanged for state funds to reduce the administrative burden on local governments which use federal funds. The funding is likely insufficient to provide a thorough report on the issues. In addition, the Joint Transportation Committee is a more appropriate entity to perform this analysis, not the Office of Financial Management. Therefore, I have vetoed Section 103(1).

**Section 213(3), pages 18-19, Department of Transportation, Beaver Dams**

This proviso creates a complicated process for managing beaver dams on private property that pose a threat to Washington state highways, individual personal property, and public safety. The proposed process would require the Washington State Department of Transportation to notify private property owners of impending threats from beaver dam failure, to produce wildlife management plans, and to provide potential remedies that could create liability for the state. In addition, no funding is provided for this effort. For these reasons, I have vetoed Section 213(3).

**Section 920(4), pages 105-106, Department of Transportation, Public Transportation**

This proviso prevents the Washington State Department of Transportation from continuing work on regional mobility grant projects previously authorized by the Legislature. The department needs authority to work on these projects to support local efforts to improve transit mobility and reduce congestion on our roadways. The

majority of the projects are not yet complete, and expenditures have already been made. Therefore, I have vetoed Section 920(4).

**Section 1005, page 113, lines 26-27, and Section 1005(2), page 114, Department of Transportation, Highway Improvements Program**

Due to changes in the timing of expenditures for highway improvement projects and insufficient flexibility in the capital program budgets, this reduced appropriation would result in an estimated shortfall of \$3.5 million in expenditure authority in the Highway Improvements program. The Washington State Department of Transportation must have ongoing expenditure authority to keep projects within the total spending plan. Therefore, I have vetoed Section 1005, page 113, lines 26-27, and Section 1005(2).

**Section 1005(4), 1005(5) and 1005(6), page 115, Department of Transportation, Proceeds from Bond Sales**

Section 605 provides the flexibility needed to retroactively assign bond proceeds received in the 2015-17 biennium to associated costs that occurred in the 2013-15 biennium. The reduced appropriations in Section 1005(4), Section 1005(5), and Section 1005(6) negate the flexibility provided in Section 605. For this reason, I have vetoed Section 1005(4), Section 1005(5), and Section 1005(6).

For these reasons I have vetoed Sections 102, page 2, lines 29-36, and page 3, lines 1-8; 103(1); 213 (3); 920(4); 1005, page 113, lines 26-27 and 1005(2); 1005(4); 1005(5); and 1005(6) of Second Engrossed Substitute House Bill No. 1299.

With the exception of Sections 102, page 2, lines 29-36, and page 3, lines 1-8; 103(1); 213(3); 920(4); 1005, page 113, lines 26-27 and 1005(2); 1005(4); 1005(5); and 1005(6), Second Engrossed Substitute House Bill No. 1299 is approved."

(End of Bill)

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