
SECOND ENGROSSED SUBSTITUTE HOUSE BILL 2080

State of Washington

54th Legislature

1995 Regular Session

By House Committee on Transportation (originally sponsored by Representatives K. Schmidt, Hankins, Benton, Elliot, Skinner, Buck, McMahan, Robertson, Johnson, D. Schmidt, Chandler, Mitchell, Koster, Backlund, Cairnes, Horn, Blanton and Stevens)

Read first time 03/21/95.

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 82.44.150, 81.104.015, 81.104.030, 81.104.050, 81.104.120,
3 81.104.140, 81.104.150, 81.104.170, 81.104.180, 81.104.190, 35.58.2795,
4 47.26.121, 47.80.060, 43.105.017, 43.105.041, 43.19.1919, 47.78.010,
5 82.44.150, 70.94.531, and 47.78.010; amending 1994 c 303 s 20
6 (uncodified); reenacting and amending RCW 81.104.160 and 82.44.180;
7 adding a new section to chapter 47.60 RCW; creating new sections;
8 repealing RCW 81.112.010, 81.112.020, 81.112.030, 81.112.040,
9 81.112.050, 81.112.060, 81.112.070, 81.112.080, 81.112.090, 81.112.100,
10 81.112.110, 81.112.120, 81.112.130, 81.112.140, 81.112.150, 81.112.160,
11 81.112.170, 81.112.900, 81.112.901, 81.112.902, and 81.104.040; making
12 appropriations; providing an expiration date; providing an effective
13 date; and declaring an emergency.

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

15 **TRANSPORTATION APPROPRIATIONS**

16 NEW SECTION. **Sec. 1.** The legislature finds and declares that it
17 is essential to maintain an efficient and effective transportation
18 system. The legislature finds that certain agency practices need to be

1 reexamined and specific policies put in place in order to ensure cost-
2 effective program delivery. All planning, training, engineering, and
3 related activities should be aimed at achieving delivery of projects
4 and services. Staffing levels and equipment purchases should be
5 commensurate with the workload assumed in this budget.

6 NEW SECTION. **Sec. 2.** (1) The transportation budget of the state
7 is hereby adopted and, subject to the provisions hereinafter set forth,
8 the several amounts hereinafter specified, or as much thereof as may be
9 necessary to accomplish the purposes designated, are hereby
10 appropriated from the several accounts and funds hereinafter named to
11 the designated state agencies and offices for salaries, wages, and
12 other expenses, for capital projects, and for other specified purposes,
13 including the payment of any final judgments arising out of such
14 activities, for the period ending June 30, 1997.

15 (2) Legislation with fiscal impacts enacted in the 1995 legislative
16 session not assumed in this act are not funded in the 1995-97
17 transportation budget.

18 (3) Unless the context clearly requires otherwise, the definitions
19 in this subsection apply throughout this act.

20 (a) "Fiscal year 1996" or "FY 1996" means the fiscal year ending
21 June 30, 1996.

22 (b) "Fiscal year 1997" or "FY 1997" means the fiscal year ending
23 June 30, 1997.

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

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

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

1 Motor Vehicle Fund--State Appropriation \$ 110,000

2 NEW SECTION. **Sec. 105. FOR THE GOVERNOR--FOR TRANSFER TO THE TORT**
3 **CLAIMS REVOLVING FUND**

4 Motor Vehicle Fund--State Appropriation \$ 2,808,000

5 Marine Operating Fund--State Appropriation . . . \$ 1,157,000

6 TOTAL APPROPRIATION \$ 3,965,000

7 The appropriations in this section are subject to the following
8 conditions and limitations and specified amounts are provided solely
9 for that activity: The amount of the transfers from the motor vehicle
10 fund and the marine operating fund are to be transferred into the tort
11 claims revolving fund only as claims have been settled or adjudicated
12 to final conclusion and are ready for payout. The appropriation
13 contained in this section is to retire tort obligations that occurred
14 before July 1, 1990.

15 NEW SECTION. **Sec. 106. FOR THE STATE PARKS AND RECREATION**
16 **COMMISSION--OPERATING**

17 Motor Vehicle Fund--State Appropriation \$ 927,000

18 The appropriation in this section is subject to the following
19 conditions and limitations and specified amounts are provided solely
20 for that activity: The commission shall not expend any state funds for
21 maintenance, repair, or snow and ice removal on county or private
22 roads.

23 NEW SECTION. **Sec. 107. FOR THE UTILITIES AND TRANSPORTATION**
24 **COMMISSION**

25 Grade Crossing Protective Fund--State
26 Appropriation \$ 222,000

27 NEW SECTION. **Sec. 108. FOR THE OFFICE OF THE STATE TREASURER**

28 State Treasurer's Service Fund--State
29 Appropriation \$ 44,000

1	Motor Vehicle Fund--Urban Arterial Trust	
2	Account--State Appropriation	\$ 38,997,000
3	Motor Vehicle Fund--Transportation Improvement	
4	Account--State Appropriation	\$ 143,061,000
5	Motor Vehicle Fund--City Hardship Assistance	
6	Account--State Appropriation	\$ 1,904,000
7	Motor Vehicle Fund--Small City Account--	
8	State Appropriation	\$ 5,702,000
9	TOTAL APPROPRIATION	\$ 189,664,000

10 The appropriations in this section are subject to the following
11 conditions and limitations and specified amounts are provided solely
12 for that activity: The transportation improvement account--state
13 appropriation includes \$50,000,000 in proceeds from the sale of bonds
14 authorized in RCW 47.26.500. However, the transportation improvement
15 board may authorize the use of current revenues available in lieu of
16 bond proceeds.

17 NEW SECTION. **Sec. 205. FOR THE LEGISLATIVE TRANSPORTATION**
18 **COMMITTEE**

19	Motor Vehicle Fund--State Appropriation	\$ 2,528,000
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20 The appropriation in this section is subject to the following
21 conditions and limitations and specified amounts are provided solely
22 for that activity:

23 (1) The legislative transportation committee shall convene
24 representatives from the department of transportation, Washington state
25 patrol, department of licensing, and any other agency receiving an
26 appropriation in this act, as necessary, to establish performance
27 measures that are associated with the final legislative appropriation.
28 The performance measures are to be established and will be tracked
29 within the transportation executive information system.

30 (2) The legislative transportation committee shall convene one or
31 more groups to address activities that result in the loss of
32 transportation tax revenue. The groups shall present their findings to
33 the legislative transportation committee and the office of financial
34 management.

35 (3) The legislative transportation committee shall study the
36 governance and operations of the ports.

1 NEW SECTION. **Sec. 206. FOR THE MARINE EMPLOYEES COMMISSION**

2 Motor Vehicle Fund--Puget Sound Ferry Operations
3 Account--State Appropriation \$ 345,000

4 NEW SECTION. **Sec. 207. FOR THE TRANSPORTATION COMMISSION**

5 Transportation Fund--State Appropriation \$ 677,000

6 The appropriation in this section is subject to the following
7 conditions and limitations and specified amounts are provided solely
8 for that activity:

9 (1) For the fiscal year 1996, the commission shall not be
10 compensated for workdays in excess of 504 (an average of seven workdays
11 per commissioner, per month), except the chair who shall not be
12 compensated for workdays in excess of 114 (an average of nine and one-
13 half workdays per month).

14 (2) For the fiscal year 1997, up to \$45,000 is provided as
15 compensation for commissioner work days. By December 15, 1995 the
16 commission shall report back to the legislative transportation
17 committee on the number of commissioner workdays expended and the
18 adequacy of the fiscal year 1997 appropriation.

19 (3) None of the appropriation may be used to conduct studies or
20 hire consultants without specific authorization from the legislative
21 transportation committee prior to commencing any studies or hiring any
22 consultants.

23 (4) In no event shall the commission hold meetings outside of the
24 state of Washington. The commission is directed to seek methods of
25 reducing travel and meeting costs.

26 NEW SECTION. **Sec. 208. FOR THE WASHINGTON STATE PATROL--FIELD**
27 **OPERATIONS**

28 Motor Vehicle Fund--State Patrol Highway
29 Account--State Appropriation \$ 140,251,000
30 Motor Vehicle Fund--State Patrol Highway
31 Account--Federal Appropriation \$ 3,196,000
32 Motor Vehicle Fund--State Appropriation \$ 747,000
33 Marine Operating Fund--State Appropriation . . . \$ 927,000
34 TOTAL APPROPRIATION \$ 145,121,000

1 The appropriations in this section are subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity:

4 (1) The state patrol shall have a staffing level of not less than
5 735 commissioned officers at the end of the 1995-97 biennium. This
6 compares to a level of 700 commissioned officers that was established
7 in the 1993-95 biennium. To achieve these levels: A class of not less
8 than 30 cadets shall begin in July of 1995 and a class of not less than
9 40 cadets shall begin in January of 1996.

10 (2) Management levels, lieutenants and above, are redirected to
11 perform direct traffic law enforcement activities equivalent to five
12 field force FTE staff years. Management personnel engaged in
13 management activity shall not exceed 55 FTE staff years. This level
14 compares to 76 FTE management level staff years in January of 1993.

15 (3) Any user of Washington state patrol aircraft shall reimburse
16 the Washington state patrol for its pro rata share of all operating and
17 maintenance costs including capitalization.

18 (4) The state patrol may not sell or purchase any aircraft until
19 the legislative transportation committee has completed a review of the
20 type of air services provided by the various state agencies, and the
21 feasibility of consolidating the state's air fleet.

22 (5) By January 1, 1996, the chief of the state patrol shall submit
23 to the legislative transportation committee a plan to incorporate
24 safety education officer functions into field force activities. In
25 development of the plan, the chief may consult with various constituent
26 groups including the Washington traffic safety commission, schools,
27 businesses, and local traffic entities. Up to \$200,000 of the motor
28 vehicle fund--state patrol highway account--state appropriation
29 provided for in this section may be used for these purposes.

30 (6) The \$747,000 motor vehicle fund--state appropriation in this
31 section is provided for the following traditional general fund
32 purposes: The Governor's air travel, the license fraud program, and
33 the special services unit. This motor vehicle fund--state
34 appropriation shall not be recognized as a permanent funding source for
35 these purposes, but rather as a temporary funding source subject to
36 renewed evaluation during the 1997 legislative session.

37 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**
38 **INVESTIGATIVE SERVICES BUREAU**

1	Motor Vehicle Fund--State Appropriation	\$	4,509,000
2	Transportation Fund--State Appropriation	\$	1,642,000
3	TOTAL APPROPRIATION	\$	6,151,000

4 The appropriations provided for in this section are for the
5 following traditional general fund purposes: Crime laboratories, used
6 primarily for local law enforcement purposes; ACCESS, the computer
7 system linking all law enforcement and criminal justice agencies in the
8 state to one another; and, the identification section, which is
9 responsible for performing criminal background checks. The motor
10 vehicle fund--state appropriation and the transportation fund--state
11 appropriation provided in this section shall not be recognized as
12 permanent funding sources for these purposes, but rather as temporary
13 funding sources subject to renewed evaluation during the 1997
14 legislative session.

15 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--SUPPORT**
16 **SERVICES BUREAU**

17	Motor Vehicle Fund--State Patrol Highway		
18	Account--State Appropriation	\$	53,229,000
19	Motor Vehicle Fund--State Appropriation	\$	1,491,000
20	Transportation Fund--State Appropriation	\$	2,636,000
21	TOTAL APPROPRIATION	\$	57,356,000

22 The appropriations in this section are subject to the following
23 conditions and limitations and specified amounts are provided solely
24 for that activity:

25 (1) The office of the chief of the state patrol shall prepare a
26 strategic plan that represents the future of the Washington state
27 patrol and how management envisions meeting the challenges identified
28 in the plan. The plan shall address the future responsibilities of
29 commissioned and non-commissioned personnel, and the use of technology
30 in law enforcement. It will focus on maximizing joint services and
31 projects with other transportation agencies such as communication
32 systems, computer systems, and facilities. Additionally, the state
33 patrol shall include any other issues it deems necessary and will
34 provide a six-year financial plan to address the future challenges
35 identified in the strategic plan. The plan outline shall be delivered

1 to the legislative transportation committee by August 1, 1995, and the
2 final plan delivered to the legislature by January 1, 1996.

3 (2) \$1,241,000 of the motor vehicle fund--state appropriation and
4 \$2,363,000 of the transportation fund--state appropriation provided for
5 in this section are for the following traditional general fund
6 purposes: The executive protection unit, revolving fund charges,
7 budget and fiscal services, computer services, personnel, human
8 resources, administrative services, and property management. These
9 appropriations shall not be recognized as permanent funding sources for
10 these purposes, but rather as temporary funding sources subject to
11 renewed evaluation during the 1997 legislative session.

12 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF LICENSING--**
13 **MANAGEMENT AND SUPPORT SERVICES**

14 Highway Safety Fund--Motorcycle Safety Education Account--

15 State Appropriation	\$	78,000
16 State Wildlife Account--State Appropriation	\$	69,000
17 Highway Safety Fund--State Appropriation	\$	5,090,000
18 Motor Vehicle Fund--State Appropriation	\$	4,338,000
19 Transportation Fund--State Appropriation	\$	791,000
20 TOTAL APPROPRIATION	\$	10,366,000

21 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--**
22 **INFORMATION SYSTEMS**

23 General Fund--Wildlife Account--State

24 Appropriation	\$	118,000
25 Highway Safety Fund--State Appropriation	\$	7,820,000
26 Motor Vehicle Fund--State Appropriation	\$	12,871,000
27 Transportation Fund--State Appropriation	\$	1,302,000
28 TOTAL APPROPRIATION	\$	22,111,000

29 The appropriations in this section are subject to the following
30 conditions and limitations and specified amounts are provided solely
31 for that activity:

32 (1) \$15,223,000 for the licensing application migration project
33 (LAMP), of which \$9,134,000 is motor vehicle account--state, \$6,089,000
34 is highway safety fund--state.

1 Of the \$15,223,000 LAMP appropriation \$761,150 is provided solely
2 as a contingency amount.

3 (2) The licensing application migration project (LAMP) shall comply
4 with section 49, chapter 23, Laws of 1993 ex. sess.

5 (3) The steering committee specified in the licensing application
6 migration project (LAMP) feasibility study, dated July 7, 1992, shall
7 meet monthly. In addition to the existing steering committee
8 membership established in the feasibility study, the LAMP project
9 director, the LAMP contractor's project manager, the LAMP quality
10 assurance consultant, and a representative of the Washington state
11 patrol shall be ex officio members of the LAMP steering committee.

12 (4) The licensing application migration project (LAMP) quality
13 assurance consultant shall provide the LAMP steering committee with
14 bimonthly reports on the status of the LAMP project. The bimonthly
15 reports shall be on alternate months from the bimonthly reports
16 provided by the department of information services. The reports
17 required in this subsection shall also be delivered to the senate and
18 house of representatives transportation committee chairs.

19 (5) No moneys are provided in this act for the inclusion of general
20 fund activities in the LAMP project.

21 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
22 **SERVICES**

23	General Fund--Marine Fuel Tax Refund Account--	
24	State Appropriation	\$ 26,000
25	General Fund--Wildlife Account--State	
26	Appropriation	\$ 534,000
27	Motor Vehicle Fund--State Appropriation	\$ 46,554,000
28	Department of Licensing Services Account--	
29	State Appropriation	\$ 2,944,000
30	TOTAL APPROPRIATION	\$ 50,058,000

31 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--DRIVER**
32 **SERVICES**

33	Highway Safety Fund--Motorcycle Safety Education	
34	Account--State Appropriation	\$ 1,150,000
35	Highway Safety Fund--State Appropriation	\$ 56,759,000
36	Transportation Fund--State Appropriation	\$ 4,914,000

1	TOTAL APPROPRIATION	\$	62,823,000
2	<u>NEW SECTION. Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--</u>		
3	HIGHWAY MANAGEMENT AND FACILITIES--PROGRAM D--OPERATING		
4	Motor Vehicle Fund--State Appropriation	\$	24,194,000
5	Motor Vehicle Fund--Federal Appropriation	\$	400,000
6	Motor Vehicle Fund--Transportation Capital		
7	Facilities Account--State Appropriation	\$	21,974,000
8	TOTAL APPROPRIATION	\$	46,568,000
9	<u>NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--</u>		
10	AVIATION--PROGRAM F		
11	Transportation Fund--Aeronautics Account--State		
12	Appropriation	\$	3,780,000
13	Transportation Fund--Aeronautics Account--Federal		
14	Appropriation	\$	500,000
15	Aircraft Search and Rescue, Safety, and Education		
16	Account--State Appropriation	\$	132,000
17	TOTAL APPROPRIATION	\$	4,412,000
18	<u>NEW SECTION. Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--</u>		
19	IMPROVEMENTS--PROGRAM I		
20	Motor Vehicle Fund--Economic Development Account--		
21	State Appropriation	\$	2,000,000
22	Motor Vehicle Fund--State Appropriation	\$	235,055,000
23	Motor Vehicle Fund--Federal Appropriation	\$	296,774,000
24	Motor Vehicle Fund--Private/Local		
25	Appropriation	\$	47,750,000
26	High Capacity Transportation Account--State		
27	Appropriation	\$	7,812,000
28	Special Category C Account--State Appropriation	\$	177,600,000
29	Special Category C Account--Local		
30	Appropriation	\$	50,000
31	Transportation Fund--State Appropriation	\$	60,000,000
32	Central Puget Sound Public Transportation Account--		
33	State Appropriation	\$	2,500,000
34	Puyallup Tribal Settlement Account--State		
35	Appropriation	\$	21,000,000

1	Puyallup Tribal Settlement Account--Federal	
2	Appropriation	\$ 1,000,000
3	Puyallup Tribal Settlement Account--Private/Local	
4	Appropriation	\$ 2,300,000
5	TOTAL APPROPRIATION	\$ 853,841,000

6 The appropriations in this section are provided for the location,
7 design, right of way acquisition, and construction of state highway
8 projects designated as improvements under RCW 47.05.030. The
9 appropriations in this section are subject to the following conditions
10 and limitations and specified amounts are provided solely for that
11 activity:

12 (1) Up to \$32,204,000 of the motor vehicle fund--federal
13 appropriation in this section is provided for construction of
14 demonstration projects specified in the federal intermodal surface
15 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The
16 motor vehicle fund--state appropriation includes \$7,525,000 in proceeds
17 from the sale of bonds authorized in RCW 47.10.819(1) for the federal
18 match requirements. However, the transportation commission may
19 authorize the use of current revenues available to the department of
20 transportation in lieu of bond proceeds for any part of the state
21 appropriation. No bond proceeds shall be used to pay for a federal
22 demonstration study project.

23 (2) The special category C account--state appropriation of
24 \$177,600,000 includes \$160,000,000 in proceeds from the sale of bonds
25 authorized by RCW 47.10.812 through 47.10.817. The appropriation
26 includes \$75,746,000 for the 1st avenue south bridge in Seattle,
27 \$15,254,000 for North-South Corridor/Division street improvements in
28 Spokane, and \$86,600,000 for selected sections of state route 18.
29 However, the transportation commission may revise the allocation of the
30 appropriation for these projects with the concurrence of the
31 legislative transportation committee. The transportation commission
32 may authorize the use of current revenues available to the department
33 of transportation in lieu of bond proceeds for any part of the state
34 appropriation.

35 (3) The motor vehicle fund--state appropriation includes \$8,710,000
36 in proceeds from the sale of bonds authorized by RCW 47.10.761 and
37 47.10.762. These funds shall be expended for the following projects:

38 (a) Sea Tac International Blvd;

- 1 (b) SR 99 to SR 5 - HOV Lanes;
- 2 (c) SR 3 to Bremerton Ferry Terminal;
- 3 (d) Leavenworth Intermodal Improvement;
- 4 (e) Olympic Interchange;
- 5 (f) Sunset Dr. I/C - I/C Modifications;
- 6 (g) 94th Ave. E. Interchange;
- 7 (h) 164th Ave. Interchange; and
- 8 (i) NE 160th I/C Modifications (CN only).

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

11 (4) \$44,685,000 appropriated in this section, which includes:
12 \$3,212,000 of the motor vehicle fund--state appropriation; \$39,886,000
13 of the transportation fund--state appropriation; \$1,328,000 of the
14 motor vehicle fund--local appropriation; and \$259,000 of the economic
15 development account--state appropriation, is to be expended on the
16 following projects:

- 17 (a) Spring St. to Johnson Rd;
- 18 (b) W. Lk. Samm. Pkwy. to SR 202;
- 19 (c) Diamond Lake Channelization;
- 20 (d) 15th SW to SR 161 U-Xing;
- 21 (e) Andresen Road to SR 503;
- 22 (f) NE 144th St. to Battleground;
- 23 (g) Steamboat Island Rd I/C;
- 24 (h) Graham Hill Vicinity;
- 25 (i) North of Winslow - Stage 1;
- 26 (j) SR 5 to Blandford Drive;
- 27 (k) North Sumner Interchange; and
- 28 (l) Sunnyslope I/C - Stage 2.

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

31 (5) \$69,111,000 appropriated in this section, which includes:
32 \$35,060,000 of the motor vehicle fund--state appropriation; \$18,948,000
33 of the transportation fund--state appropriation; and \$15,103,000 of the
34 motor vehicle fund--federal appropriation, is to be expended on the
35 following projects:

- 36 (a) SO 360th St/Milton Rd SO to SR 18 - Stage 1;
- 37 (b) SR 522 to 228th St. SE - Stage 1;
- 38 (c) 104th Ave NE to 124th Ave NE I/C;
- 39 (d) 124th NE I/C to W. Lake Samm. Pkwy.;

- 1 (e) Lewis Street Interchange;
- 2 (f) SR 202 Interchange;
- 3 (g) SR 82 to Selah;
- 4 (h) O'Brien to Lewis Rd;
- 5 (i) NE 147th to 80th NE - HOV Lanes;
- 6 (j) Old Cascade Hwy - to Deception CR - Stage 1;
- 7 (k) Prophets point to Old Cascade Hwy - Stage 2; and
- 8 (l) Sequim Bypass.

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

11 (6) The motor vehicle fund--state appropriation in this section
12 includes \$47,072,000 for the following high occupancy vehicle lane
13 projects:

- 14 (a) 15th St SW to 84th Ave. SO - Stage 2; and
- 15 (b) Pierce C.L. to Tukwila I/C - Stage 1.

16 Construction of the projects under this subsection is subject to
17 the availability of revenue from the repeal of the gasohol exemption
18 and credit.

19 (7) When the projects identified in subsections (4) through (6) of
20 this section are complete, the legislature will have fulfilled the
21 commitments made in 1990 associated with the passage of the 1990
22 transportation revenue package.

23 (8) The motor vehicle fund appropriation in this section includes
24 \$17,800,000 for new preconstruction activities. Up to \$2,100,000 of
25 the appropriation in this subsection is to be expended for
26 preconstruction activities on the following project: 196th Street
27 SW/SR 524 I/C.

28 (9) The department shall report annually to the legislative
29 transportation committee on the status of the projects funded by the
30 special category C appropriations contained in this section. The
31 report shall be submitted by January 1 of each year.

32 (10) If chapter . . . (Substitute House Bill No. 1597), Laws of
33 1995 is enacted by the 1995 legislature, the department of
34 transportation shall assess the impacts of the bill upon the department
35 of transportation and provide a report on such impacts to the
36 legislative transportation committee by January 1, 1997.

37 (11) The legislature needs to determine all possible causes for
38 changes in a project's cost from the time the cost is identified in the
39 transportation commission's budget recommendation provided to the

1 governor and legislature in support of the proposed highway
2 construction budget, through completion of project construction.

3 The department shall provide a historical data report showing
4 changes throughout the life of selected projects. The historical data
5 report shall quantify the reasons for project increases or decreases
6 and include department of transportation actions taken to minimize such
7 changes. The department is directed to assess whether construction
8 cost efficiencies can be achieved by ensuring continuity between design
9 efforts and construction administrative activities.

10 The department shall explicitly identify in its agency budget
11 submittal any project for which funding is being requested as part of
12 two or more budget items or programs. For each such project, the
13 department shall identify the relevant budget items, the programs in
14 which the budget items are contained, the amount being requested for
15 the project in each budget item, and the total amount being requested
16 for the project.

17 (12) The motor vehicle fund--state appropriation in this section
18 includes \$2,700,000 solely for state match for the Blaine border
19 crossing project to be used only if federal demonstration project
20 funding is authorized for this project.

21 (13) The motor vehicle fund--state appropriation in this section
22 includes \$600,000 solely for a rest area and information facility in
23 the Nisqually gateway area to Mt. Rainier, provided that at least forty
24 percent of the total project costs are provided from federal, local, or
25 private sources. The contributions from the nonstate sources may be in
26 the form of in-kind contributions including, but not limited to,
27 donations of property and services.

28 (14) The economic development account--state appropriation in this
29 section includes \$1,000,000 for state highway projects associated with
30 the development of a horse racetrack in western Washington. With the
31 funding of these projects, funding from the economic development
32 account for state highway projects is fully obligated. The community
33 economic revitalization board and the transportation commission shall
34 not select any new projects pursuant to RCW 43.160.074 and 47.01.280,
35 notwithstanding projects selected to fulfill the provisions of this
36 subsection.

37 (15) The motor vehicle fund--state appropriation in this section
38 includes \$2,500,000 solely for the department of transportation match

1 for transportation improvement board projects ready for construction in
2 fiscal year 1996.

3 (16) The motor vehicle fund--state appropriation in this section
4 includes \$6,533,000 solely for additional all-weather highway projects.

5 (17) \$15,312,000 appropriated in this section, which includes: The
6 entire high capacity transportation account appropriation; the entire
7 central Puget Sound public transportation account appropriation; and
8 \$4,700,000 of the motor vehicle fund--state appropriation, is for
9 additional high occupancy vehicle projects.

10 (18) The motor vehicle fund--state appropriation in this section
11 includes \$4,870,000 to be expended on the following project: SR 82, SR
12 823 UC to SR 12 UC. This project will complete the Selah project
13 identified in subsection (5) of this section.

14 (19) \$93,000 of the appropriation in this section, including
15 \$74,000 of the motor vehicle fund--federal appropriation and \$19,000 of
16 the motor vehicle fund--state appropriation, is provided solely for the
17 Aurora avenue bicycle/pedestrian overpass at Galer Street. The motor
18 vehicle fund--federal appropriation in this subsection is to be
19 provided from transportation enhancement moneys.

20 (20) The motor vehicle fund--state appropriation in this section
21 includes \$3,300,000 for safety work associated with additional pavement
22 preservation projects.

23 (21) The motor vehicle fund--state appropriation in this section
24 includes \$400,000 for additional fish barrier removal projects on state
25 highways.

26 (22) The motor vehicle fund--state appropriation in this section
27 includes up to \$2,160,000 from the sale of bonds authorized in RCW
28 47.10.834.

29 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
30 **HIGHWAY MAINTENANCE--PROGRAM M**

31	Motor Vehicle Fund--State Appropriation	\$	221,368,000
32	Motor Vehicle Fund--Federal Appropriation	\$	461,000
33	Motor Vehicle Fund--Private/Local Appropriation	\$	3,305,000
34	TOTAL APPROPRIATION	\$	225,134,000

35 The appropriations in this section are subject to the following
36 conditions and limitations and specified amounts are provided solely
37 for that activity:

1 (1) If portions of the appropriations in this section are required
2 to fund maintenance work resulting from major disasters such as fire,
3 flooding, and major slides, supplemental appropriations will be
4 requested to restore funding for ongoing maintenance activities.

5 (2) If projected snow and ice expenditures exceed the plan of
6 \$40,000,000, the department will continue service delivery as planned
7 within the other major maintenance groups, and will request a
8 supplemental appropriation in the following legislative session to fund
9 the additional snow and ice expenditures.

10 (3) The department shall provide recommendations to the legislative
11 transportation committee by December 15, 1995, on: (a) The feasibility
12 of developing a maintenance management system; (b) methods for
13 providing a consistent maintenance level of service throughout the
14 state; (c) options for centralized versus decentralized management of
15 the program; (d) improving accountability and oversight of the
16 maintenance program; and (e) improving accountability and oversight of
17 the transportation equipment fund program.

18 (4) The motor vehicle fund--state appropriation in this section
19 includes \$250,000 solely for augmentation of the adopt-a-highway
20 program.

21 (5) The motor vehicle fund--state appropriation in this section
22 includes \$906,000 for payment of local stormwater assessment fees for
23 fiscal year 1996. Funding for the remainder of the biennium is
24 withheld pending the results of a legislative transportation committee
25 review of local stormwater assessment fees charged to the department of
26 transportation.

27 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
28 **PRESERVATION--PROGRAM P**

29	Motor Vehicle Fund--State Appropriation	\$	95,544,000
30	Motor Vehicle Fund--Federal Appropriation	\$	74,600,000
31	Motor Vehicle Fund--Private/Local Appropriation	\$	8,100,000
32	Transportation Fund--State Appropriation	\$	119,600,000
33	Transportation Fund--Federal Appropriation	\$	143,400,000
34	Transportation Fund--Private/Local Appropriation	\$	3,000,000
35	TOTAL APPROPRIATION	\$	444,244,000

1 The appropriations in this section are subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity:

4 (1) The motor vehicle fund--state appropriation includes \$8,300,000
5 in proceeds from the sale of bonds authorized in RCW 47.10.761 and
6 47.10.762 for emergency purposes. However, the transportation
7 commission may authorize the use of current revenues available to the
8 department of transportation in lieu of bond proceeds for any part of
9 the state appropriation.

10 (2) The appropriations in this section include \$10,034,000 for
11 seismic retrofit activities.

12 (3) The department shall not reduce its commitment to sexual
13 harassment training and diversity training, notwithstanding the
14 reduction in this section for training.

15 (4) \$36,000,000 of the appropriation in this section, including
16 \$21,000,000 of the transportation fund--state appropriation and
17 \$15,000,000 of the motor vehicle fund--state appropriation, is provided
18 for additional pavement preservation projects.

19 (5) The appropriations in this section include \$6,879,000 for
20 Washington state's share to replace the deck on the Lewis and Clark
21 bridge. If the Oregon state legislature enacts a public/private
22 partnership program and the Washington state transportation commission,
23 in consultation with the legislative transportation committee,
24 negotiates and enters into an agreement between Washington and Oregon
25 to place the bridge into Oregon's public/private partnership program,
26 up to \$1,000,000 of this amount shall be used for Washington's share of
27 emergency deck repairs to extend the service life of the bridge. The
28 remaining funds may be used as Washington's contribution toward the
29 design of the project pursuant to the agreement between Washington and
30 Oregon. Any additional contributions shall be subject to Washington
31 state legislative appropriations and approvals. The department shall
32 provide a status report on this project to the legislative
33 transportation committee by January 15, 1996.

34 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
35 **TRANSPORTATION SYSTEMS MANAGEMENT--PROGRAM Q**

36 Motor Vehicle Fund--State Appropriation \$ 10,241,000

1 The appropriations in this section are subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity:

4 (1) The appropriation contained in this section provides funding
5 for fiscal year 1996 only.

6 (2) By December 31, 1995, the department shall increase the
7 motorist information sign annual permit fee from ten dollars to fifty
8 dollars, increase the motorist information sign initial application fee
9 from seventy-five dollars to one hundred dollars, and provide
10 recommendations to the legislative transportation committee for making
11 the motorist information sign program and the billboard program fully
12 self-supporting within three years. For the purposes of achieving a
13 self-supporting program, the erection, maintenance, and replacement of
14 backpanels shall not be considered part of the department's program
15 costs.

16 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
17 **SALES AND SERVICES TO OTHERS--PROGRAM R**

18	Motor Vehicle Fund--State Appropriation	\$	368,000
19	Motor Vehicle Fund--Federal Appropriation	\$	400,000
20	Motor Vehicle Fund--Private/Local Appropriation	\$	2,232,000
21	TOTAL APPROPRIATION	\$	3,000,000

22 The appropriations in this section are subject to the following
23 conditions and limitations and specified amounts are provided solely
24 for that activity:

25 (1) By December 1, 1995, the department of transportation is to
26 provide the legislative transportation committee an analysis and
27 recommended policy modifications, where appropriate, regarding the
28 following regional practices:

- 29 (a) Recovery of full costs for reimbursable services; and
30 (b) Consistency of charging for reimbursable services across the
31 department's regions.

32 (2) It is the intent of the legislature to continue the state's
33 partnership with the federal government, local government, and the
34 private sector in transportation construction and operations in the
35 most cost-effective manner. The program is established to allow the
36 department the ability to provide services on nonappropriated, outside

1 requests through the unanticipated receipt process including both
2 dollar and full-time equivalent staff increases.

3 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**
4 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

5	Motor Vehicle Fund--Puget Sound Capital Construction	
6	Account--State Appropriation	\$ 1,109,000
7	Motor Vehicle Fund--State Appropriation	\$ 60,781,000
8	Motor Vehicle Fund--Puget Sound Ferry Operations	
9	Account--State Appropriation	\$ 1,105,000
10	Transportation Fund--State Appropriation	\$ 2,002,000
11	TOTAL APPROPRIATION	\$ 64,997,000

12 The appropriations in this section are subject to the following
13 conditions and limitations and specified amounts are provided solely
14 for that activity:

15 (1) The motor vehicle fund--state appropriation includes \$8,370,000
16 in proceeds from the sale of bonds authorized in RCW 47.10.834 for all
17 forms of cash contributions, or the payment of other costs incident to
18 the location, development, design, right of way, and construction of
19 projects selected under the public-private transportation initiative
20 program. \$2,160,000 of the bond proceeds are to be deposited in the
21 motor vehicle fund--state to pay back the loan recommended by the
22 transportation commission and the legislative transportation committee.

23 (2) Any additional FTEs required to support the public-private
24 initiatives in the transportation program established under chapter
25 47.46 RCW shall be funded from program management and administration
26 fees paid by private entities participating in the program.

27 (3) The department of transportation shall provide quarterly
28 reports to the legislative transportation committee and the office of
29 financial management on the status of the public-private initiatives in
30 the transportation program. The department shall conduct a program and
31 fiscal review of the public-private initiatives in the transportation
32 program, authorized under chapter 47.46 RCW, for the biennium ending
33 June 30, 1997. Such review shall include, at a minimum, the extent to
34 which the program has operated in the public interest and fulfilled its
35 statutory obligation; the extent to which the program is operating in
36 an efficient, effective, and economical manner; and the extent to which
37 continuation of the program maintains, improves, or adversely impacts

1 the transportation system of the state of Washington. The department
2 shall provide a progress report on its program and fiscal review of the
3 public-private initiatives in transportation program by June 30, 1996.

4 (4) It is the intent of the legislature that the department reduce
5 the amount of money spent on nonessential training programs for its
6 employees.

7 (5) One of the two full-time employees funded in this section for
8 enhanced public involvement shall be responsible for improving
9 communications between the department and the public. His or her
10 responsibilities shall include: (a) Developing a more efficient and
11 effective system for replying to inquiries from the public and (b)
12 supporting new and existing programs related to public involvement.

13 (6) By December 1, 1995, the department of transportation shall
14 implement: (a) Modifications to the construction administration system
15 that promote prudent project management and standards that ensure
16 state-wide consistency of approach among all departmental regions; and
17 (b) modifications to the preconstruction system that streamline
18 processes, reduce the number of internal reviews, and eliminate
19 duplicative documentation.

20 (7) To assure that maximum resources are available for the
21 construction programs, the finance and administration division shall
22 assess the financial condition of the transportation equipment fund
23 programs and report to the legislative transportation committee and the
24 office of financial management by December 1, 1995. The evaluation
25 should address lower operating cash balances and reductions in the
26 purchase of highway and computer equipment, and where possible, should
27 identify any surplus equipment to match the downsizing of the
28 department's work force.

29 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
30 **TRANSIT RESEARCH AND INTERMODAL PLANNING--PROGRAM T**

31	Essential Rail Assistance Account--State		
32	Appropriation	\$	1,036,000
33	Motor Vehicle Fund--State Appropriation	\$	13,653,000
34	Motor Vehicle Fund--Federal Appropriation	\$	16,198,000
35	High Capacity Transportation Account--		
36	State Appropriation	\$	1,775,000
37	Essential Rail Banking Account--State		
38	Appropriation	\$	52,000

1	Transportation Fund--State Appropriation	\$	37,770,000
2	Transportation Fund--Federal Appropriation . . .	\$	11,643,000
3	Transportation Fund--Private/Local		
4	Appropriation	\$	105,000
5	Central Puget Sound Public Transportation		
6	Account--State Appropriation	\$	11,009,000
7	Public Transportation Systems Account--State		
8	Appropriation	\$	3,082,000
9	TOTAL APPROPRIATION	\$	96,323,000

10 The appropriations in this section are subject to the following
11 conditions and limitations and specified amounts are provided solely
12 for that activity:

13 (1) Up to \$33,845,000 of the transportation fund--state
14 appropriation and \$700,000 of the transportation fund--federal
15 appropriation is provided for intercity rail passenger service
16 including up to \$12,000,000 for lease purchase of two advanced
17 technology train sets with total purchase costs not to exceed
18 \$20,000,000, subsidies for operating costs not to exceed \$10,000,000,
19 to maintain service of one state contracted round trip between Seattle
20 and Portland and Seattle and Vancouver, British Columbia, and capital
21 projects necessary to provide Seattle-Vancouver, British Columbia,
22 train operating times of under 4 hours. The lease purchase of the
23 train sets is predicated on the condition that the manufacturer of the
24 trains has the obligation of establishing a corporate office in
25 Washington state. The manufacturer is also obligated to spend a
26 minimum of twenty-five percent of the total purchase price of the train
27 sets on the assembly and manufacture of parts of the train sets in
28 Washington state.

29 (2) Up to \$2,400,000 of the motor vehicle fund--state appropriation
30 is provided for regional transportation planning organizations, with
31 allocations for participating counties maintained at the 1993-1995
32 biennium levels for those counties not having metropolitan planning
33 organizations within their boundaries.

34 (3) The appropriations from the central Puget Sound public
35 transportation account and the public transportation systems account
36 are transferred to the transportation improvement board should either
37 chapter . . . (Engrossed Substitute House Bill No. 1107), Laws of 1995
38 or chapter . . . (Substitute Senate Bill No. 5199), Laws of 1995 be

1 enacted, and contain provisions transferring responsibility for
2 administration of these accounts from the department of transportation
3 to the transportation improvement board, except \$1,000,000 of the
4 appropriation from the public transportation systems account shall be
5 utilized for the rural mobility program and be administered by the
6 department of transportation. Priority for grants provided from these
7 accounts shall be given to projects and programs that can be
8 accomplished in the 1995-1997 biennium and that are not primarily
9 intended for the planning of facilities. No applications for grants
10 from the central Puget Sound public transportation account may be
11 accepted from, nor may funds from that account be granted to, the
12 regional transit authority. The public transportation systems account
13 funds provided to the rural mobility program are for the 1995-97
14 biennium and are not intended for grants which will have ongoing costs
15 to this program.

16 (4) No funds appropriated in this section may be used to provide
17 financial assistance to the regional transit authority.

18 (5) The motor vehicle fund--state appropriation includes \$558,000
19 for the office of urban mobility. This appropriation is for fiscal
20 year 1996 only, pending a legislative transportation committee review
21 of the office of urban mobility's activities in relation to the
22 planning functions of the department's regional offices.

23 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
24 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

25 (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT
26 Motor Vehicle Fund--State Appropriation \$ 4,646,000

27 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR
28 Motor Vehicle Fund--State Appropriation \$ 832,000

29 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
30 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES
31 Motor Vehicle Fund--State Appropriation \$ 3,374,000

32 (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL
33 Motor Vehicle Fund--State Appropriation \$ 2,240,000

34 (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
35 ADMINISTRATION
36 Motor Vehicle Fund--State Appropriation \$ 5,049,000

1 The motor vehicle fund--state appropriation of \$5,049,000 in this
 2 subsection is provided for the self-insurance premium and for risk
 3 management administrative costs. The department of general
 4 administration, the office of financial management, and the department
 5 of transportation shall develop funding proposals for: (a)
 6 Participation by the department of transportation in the state-wide
 7 liability self-insurance program in fiscal year 1997, and (b)
 8 alternative methods for funding the department of transportation's tort
 9 claim payments, if appropriate. A report shall be made to the
 10 legislative transportation committee and the governor no later than
 11 October 31, 1995.

12 (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
 13 ADMINISTRATION

14 Motor Vehicle Fund--Puget Sound Ferry Operations
 15 Account--State Appropriation \$ 2,000,000

16 (7) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY AND WOMEN'S
 17 BUSINESS ENTERPRISES

18 Motor Vehicle Fund--State Appropriation \$ 508,000

19 (8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL
 20 ADMINISTRATION STATE PARKING SERVICES

21 Motor Vehicle Fund--State Appropriation \$ 95,000

22 (9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
 23 PROJECTS SURCHARGE

24 Motor Vehicle Fund--State Appropriation \$ 361,000

25 (10) FOR ARCHIVES AND RECORDS MANAGEMENT

26 Motor Vehicle Fund--State Appropriation \$ 230,000

27 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
 28 **MARINE CONSTRUCTION--PROGRAM W**

29 Motor Vehicle Fund--Puget Sound Capital Construction
 30 Account--State Appropriation \$ 244,659,000

31 Motor Vehicle Fund--Puget Sound Capital Construction
 32 Account--Federal Appropriation \$ 22,172,000

33 Transportation Fund--Passenger Ferry Account--State
 34 Appropriation \$ 1,250,000

35 Motor Vehicle Fund--Puget Sound Capital Construction
 36 Account--Private/Local Appropriation \$ 765,000

37 TOTAL APPROPRIATION \$ 268,846,000

1 The appropriations in this section are provided for improving the
2 Washington state ferry system, including, but not limited to, vessel
3 acquisition, vessel construction, major and minor vessel improvements,
4 and terminal construction and improvements. The appropriations in this
5 section are subject to the following conditions and limitations and
6 specified amounts are provided solely for that activity:

7 (1) The appropriations in this section are provided to carry out
8 only the projects presented to the legislature (version 3) for the
9 1995-97 budget. The department shall reconcile the 1993-95 capital
10 expenditures within ninety days of the end of the biennium and submit
11 a final report to the legislative transportation committee and office
12 of financial management.

13 (2) The Puget Sound capital construction account--state
14 appropriation includes \$15,000,000 in proceeds from the sale of bonds
15 authorized by RCW 47.60.560 and \$155,000,000 in proceeds from the sale
16 of bonds authorized by RCW 47.60.800 for construction of new jumbo
17 ferry vessels in accordance with the requirements of RCW 47.60.770
18 through 47.60.778. However, the department of transportation may use
19 current revenues available to the Puget Sound capital construction
20 account in lieu of bond proceeds for any part of the state
21 appropriation.

22 (3) The appropriations contained in this section shall not be
23 expended for the development of park facilities at the Seattle colman
24 dock ferry terminal.

25 (4) The Washington state ferries shall acquire an appropriate
26 passenger-only vessel. If permissible under regulations governing the
27 procurement of necessary federal funds, construction and assembly of
28 any passenger-only vessels shall take place within Washington state.
29 If the vessel is procured through the use of state funds, the
30 construction and assembly of any passenger-only vessels shall take
31 place within Washington state.

32 (5) The department of transportation shall provide to the
33 legislative transportation committee and office of financial management
34 a quarterly financial report concerning the status of the capital
35 program authorized in this section.

36 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**
37 **MARINE--PROGRAM X**

38 Marine Operating Fund--State Appropriation \$ 244,187,000

1 The appropriation in this section is subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity:

4 (1) The appropriation is based on the budgeted expenditure of
5 \$30,297,190 for vessel operating fuel in the 1995-97 biennium. If the
6 actual cost of fuel is less than this budgeted amount, the excess
7 amount may not be expended. If the actual cost exceeds this amount,
8 the department shall request a supplemental appropriation.

9 (2) The appropriation contained in this section provides for the
10 compensation of ferry employees. The expenditures for compensation
11 paid to ferry employees during the 1995-97 biennium may not exceed
12 \$159,990,000 plus a dollar amount, as prescribed by the office of
13 financial management, that is equal to any insurance benefit increase
14 granted general government employees in excess of \$305.32 a month
15 annualized per eligible marine employee multiplied by the number of
16 eligible marine employees for the respective fiscal year, a dollar
17 amount as prescribed by the office of financial management for costs
18 associated with pension amortization charges, and a dollar amount
19 prescribed by the office of financial management for salary increases
20 during the 1995-97 biennium. For the purposes of this section, the
21 expenditures for compensation paid to ferry employees shall be limited
22 to salaries and wages and employee benefits as defined in the office of
23 financial management's policies, regulations, and procedures named
24 under objects of expenditure "A" and "B" (7.2.6.2).

25 The prescribed salary and insurance benefit increase or decrease
26 dollar amount that shall be allocated from the governor's compensation
27 appropriations is in addition to the appropriation contained in this
28 section and may be used to increase or decrease compensation costs,
29 effective July 1, 1995, and thereafter, as established in the 1995-97
30 general fund operating budget.

31 (3) The appropriation in this section includes \$614,000 for the
32 automated ticket vending program. These funds shall be expended only
33 in accordance with the implementation of the automated ticket vending
34 program.

35 (4) The department of transportation shall provide to the
36 legislative transportation committee and office of financial management
37 a quarterly financial report concerning the status of the operating
38 program authorized in this section.

1 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**
2 **LOCAL PROGRAMS--PROGRAM Z**

3	Motor Vehicle Fund--State Appropriation	\$	14,567,000
4	Motor Vehicle Fund--Federal Appropriation	\$	168,179,000
5	Motor Vehicle Fund--Private/Local Appropriation	\$	5,087,000
6	Transfer Relief Account--State Appropriation	\$	307,000
7	TOTAL APPROPRIATION	\$	188,140,000

8 The appropriations in this section are subject to the following
9 conditions and limitations and specified amounts are provided solely
10 for that activity:

11 (1) Up to \$13,100,000 of the motor vehicle fund--federal
12 appropriation in this section is provided for construction of
13 demonstration projects specified in the federal intermodal surface
14 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The
15 motor vehicle fund--state appropriation includes \$3,275,000 in proceeds
16 from the sale of bonds authorized in RCW 47.10.819(1) for the federal
17 match requirements. However, the transportation commission may
18 authorize the use of current revenues available to the department of
19 transportation in lieu of bond proceeds for any part of the state
20 appropriation.

21 (2) \$5,000,000 of the motor vehicle fund--federal appropriation,
22 transportation enhancement moneys, in this section shall be used in the
23 following manner: Up to \$3,700,000 shall be used for the preservation
24 of abandoned freight rail corridors; and \$1,300,000 shall be used for
25 rehabilitation of the King Street Station in the City of Seattle. That
26 portion of the \$3,700,000 for preservation of abandoned freight rail
27 corridors that is not used for that purpose by April 1, 1996, shall be
28 used for the rehabilitation of the King Street Station.

29 (3) The motor vehicle fund--state appropriation in this section
30 includes \$1,750,000 solely to fund the state's share of the east marine
31 view drive project. This amount represents a reappropriation of the
32 funding first provided for Everett homeport transportation projects in
33 1987. With this reappropriation, the legislature has fulfilled its
34 commitment for funding of special transportation projects associated
35 with the Everett homeport.

36 (4) Up to \$1,430,000 of the motor vehicle fund--state appropriation
37 contained in this section shall be used for evaluations that mutually
38 benefit cities, counties, and the state department of transportation.

1 The evaluations may include fuel tax evasion, license fraud, access
2 management, regional mobility, and miscellaneous cost/benefit measures,
3 as determined by the legislative transportation committee. Of this
4 amount, up to \$750,000 may be used to develop a regional mobility plan
5 that includes, but is not limited to, highways, paratransit,
6 ridesharing, targeted telecommuting, no-fare transit, and vanpool
7 subsidies on a least cost basis; a high occupancy vehicle lane
8 completion analysis; and recommended statutory changes that would allow
9 the plan to be submitted to a public vote by the regional transit
10 authority.

11 (5) \$4,000,000 of the motor vehicle fund--state appropriation in
12 this section is provided solely for infrastructure associated with
13 development of a horse racetrack in western Washington. With this
14 appropriation, the state has fulfilled its commitment to provide
15 funding for infrastructure associated with development of a horse
16 racetrack in western Washington.

17 (End of part)

1 (2) The agency listed first in the appropriation in subsection (1)
2 of this section is designated as the lead agency responsible for
3 management of the projects and shall receive the entire appropriation.

4 (3) The state patrol, the department of licensing, and the
5 department of transportation shall coordinate their activities when
6 siting facilities. This coordination shall result in the collocation
7 of driver and vehicle licensing, vehicle inspection service facilities,
8 and other transportation services whenever possible.

9 The department of licensing, the department of transportation, and
10 the state patrol shall explore alternative state services, such as
11 vehicle emission testing, that would be feasible to collocate in these
12 joint facilities. All services provided at these transportation
13 service facilities shall be provided at cost to the participating
14 agencies.

15 (4) The department of licensing may lease develop with option to
16 purchase or lease purchase new customer service centers to be paid for
17 from operating revenues. The Washington state patrol shall provide
18 project management for the department of licensing. Alternatively, a
19 financing contract may be entered into on behalf of the department of
20 licensing in the amounts indicated plus financing expenses and reserves
21 pursuant to chapter 39.94 RCW. The locations and amounts for projects
22 covered under this section are as follows:

- 23 (a) A new customer service center in Vancouver for \$2,629,700;
- 24 (b) A new customer service center in West Spokane for \$3,083,600;
- 25 (c) A new customer service center in Lacey for \$3,152,500;
- 26 (d) A new customer service center in Union Gap for \$3,026,500; and
- 27 (e) A new customer service center in Wenatchee for \$2,078,800.

28 (5) The Washington state patrol, department of licensing, and
29 department of transportation shall provide bimonthly progress reports
30 on the capital facilities receiving an appropriation in this act.

31 NEW SECTION. **Sec. 302. FOR THE WASHINGTON STATE PATROL--CAPITAL**
32 **PROJECTS**

33 The appropriations in this section are provided for the following
34 projects:

35 (1) **ACADEMY DRIVE COURSE--SHELTON**

36 Motor Vehicle Fund--State Patrol Highway Account--

1 State Appropriation \$ 500,000

2 (2) **MINOR WORKS: PRESERVATION**

3 Motor Vehicle Fund--State Patrol Highway Account--

4 State Appropriation \$ 890,000

5 (3) **MINOR WORKS: PROGRAM**

6 Motor Vehicle Fund--State Patrol Highway Account--

7 State Appropriation \$ 506,000

8 (4) **SOUTH SEATTLE DETACHMENT**

9 Motor Vehicle Fund--State Patrol Highway Account--

10 State Appropriation \$ 151,000

11 (5) **WASHINGTON STATE PATROL OFFICE--SILVER LAKE REST AREA**

12 Motor Vehicle Fund--State Patrol Highway Account--

13 State Appropriation \$ 197,000

14 (6) **BELLEVUE COMMUNICATIONS CENTER IMPROVEMENT**

15 Motor Vehicle Fund--State Patrol Highway Account--

16 State Appropriation \$ 358,000

17 NEW SECTION. **Sec. 303. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

19 All projects in this section are funded from the motor vehicle
20 fund--transportation capital facilities account--state.

21 (1) **OKANOGAN AREA MAINTENANCE FACILITY**

22 Motor Vehicle Fund--Transportation Capital

23 Facilities Account--State Appropriation . . . \$ 2,801,000

24 (2) **CHEHALIS AREA MAINTENANCE FACILITY**

1 Motor Vehicle Fund--Transportation Capital
2 Facilities Account--State Appropriation . . . \$ 4,865,000

3 (3) **WOODLAND SECTION MAINTENANCE FACILITY**

4 Motor Vehicle Fund--Transportation Capital
5 Facilities Account--State Appropriation . . . \$ 1,163,000

6 (4) **CONNELL SECTION MAINTENANCE FACILITY**

7 Motor Vehicle Fund--Transportation Capital
8 Facilities Account--State Appropriation . . . \$ 150,000

9 (5) **WILBUR SECTION MAINTENANCE FACILITY**

10 Motor Vehicle Fund--Transportation Capital
11 Facilities Account--State Appropriation . . . \$ 1,036,000

12 (6) **MINOR REGIONAL PROJECTS**

13 Motor Vehicle Fund--Transportation Capital
14 Facilities Account--State Appropriation . . . \$ 1,525,000

15 (7) **STATE-WIDE ADMINISTRATION AND SUPPORT**

16 Motor Vehicle Fund--Transportation Capital
17 Facilities Account--State Appropriation . . . \$ 1,525,000

18 (8) The department of transportation shall provide to the
19 legislative transportation committee: (a) Prior notice and the latest
20 project information at least two weeks in advance of the bid process
21 for transportation capital facilities projects going to bid in the
22 1995-97 biennium, and (b) bimonthly progress reports on all
23 transportation capital facilities projects receiving appropriations in
24 this act.

25 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

26 NEW SECTION. **Sec. 304. FOR THE STATE PARKS AND RECREATION**
27 **COMMISSION--CAPITAL**

1 Motor Vehicle Fund--State Appropriation \$ 400,000

2 NEW SECTION. **Sec. 305.** An appropriation of \$2,500,000 from the
3 motor vehicle fund--state will not be provided to the department of
4 general administration for improvements to the plaza garage renovation
5 project unless the omnibus 1995-97 capital budget (2ESHB 1070) contains
6 a \$1,700,000 appropriation for the repair and/or installation of
7 escalators and elevators during the 1995-97 biennium for the department
8 of transportation service center in Olympia, Washington. The above
9 referenced motor vehicle fund--state appropriation is made upon
10 satisfaction of this condition.

11 (End of part)

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**PART IV
TRANSFERS AND DISTRIBUTIONS**

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

Motor Vehicle Fund--Puget Sound Capital Construction Account		
Appropriation	\$	4,250,000
Motor Vehicle Fund Appropriation	\$	695,000
Transportation Improvement Account		
Appropriation	\$	1,250,000
Transportation Fund Appropriation	\$	208,000
Special Category C Account Appropriation	\$	4,000,000
Highway Bond Retirement Account Appropriation	\$	195,814,000
Ferry Bond Retirement Account Appropriation	\$	36,788,000
TOTAL APPROPRIATION	\$	243,005,000

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

Motor Vehicle Fund--Puget Sound Capital Construction		
Account Appropriation	\$	850,000
Motor Vehicle Fund Appropriation	\$	139,000
Motor Vehicle Fund--Urban Arterial Trust Account		
Appropriation	\$	5,000
Motor Vehicle Fund--Transportation Improvement		
Account Appropriation	\$	250,000
Special Category C Account Appropriation	\$	800,000
Transportation Fund Appropriation	\$	42,000
Transportation Capital Facilities Account		
Appropriation	\$	1,000
TOTAL APPROPRIATION	\$	2,087,000

**NEW SECTION. Sec. 403. FOR THE STATE TREASURER--STATE REVENUES
FOR DISTRIBUTION**

1	Motor Vehicle Fund Appropriation for motor		
2	vehicle fuel tax and overload penalties		
3	distribution	\$	452,180,000
4	Transportation Fund Appropriation	\$	2,352,000
5	TOTAL APPROPRIATION	\$	454,532,000

6 **NEW SECTION. Sec. 404. FOR THE GOVERNOR--COMPENSATION--SALARY AND**
7 **INSURANCE INCREASE REVOLVING ACCOUNT**

8	Motor Vehicle Fund--State Patrol Highway Account		
9	Appropriation	\$	8,947,000

10 The appropriation in this section is subject to the following
11 conditions and limitations and specified amounts are provided solely
12 for that activity:

13 (1)(a) Commissioned officers, commercial vehicle enforcement
14 officers, and communication officers of the state patrol shall receive
15 a five percent salary increase on July 1, 1995.

16 (b) Commissioned officers, commercial vehicle enforcement officers,
17 and communication officers of the state patrol shall receive an
18 additional four percent salary increase on July 1, 1996, if the state
19 patrol vehicle inspection program is decommissioned by September 1,
20 1995.

21 (2) The salary increases provided for in subsection (1) of this
22 section supersede any salary increases provided for in Engrossed
23 Substitute House Bill No. 1410, the omnibus budget, for commissioned
24 officers, commercial vehicle enforcement officers, and communication
25 officers of the state patrol. The appropriation in this section is not
26 in addition to the salary increases provided for in Engrossed
27 Substitute House Bill No. 1410; therefore, the appropriation in this
28 section shall be reduced by any amount provided for commissioned
29 officers, commercial vehicle enforcement officers, and communication
30 officers of the state patrol in Engrossed Substitute House Bill No.
31 1410.

32 **NEW SECTION. Sec. 405. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**
33 **TRANSFERS**

34	Motor Vehicle Fund--State Patrol Highway Account:		
35	For transfer to the department of retirement		
36	systems expense fund	\$	130,000

1 NEW SECTION. **Sec. 406. STATUTORY APPROPRIATIONS.** In addition to
2 the amounts appropriated in this act for revenue for distribution,
3 state contributions to the law enforcement officers' and fire fighters'
4 retirement system, and bond retirement and interest including ongoing
5 bond registration and transfer charges, transfers, interest on
6 registered warrants, and certificates of indebtedness, there is also
7 appropriated such further amounts as may be required or available for
8 these purposes under any statutory formula or under any proper bond
9 covenant made under law.

10 NEW SECTION. **Sec. 407.** The department of transportation is
11 authorized to undertake federal advance construction projects under the
12 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
13 meeting approved highway construction and preservation objectives. The
14 legislature recognizes that the use of state funds may be required to
15 temporarily fund expenditures of the federal appropriations for the
16 highway construction and preservation programs for federal advance
17 construction projects prior to conversion to federal funding.

18 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER--TRANSFERS**

19 (1) R V Account--State Appropriation:
20 For transfer to the Motor Vehicle Fund--
21 State \$ 454,000
22 (2) Transfer Relief Account--State Appropriation:
23 For transfer to the Motor Vehicle Fund--
24 State \$ 1,329,000
25 (3) Motor Vehicle Fund--State Appropriation:
26 For transfer to the Transportation Capital
27 Facilities Account--State \$ 41,762,000
28 (4) Small City Account--State Appropriation:
29 For transfer to the Urban Arterial Trust
30 Account--State \$ 2,544,000
31 (5) Small City Account--State Appropriation:
32 For transfer to the Transportation Improvement
33 Account--State \$ 7,500,000
34 (6) High Capacity Transportation Account--
35 State Appropriation:
36 For transfer to the Passenger Ferry Account . . . \$ 760,000
37 (7) Public Transportation Systems Account--

1 State Appropriation:
 2 For transfer to the Transportation Fund--State . \$ 178,000
 3 (8) Transportation Fund--State Appropriation:
 4 For transfer to the Marine Operating Fund--
 5 State \$ 2,500,000

6 The appropriation in this subsection is subject to the following
 7 conditions and limitations: \$1,000,000 of the appropriation in this
 8 subsection shall be transferred in fiscal year 1996. \$1,500,000 of the
 9 appropriation in this subsection shall be transferred in fiscal year
 10 1997, provided, however, that the transfer for fiscal year 1997 is null
 11 and void if Engrossed Substitute House Bill No. 1016 is enacted by July
 12 1, 1996.

13 NEW SECTION. **Sec. 409.** The department of transportation is
 14 authorized to transfer any balances available in the highway
 15 construction stabilization account to the motor vehicle account to fund
 16 the appropriations contained in this act.

17 NEW SECTION. **Sec. 410.** The motor vehicle account revenues are
 18 received at a relatively even flow throughout the year. Expenditures
 19 may exceed the revenue during the accelerated summer and fall highway
 20 construction season, creating a negative cash balance during the heavy
 21 construction season. Negative cash balances also may result from the
 22 use of state funds to finance federal advance construction projects
 23 prior to conversion to federal funding. The governor and the
 24 legislature recognize that the department of transportation may require
 25 interfund loans or other short-term financing to meet temporary
 26 seasonal cash requirements and additional cash requirements to fund
 27 federal advance construction projects.

28 NEW SECTION. **Sec. 411.** In addition to such other appropriations
 29 as are made by this act, there is appropriated to the department of
 30 transportation from legally available bond proceeds in the respective
 31 transportation funds and accounts such amounts as are necessary to pay
 32 the expenses incurred by the state finance committee in the issuance
 33 and sale of the subject bonds.

34 NEW SECTION. **Sec. 412.** The additional distribution of transit
 35 equalization moneys provided for in chapter 298, Laws of 1995 is

1 authorized. As provided in Section 408(7) of this act, moneys are
2 transferred from the public transportation systems account--state to
3 the transportation fund--state to compensate for distributions of
4 transit equalization of moneys pursuant to chapter 298, Laws of 1995
5 for the 1995-97 biennium.

6 NEW SECTION. **Sec. 413. EXPENDITURE AUTHORIZATIONS.** The
7 appropriations contained in this act are maximum expenditure
8 authorizations. Pursuant to RCW 43.88.037, moneys disbursed from the
9 treasury on the basis of a formal loan agreement shall be recorded as
10 loans receivable and not as expenditures for accounting purposes. To
11 the extent that moneys are disbursed on a loan basis, the corresponding
12 appropriation shall be reduced by the amount of loan moneys disbursed
13 from the treasury during the 1995-97 biennium.

14 **PART V**

15 **HIGH CAPACITY TRANSPORTATION**

16 **Sec. 501.** RCW 82.44.150 and 1994 c 241 s 1 are each amended to
17 read as follows:

18 (1) The director of licensing shall, on the twenty-fifth day of
19 February, May, August, and November of each year, advise the state
20 treasurer of the total amount of motor vehicle excise taxes imposed by
21 RCW 82.44.020 (1) and (2) remitted to the department during the
22 preceding calendar quarter ending on the last day of March, June,
23 September, and December, respectively, except for those payable under
24 RCW 82.44.030, from motor vehicle owners residing within each
25 municipality which has levied a tax under RCW 35.58.273, which amount
26 of excise taxes shall be determined by the director as follows:

27 The total amount of motor vehicle excise taxes remitted to the
28 department, except those payable under RCW 82.44.020(3) and 82.44.030,
29 from each county shall be multiplied by a fraction, the numerator of
30 which is the population of the municipality residing in such county,
31 and the denominator of which is the total population of the county in
32 which such municipality or portion thereof is located. The product of
33 this computation shall be the amount of excise taxes from motor vehicle
34 owners residing within such municipality or portion thereof. Where the
35 municipality levying a tax under RCW 35.58.273 is located in more than
36 one county, the above computation shall be made by county, and the

1 combined products shall provide the total amount of motor vehicle
2 excise taxes from motor vehicle owners residing in the municipality as
3 a whole. Population figures required for these computations shall be
4 supplied to the director by the office of financial management, who
5 shall adjust the fraction annually.

6 (2) On the first day of the months of January, April, July, and
7 October of each year, the state treasurer based upon information
8 provided by the department shall, from motor vehicle excise taxes
9 deposited in the general fund, under RCW 82.44.110(1)(g), make the
10 following deposits:

11 (a) To the high capacity transportation account created in RCW
12 47.78.010, a sum equal to four and five-tenths percent of the special
13 excise tax levied under RCW 35.58.273 by those municipalities
14 authorized to levy a special excise tax within ~~((i))~~ each county
15 ~~((with a population of two hundred ten thousand or more and (ii) each~~
16 ~~county with a population of from one hundred twenty five thousand to~~
17 ~~less than two hundred ten thousand except for those counties that do~~
18 ~~not border a county with a population as described in subsection (i) of~~
19 ~~this subsection)) that has a population of one hundred seventy-five~~
20 ~~thousand or more and has an interstate highway within its borders;~~
21 ~~except that in a case of a municipality located in a county that has a~~
22 ~~population of one hundred seventy-five thousand or more that does not~~
23 ~~have an interstate highway located within its borders, that sum shall~~
24 ~~be deposited in the passenger ferry account;~~

25 (b) To the central Puget Sound public transportation account
26 created in RCW 82.44.180, for revenues distributed after December 31,
27 1992, within a county with a population of one million or more and a
28 county with a population of from two hundred thousand to less than one
29 million bordering a county with a population of one million or more, a
30 sum equal to the difference between (i) the special excise tax levied
31 and collected under RCW 35.58.273 by those municipalities authorized to
32 levy and collect a special excise tax subject to the requirements of
33 subsections (3) and (4) of this section and (ii) the special excise tax
34 that the municipality would otherwise have been eligible to levy and
35 collect at a tax rate of .815 percent and been able to match with
36 locally generated tax revenues, other than the excise tax imposed under
37 RCW 35.58.273, budgeted for any public transportation purpose. Before
38 this deposit, the sum shall be reduced by an amount equal to the amount
39 distributed under (a) of this subsection for each of the municipalities

1 within the counties to which this subsection (2)(b) applies; however,
2 any transfer under this subsection (2)(b) must be greater than zero;

3 (c) To the public transportation systems account created in RCW
4 82.44.180, for revenues distributed after December 31, 1992, within
5 counties not described in (b) of this subsection, a sum equal to the
6 difference between (i) the special excise tax levied and collected
7 under RCW 35.58.273 by those municipalities authorized to levy and
8 collect a special excise tax subject to the requirements of subsections
9 (3) and (4) of this section and (ii) the special excise tax that the
10 municipality would otherwise have been eligible to levy and collect at
11 a tax rate of .815 percent and been able to match with locally
12 generated tax revenues, other than the excise tax imposed under RCW
13 35.58.273, budgeted for any public transportation purpose. Before this
14 deposit, the sum shall be reduced by an amount equal to the amount
15 distributed under (a) of this subsection for each of the municipalities
16 within the counties to which this subsection (2)(c) applies; however,
17 any transfer under this subsection (2)(c) must be greater than zero;
18 and

19 (d) To the general fund, for revenues distributed after June 30,
20 1993, and to the transportation fund, for revenues distributed after
21 June 30, 1995, a sum equal to the difference between (i) the special
22 excise tax levied and collected under RCW 35.58.273 by those
23 municipalities authorized to levy and collect a special excise tax
24 subject to the requirements of subsections (3) and (4) of this section
25 and (ii) the special excise tax that the municipality would otherwise
26 have been eligible to levy and collect at a tax rate of .815 percent
27 notwithstanding the requirements set forth in subsections (3) through
28 (6) of this section, reduced by an amount equal to distributions made
29 under (a), (b), and (c) of this subsection and RCW 82.14.046.

30 (3) On the first day of the months of January, April, July, and
31 October of each year, the state treasurer, based upon information
32 provided by the department, shall remit motor vehicle excise tax
33 revenues imposed and collected under RCW 35.58.273 as follows:

34 (a) The amount required to be remitted by the state treasurer to
35 the treasurer of any municipality levying the tax shall not exceed in
36 any calendar year the amount of locally-generated tax revenues,
37 excluding (i) the excise tax imposed under RCW 35.58.273 for the
38 purposes of this section, which shall have been budgeted by the
39 municipality to be collected in such calendar year for any public

1 transportation purposes including but not limited to operating costs,
2 capital costs, and debt service on general obligation or revenue bonds
3 issued for these purposes; and (ii) the sales and use tax equalization
4 distributions provided under RCW 82.14.046; and

5 (b) In no event may the amount remitted in a single calendar
6 quarter exceed the amount collected on behalf of the municipality under
7 RCW 35.58.273 during the calendar quarter next preceding the
8 immediately preceding quarter, excluding the sales and use tax
9 equalization distributions provided under RCW 82.14.046.

10 (4) At the close of each calendar year accounting period, but not
11 later than April 1, each municipality that has received motor vehicle
12 excise taxes under subsection (3) of this section shall transmit to the
13 director of licensing and the state auditor a written report showing by
14 source the previous year's budgeted tax revenues for public
15 transportation purposes as compared to actual collections. Any
16 municipality that has not submitted the report by April 1 shall cease
17 to be eligible to receive motor vehicle excise taxes under subsection
18 (3) of this section until the report is received by the director of
19 licensing. If a municipality has received more or less money under
20 subsection (3) of this section for the period covered by the report
21 than it is entitled to receive by reason of its locally-generated
22 collected tax revenues, the director of licensing shall, during the
23 next ensuing quarter that the municipality is eligible to receive motor
24 vehicle excise tax funds, increase or decrease the amount to be
25 remitted in an amount equal to the difference between the locally-
26 generated budgeted tax revenues and the locally-generated collected tax
27 revenues. In no event may the amount remitted for a calendar year
28 exceed the amount collected on behalf of the municipality under RCW
29 35.58.273 during that same calendar year excluding the sales and use
30 tax equalization distributions provided under RCW 82.14.046. At the
31 time of the next fiscal audit of each municipality, the state auditor
32 shall verify the accuracy of the report submitted and notify the
33 director of licensing of any discrepancies.

34 (5) The motor vehicle excise taxes imposed under RCW 35.58.273 and
35 required to be remitted under this section and RCW 82.14.046 shall be
36 remitted without legislative appropriation.

37 (6) Any municipality levying and collecting a tax under RCW
38 35.58.273 which does not have an operating, public transit system or a
39 contract for public transportation services in effect within one year

1 from the initial effective date of the tax shall return to the state
2 treasurer all motor vehicle excise taxes received under subsection (3)
3 of this section.

4 NEW SECTION. **Sec. 502.** The following acts or parts of acts are
5 each repealed:

6 (1) RCW 81.112.010 and 1992 c 101 s 1;

7 (2) RCW 81.112.020 and 1992 c 101 s 2;

8 (3) RCW 81.112.030 and 1994 c 44 s 1, 1993 sp.s. c 23 s 62, & 1992
9 c 101 s 3;

10 (4) RCW 81.112.040 and 1994 c 109 s 1 & 1992 c 101 s 4;

11 (5) RCW 81.112.050 and 1992 c 101 s 5;

12 (6) RCW 81.112.060 and 1992 c 101 s 6;

13 (7) RCW 81.112.070 and 1992 c 101 s 7;

14 (8) RCW 81.112.080 and 1992 c 101 s 8;

15 (9) RCW 81.112.090 and 1992 c 101 s 9;

16 (10) RCW 81.112.100 and 1992 c 101 s 10;

17 (11) RCW 81.112.110 and 1992 c 101 s 11;

18 (12) RCW 81.112.120 and 1992 c 101 s 12;

19 (13) RCW 81.112.130 and 1992 c 101 s 13;

20 (14) RCW 81.112.140 and 1992 c 101 s 14;

21 (15) RCW 81.112.150 and 1992 c 101 s 15;

22 (16) RCW 81.112.160 and 1992 c 101 s 16;

23 (17) RCW 81.112.170 and 1992 c 101 s 17;

24 (18) RCW 81.112.900 and 1992 c 101 s 33;

25 (19) RCW 81.112.901 and 1992 c 101 s 34; and

26 (20) RCW 81.112.902 and 1992 c 101 s 35.

27 **Sec. 503.** RCW 81.104.015 and 1992 c 101 s 19 are each amended to
28 read as follows:

29 Unless the context clearly requires otherwise, the definitions in
30 this section apply throughout this chapter.

31 (1) "High capacity transportation system" means a system of public
32 transportation services within an urbanized region operating
33 principally on exclusive rights of way, and the supporting services and
34 facilities necessary to implement such a system, including interim
35 express services and high occupancy vehicle lanes, which taken as a
36 whole, provides a substantially higher level of passenger capacity,

1 speed, and service frequency than traditional public transportation
2 systems operating principally in general purpose roadways.

3 (2) "Regional transit system" means a high capacity transportation
4 system under the jurisdiction of one or more transit agencies ((except
5 where a regional transit authority created under chapter 81.112 RCW
6 exists, in which case "regional transit system" means the high capacity
7 transportation system under the jurisdiction of a regional transit
8 authority)).

9 (3) "Transit agency" means city-owned transit systems, county
10 transportation authorities, metropolitan municipal corporations, and
11 public transportation benefit areas.

12 **Sec. 504.** RCW 81.104.030 and 1993 c 428 s 1 are each amended to
13 read as follows:

14 (1) In any county ((with a population of from two hundred ten
15 thousand to less than one million that is not bordered by a county with
16 a population of one million or more, and in each county with a
17 population of less than two hundred ten thousand)) that has a
18 population of one hundred seventy-five thousand or more and has an
19 interstate highway within its borders, except for any county having a
20 population of more than one million or a county that has a population
21 more than four hundred thousand and is adjacent to a county with a
22 population of more than one million, transit agencies may elect to
23 establish high capacity transportation service. Such agencies shall
24 form a regional policy committee with proportional representation based
25 upon population distribution within the designated service area and a
26 representative of the department of transportation, or such agencies
27 may use the designated metropolitan planning organization as the
28 regional policy committee.

29 Transit agencies participating in joint regional policy committees
30 shall seek voter approval within their own service boundaries of a high
31 capacity transportation system plan and financing plan. For transit
32 agencies in counties adjoining state or international boundaries where
33 the high capacity transportation system plan and financing plan propose
34 a bi-state or international high capacity transportation system, such
35 voter approval shall be required from only those voters residing within
36 the service area in the state of Washington.

1 (2) Transit agencies in counties adjoining state or international
2 boundaries are authorized to participate in the regional high capacity
3 transportation programs of an adjoining state or Canadian province.

4 NEW SECTION. **Sec. 505.** RCW 81.104.040 and 1992 c 101 s 21, 1991
5 c 318 s 4, & 1990 c 43 s 25 are each repealed.

6 **Sec. 506.** RCW 81.104.050 and 1992 c 101 s 22 are each amended to
7 read as follows:

8 Regional high capacity transportation service may be expanded
9 beyond the established district boundaries through interlocal
10 agreements among the transit agencies (~~and any regional transit~~
11 ~~authorities in existence~~)).

12 **Sec. 507.** RCW 81.104.120 and 1993 c 428 s 2 are each amended to
13 read as follows:

14 (1) Transit agencies (~~and regional transit authorities~~) may
15 operate or contract for commuter rail service where it is deemed to be
16 a reasonable alternative transit mode. A reasonable alternative is one
17 whose (~~passenger~~) costs per passenger mile, including costs of
18 trackage, equipment, maintenance, operations, and administration are
19 equal to or less than comparable bus, entrained bus, trolley, or
20 personal rapid transit systems.

21 (2) A county may use funds collected under RCW 81.100.030 or
22 81.100.060 to contract with one or more transit agencies (~~or regional~~
23 ~~transit authorities~~) for planning, operation, and maintenance of
24 commuter rail projects which: (a) Are consistent with the regional
25 transportation plan; (b) have met the project planning and oversight
26 requirements of RCW 81.104.100 and 81.104.110; and (c) have been
27 approved by the voters within the service area of each transit agency
28 (~~or regional transit authority~~) participating in the project. For
29 transit agencies in counties adjoining state or international
30 boundaries where the high capacity transportation system plan and
31 financing plan propose a bi-state or international high capacity
32 transportation system, such voter approval shall be required from only
33 those voters residing within the service area in the state of
34 Washington. The phrase "approved by the voters" includes specific
35 funding authorization for the commuter rail project.

1 (3) The utilities and transportation commission shall maintain
2 safety responsibility for passenger rail service operating on freight
3 rail lines. Agencies providing passenger rail service on lines other
4 than freight rail lines shall maintain safety responsibility for that
5 service.

6 **Sec. 508.** RCW 81.104.140 and 1992 c 101 s 25 are each amended to
7 read as follows:

8 (1) Transit agencies authorized to provide high capacity
9 transportation service(~~(, including transit agencies and regional~~
10 ~~transit authorities,)) are hereby granted dedicated funding sources for~~
11 such systems. These dedicated funding sources, as set forth in RCW
12 81.104.150, 81.104.160, and 81.104.170, are authorized only for
13 agencies located in (~~((a) each county with a population of two hundred~~
14 ~~ten thousand or more and (b) each county with a population of from one~~
15 ~~hundred twenty-five thousand to less than two hundred ten thousand~~
16 ~~except for those counties that do not border a county with a population~~
17 ~~as described under (a) of this subsection. In any county with a~~
18 ~~population of one million or more or in any county having a population~~
19 ~~of four hundred thousand or more bordering a county with a population~~
20 ~~of one million or more, these funding sources may be imposed only by a~~
21 ~~regional transit authority)) any county that has a population of one
22 hundred seventy-five thousand or more and has an interstate highway
23 within its borders. This tax authority shall not apply to agencies
24 located in counties having a population of one million or more or in
25 counties having a population of four hundred thousand or more bordering
26 counties having a population of one million or more.~~

27 (2) Agencies planning to construct and operate a high capacity
28 transportation system should also seek other funds, including federal,
29 state, local, and private sector assistance.

30 (3) Funding sources should satisfy each of the following criteria
31 to the greatest extent possible:

- 32 (a) Acceptability;
- 33 (b) Ease of administration;
- 34 (c) Equity;
- 35 (d) Implementation feasibility;
- 36 (e) Revenue reliability; and
- 37 (f) Revenue yield.

1 (4) Agencies participating in regional high capacity transportation
2 system development are authorized to levy and collect the following
3 voter-approved local option funding sources:

4 (a) Employer tax as provided in RCW 81.104.150;

5 (b) Special motor vehicle excise tax as provided in RCW 81.104.160;
6 and

7 (c) Sales and use tax as provided in RCW 81.104.170.

8 Revenues from these taxes may be used only to support those
9 purposes prescribed in subsection (10) of this section. Before the
10 date of an election authorizing an agency to impose any of the taxes
11 enumerated in this section and authorized in RCW 81.104.150,
12 81.104.160, and 81.104.170, the agency must comply with the process
13 prescribed in RCW 81.104.100 (1) and (2) and 81.104.110. No
14 construction on exclusive right of way may occur before the
15 requirements of RCW 81.104.100(3) are met.

16 (5) Authorization in subsection (4) of this section shall not
17 adversely affect the funding authority of transit agencies not provided
18 for in this chapter. Local option funds may be used to support
19 implementation of interlocal agreements with respect to the
20 establishment of regional high capacity transportation service.
21 (~~Except when a regional transit authority exists,~~) Local
22 jurisdictions shall retain control over moneys generated within their
23 boundaries, although funds may be commingled with those generated in
24 other areas for planning, construction, and operation of high capacity
25 transportation systems as set forth in the agreements.

26 (6) Agencies planning to construct and operate high capacity
27 transportation systems may contract with the state for collection and
28 transference of voter-approved local option revenue.

29 (7) Dedicated high capacity transportation funding sources
30 authorized in RCW 81.104.150, 81.104.160, and 81.104.170 shall be
31 subject to voter approval by a simple majority. A single ballot
32 proposition may seek approval for one or more of the authorized taxing
33 sources. (~~The ballot title shall reference the document identified in~~
34 ~~subsection (8) of this section.~~)

35 (8) (~~Agencies shall provide to the registered voters in the area~~
36 ~~a document describing the systems plan and the financing plan set forth~~
37 ~~in RCW 81.104.100. It shall also describe the relationship of the~~
38 ~~system to regional issues such as development density at station~~
39 ~~locations and activity centers, and the interrelationship of the system~~

1 to adopted land use and transportation demand management goals within
2 the region. This document shall be provided to the voters at least
3 twenty days prior to the date of the election)) When making public
4 representations about revenues available to support a proposed project
5 transit agencies, shall not assume, nor imply the availability of state
6 funds unless those funds have been specifically authorized. Any
7 assumptions of federal funds shall be based on authorizations in the
8 current six-year transportation authorization law.

9 (9) For any election in which voter approval is sought for a high
10 capacity transportation system plan and financing plan pursuant to RCW
11 81.104.040, a local voter's pamphlet shall be produced as provided in
12 chapter 29.81A RCW.

13 (10) Agencies providing high capacity transportation service shall
14 retain responsibility for revenue encumbrance, disbursement, and
15 bonding. Funds may be used for any purpose relating to planning,
16 construction, and operation of high capacity transportation systems and
17 commuter rail systems, personal rapid transit, busways, bus sets, and
18 entrained and linked buses.

19 **Sec. 509.** RCW 81.104.150 and 1992 c 101 s 26 are each amended to
20 read as follows:

21 Cities that operate transit systems, county transportation
22 authorities, metropolitan municipal corporations, and public
23 transportation benefit areas(~~(, and regional transit authorities))~~) may
24 submit an authorizing proposition to the voters and if approved may
25 impose an excise tax of up to two dollars per month per employee on all
26 employers located within the agency's jurisdiction, measured by the
27 number of full-time equivalent employees, solely for the purpose of
28 providing high capacity transportation service. The rate of tax shall
29 be approved by the voters. This tax may not be imposed by(~~(; (1))~~) a
30 transit agency when the county within which it is located is imposing
31 an excise tax pursuant to RCW 81.100.030(~~(; or (2) a regional transit~~
32 ~~authority when any county within the authority's boundaries is imposing~~
33 ~~an excise tax pursuant to RCW 81.100.030))~~). The agency imposing the
34 tax authorized in this section may provide for exemptions from the tax
35 to such educational, cultural, health, charitable, or religious
36 organizations as it deems appropriate.

1 **Sec. 510.** RCW 81.104.160 and 1992 c 194 s 13 and 1992 c 101 s 27
2 are each reenacted and amended to read as follows:

3 (1) Cities that operate transit systems, county transportation
4 authorities, metropolitan municipal corporations, and public
5 transportation benefit areas(~~(, and regional transit authorities)~~) may
6 submit an authorizing proposition to the voters, and if approved, may
7 levy and collect an excise tax, at a rate approved by the voters, but
8 not exceeding eighty one-hundredths of one percent on the value, under
9 chapter 82.44 RCW, of every motor vehicle owned by a resident of the
10 taxing district, solely for the purpose of providing high capacity
11 transportation service. In any county imposing a motor vehicle excise
12 tax surcharge pursuant to RCW 81.100.060, the maximum tax rate under
13 this section shall be reduced to a rate equal to eighty one-hundredths
14 of one percent on the value less the equivalent motor vehicle excise
15 tax rate of the surcharge imposed pursuant to RCW 81.100.060. This
16 rate shall not apply to vehicles licensed under RCW 46.16.070 except
17 vehicles with an unladen weight of six thousand pounds or less, RCW
18 46.16.079, (~~(46.16.080,)~~) 46.16.085, or 46.16.090.

19 (2) An agency imposing a tax under subsection (1) of this section
20 may also impose a sales and use tax solely for the purpose of providing
21 high capacity transportation service, in addition to the tax authorized
22 by RCW 82.14.030, upon retail car rentals within the agency's
23 jurisdiction that are taxable by the state under chapters 82.08 and
24 82.12 RCW. The rate of tax shall bear the same ratio to the rate
25 imposed under RCW 82.08.020(2) as the excise tax rate imposed under
26 subsection (1) of this section bears to the excise tax rate imposed
27 under RCW 82.44.020 (1) and (2). The base of the tax shall be the
28 selling price in the case of a sales tax or the rental value of the
29 vehicle used in the case of a use tax. The revenue collected under
30 this subsection shall be used in the same manner as excise taxes under
31 subsection (1) of this section.

32 **Sec. 511.** RCW 81.104.170 and 1992 c 101 s 28 are each amended to
33 read as follows:

34 Cities that operate transit systems, county transportation
35 authorities, metropolitan municipal corporations, and public
36 transportation benefit areas(~~(, and regional transit authorities)~~) may
37 submit an authorizing proposition to the voters and if approved by a
38 majority of persons voting, fix and impose a sales and use tax in

1 accordance with the terms of this chapter, solely for the purpose of
2 providing high capacity transportation service.

3 The tax authorized pursuant to this section shall be in addition to
4 the tax authorized by RCW 82.14.030 and shall be collected from those
5 persons who are taxable by the state pursuant to chapters 82.08 and
6 82.12 RCW upon the occurrence of any taxable event within the taxing
7 district. The maximum rate of such tax shall be approved by the voters
8 and shall not exceed one percent of the selling price (in the case of
9 a sales tax) or value of the article used (in the case of a use tax).
10 The maximum rate of such tax that may be imposed shall not exceed
11 nine-tenths of one percent in any county that imposes a tax under RCW
12 82.14.340(~~(, or within a regional transit authority if any county~~
13 ~~within the authority imposes a tax under RCW 82.14.340))~~).

14 **Sec. 512.** RCW 81.104.180 and 1992 c 101 s 29 are each amended to
15 read as follows:

16 Cities that operate transit systems, county transportation
17 authorities, metropolitan municipal corporations, and public
18 transportation benefit areas(~~(, and regional transit authorities))~~ are
19 authorized to pledge revenues from the employer tax authorized by RCW
20 81.104.150, the special motor vehicle excise tax authorized by RCW
21 81.104.160, and the sales and use tax authorized by RCW 81.104.170, to
22 retire bonds issued solely for the purpose of providing high capacity
23 transportation service.

24 **Sec. 513.** RCW 81.104.190 and 1992 c 101 s 30 are each amended to
25 read as follows:

26 Cities that operate transit systems, county transportation
27 authorities, metropolitan municipal corporations, and public
28 transportation benefit areas(~~(, and regional transit systems))~~ may
29 contract with the state department of revenue or other appropriate
30 entities for administration and collection of any tax authorized by RCW
31 81.104.150, 81.104.160, and 81.104.170.

32 **Sec. 514.** RCW 35.58.2795 and 1994 c 158 s 6 are each amended to
33 read as follows:

34 By April 1st of each year, the legislative authority of each
35 municipality, as defined in RCW 35.58.272, (~~(and each regional transit~~
36 ~~authority))~~ shall prepare a six-year transit development plan for that

1 calendar year and the ensuing five years. The program shall be
2 consistent with the comprehensive plans adopted by counties, cities,
3 and towns, pursuant to chapter 35.63, 35A.63, or 36.70 RCW, the
4 inherent authority of a first class city or charter county derived from
5 its charter, or chapter 36.70A RCW. The program shall contain
6 information as to how the municipality intends to meet state and local
7 long-range priorities for public transportation, capital improvements,
8 significant operating changes planned for the system, and how the
9 municipality intends to fund program needs. The six-year plan for each
10 municipality (~~and regional transit authority~~) shall specifically set
11 forth those projects of regional significance for inclusion in the
12 transportation improvement program within that region. Each
13 municipality (~~and regional transit authority~~) shall file the six-year
14 program with the state department of transportation, the transportation
15 improvement board, and cities, counties, and regional planning councils
16 within which the municipality is located.

17 In developing its program, the municipality (~~and the regional~~
18 ~~transit authority~~) shall consider those policy recommendations
19 affecting public transportation contained in the state transportation
20 policy plan approved by the state transportation commission and, where
21 appropriate, adopted by the legislature. The municipality shall
22 conduct one or more public hearings while developing its program and
23 for each annual update.

24 **Sec. 515.** RCW 47.26.121 and 1995 c 269 s 2603 are each amended to
25 read as follows:

26 (1) There is hereby created a transportation improvement board of
27 twenty-one members, six of whom shall be county members and six of whom
28 shall be city members. The remaining members shall be: (a) One
29 representative appointed by the governor who shall be a state employee
30 with responsibility for transportation policy, planning, or funding;
31 (b) two representatives from the department of transportation; (c) two
32 representatives of public transit systems; (d) a private sector
33 representative; (e) a member representing the ports; (f) a member
34 representing nonmotorized transportation; and (g) a member representing
35 special needs transportation.

36 (2) Of the county members of the board, one shall be a county
37 engineer or public works director; one shall be the executive director
38 of the county road administration board; one shall be a county planning

1 director or planning manager; one shall be a county executive,
2 councilmember, or commissioner from a county with a population of one
3 hundred twenty-five thousand or more; one shall be a county executive,
4 councilmember, or commissioner of a county who serves on the board of
5 a public transit system; and one shall be a county executive,
6 councilmember, or commissioner from a county with a population of less
7 than one hundred twenty-five thousand. All county members of the
8 board, except the executive director of the county road administration
9 board, shall be appointed. Not more than one county member of the
10 board shall be from any one county. No more than two of the three
11 county-elected officials may represent counties located in either the
12 eastern or western part of the state as divided north and south by the
13 summit of the Cascade mountains.

14 (3) Of the city members of the board one shall be a chief city
15 engineer, public works director, or other city employee with
16 responsibility for public works activities, of a city with a population
17 of twenty thousand or more; one shall be a chief city engineer, public
18 works director, or other city employee with responsibility for public
19 works activities, of a city of less than twenty thousand population;
20 one shall be a city planning director or planning manager; one shall be
21 a mayor, commissioner, or city councilmember of a city with a
22 population of twenty thousand or more; one shall be a mayor,
23 commissioner, or city councilmember of a city who serves on the board
24 of a public transit system; and one shall be a mayor, commissioner, or
25 councilmember of a city of less than twenty thousand population. All
26 of the city members shall be appointed. Not more than one city member
27 of the board shall be from any one city. No more than two of the three
28 city-elected officials may represent cities located in either the
29 eastern or western part of the state as divided north and south by the
30 summit of the Cascade mountains.

31 (4) Of the transit members, at least one shall be a general
32 manager, executive director, or transit director of a public transit
33 system in an urban area with a population over two hundred thousand and
34 at least one representative from a rural or small urban transit system
35 in an area with a population less than two hundred thousand.

36 (5) The private sector member shall be a citizen with business,
37 management, and transportation related experience and shall be active
38 in a business community-based transportation organization.

1 (6) The public member shall have professional experience in
2 transportation or land use planning, a demonstrated interest in
3 transportation issues, and involvement with community groups or grass
4 roots organizations.

5 (7) The port member shall be a commissioner or senior staff person
6 of a public port.

7 (8) The nonmotorized transportation member shall be a citizen with
8 a demonstrated interest and involvement with a nonmotorized
9 transportation group.

10 (9) The specialized transportation member shall be a citizen with
11 a demonstrated interest and involvement with a state-wide specialized
12 needs transportation group.

13 (10) Appointments of county, city, Washington department of
14 transportation, transit, port, nonmotorized transportation, special
15 needs transportation, private sector, and public representatives shall
16 be made by the secretary of the department of transportation.
17 Appointees shall be chosen from a list of two persons for each position
18 nominated by the Washington state association of counties for county
19 members, the association of Washington cities for city members, the
20 Washington state transit association for the transit members, and the
21 Washington public ports association for the port member. The private
22 sector, public, nonmotorized transportation, and special needs members
23 shall be sought through classified advertisements in selected
24 newspapers collectively serving all urban areas of the state, and other
25 appropriate means. Persons applying for the private sector,
26 nonmotorized transportation, special needs transportation, or the
27 public member position must provide a letter of interest and a resume
28 to the secretary of the department of transportation. In the case of
29 a vacancy, the appointment shall be only for the remainder of the
30 unexpired term in which the vacancy has occurred. A vacancy shall be
31 deemed to have occurred on the board when any member elected to public
32 office completes that term of office or is removed therefrom for any
33 reason or when any member employed by a political subdivision
34 terminates such employment for whatsoever reason or when a private
35 sector, nonmotorized transportation, special needs transportation, or
36 public member resigns or is unable or unwilling to serve.

37 (11) Appointments shall be for terms of four years. Terms of all
38 appointed members shall expire on June 30th of even-numbered years.
39 The initial term of appointed members may be for less than four years.

1 No appointed member may serve more than two consecutive four-year
2 terms.

3 (12) The board shall elect a chair from among its members for a
4 two-year term.

5 (13) Expenses of the board shall be paid in accordance with RCW
6 47.26.140.

7 (14) For purposes of this section, "public transit system" means a
8 city-owned transit system, county transportation authority,
9 metropolitan municipal corporation, or public transportation benefit
10 area(~~(, or regional transit authority)~~)).

11 **Sec. 516.** RCW 47.80.060 and 1992 c 101 s 31 are each amended to
12 read as follows:

13 In order to qualify for state planning funds available to regional
14 transportation planning organizations, the regional transportation
15 planning organizations containing any county with a population in
16 excess of one million shall provide voting membership on its executive
17 board to the state transportation commission, the state department of
18 transportation, and the three largest public port districts within the
19 region as determined by gross operating revenues. It shall further
20 assure that at least fifty percent of the county and city local elected
21 officials who serve on the executive board also serve on transit agency
22 boards (~~(or on a regional transit authority)~~)).

23 NEW SECTION. **Sec. 517.** (1) Every regional transit authority
24 created under chapter 81.112 RCW is hereby abolished.

25 (2)(a) All reports, documents, surveys, books, records, files,
26 papers, or written material in the possession of any regional transit
27 authority created under chapter 81.112 RCW shall be delivered to the
28 custody of the transit agencies within the boundaries of the regional
29 transit authority. All cabinets, furniture, office equipment, motor
30 vehicles, and other tangible property employed by any regional transit
31 authority created under chapter 81.112 RCW shall be made available to
32 the transit agencies within the boundaries of the regional transit
33 authority. All funds, credits, or other assets held by any regional
34 transit authority created under chapter 81.112 RCW shall be assigned to
35 the transit agencies within the boundaries of the regional transit
36 authority.

1 (b) Any appropriations or grants made to any regional transit
2 authority created under chapter 81.112 RCW and any funds in the custody
3 of any regional transit authority created under chapter 81.112 RCW
4 shall, on the effective date of this section, be transferred and
5 credited to the transit agencies within the boundaries of the regional
6 transit authority.

7 (c) If any question or dispute arises as to the transfer of any
8 personnel, funds, books, documents, records, papers, files, equipment,
9 or other tangible property used or held in the exercise of the powers
10 and the performance of the duties and functions transferred, the
11 director of financial management shall make a determination as to the
12 proper allocation and certify the same to the state agencies concerned.

13 (3) All rules and all pending business before any regional transit
14 authority created under chapter 81.112 RCW shall be continued and acted
15 upon by the transit agencies within the boundaries of the regional
16 transit authority. All existing contracts and obligations shall remain
17 in full force and shall be performed by the transit agencies within the
18 boundaries of the regional transit authority.

19 (4) The transfer of the duties, functions, and personnel of any
20 regional transit authority created under chapter 81.112 RCW shall not
21 affect the validity of any act performed before the effective date of
22 this section.

23 (5) If apportionments of budgeted funds are required because of the
24 transfers directed by this section, the director of financial
25 management shall certify the apportionments to the agencies affected,
26 the state auditor, and the state treasurer. Each of these shall make
27 the appropriate transfer and adjustments in funds and appropriation
28 accounts and equipment records in accordance with the certification.

29 (6) Nothing contained in this section may be construed to alter any
30 existing collective bargaining unit or the provisions of any existing
31 collective bargaining agreement until the agreement has expired or
32 until the bargaining unit has been modified by action of the personnel
33 board as provided by law.

34 (7) The transit agencies within the boundaries of the regional
35 transit authority shall apportion equitably among themselves any assets
36 or liabilities remaining after the regional transit authority is
37 abolished.

1 (1) The agency shall produce a feasibility study for each
2 information systems project in accordance with published department of
3 information services instructions. In addition to department of
4 information services requirements, the study shall examine and evaluate
5 the costs and benefits of maintaining the status quo and the costs and
6 benefits of the proposed project. The study shall identify when and in
7 what amount any fiscal savings will accrue, and what programs or fund
8 sources will be affected.

9 (2) The agency shall produce a project management plan for each
10 project. The plan or plans shall address all factors critical to
11 successful completion of each project. The plan shall include, but is
12 not limited to, the following elements: A description of the business
13 problem or opportunity that the information systems project is intended
14 to address; a statement of project objectives and assumptions;
15 definition of phases, tasks, and activities to be accomplished and the
16 estimated cost of each phase; a description of how the agency will
17 facilitate responsibilities of oversight agencies; a description of key
18 decision points in the project life cycle; a description of variance
19 control measures; a definitive schedule that shows the elapsed time
20 estimated to complete the project and when each task is to be started
21 and completed; and a description of resource requirements to accomplish
22 the activities within specified time, cost, and functionality
23 constraints.

24 (3) A copy of each feasibility study and project management plan
25 shall be provided to the department of information services, the office
26 of financial management, and legislative transportation committee.
27 Authority to expend any funds for individual information systems
28 projects is conditioned on approval of the relevant feasibility study
29 and project management plan by the department of information services
30 and the office of financial management.

31 (4) A bimonthly project status report shall be submitted to the
32 department of information services, the office of financial management,
33 and legislative transportation committee for each project prior to
34 reaching key decision points identified in the project management plan.
35 Project status reports include: Project name, agency undertaking the
36 project, a description of the project, key project activities or
37 accomplishments during the next sixty to ninety days, baseline cost
38 data, costs to date, baseline schedule, schedule to date, risk

1 assessments, risk management, any deviations from the project
2 feasibility study, and recommendations.

3 Work shall not commence on any task in a subsequent phase of a
4 project until the status report for the preceding key decision point
5 has been approved by the department of information services and the
6 office of financial management.

7 (5) If a project review is requested in accordance with department
8 of information services policies, the reviews shall examine and
9 evaluate: System requirements specifications; scope; system
10 architecture; change controls; documentation; user involvement;
11 training; availability and capability of resources; programming
12 languages and techniques; system inputs and outputs; plans for testing,
13 conversion, implementation, and post-implementation; and other aspects
14 critical to successful construction, integration, and implementation of
15 automated systems. Copies of project review written reports shall be
16 forwarded to the office of financial management and appropriate
17 legislative committees by the agency.

18 (6) A written post-implementation review report shall be prepared
19 by the agency for each information systems project in accordance with
20 published department of information services instructions. In addition
21 to the information requested pursuant to the department of information
22 services instructions, the post-implementation report shall evaluate
23 the degree to which a project accomplished its major objectives
24 including, but not limited to, a comparison of original cost and
25 benefit estimates to actual costs and benefits achieved. Copies of the
26 post-implementation review report shall be provided to the department
27 of information services, the office of financial management, and
28 legislative transportation committee.

29 NEW SECTION. **Sec. 603.** By December 1, 1995, the department of
30 transportation, in consultation with the department of personnel, shall
31 provide recommendations to the legislative transportation committee
32 regarding the feasibility of consolidating the department of
33 transportation's personnel office with the department of personnel.

34 NEW SECTION. **Sec. 604.** By December 1, 1995, the department of
35 transportation, in consultation with the transportation improvement
36 board and the county road administration board, shall provide
37 recommendations to the legislative transportation committee and the

1 office of financial management regarding the feasibility of
2 consolidating the financial functions of the three agencies.

3 NEW SECTION. **Sec. 605.** The department of licensing, Washington
4 state patrol, and department of transportation shall place into reserve
5 any savings to transportation funds or accounts associated with
6 reductions in the attorney general's appropriation in the omnibus
7 budget.

8 NEW SECTION. **Sec. 606.** Many educational programs, especially
9 early childhood education programs, lack sufficient funding to obtain
10 necessary telecommunications equipment. State agencies have surplus
11 equipment that no longer meets the business needs of the agencies.
12 Sections 606 through 613 of this act are intended to facilitate the
13 transfer of obsolete telecommunications equipment expeditiously and
14 without extra cost from state agencies to local programs under RCW
15 28A.215.120.

16 NEW SECTION. **Sec. 607.** Beginning July 1, 1995, and ending January
17 1, 1996, a state agency, office, department, or educational institution
18 may donate, on a pilot basis, obsolete telecommunications equipment and
19 related surplus supplies to local programs provided under RCW
20 28A.215.120.

21 NEW SECTION. **Sec. 608.** Any state agency, office, department, or
22 educational institution participating in the pilot program prescribed
23 in section 607 of this act must use the following criteria in
24 specifying which telecommunications equipment is considered obsolete.
25 Items considered obsolete must meet one or more of the following
26 criteria: (1) The equipment is no longer available for purchase in
27 retail stores; (2) manufacture of the equipment or similar equipment
28 has been discontinued for at least one year; or (3) the equipment is
29 not consistent with the agency's current approved hardware standards
30 due to upgrades. In addition, the agency must deem the equipment as no
31 longer needed in accomplishing its mission.

32 NEW SECTION. **Sec. 609.** Those state agencies, offices,
33 departments, or educational institutions participating in the pilot
34 program described in section 607 of this act shall submit, by January

1 1, 1996, a report to the legislative transportation committee, office
2 of financial management, and the department of general administration
3 concerning implementation of section 607 of this act. The report shall
4 list items of equipment donated, the recipients of the equipment, and
5 recommendations regarding whether the program should be expanded to
6 include other recipient groups or discontinued.

7 NEW SECTION. **Sec. 610.** Any state agency, office, department, or
8 educational institution donating equipment under section 607 of this
9 act shall maintain the following records for each item of equipment
10 donated: State tag number, equipment description, serial number,
11 recipient, appropriate state surplus transfer documents, and an
12 explanation as to why the equipment was deemed obsolete.

13 **Sec. 611.** RCW 43.105.017 and 1992 c 20 s 6 are each amended to
14 read as follows:

15 It is the intent of the legislature that:

16 (1) State government use voice, data, and video telecommunications
17 technologies to:

18 (a) Transmit and increase access to live, interactive classroom
19 instruction and training;

20 (b) Provide for interactive public affairs presentations, including
21 a public forum for state and local issues;

22 (c) Facilitate communications and exchange of information among
23 state and local elected officials and the general public;

24 (d) Enhance state-wide communications within state agencies; and

25 (e) Through the use of telecommunications, reduce time lost due to
26 travel to in-state meetings;

27 (2) Information be shared and administered in a coordinated manner,
28 except when prevented by agency responsibilities for security, privacy,
29 or confidentiality;

30 (3) The primary responsibility for the management and use of
31 information, information systems, telecommunications, equipment,
32 software, and services rests with each agency head;

33 (4) Resources be used in the most efficient manner and services be
34 shared when cost-effective;

35 (5) A state agency, office, department, or educational institution
36 may donate obsolete telecommunications equipment and related surplus

1 supplies to local programs provided under RCW 28A.215.120 pursuant to
2 section 607 of this act;

3 (6) A structure be created to:

4 (a) Plan and manage telecommunications and computing networks;

5 (b) Increase agencies' awareness of information sharing
6 opportunities; and

7 (c) Assist agencies in implementing such possibilities;

8 ~~((+6))~~ (7) An acquisition process for equipment, proprietary
9 software, and related services be established that meets the needs of
10 the users, considers the exchange of information, and promotes fair and
11 open competition;

12 ~~((+7))~~ (8) To the greatest extent possible, major information
13 technology projects be implemented on an incremental basis;

14 ~~((+8))~~ (9) The state maximize opportunities to exchange and share
15 data and information by moving toward implementation of open system
16 architecture based upon interface standards providing for application
17 and data portability and interoperability;

18 ~~((+9))~~ (10) To the greatest extent possible, the state recognize
19 any price performance advantages which may be available in midrange and
20 personal computing architecture;

21 ~~((+10))~~ (11) The state improve recruitment, retention, and
22 training of professional staff;

23 ~~((+11))~~ (12) Plans, proposals, and acquisitions for information
24 services be reviewed from a financial and management perspective as
25 part of the budget process; and

26 ~~((+12))~~ (13) State government adopt policies and procedures that
27 maximize the use of existing video telecommunications resources,
28 coordinate and develop video telecommunications in a manner that is
29 cost-effective and encourages shared use, and ensure the appropriate
30 use of video telecommunications to fulfill identified needs.

31 **Sec. 612.** RCW 43.105.041 and 1990 c 208 s 6 are each amended to
32 read as follows:

33 The board shall have the following powers and duties related to
34 information services:

35 (1) To develop standards governing the acquisition and disposition
36 of equipment, proprietary software and purchased services, and
37 confidentiality of computerized data;

1 (2) To purchase, lease, rent, or otherwise acquire, dispose of, and
2 maintain equipment, proprietary software, and purchased services, or to
3 delegate to other agencies and institutions of state government, under
4 appropriate standards, the authority to purchase, lease, rent, or
5 otherwise acquire, dispose of, and maintain equipment, proprietary
6 software, and purchased services: PROVIDED, That, agencies and
7 institutions of state government, except as provided in RCW
8 43.105.017(5) and section 607 of this act, are expressly prohibited
9 from acquiring or disposing of equipment, proprietary software, and
10 purchased services without such delegation of authority. The
11 acquisition and disposition of equipment, proprietary software, and
12 purchased services is exempt from RCW 43.19.1919 and, as provided in
13 RCW 43.19.1901, from the provisions of RCW 43.19.190 through 43.19.200.
14 This subsection does not apply to the legislative branch;

15 (3) To develop state-wide or interagency technical policies,
16 standards, and procedures;

17 (4) To assure the cost-effective development and incremental
18 implementation of a state-wide video telecommunications system to
19 serve: Public schools; educational service districts; vocational-
20 technical institutes; community colleges; colleges and universities;
21 state and local government; and the general public through public
22 affairs programming;

23 (5) To provide direction concerning strategic planning goals and
24 objectives for the state. The board shall seek input from the
25 legislature and the judiciary;

26 (6) To develop and implement a process for the resolution of
27 appeals by:

28 (a) Vendors concerning the conduct of an acquisition process by an
29 agency or the department; or

30 (b) A customer agency concerning the provision of services by the
31 department or by other state agency providers;

32 (7) To establish policies for the periodic review by the department
33 of agency performance which may include but are not limited to analysis
34 of:

35 (a) Planning, management, control, and use of information services;

36 (b) Training and education; and

37 (c) Project management;

1 (8) To set its meeting schedules and convene at scheduled times, or
2 meet at the request of a majority of its members, the chair, or the
3 director; and

4 (9) To review and approve that portion of the department's budget
5 requests that provides for support to the board.

6 **Sec. 613.** RCW 43.19.1919 and 1991 c 216 s 2 are each amended to
7 read as follows:

8 Except as provided in RCW 43.19.1920, RCW 43.105.017, and section
9 607 of this act, the division of purchasing shall sell or exchange
10 personal property belonging to the state for which the agency, office,
11 department, or educational institution having custody thereof has no
12 further use, at public or private sale, and cause the moneys realized
13 from the sale of any such property to be paid into the fund from which
14 such property was purchased or, if such fund no longer exists, into the
15 state general fund: PROVIDED, Sales of capital assets may be made by
16 the division of purchasing and a credit established in central stores
17 for future purchases of capital items as provided for in RCW 43.19.190
18 through 43.19.1939, as now or hereafter amended: PROVIDED FURTHER,
19 That personal property, excess to a state agency, including educational
20 institutions, shall not be sold or disposed of prior to reasonable
21 efforts by the division of purchasing to determine if other state
22 agencies have a requirement for such personal property. Such
23 determination shall follow sufficient notice to all state agencies to
24 allow adequate time for them to make their needs known. Surplus items
25 may be disposed of without prior notification to state agencies if it
26 is determined by the director of general administration to be in the
27 best interest of the state. The division of purchasing shall maintain
28 a record of disposed surplus property, including date and method of
29 disposal, identity of any recipient, and approximate value of the
30 property: PROVIDED, FURTHER, That this section shall not apply to
31 personal property acquired by a state organization under federal grants
32 and contracts if in conflict with special title provisions contained in
33 such grants or contracts.

34 This section does not apply to property under RCW 27.53.045.

35 NEW SECTION. **Sec. 614.** In order to provide enhanced program
36 visibility and improved legislative oversight, the legislature concurs
37 with the recommendation of the transportation commission that two new

1 program designations be established within the department of
2 transportation: (1) The transportation economic partnerships program,
3 and (2) the transit and rail program.

4 NEW SECTION. **Sec. 615.** The attorney general shall prepare
5 annually a report to the legislative transportation committee
6 comprising a comprehensive summary of all cases involving tort claims
7 against the department of transportation involving highways which were
8 concluded and closed in the previous calendar year. The report shall
9 include for each case closed:

10 (1) A summary of the factual background of the case;

11 (2) Identification of the attorneys representing the state and the
12 opposing parties;

13 (3) A synopsis of the legal theories asserted and the defenses
14 presented;

15 (4) Whether the case was tried, settled, or dismissed, and in whose
16 favor;

17 (5) The approximate number of attorney hours expended by the state
18 on the case, together with the corresponding dollar amount billed
19 therefore; and

20 (6) Such other matters relating to the case as the attorney general
21 deems relevant or appropriate, especially including any comments or
22 recommendations for changes in statute law or agency practice that
23 might effectively reduce the exposure of the state to such tort claims.

24 **Sec. 616.** RCW 47.78.010 and 1991 sp.s. c 13 ss 66, 121 are each
25 amended to read as follows:

26 (1) There is hereby established in the state treasury the high
27 capacity transportation account. Money in the account shall be used,
28 after appropriation, for local high capacity transportation purposes
29 including rail freight.

30 (2) For the biennium ending June 30, 1997, money in the account may
31 be transferred to the passenger ferry account as provided for in
32 section 408, chapter . . . , Laws of 1995 (this act).

33 **Sec. 617.** RCW 82.44.150 and 1994 c 241 s 1 are each amended to
34 read as follows:

35 (1) The director of licensing shall, on the twenty-fifth day of
36 February, May, August, and November of each year, advise the state

1 treasurer of the total amount of motor vehicle excise taxes imposed by
2 RCW 82.44.020 (1) and (2) remitted to the department during the
3 preceding calendar quarter ending on the last day of March, June,
4 September, and December, respectively, except for those payable under
5 RCW 82.44.030, from motor vehicle owners residing within each
6 municipality which has levied a tax under RCW 35.58.273, which amount
7 of excise taxes shall be determined by the director as follows:

8 The total amount of motor vehicle excise taxes remitted to the
9 department, except those payable under RCW 82.44.020(3) and 82.44.030,
10 from each county shall be multiplied by a fraction, the numerator of
11 which is the population of the municipality residing in such county,
12 and the denominator of which is the total population of the county in
13 which such municipality or portion thereof is located. The product of
14 this computation shall be the amount of excise taxes from motor vehicle
15 owners residing within such municipality or portion thereof. Where the
16 municipality levying a tax under RCW 35.58.273 is located in more than
17 one county, the above computation shall be made by county, and the
18 combined products shall provide the total amount of motor vehicle
19 excise taxes from motor vehicle owners residing in the municipality as
20 a whole. Population figures required for these computations shall be
21 supplied to the director by the office of financial management, who
22 shall adjust the fraction annually.

23 (2) On the first day of the months of January, April, July, and
24 October of each year, the state treasurer based upon information
25 provided by the department shall, from motor vehicle excise taxes
26 deposited in the general fund, under RCW 82.44.110(1)(g), make the
27 following deposits:

28 (a) To the high capacity transportation account created in RCW
29 47.78.010, a sum equal to four and five-tenths percent of the special
30 excise tax levied under RCW 35.58.273 by those municipalities
31 authorized to levy a special excise tax within ~~((i))~~ each county
32 ~~((with a population of two hundred ten thousand or more and (ii) each~~
33 ~~county with a population of from one hundred twenty five thousand to~~
34 ~~less than two hundred ten thousand except for those counties that do~~
35 ~~not border a county with a population as described in subsection (i) of~~
36 ~~this subsection)) that has a population of one hundred seventy-five~~
37 ~~thousand or more and has an interstate highway within its borders;~~
38 ~~except that in a case of a municipality located in a county that has a~~
39 ~~population of one hundred seventy-five thousand or more that does not~~

1 have an interstate highway located within its borders, that sum shall
2 be deposited in the passenger ferry account;

3 (b) To the central Puget Sound public transportation account
4 created in RCW 82.44.180, for revenues distributed after December 31,
5 1992, within a county with a population of one million or more and a
6 county with a population of from two hundred thousand to less than one
7 million bordering a county with a population of one million or more, a
8 sum equal to the difference between (i) the special excise tax levied
9 and collected under RCW 35.58.273 by those municipalities authorized to
10 levy and collect a special excise tax subject to the requirements of
11 subsections (3) and (4) of this section and (ii) the special excise tax
12 that the municipality would otherwise have been eligible to levy and
13 collect at a tax rate of .815 percent and been able to match with
14 locally generated tax revenues, other than the excise tax imposed under
15 RCW 35.58.273, budgeted for any public transportation purpose. Before
16 this deposit, the sum shall be reduced by an amount equal to the amount
17 distributed under (a) of this subsection for each of the municipalities
18 within the counties to which this subsection (2)(b) applies; however,
19 any transfer under this subsection (2)(b) must be greater than zero;

20 (c) To the public transportation systems account created in RCW
21 82.44.180, for revenues distributed after December 31, 1992, within
22 counties not described in (b) of this subsection, a sum equal to the
23 difference between (i) the special excise tax levied and collected
24 under RCW 35.58.273 by those municipalities authorized to levy and
25 collect a special excise tax subject to the requirements of subsections
26 (3) and (4) of this section and (ii) the special excise tax that the
27 municipality would otherwise have been eligible to levy and collect at
28 a tax rate of .815 percent and been able to match with locally
29 generated tax revenues, other than the excise tax imposed under RCW
30 35.58.273, budgeted for any public transportation purpose. Before this
31 deposit, the sum shall be reduced by an amount equal to the amount
32 distributed under (a) of this subsection for each of the municipalities
33 within the counties to which this subsection (2)(c) applies; however,
34 any transfer under this subsection (2)(c) must be greater than zero;
35 and

36 (d) To the general fund, for revenues distributed after June 30,
37 1993, and to the transportation fund, for revenues distributed after
38 June 30, 1995, a sum equal to the difference between (i) the special
39 excise tax levied and collected under RCW 35.58.273 by those

1 municipalities authorized to levy and collect a special excise tax
2 subject to the requirements of subsections (3) and (4) of this section
3 and (ii) the special excise tax that the municipality would otherwise
4 have been eligible to levy and collect at a tax rate of .815 percent
5 notwithstanding the requirements set forth in subsections (3) through
6 (6) of this section, reduced by an amount equal to distributions made
7 under (a), (b), and (c) of this subsection and RCW 82.14.046.

8 (3) On the first day of the months of January, April, July, and
9 October of each year, the state treasurer, based upon information
10 provided by the department, shall remit motor vehicle excise tax
11 revenues imposed and collected under RCW 35.58.273 as follows:

12 (a) The amount required to be remitted by the state treasurer to
13 the treasurer of any municipality levying the tax shall not exceed in
14 any calendar year the amount of locally-generated tax revenues,
15 excluding (i) the excise tax imposed under RCW 35.58.273 for the
16 purposes of this section, which shall have been budgeted by the
17 municipality to be collected in such calendar year for any public
18 transportation purposes including but not limited to operating costs,
19 capital costs, and debt service on general obligation or revenue bonds
20 issued for these purposes; and (ii) the sales and use tax equalization
21 distributions provided under RCW 82.14.046; and

22 (b) In no event may the amount remitted in a single calendar
23 quarter exceed the amount collected on behalf of the municipality under
24 RCW 35.58.273 during the calendar quarter next preceding the
25 immediately preceding quarter, excluding the sales and use tax
26 equalization distributions provided under RCW 82.14.046.

27 (4) At the close of each calendar year accounting period, but not
28 later than April 1, each municipality that has received motor vehicle
29 excise taxes under subsection (3) of this section shall transmit to the
30 director of licensing and the state auditor a written report showing by
31 source the previous year's budgeted tax revenues for public
32 transportation purposes as compared to actual collections. Any
33 municipality that has not submitted the report by April 1 shall cease
34 to be eligible to receive motor vehicle excise taxes under subsection
35 (3) of this section until the report is received by the director of
36 licensing. If a municipality has received more or less money under
37 subsection (3) of this section for the period covered by the report
38 than it is entitled to receive by reason of its locally-generated
39 collected tax revenues, the director of licensing shall, during the

1 next ensuing quarter that the municipality is eligible to receive motor
2 vehicle excise tax funds, increase or decrease the amount to be
3 remitted in an amount equal to the difference between the locally-
4 generated budgeted tax revenues and the locally-generated collected tax
5 revenues. In no event may the amount remitted for a calendar year
6 exceed the amount collected on behalf of the municipality under RCW
7 35.58.273 during that same calendar year excluding the sales and use
8 tax equalization distributions provided under RCW 82.14.046. At the
9 time of the next fiscal audit of each municipality, the state auditor
10 shall verify the accuracy of the report submitted and notify the
11 director of licensing of any discrepancies.

12 (5) The motor vehicle excise taxes imposed under RCW 35.58.273 and
13 required to be remitted under this section and RCW 82.14.046 shall be
14 remitted without legislative appropriation.

15 (6) Any municipality levying and collecting a tax under RCW
16 35.58.273 which does not have an operating, public transit system or a
17 contract for public transportation services in effect within one year
18 from the initial effective date of the tax shall return to the state
19 treasurer all motor vehicle excise taxes received under subsection (3)
20 of this section.

21 **Sec. 618.** RCW 70.94.531 and 1991 c 202 s 13 are each amended to
22 read as follows:

23 (1) Not more than six months after the adoption of the commute trip
24 reduction plan by a jurisdiction, each major employer in that
25 jurisdiction shall develop a commute trip reduction program and shall
26 submit a description of that program to the jurisdiction for review.
27 The program shall be implemented not more than six months after
28 submission to the jurisdiction.

29 (2) A commute trip reduction program shall consist of, at a minimum
30 (a) designation of a transportation coordinator and the display of the
31 name, location, and telephone number of the coordinator in a prominent
32 manner at each affected worksite; (b) regular distribution of
33 information to employees regarding alternatives to single-occupant
34 vehicle commuting; (c) an annual review of employee commuting and
35 reporting of progress toward meeting the single-occupant vehicle
36 reduction goals to the county, city, or town consistent with the method
37 established in the commute trip reduction plan; and (d) implementation
38 of a set of measures designed to achieve the applicable commute trip

1 reduction goals adopted by the jurisdiction. Such measures may include
2 but are not limited to:

3 (i) Provision of preferential parking or reduced parking charges,
4 or both, for high occupancy vehicles;

5 (ii) Instituting or increasing parking charges for single-occupant
6 vehicles;

7 (iii) Provision of commuter ride matching services to facilitate
8 employee ridesharing for commute trips;

9 (iv) Provision of subsidies for transit fares;

10 (v) Provision of vans for van pools;

11 (vi) Provision of subsidies for car pooling or van pooling;

12 (vii) Permitting the use of the employer's vehicles for car pooling
13 or van pooling;

14 (viii) Permitting flexible work schedules to facilitate employees'
15 use of transit, car pools, or van pools;

16 (ix) Cooperation with transportation providers to provide
17 additional regular or express service to the worksite;

18 (x) Construction of special loading and unloading facilities for
19 transit, car pool, and van pool users;

20 (xi) Provision of bicycle parking facilities, lockers, changing
21 areas, and showers for employees who bicycle or walk to work;

22 (xii) Provision of a program of parking incentives such as a rebate
23 for employees who do not use the parking facility;

24 (xiii) Establishment of a program to permit employees to work part
25 or full time at home or at an alternative worksite closer to their
26 homes;

27 (xiv) Establishment of a program of alternative work schedules such
28 as compressed work week schedules which reduce commuting; ((and))

29 (xv) Establishment of proximate commuting programs by employers
30 with multiple worksites; and

31 (xvi) Implementation of other measures designed to facilitate the
32 use of high-occupancy vehicles such as on-site day care facilities and
33 emergency taxi services.

34 (3) Employers or owners of worksites may form or utilize existing
35 transportation management associations to assist members in developing
36 and implementing commute trip reduction programs.

37 **Sec. 619.** RCW 82.44.180 and 1993 sp.s. c 23 s 64 and 1993 c 393 s
38 1 are each reenacted and amended to read as follows:

1 (1) The transportation fund is created in the state treasury.
2 Revenues under RCW 82.44.020 (1) and (2), 82.44.110, 82.44.150, and the
3 surcharge under RCW 82.50.510 shall be deposited into the fund as
4 provided in those sections.

5 Moneys in the fund may be spent only after appropriation.
6 Expenditures from the fund may be used only for transportation purposes
7 and activities and operations of the Washington state patrol not
8 directly related to the policing of public highways and that are not
9 authorized under Article II, section 40 of the state Constitution.

10 (2) There is hereby created the central Puget Sound public
11 transportation account within the transportation fund. Moneys
12 deposited into the account under RCW 82.44.150(2)(b) shall be
13 appropriated to the department of transportation for public
14 transportation related purposes specified in the transportation
15 appropriations act or to the department of transportation and allocated
16 by the multimodal transportation programs and projects selection
17 committee created in RCW 47.66.020 to public transportation projects
18 within the region from which the funds are derived, solely for:

19 (a) Planning;

20 (b) Development of capital projects;

21 (c) Development of high capacity transportation systems as defined
22 in RCW 81.104.015;

23 (d) Development of high occupancy vehicle lanes and related
24 facilities as defined in RCW 81.100.020; and

25 (e) Public transportation system contributions required to fund
26 projects under federal programs and those approved by the
27 transportation improvement board.

28 (3) There is hereby created the public transportation systems
29 account within the transportation fund. Moneys deposited into the
30 account under RCW 82.44.150(2)(c) shall be appropriated to the
31 department of transportation for public transportation related purposes
32 specified in the transportation appropriations act or to the department
33 of transportation and allocated by the multimodal transportation
34 programs and projects selection committee to public transportation
35 projects submitted by the public transportation systems from which the
36 funds are derived, solely for:

37 (a) Planning;

38 (b) Development of capital projects;

1 (c) Development of high capacity transportation systems as defined
2 in RCW 81.104.015;

3 (d) Development of high occupancy vehicle lanes and related
4 facilities as defined in RCW 81.100.020;

5 (e) Other public transportation system-related roadway projects on
6 state highways, county roads, or city streets; and

7 (f) Public transportation system contributions required to fund
8 projects under federal programs and those approved by the
9 transportation improvement board.

10 **Sec. 620.** RCW 47.78.010 and 1991 sp.s. c 13 ss 66, 121 are each
11 amended to read as follows:

12 There is hereby established in the state treasury the high capacity
13 transportation account. Money in the account shall be used, after
14 appropriation, for high occupancy vehicle lane construction or for
15 local high capacity transportation purposes including rail freight.

16 **Sec. 621.** 1994 c 303 s 20 (uncodified) is amended to read as
17 follows:

18 (1) There is hereby appropriated cumulatively from the motor
19 vehicle fund--state, the transportation fund--state, and the general
20 fund--state, up to \$35,500,000 for preliminary engineering, right of
21 way acquisition, and construction of the following regular category C
22 projects:

- 23 ((+1)) (a) SPRING ST TO JOHNSON RD (627000D);
24 ((+2)) (b) W. LK SAMM. PKWY. TO SR 202 (152038A, 152039D);
25 ((+3)) (c) DIAMOND LAKE CHANNELIZATION (600232E);
26 ((+4)) (d) 15TH SW TO SR 161 U-XING (351214A);
27 ((+5)) (e) ANDRESEN ROAD TO SR 503 (450093B);
28 ((+6)) (f) NE 144TH ST TO BATTLEGROUND (450387B);
29 ((+7)) (g) STEAMBOAT ISLAND RD I/C (310199A);
30 ((+8)) (h) GRAHAM HILL VICINITY (316111A);
31 ((+9)) (i) NORTH OF WINSLOW - STAGE 1 (330505A);
32 ((+10)) (j) SR 5 TO BLANDFORD DRIVE (401487A);
33 ((+11)) (k) 32ND STREET INTERCHANGE (316711A); and
34 ((+12)) (l) SUNNYSLOPE I/C - STAGE 2 (228531A).

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

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

6 (2) The purpose of this amendment is to clarify the intent of the
7 legislature that the appropriation for project No. (b) included moneys
8 for construction of Stage 1, including a diamond interchange at SR
9 520/SR 202. Such moneys are reappropriated for the project, W. Lake
10 Sammamish Parkway to SR 202, including the construction of the diamond
11 interchange at SR 520/SR 202. Such reappropriation shall be considered
12 to be effective as of the date of section 20, chapter 303, Laws of
13 1994. All expenditures made by the department from that date are
14 hereby ratified.

15 (3) If House Bill No. 2074 is enacted by June 30, 1995, this
16 section is null and void.

17 NEW SECTION. Sec. 622. It is the intent of the legislature that
18 the department of transportation may implement a voluntary retirement
19 incentive program that is cost neutral provided that such program is
20 approved by the director of financial management.

21 NEW SECTION. Sec. 623. GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.
22 The appropriations of moneys and the designation of funds and accounts
23 by this and other acts of the 1995 legislature shall be construed in a
24 manner consistent with legislation enacted by the 1985, 1987, 1989,
25 1991, and 1993 legislatures to conform state funds and accounts with
26 generally accepted accounting principles.

27 NEW SECTION. Sec. 624. Sections 611 through 613 and 616 through
28 621 of this act expire June 30, 1997.

29 NEW SECTION. Sec. 625. SEVERABILITY. If any provision of this
30 act or its application to any person or circumstance is held invalid,
31 the remainder of the act or the application of the provision to other
32 persons or circumstances is not affected.

33 NEW SECTION. Sec. 626. Sections 1, 2, 101 through 110, 201
34 through 228, 301 through 304, 401 through 414, and 601 through 625 of

1 this act are necessary for the immediate preservation of the public
2 peace, health, or safety, or support of the state government and its
3 existing public institutions, and shall take effect immediately.

4 (End of part)

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