

CERTIFICATION OF ENROLLMENT

**ENGROSSED SUBSTITUTE HOUSE BILL 1160**

Chapter 416, Laws of 2019

(partial veto)

66th Legislature  
2019 Regular Session

TRANSPORTATION BUDGET

EFFECTIVE DATE: May 21, 2019—Except for section 709, which is contingent.

Passed by the House April 28, 2019  
Yeas 96 Nays 2

FRANK CHOPP

**Speaker of the House of Representatives**

Passed by the Senate April 28, 2019  
Yeas 49 Nays 0

CYRUS HABIB

**President of the Senate**

Approved May 21, 2019 10:30 AM with the exception of sections 208(5); 208(7); 208(9); 208(12); 208(15); 208(16); 208(17); 208(24); 208(27); 208(28); 208(29); 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process."; page 43, line 3 beginning with "Fuel" through line 4 ending with "process."; page 43, line 15 beginning with "Fuel" through line 16 ending with "process."; page 44, line 10 beginning with "Fuel" through line 11 ending with "process."; page 44, line 31 beginning with "Fuel" through line 32 ending with "process."; page 46, line 5; 304(2); 306(17); 905, page 169, lines 36-38; page 170, lines 18-20; 905(14); 908, page 184, lines 10-12; and 908(1); which are vetoed.

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1160** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

**Chief Clerk**

JAY INSLEE

**Governor of the State of Washington**

FILED

May 21, 2019  
**Secretary of State  
State of Washington**



1 any final judgments arising out of such activities, for the period  
2 ending June 30, 2021.

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

5 (a) "Fiscal year 2020" or "FY 2020" means the fiscal year ending  
6 June 30, 2020.

7 (b) "Fiscal year 2021" or "FY 2021" means the fiscal year ending  
8 June 30, 2021.

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

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

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

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

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

23 **GENERAL GOVERNMENT AGENCIES—OPERATING**

24 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**  
25 **HISTORIC PRESERVATION**

26 Motor Vehicle Account—State Appropriation . . . . . \$545,000

27 NEW SECTION. **Sec. 102. FOR THE UTILITIES AND TRANSPORTATION**  
28 **COMMISSION**

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

30 Pilotage Account—State Appropriation. . . . . \$150,000

31 TOTAL APPROPRIATION. . . . . \$654,000

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

33 Motor Vehicle Account—State Appropriation . . . . . \$1,403,000

34 Multimodal Transportation Account—State Appropriation. . . \$300,000

35 Puget Sound Ferry Operations Account—State Appropriation . . \$116,000

1 TOTAL APPROPRIATION. . . . . \$1,819,000

2 The appropriations in this section are subject to the following  
3 conditions and limitations: \$300,000 of the multimodal transportation  
4 account—state appropriation is provided solely for the office of  
5 financial management, in direct coordination with the office of state  
6 treasurer, to evaluate, coordinate, and assist in efforts by state  
7 agencies in developing cost recovery mechanisms for credit card and  
8 other financial transaction fees currently paid from state funds.  
9 This may include disbursing interagency reimbursements for the  
10 implementation costs incurred by the affected agencies. As part of  
11 the first phase of this effort, the office of financial management,  
12 with the assistance of relevant agencies, must develop implementation  
13 plans and take all necessary steps to ensure that the actual cost-  
14 recovery mechanisms will be in place by January 1, 2020, for the  
15 vehicles and drivers programs of the department of licensing. By  
16 November 1, 2019, the office of financial management must provide a  
17 report to the joint transportation committee on the phase 1  
18 implementation plan and options to expand similar cost recovery  
19 mechanisms to other state agencies and programs, including the  
20 ferries division.

21 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**  
22 **COMMISSION**

23 Motor Vehicle Account—State Appropriation . . . . . \$1,186,000

24 The appropriation in this section is subject to the following  
25 conditions and limitations: The entire appropriation in this section  
26 is provided solely for road maintenance purposes.

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

28 Motor Vehicle Account—State Appropriation . . . . . \$1,357,000

29 NEW SECTION. **Sec. 106. FOR THE LEGISLATIVE EVALUATION AND**  
30 **ACCOUNTABILITY PROGRAM COMMITTEE**

31 Motor Vehicle Account—State Appropriation . . . . . \$652,000

32 NEW SECTION. **Sec. 107. FOR THE JOINT LEGISLATIVE AUDIT AND**  
33 **REVIEW COMMITTEE**

34 State Patrol Highway Account—State Appropriation. . . . . \$90,000

1 The appropriation in this section is subject to the following  
2 conditions and limitations: \$90,000 of the state patrol highway  
3 account—state appropriation is provided solely for an update to the  
4 1999 study of the Washington state patrol's vehicle replacement life  
5 cycle cost model.

6 NEW SECTION. **Sec. 108. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

7 Pilotage Account—State Appropriation . . . . . \$5,228,000

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

10 (1) \$3,125,000 of the pilotage account—state appropriation is  
11 provided solely for self-insurance liability premium expenditures;  
12 however, this appropriation is contingent upon the board:

13 (a) Annually depositing the first one hundred fifty thousand  
14 dollars collected through Puget Sound pilotage district pilotage  
15 tariffs into the pilotage account; and

16 (b) Assessing a self-insurance premium surcharge of sixteen  
17 dollars per pilotage assignment on vessels requiring pilotage in the  
18 Puget Sound pilotage district.

19 (2) The board of pilotage commissioners shall file the annual  
20 report to the governor and chairs of the transportation committees  
21 required under RCW 88.16.035(1)(f) by September 1, 2019, and annually  
22 thereafter. The report must include the continuation of policies and  
23 procedures necessary to increase the diversity of pilots, trainees,  
24 and applicants, including a diversity action plan. The diversity  
25 action plan must articulate a comprehensive vision of the board's  
26 diversity goals and the steps it will take to reach those goals.

27 NEW SECTION. **Sec. 109. FOR THE HOUSE OF REPRESENTATIVES**

28 Motor Vehicle Account—State Appropriation . . . . . \$2,861,000

29 NEW SECTION. **Sec. 110. FOR THE SENATE**

30 Motor Vehicle Account—State Appropriation . . . . . \$2,998,000

31 NEW SECTION. **Sec. 111. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

32 Motor Vehicle Account—State Appropriation. . . . . \$350,000

33 The appropriation in this section is subject to the following  
34 conditions and limitations: \$350,000 of the motor vehicle account—

1 state appropriation is provided solely for the department, from  
2 amounts set aside out of statewide fuel taxes distributed to cities  
3 according to RCW 46.68.110(2), to contract with the association of  
4 Washington cities to inventory and assess fish passage barriers  
5 associated with city roads located in the *U.S. v. Washington* case  
6 area, water resource inventory area numbers one through twenty-three.  
7 The study is a continuation of previous inventories, and priority  
8 must be given to the assessment of sites that have not yet been  
9 inventoried. The initial goal of the study is to finalize the  
10 inventory of all city-owned fish passage barriers within the case  
11 area. After the initial goal has been met, within any remaining funds  
12 and after consultation with the Washington association of cities, the  
13 department shall perform downstream access checks on city inventory  
14 sites and to reassess existing city inventories that have not been  
15 assessed since June 2012. The inventories and assessments must be  
16 conducted using the methods described in the department's fish  
17 passage, inventory, assessment, and prioritization manual. A report  
18 of the study must be provided to the office of financial management  
19 and the transportation committees of the legislature by July 1, 2020.

20 NEW SECTION. **Sec. 112. FOR THE DEPARTMENT OF ECOLOGY**

21 (1) (a) When distributing funds for litter control the department  
22 shall give priority to litter control along state highways.

23 (b) The department shall contract with the department of  
24 transportation to schedule litter prevention messaging and  
25 coordination of litter emphasis patrols with the Washington state  
26 patrol. The department of transportation may coordinate with the  
27 department to conduct litter pickup during scheduled maintenance  
28 closures as situations allow.

29 **TRANSPORTATION AGENCIES—OPERATING**

30 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY**  
31 **COMMISSION**

32	Highway Safety Account—State Appropriation . . . . .	\$4,588,000
33	Highway Safety Account—Federal Appropriation . . . . .	\$27,035,000
34	Highway Safety Account—Private/Local Appropriation . . . . .	\$118,000
35	School Zone Safety Account—State Appropriation . . . . .	\$850,000
36	TOTAL APPROPRIATION. . . . .	\$32,591,000

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

3 (1) \$150,000 of the highway safety account—state appropriation is  
4 provided solely for the implementation of chapter . . . (Substitute  
5 Senate Bill No. 5710), Laws of 2019 (Cooper Jones Active  
6 Transportation Safety Council). If chapter . . . (Substitute Senate  
7 Bill No. 5710), Laws of 2019 is not enacted by June 30, 2019, the  
8 amount provided in this subsection lapses.

9 (2) The Washington traffic safety commission may oversee a pilot  
10 program in up to three cities implementing the use of automated  
11 vehicle noise enforcement cameras in zones that have been designated  
12 by ordinance as "Stay Out of Areas of Racing."

13 (a) Any programs authorized by the commission must be authorized  
14 by December 31, 2019.

15 (b) If a city has established an authorized automated vehicle  
16 noise enforcement camera pilot program under this section, the  
17 compensation paid to the manufacturer or vendor of the equipment used  
18 must be based upon the value of the equipment and services provided  
19 or rendered in support of the system.

20 (c) Any city administering a pilot program overseen by the  
21 traffic safety commission shall use the following guidelines to  
22 administer the program:

23 (i) Automated vehicle noise enforcement camera may record  
24 photographs or audio of the vehicle and vehicle license plate only  
25 while a violation is occurring. The picture must not reveal the face  
26 of the driver or of passengers in the vehicle;

27 (ii) The law enforcement agency of the city or county government  
28 shall plainly mark the locations where the automated vehicle noise  
29 enforcement camera is used by placing signs on street locations that  
30 clearly indicate to a driver that he or she is entering a zone where  
31 traffic laws violations are being detected by automated vehicle noise  
32 enforcement cameras that record both audio and video;

33 (iii) Cities testing the use of automated vehicle noise  
34 enforcement cameras must provide periodic notice by mail to its  
35 residents indicating the zones in which the automated vehicle noise  
36 enforcement cameras will be used;

37 (iv) A city may only issue a warning notice with no penalty for a  
38 violation detected by automated vehicle noise enforcement cameras in  
39 a Stay Out of Areas of Racing zone. Warning notices must be mailed to

1 the registered owner of a vehicle within fourteen days of the  
2 detected violation;

3 (v) A violation detected through the use of automated vehicle  
4 noise enforcement cameras is not part of the registered owner's  
5 driving record under RCW 46.52.101 and 46.52.120;

6 (vi) Notwithstanding any other provision of law, all photographs,  
7 videos, microphotographs, audio recordings, or electronic images  
8 prepared under this section are for the exclusive use of law  
9 enforcement in the discharge of duties under this section and are not  
10 open to the public and may not be used in a court in a pending action  
11 or proceeding. No photograph, microphotograph, audio recording, or  
12 electronic image may be used for any purpose other than the issuance  
13 of warnings for violations under this section or retained longer than  
14 necessary to issue a warning notice as required under this subsection  
15 (2); and

16 (vii) By June 30, 2021, the participating cities shall provide a  
17 report to the commission and appropriate committees of the  
18 legislature regarding the use, public acceptance, outcomes, warnings  
19 issued, data retention and use, and other relevant issues regarding  
20 automated vehicle noise enforcement cameras demonstrated by the pilot  
21 projects.

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

23 Rural Arterial Trust Account—State Appropriation . . . . .	\$1,137,000
24 Motor Vehicle Account—State Appropriation . . . . .	\$2,803,000
25 County Arterial Preservation Account—State	
26 Appropriation . . . . .	\$1,677,000
27 TOTAL APPROPRIATION. . . . .	\$5,617,000

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

29 Transportation Improvement Account—State	
30 Appropriation . . . . .	\$4,526,000

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

32 Motor Vehicle Account—State Appropriation . . . . .	\$1,938,000
33 Multimodal Transportation Account—State Appropriation. . . . .	\$750,000
34 Highway Safety Account—State Appropriation. . . . .	\$275,000
35 TOTAL APPROPRIATION. . . . .	\$2,963,000



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

3 (1) \$400,000 of the motor vehicle account—state appropriation and  
4 \$50,000 of the multimodal transportation account—state appropriation  
5 is for the joint transportation committee to conduct a comprehensive  
6 assessment of statewide transportation needs and priorities, and  
7 existing and potential transportation funding mechanisms to address  
8 those needs and priorities. The assessment must include: (a)  
9 Recommendations on the critical state and local transportation  
10 projects, programs, and services needed to achieve an efficient,  
11 effective, statewide transportation system over the next ten years;  
12 (b) a comprehensive menu of funding options for the legislature to  
13 consider to address the identified transportation system investments;  
14 and (c) an analysis of the economic impacts of a range of future  
15 transportation investments. The assessment must be submitted to the  
16 transportation committees of the legislature by June 30, 2020.  
17 Starting July 1, 2020, and concluding by December 31, 2020, a  
18 committee-appointed commission or panel shall review the assessment  
19 and make final recommendations to the legislature for consideration  
20 during the 2021 legislative session on a realistic, achievable plan  
21 for funding transportation programs, projects, and services over the  
22 next ten years including a timeline for legislative action on funding  
23 the identified transportation system needs shortfall.

24 (2)(a) \$450,000 of the multimodal transportation account—state  
25 appropriation is for the joint transportation committee to conduct an  
26 analysis of the electrification of public fleets in Washington state.  
27 The study must include the following:

28 (i) An inventory of existing public fleets for the state of  
29 Washington, counties, a sampling of cities, and public transit  
30 agencies. The inventory must differentiate among battery and fuel  
31 cell electric vehicles, hybrid vehicles, gasoline powered vehicles,  
32 and any other functional categories. Three cities from each of the  
33 following population ranges must be selected for the analysis:

34 (A) Population up to and including twenty-five thousand;

35 (B) Population greater than twenty-five thousand and up to and  
36 including fifty thousand;

37 (C) Population greater than fifty thousand and up to and  
38 including one hundred thousand;

39 (D) Population greater than one hundred thousand;

1 (ii) A review of currently available battery and fuel cell  
2 electric vehicle alternatives to the vehicle types most commonly used  
3 by the state, counties, cities, and public transit agencies. The  
4 review must include:

5 (A) The average vehicle cost differential among the commercially  
6 available fuel options;

7 (B) A cost benefit analysis of the conversion of different  
8 vehicle classes; and

9 (C) Recommendations for the types of vehicles that should be  
10 excluded from consideration due to insufficient alternatives,  
11 unreliable technology, or excessive cost;

12 (iii) The projected costs of achieving substantial conversion to  
13 battery and/or fuel cell electric fleets by 2025, 2030, and 2035 for  
14 the state, counties, cities, and public transit agencies. This cost  
15 estimate must include:

16 (A) Vehicle acquisition costs, charging and refueling  
17 infrastructure costs, and other associated costs;

18 (B) Financial constraints of each type of entity to transition to  
19 an electric vehicle fleet; and

20 (C) Any other identified barriers to transitioning to a battery  
21 and/or fuel cell electric vehicle fleet;

22 (iv) Identification and analysis of financing mechanisms that  
23 could be used to finance the transition of publicly owned vehicles to  
24 battery and fuel cell electric vehicles. These mechanisms include,  
25 but are not limited to: Energy or carbon savings performance  
26 contracting, utility grants and rebates, revolving loan funds, state  
27 grant programs, private third-party financing, fleet management  
28 services, leasing, vehicle use optimization, and vehicle to grid  
29 technology; and

30 (v) The predicted number and location profile of electric vehicle  
31 fueling stations needed statewide to provide fueling for the fleets  
32 of the state, counties, cities, and public transit agencies.

33 (b) In developing and implementing the study, the joint  
34 transportation committee must solicit input from representatives of  
35 the department of enterprise services, the department of  
36 transportation, the department of licensing, the department of  
37 commerce, the Washington state association of counties, the  
38 association of Washington cities, the Washington state transit  
39 association, transit agencies, and others as deemed appropriate.

1 (c) The joint transportation committee must issue a report of its  
2 findings and recommendations to the transportation committees of the  
3 legislature by September 30, 2020.

4 (3) (a) \$250,000 of the multimodal transportation account—state  
5 appropriation is for the joint transportation committee to conduct a  
6 study of the feasibility of an east-west intercity passenger rail  
7 system. The study must include the following elements:

8 (i) Projections of potential ridership;

9 (ii) Review of relevant planning studies;

10 (iii) Establishment of an advisory group and associated meetings;

11 (iv) Development of a Stampede Pass corridor alignment to  
12 maximize ridership, revenue, and rationale, considering service to  
13 population centers: Auburn, Cle Elum, Yakima, Tri-Cities, Ellensburg,  
14 Toppenish, and Spokane;

15 (v) Assessment of current infrastructure conditions, including  
16 station stop locations;

17 (vi) Identification of equipment needs; and

18 (vii) Identification of operator options.

19 (b) A report of the study findings and recommendations is due to  
20 the transportation committees of the legislature by June 30, 2020.

21 (4) (a) \$275,000 of the highway safety fund—state appropriation is  
22 for a study of vehicle subagents in Washington state. The study must  
23 consider and include recommendations, as necessary, on the following:

24 (i) The relevant statutes, rules, and/or regulations authorizing  
25 vehicle subagents and any changes made to the relevant statutes,  
26 rules, and/or regulations;

27 (ii) The current process of selecting and authorizing a vehicle  
28 subagent, including the change of ownership process and the  
29 identification of any barriers to entry into the vehicle subagent  
30 market;

31 (iii) The annual business expenditures borne by each of the  
32 vehicle subagent businesses since fiscal year 2010 and identification  
33 of any materials, including office equipment and supplies, provided  
34 by the department of licensing to each vehicle subagent since fiscal  
35 year 2010. To accomplish this task, each vehicle subagent must  
36 provide expenditure data to the joint transportation committee for  
37 the purposes of this study;

38 (iv) The oversight provided by the county auditors and/or the  
39 department of licensing over the vehicle subagent businesses;

(v) The history of service fees, how increases to the service fee rate are made, and how the requested fee increase is determined;

(vi) The online vehicle registration renewal process and any potential improvements to the online process;

(vii) The department of licensing's ability to provide more vehicle licensing services directly, particularly taking into account the increase in online vehicle renewal transactions;

(viii) The potential expansion of services that can be performed by vehicle subagents; and

(ix) The process by which the geographic locations of vehicle subagents are determined.

(b) In conducting the study, the joint transportation committee must consult with the department of licensing, a representative of county auditors, and a representative of vehicle subagents.

(c) The joint transportation committee may collect any data from the department of licensing, county auditors, and vehicle subagents that is necessary to conduct the study.

(d) The joint transportation committee must issue a report of its findings and recommendations to the transportation committees of the legislature by September 30, 2020.

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

Motor Vehicle Account—State Appropriation . . . . .	\$2,893,000
Multimodal Transportation Account—State Appropriation . . . . .	\$112,000
Interstate 405 Express Toll Lanes Operations	
Account—State Appropriation. . . . .	\$250,000
TOTAL APPROPRIATION. . . . .	\$3,255,000

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

(1)(a) The commission shall reconvene the road usage charge steering committee, with the same membership described in chapter 297, Laws of 2018, and shall report at least once every three months to the steering committee with updates on report development for the completed road usage charge pilot project until the final report is submitted. The final report on the road usage charge pilot project is due to the transportation committees of the legislature by January 1, 2020, and should include recommendations for necessary next steps to consider impacts to communities of color, low-income households, vulnerable populations, and displaced communities. Any legislative

1 vacancies on the steering committee must be appointed by the speaker  
2 of the house of representatives for a house of representatives member  
3 vacancy, and by the president of the senate for a senate member  
4 vacancy.

5 (b) The commission shall coordinate with the department of  
6 transportation to jointly seek federal funds available through the  
7 federal surface transportation system funding alternatives grant  
8 program, applying toll credits for meeting match requirements. One or  
9 more grant applications may be developed that, at a minimum, propose  
10 to:

11 (i) (A) Update the recommended road usage charge operational  
12 concepts and business case presented to the road usage charge  
13 steering committee to reflect a range of scenarios regarding fleet  
14 electrification and use of shared vehicles. The operational concepts  
15 must include technological or system features necessary to ensure  
16 collection of the road usage charge from electric vehicles and fleets  
17 of shared and/or autonomous vehicles, if applicable. The business  
18 case must assess a range of gross revenue impacts to a road usage  
19 charge and fuel taxes resulting from changes to total vehicle miles  
20 traveled under scenarios with varying degrees of shared, autonomous,  
21 and/or electric vehicle adoption rates;

22 (B) Develop a detailed plan for phasing in the implementation of  
23 road usage charges for vehicles operated in Washington, incorporating  
24 any updates to road usage charge policy recommendations made in (a)  
25 and (b) (i) (A) of this subsection and including consideration of  
26 methods for reducing the cost of collections for a road usage charge  
27 system in Washington state; and

28 (C) Examine the allocation of current gas tax revenues and  
29 possible frameworks for the allocation of road usage charge revenues  
30 that could be used to evaluate policy choices once road usage charge  
31 revenues comprise a significant share of state revenues for  
32 transportation purposes.

33 (ii) A year-end report on the status of any federally-funded  
34 project for which federal funding is secured must be provided to the  
35 governor's office and the transportation committees of the  
36 legislature by January 1, 2020.

37 (2) (a) \$250,000 of the Interstate 405 express toll lanes  
38 operations account—state appropriation is provided solely for the  
39 transportation commission to conduct a study, applicable to the  
40 Interstate 405 express toll lanes, of discounted tolls and other

1 similar programs for low-income drivers that are provided by other  
2 states, countries, or other entities and how such a program could be  
3 implemented in the state of Washington. The transportation commission  
4 may contract with a consultant to conduct all or a portion of this  
5 study.

6 (b) In conducting this study, the transportation commission shall  
7 consult with both the department of transportation and the department  
8 of social and health services.

9 (c) The transportation commission shall, at a minimum, consider  
10 the following issues when conducting the study of discounted tolls  
11 and other similar programs for low-income drivers:

12 (i) The benefits, requirements, and any potential detriments to  
13 the users of a program;

14 (ii) The most cost-effective way to implement a program given  
15 existing financial commitments, shared cost requirements across  
16 facilities, and technical requirements to execute and maintain a  
17 program;

18 (iii) The implications of a program for tolling policies,  
19 revenues, costs, operations, and enforcement; and

20 (iv) Any implications to tolled facilities based on the type of  
21 tolling implemented on a particular facility.

22 (d) The transportation commission shall provide a report  
23 detailing the findings of this study and recommendations for  
24 implementing a discounted toll or other appropriate program in the  
25 state of Washington to the transportation committees of the  
26 legislature by June 30, 2021.

27 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**  
28 **INVESTMENT BOARD**

29 Freight Mobility Investment Account—State  
30 Appropriation . . . . . \$813,000

31 NEW SECTION. **Sec. 207. FOR THE WASHINGTON STATE PATROL**

32 State Patrol Highway Account—State Appropriation . . . . \$508,503,000  
33 State Patrol Highway Account—Federal Appropriation . . . \$16,069,000  
34 State Patrol Highway Account—Private/Local  
35 Appropriation . . . . . \$4,257,000  
36 Highway Safety Account—State Appropriation . . . . . \$1,188,000  
37 Ignition Interlock Device Revolving Account—State

1	Appropriation . . . . .	\$286,000
2	Multimodal Transportation Account—State Appropriation . . .	\$286,000
3	TOTAL APPROPRIATION. . . . .	\$537,313,000

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

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

15 (2) \$510,000 of the ignition interlock device revolving account—  
16 state appropriation is provided solely for the ignition interlock  
17 program at the Washington state patrol to provide funding for two  
18 staff to work and provide support for the program in working with  
19 manufacturers, service centers, technicians, and participants in the  
20 program.

21 (3) \$1,424,000 of the state patrol highway account—state  
22 appropriation is provided solely to enter into an agreement for  
23 upgraded land mobile software, hardware, and equipment.

24 (4) \$2,582,000 of the state patrol highway account—state  
25 appropriation is provided solely for the replacement of radios and  
26 other related equipment.

27 (5) \$343,000 of the state patrol highway account—state  
28 appropriation is provided solely for aerial criminal investigation  
29 tools, including software licensing and maintenance, and annual  
30 certification.

31 (6) \$514,000 of the state patrol highway account—state  
32 appropriation is provided solely for additional staff to address the  
33 increase in the number of toxicology cases from impaired driving and  
34 death investigations.

35 (7) \$580,000 of the state patrol highway account—state  
36 appropriation is provided solely for the operation of and  
37 administrative support to the license investigation unit to enforce  
38 vehicle registration laws in southwestern Washington. The Washington  
39 state patrol, in consultation with the department of revenue, shall

1 maintain a running estimate of the additional vehicle registration  
2 fees, sales and use taxes, and local vehicle fees remitted to the  
3 state pursuant to activity conducted by the license investigation  
4 unit. Beginning October 1, 2019, and quarterly thereafter, the  
5 Washington state patrol shall submit a report detailing the  
6 additional revenue amounts generated since July 1, 2017, to the  
7 director of the office of financial management and the transportation  
8 committees of the legislature. At the end of the calendar quarter in  
9 which it is estimated that more than \$625,000 in state sales and use  
10 taxes have been remitted to the state since July 1, 2017, the  
11 Washington state patrol shall notify the state treasurer and the  
12 state treasurer shall transfer funds pursuant to section 406 of this  
13 act.

14 (8) \$18,000 of the state patrol highway account—state  
15 appropriation is provided solely for the license investigation unit  
16 to procure an additional license plate reader and related costs.

17 (9) The Washington state patrol and the office of financial  
18 management must be consulted by the department of transportation  
19 during the design phase of any improvement or preservation project  
20 that could impact Washington state patrol weigh station operations.  
21 During the design phase of any such project, the department of  
22 transportation must estimate the cost of designing around the  
23 affected weigh station's current operations, as well as the cost of  
24 moving the affected weigh station.

25 (10) \$4,210,000 of the state patrol highway account—state  
26 appropriation is provided solely for a third arming and a third  
27 trooper basic training class. The cadet class is expected to graduate  
28 in June 2021.

29 (11) \$65,000 of the state patrol highway account—state  
30 appropriation is provided solely for the implementation of  
31 chapter . . . (Engrossed Second Substitute Senate Bill No. 5497),  
32 Laws of 2019 (immigrants in the workplace). If chapter . . .  
33 (Engrossed Second Substitute Senate Bill No. 5497), Laws of 2019 is  
34 not enacted by June 30, 2019, the amount provided in this subsection  
35 lapses.

36 (12)(a) The Washington state patrol must report quarterly to the  
37 house and senate transportation committees on the status of  
38 recruitment and retention activities as follows:

39 (i) A summary of recruitment and retention strategies;



- 1 (ii) The number of transportation funded staff vacancies by major
- 2 category;
- 3 (iii) The number of applicants for each of the positions by these
- 4 categories;
- 5 (iv) The composition of workforce; and
- 6 (v) Other relevant outcome measures with comparative information
- 7 with recent comparable months in prior years.
- 8 (b) By January 1, 2020, the Washington state patrol must submit
- 9 to the transportation committees of the legislature and the governor
- 10 a workforce diversity plan. The plan must identify ongoing, and both
- 11 short-term and long-term, specific comprehensive outreach and
- 12 recruitment strategies to increase populations underrepresented
- 13 within both commissioned and noncommissioned employee groups.

14 **\*NEW SECTION. Sec. 208. FOR THE DEPARTMENT OF LICENSING**

15	Marine Fuel Tax Refund Account—State Appropriation . . . . .	\$34,000
16	Motorcycle Safety Education Account—State	
17	Appropriation . . . . .	\$5,044,000
18	State Wildlife Account—State Appropriation . . . . .	\$536,000
19	Highway Safety Account—State Appropriation . . . . .	\$243,189,000
20	Highway Safety Account—Federal Appropriation . . . . .	\$1,294,000
21	Motor Vehicle Account—State Appropriation . . . . .	\$77,219,000
22	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$2,858,000
23	Ignition Interlock Device Revolving Account—State	
24	Appropriation . . . . .	\$6,143,000
25	Department of Licensing Services Account—State	
26	Appropriation . . . . .	\$8,012,000
27	License Plate Technology Account—State	
28	Appropriation . . . . .	\$4,250,000
29	Abandoned Recreational Vehicle Account—State	
30	Appropriation. . . . .	\$2,925,000
31	Limousine Carriers Account—State Appropriation. . . . .	\$113,000
32	DOL Technology Improvement & Data Management	
33	Account—State Appropriation. . . . .	\$2,250,000
34	Agency Financial Transaction Account—State	
35	Appropriation. . . . .	\$11,903,000
36	TOTAL APPROPRIATION. . . . .	\$365,770,000

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

1 (1) \$139,000 of the motorcycle safety education account—state  
2 appropriation is provided solely for the implementation of  
3 chapter . . . (Substitute House Bill No. 1116), Laws of 2019  
4 (motorcycle safety). If chapter . . . (Substitute House Bill No.  
5 1116), Laws of 2019 is not enacted by June 30, 2019, the amount  
6 provided in this subsection lapses.

7 (2) \$404,000 of the highway safety account—state appropriation is  
8 provided solely for a new driver testing system at the department.  
9 Pursuant to RCW 43.135.055 and 46.82.310, the department is  
10 authorized to increase driver training school license application and  
11 renewal fees in fiscal years 2020 and 2021, as necessary to fully  
12 support the cost of activities related to administration of the  
13 driver training school program, including the cost of the new driver  
14 testing system described in this subsection.

15 (3) \$25,000 of the motorcycle safety education account—state  
16 appropriation, \$4,000 of the state wildlife account—state  
17 appropriation, \$1,708,000 of the highway safety account—state  
18 appropriation, \$576,000 of the motor vehicle account—state  
19 appropriation, \$22,000 of the ignition interlock device revolving  
20 account—state appropriation, and \$28,000 of the department of  
21 licensing services account—state appropriation are provided solely  
22 for the department to fund the appropriate staff, other than data  
23 stewards, and necessary equipment and software for data management,  
24 data analytics, and data compliance activities. The department must,  
25 in consultation with the office of the chief information officer,  
26 construct a framework with goals for providing better data  
27 stewardship and a plan to achieve those goals. The department must  
28 provide the framework and plan to the transportation committees of  
29 the legislature by December 31, 2019. Appropriations provided for the  
30 data stewardship and privacy project described in this subsection are  
31 subject to the conditions, limitations, and review provided in  
32 section 701 of this act.

33 (4) Appropriations provided for the cloud continuity of  
34 operations project in this section are subject to the conditions,  
35 limitations, and review provided in section 701 of this act.

36 **(5) The department shall continue to encourage the use of online**  
37 **vehicle registration renewal reminders and minimize the number of**  
38 **letters mailed by the department. Beginning January 1, 2020, and**  
39 **semiannually thereafter, the department must report on the percentage**

1 ***of different types of transactions performed online by region, and the***  
2 ***estimated printing and postage costs saved from a fiscal year 2017***  
3 ***baseline from these efforts.***

4 (6) \$24,028,000 of the highway safety account—state appropriation  
5 is provided solely for costs necessary to accommodate increased  
6 demand for enhanced drivers' licenses and enhanced identicards. The  
7 department shall report on a quarterly basis on the use of these  
8 funds, associated workload, and information with comparative  
9 information with recent comparable months in prior years. The report  
10 must include detailed statewide and by licensing service office  
11 information on staffing levels, average monthly wait times, the  
12 number of enhanced drivers' licenses and enhanced identicards issued/  
13 renewed, and the number of primary drivers' licenses and identicards  
14 issued/renewed. Within the amounts provided in this subsection, the  
15 department shall implement efficiency measures to reduce the time for  
16 licensing transactions and wait times including, but not limited to,  
17 the installation of additional cameras at licensing service offices  
18 that reduce bottlenecks and align with the "keep your customer"  
19 initiative.

20 (7) ***Within amounts provided in this section, the department shall***  
21 ***take immediate steps to ensure that all statutorily allowed***  
22 ***transactions that can be performed by subagents are logistically***  
23 ***allowed and supported, including potentially allowing vessel reports***  
24 ***of sale to be processed in subagent offices. By December 1, 2019, the***  
25 ***department of licensing shall report to director of the office of***  
26 ***financial management and the transportation committees of the***  
27 ***legislature on the actions taken pursuant to this subsection.***

28 (8) \$507,000 of the motor vehicle account—state appropriation is  
29 provided solely for the implementation of chapter . . . (Substitute  
30 Senate Bill No. 5419), Laws of 2019 (vehicle service fees) or  
31 chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 (vehicle  
32 service fees). If neither chapter . . . (Substitute Senate Bill No.  
33 5419), Laws of 2019 or chapter . . . (Engrossed House Bill No. 1789),  
34 Laws of 2019 are enacted by June 30, 2019, the amount provided in  
35 this subsection lapses.

36 (9) ***\$62,000 of the highway safety account—state appropriation is***  
37 ***provided solely for the implementation of chapter . . . (Substitute***  
38 ***Senate Bill No. 5694), Laws of 2019 (commercial beekeeper drivers).***  
39 ***If chapter . . . (Substitute Senate Bill No. 5694), Laws of 2019 is***

1 **not enacted by June 30, 2019, the amount provided in this subsection**  
2 **lapses.**

3 (10) \$25,000 of the motor vehicle account—state appropriation is  
4 provided solely for the implementation of chapter . . . (Engrossed  
5 House Bill No. 1996), Laws of 2019 (San Juan Islands license plate).  
6 If chapter . . . (Engrossed House Bill No. 1996), Laws of 2019 is not  
7 enacted by June 30, 2019, the amount provided in this subsection  
8 lapses.

9 (11) \$24,000 of the motor vehicle account—state appropriation is  
10 provided solely for the implementation of chapter . . . (House Bill  
11 No. 2062), Laws of 2019 (Seattle Storm license plate). If  
12 chapter . . . (House Bill No. 2062), Laws of 2019 is not enacted by  
13 June 30, 2019, the amount provided in this subsection lapses.

14 **(12) \$14,000 of the motor vehicle account—state appropriation is**  
15 **provided solely for the implementation of chapter . . . (Substitute**  
16 **Senate Bill No. 5591), Laws of 2019 (stolen vehicle check fee). If**  
17 **chapter . . . (Substitute Senate Bill No. 5591), Laws of 2019 is not**  
18 **enacted by June 30, 2019, the amount provided in this subsection**  
19 **lapses.**

20 (13) \$65,000 of the highway safety account—state appropriation is  
21 provided solely for the implementation of chapter . . . (Engrossed  
22 Second Substitute Senate Bill No. 5497), Laws of 2019 (immigrants in  
23 the workplace). If chapter . . . (Engrossed Second Substitute Senate  
24 Bill No. 5497), Laws of 2019 is not enacted by June 30, 2019, the  
25 amount provided in this subsection lapses.

26 (14) The appropriations in this section assume implementation of  
27 additional cost recovery mechanisms to recoup at least \$11,903,000 in  
28 credit card and other financial transaction costs as part of charges  
29 imposed for driver and vehicle fee transactions beginning January 1,  
30 2020. At the direction of the office of financial management, the  
31 department must develop a method of tracking the additional amount of  
32 credit card and other financial cost-recovery revenues. In  
33 consultation with the office of financial management, the department  
34 must notify the state treasurer of these amounts and the state  
35 treasurer must deposit these revenues in the agency financial  
36 transaction account created in section 717 of this act on a quarterly  
37 basis.

38 **(15) Within amounts provided in this section, the department,**  
39 **shall convene a work group of relevant stakeholders, to make**

1 *recommendations on methods to assist former military members with*  
2 *demonstrated comparable recent military experience transition into*  
3 *civilian employment in commercial trucking and the construction*  
4 *trades. The issues explored by the work group may include, but are*  
5 *not limited to, expanding the allowed waivers under the federal motor*  
6 *carrier safety administration regulations, the specific training*  
7 *documents and military license information needed to demonstrate*  
8 *comparable military experience, the options to ensure that the former*  
9 *military drivers have the requisite knowledge and skills to safely*  
10 *operate commercial motor vehicles, and options to expand the*  
11 *transition and employment opportunities of former military drivers.*  
12 *The work group shall submit a report with its findings and*  
13 *recommendations to the transportation committees of the legislature*  
14 *by December 1, 2019.*

15 *(16) Within amounts provided in this section, the department, in*  
16 *consultation with the department of ecology and the Washington state*  
17 *patrol, shall convene a work group that includes representation from*  
18 *the vehicle recycling community, local law enforcement, environmental*  
19 *interests, and other appropriate parties to review enforcement of and*  
20 *compliance with the state's vehicle wrecking laws.*

21 *(a) The work group shall review the current problems relating to*  
22 *illegal vehicle wrecking operations and efforts underway in other*  
23 *west coast states to address the problems of illegal vehicle wrecking*  
24 *operations, including tax evasion, environmental impacts, health*  
25 *impacts, and facilitation of vehicle theft, and other related issues.*

26 *(b) The work group shall consider strategies for bringing illegal*  
27 *vehicle wreckers into compliance through compliance assistance,*  
28 *education and training, or other methods, including coordinated*  
29 *enforcement and compliance activities, and recommendations for*  
30 *statutory and administrative changes needed to better allow for*  
31 *enforcement against illegal wrecking operations.*

32 *(c) By December 1, 2019, the department must submit a preliminary*  
33 *progress report on the work group activities to the transportation*  
34 *committees of the legislature. By August 1, 2020, the department must*  
35 *submit a final report with potential legislation to the*  
36 *transportation committees of the legislature.*

37 *(17) (a) To ensure the most accurate and cost-effective method of*  
38 *determining whether an abandoned vehicle owner is an active duty*  
39 *service member, the department shall convene a work group comprised*  
40 *of registered tow truck operators from different regions of the*

1 **state, a representative of the military department, and**  
2 **representatives from the military branches of service by invitation**  
3 **as appropriate, to develop options for a financially viable and**  
4 **sustainable plan for the verification of a registered vehicle owner's**  
5 **active duty military status for both in state and out-of-state**  
6 **registered vehicles. The work group must examine:**

7 **(i) How other states and their respective towing and recovery**  
8 **industries have addressed the workload, liability, and costs of**  
9 **verification of a registered vehicle owner's active duty military**  
10 **status; and**

11 **(ii) Appropriate sources of funding to support the implementation**  
12 **of the policy options developed by the work group.**

13 **(b) A final report and draft legislation are due to the standing**  
14 **transportation committees of the legislature on June 1, 2020.**

15 (18) \$1,281,000 of the department of licensing service account—  
16 state appropriation is provided solely for savings from the  
17 implementation of chapter . . . (Engrossed House Bill No. 1789), Laws  
18 of 2019 (vehicle service fees). If chapter . . . (Engrossed House  
19 Bill No. 1789), Laws of 2019 is enacted by June 30, 2019, the amount  
20 provided in this subsection lapses.

21 (19) \$2,650,000 of the abandoned recreational vehicle disposal  
22 account—state appropriation is provided solely for providing  
23 reimbursements in accordance with the department's abandoned  
24 recreational vehicle disposal reimbursement program. It is the intent  
25 of the legislature that the department prioritize this funding for  
26 allowable and approved reimbursements and not to build a reserve of  
27 funds within the account.

28 (20) \$20,000 of the motor vehicle account—state appropriation is  
29 provided solely for the implementation of chapter . . . (Substitute  
30 House Bill No. 1197), Laws of 2019 (Gold Star license plate). If  
31 chapter . . . (Substitute House Bill No. 1197), Laws of 2019 is not  
32 enacted by June 30, 2019, the amount provided in this subsection  
33 lapses.

34 (21) \$31,000 of the motor vehicle account—state appropriation is  
35 provided solely for the implementation of chapter . . . (Substitute  
36 House Bill No. 1436), Laws of 2019 (snow bikes). If chapter . . .  
37 (Substitute House Bill No. 1436), Laws of 2019 is not enacted by June  
38 30, 2019, the amount provided in this subsection lapses.

1 (22) \$24,000 of the motor vehicle account—state appropriation is  
2 provided solely for the implementation of chapter . . . (House Bill  
3 No. 2058), Laws of 2019 (Purple Heart license plate). If  
4 chapter . . . (House Bill No. 2058), Laws of 2019 is not enacted by  
5 June 30, 2019, the amount provided in this subsection lapses.

6 (23) \$24,000 of the motor vehicle account—state appropriation is  
7 provided solely for the implementation of chapter . . . (Engrossed  
8 House Bill No. 2067), Laws of 2019 (vehicle and vessel owner  
9 information). If chapter . . . (Engrossed House Bill No. 2067), Laws  
10 of 2019 is not enacted by June 30, 2019, the amount provided in this  
11 subsection lapses.

12 **(24) \$24,000 of the motor vehicle account—state appropriation is**  
13 **provided solely for the implementation of chapter . . . (House Bill**  
14 **No. 1255), Laws of 2019 (Patches Pal license plate). If chapter . . .**  
15 **(House Bill No. 1255), Laws of 2019 is not enacted by June 30, 2019,**  
16 **the amount provided in this subsection lapses.**

17 (25) \$600,000 of the highway safety account—state appropriation  
18 is provided solely for the department to provide an interagency  
19 transfer to the department of social and health services, children's  
20 administration division for the purpose of providing driver's license  
21 support to a larger population of foster youth than is already served  
22 within existing resources. Support services include reimbursement of  
23 driver's license issuance costs, fees for driver training education,  
24 and motor vehicle liability insurance costs.

25 (26) The department must place personal and company data elements  
26 in separate data fields to allow the department to select discrete  
27 data elements when providing information or data to persons or  
28 entities outside the department. Pursuant to the restrictions in  
29 federal and state law, a person's photo, social security number, or  
30 medical information must not be made available through public  
31 disclosure or data being provided under RCW 46.12.630 or 46.12.635.

32 **(27) The budget includes amounts for the department to implement**  
33 **employee training and other activities related to improving the**  
34 **protection of private information and increasing racial and cultural**  
35 **awareness by employees in administering licensing responsibilities.**

36 **(28) Within existing funds, the department shall conduct a study**  
37 **to evaluate options for the implementation of prismatic**  
38 **retroreflective technology on license plates. The department must**  
39 **consult with the department of corrections, the department of**

1 **transportation, the Washington state patrol, and other appropriate**  
2 **entities in conducting the study. The report must include information**  
3 **on the potential improvements to license plate retroreflectivity and**  
4 **legibility, implementation costs, effects of prismatic**  
5 **retroreflective technology on license plate readers used by the**  
6 **Washington state patrol for enforcement and by the department of**  
7 **transportation in the photo toll collection process, and other**  
8 **implementation issues. The department shall issue the report to the**  
9 **transportation committees of the legislature by December 31, 2019.**

10 (29) \$149,000 of the highway safety account—state appropriation  
11 and \$218,000 of the ignition interlock device revolving account—state  
12 appropriation are provided solely for the implementation of  
13 chapter . . . (Engrossed Substitute House Bill No. 1504), Laws of  
14 2019 (impaired driving). If chapter . . . (Engrossed Substitute House  
15 Bill No. 1504), Laws of 2019 is not enacted by June 30, 2019, the  
16 amount provided in this subsection lapses.

17 (30) \$91,000 of the highway safety account—state appropriation is  
18 provided solely for the department's costs related to the one  
19 Washington project.

20 (31) \$974,000 of the highway safety account—state appropriation  
21 is provided solely for communication and outreach activities  
22 necessary to inform the public of federally acceptable identification  
23 options including, but not limited to, enhanced drivers' licenses and  
24 enhanced identicards. The department shall continue the outreach plan  
25 that includes informational material that can be effectively  
26 communicated to all communities and populations in Washington. To  
27 accomplish this work, the department shall contract with an external  
28 vendor with demonstrated experience and expertise in outreach and  
29 marketing to underrepresented communities in a culturally-responsive  
30 fashion.

**\*Sec. 208 is partially vetoed. See message at end of chapter.**

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

33	High Occupancy Toll Lanes Operations Account—State	
34	Appropriation . . . . .	\$3,774,000
35	Motor Vehicle Account—State Appropriation . . . . .	\$513,000
36	State Route Number 520 Corridor Account—State	
37	Appropriation . . . . .	\$43,773,000



1	State Route Number 520 Civil Penalties Account—State	
2	Appropriation . . . . .	\$4,145,000
3	Tacoma Narrows Toll Bridge Account—State	
4	Appropriation . . . . .	\$27,807,000
5	Alaskan Way Viaduct Replacement Project Account—State	
6	Appropriation. . . . .	\$20,061,000
7	Interstate 405 Express Toll Lanes Operations	
8	Account—State Appropriation . . . . .	\$18,329,000
9	TOTAL APPROPRIATION. . . . .	\$118,402,000

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

12       (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state  
13 appropriation and \$11,034,000 of the state route number 520 corridor  
14 account—state appropriation are provided solely for the purposes of  
15 addressing unforeseen operations and maintenance costs on the Tacoma  
16 Narrows bridge and the state route number 520 bridge, respectively.  
17 The office of financial management shall place the amounts provided  
18 in this subsection, which represent a portion of the required minimum  
19 fund balance under the policy of the state treasurer, in unallotted  
20 status. The office may release the funds only when it determines that  
21 all other funds designated for operations and maintenance purposes  
22 have been exhausted.

23       (2) As long as the facility is tolled, the department must  
24 provide quarterly reports to the transportation committees of the  
25 legislature on the Interstate 405 express toll lane project  
26 performance measures listed in RCW 47.56.880(4). These reports must  
27 include:

28       (a) Information on the travel times and travel time reliability  
29 (at a minimum, average and 90th percentile travel times) maintained  
30 during peak and nonpeak periods in the express toll lanes and general  
31 purpose lanes for both the entire corridor and commonly made trips in  
32 the corridor including, but not limited to, northbound from Bellevue  
33 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at  
34 state route number 522, Bellevue to Bothell (both NE 8th to state  
35 route number 522 and NE 8th to state route number 527), and a trip  
36 internal to the corridor (such as NE 85th to NE 160th) and similar  
37 southbound trips;

38       (b) A month-to-month comparison of travel times and travel time  
39 reliability for the entire corridor and commonly made trips in the

1 corridor as specified in (a) of this subsection since implementation  
2 of the express toll lanes and, to the extent available, a comparison  
3 to the travel times and travel time reliability prior to  
4 implementation of the express toll lanes;

5 (c) Total express toll lane and total general purpose lane  
6 traffic volumes, as well as per lane traffic volumes for each type of  
7 lane (i) compared to total express toll lane and total general  
8 purpose lane traffic volumes, as well as per lane traffic volumes for  
9 each type of lane, on this segment of Interstate 405 prior to  
10 implementation of the express toll lanes and (ii) compared to total  
11 express toll lane and total general purpose lane traffic volumes, as  
12 well as per lane traffic volumes for each type of lane, from month to  
13 month since implementation of the express toll lanes; and

14 (d) Underlying congestion measurements, that is, speeds, that are  
15 being used to generate the summary graphs provided, to be made  
16 available in a digital file format.

17 (3) (a) \$71,000 of the high occupancy toll lanes operations  
18 account—state appropriation, \$1,238,000 of the state route number 520  
19 corridor account—state appropriation, \$532,000 of the Tacoma Narrows  
20 toll bridge account—state appropriation, \$460,000 of the Interstate  
21 405 express toll lanes operations account—state appropriation, and  
22 \$699,000 of the Alaskan Way viaduct replacement project account—state  
23 appropriation are provided solely for the department to finish  
24 implementing a new tolling customer service toll collection system,  
25 and are subject to the conditions, limitations, and review provided  
26 in section 701 of this act.

27 (b) The department shall continue to work with the office of  
28 financial management, office of the chief information officer, and  
29 the transportation committees of the legislature on the project  
30 management plan that includes a provision for independent  
31 verification and validation of contract deliverables from the  
32 successful bidder and a provision for quality assurance that includes  
33 reporting independently to the office of the chief information  
34 officer on an ongoing basis during system implementation.

35 (4) The department shall make detailed quarterly reports to the  
36 transportation committees of the legislature and the public on the  
37 department's web site on the following:

38 (a) The use of consultants in the tolling program, including the  
39 name of the contractor, the scope of work, the type of contract,

1 timelines, deliverables, any new task orders, and any extensions to  
2 existing consultant contracts;

3 (b) The nonvendor costs of administering toll operations,  
4 including the costs of staffing the division, consultants, and other  
5 personal service contracts required for technical oversight and  
6 management assistance, insurance, payments related to credit card  
7 processing, transponder purchases and inventory management, facility  
8 operations and maintenance, and other miscellaneous nonvendor costs;

9 (c) The vendor-related costs of operating tolled facilities,  
10 including the costs of the customer service center, cash collections  
11 on the Tacoma Narrows bridge, electronic payment processing, and toll  
12 collection equipment maintenance, renewal, and replacement;

13 (d) The toll adjudication process, including a summary table for  
14 each toll facility that includes:

15 (i) The number of notices of civil penalty issued;

16 (ii) The number of recipients who pay before the notice becomes a  
17 penalty;

18 (iii) The number of recipients who request a hearing and the  
19 number who do not respond;

20 (iv) Workload costs related to hearings;

21 (v) The cost and effectiveness of debt collection activities; and

22 (vi) Revenues generated from notices of civil penalty; and

23 (e) A summary of toll revenue by facility on all operating toll  
24 facilities and high occupancy toll lane systems, and an itemized  
25 depiction of the use of that revenue.

26 (5) \$17,517,000 of the Interstate 405 express toll lanes  
27 operations account—state appropriation is provided solely for  
28 operational costs related to the express toll lane facility.

29 (6) In calendar year 2021, toll equipment on the Tacoma Narrows  
30 Bridge will have reached the end of its operational life. During the  
31 2019-2021 fiscal biennium, the department plans to issue a request  
32 for proposals as the first stage of a competitive procurement process  
33 that will replace the toll equipment and select a new tolling  
34 operator for the Tacoma Narrows Bridge. The request for proposals and  
35 subsequent competitive procurement must incorporate elements that  
36 prioritize the overall goal of lowering costs per transaction for the  
37 facility, such as incentives for innovative approaches which result  
38 in lower transactional costs, requests for efficiencies on the part  
39 of the bidder that lower operational costs, and incorporation of  
40 technologies such as self-serve credit card machines or other point-

1 of-payment technologies that lower costs or improve operational  
2 efficiencies.

3 (7) \$19,362,000 of the Alaskan Way viaduct replacement project  
4 account—state appropriation is provided solely for the new state  
5 route number 99 tunnel toll facility's expected share of collecting  
6 toll revenues, operating customer services, and maintaining toll  
7 collection systems. The legislature expects to see appropriate  
8 reductions to the other toll facility accounts once tolling on the  
9 new state route number 99 tunnel toll facility commences and any  
10 previously incurred costs for start-up of the new facility are  
11 charged back to the Alaskan Way viaduct replacement project account.  
12 The office of financial management shall closely monitor the  
13 application of the cost allocation model and ensure that the new  
14 state route number 99 tunnel toll facility is adequately sharing  
15 costs and the other toll facility accounts are not being overspent or  
16 subsidizing the new state route number 99 tunnel toll facility.

17 (8) \$256,000 of the high occupancy toll lanes operations account—  
18 state appropriation and \$352,000 of the Interstate 405 express toll  
19 lanes operations account—state appropriation are provided solely for  
20 increased levels of service from the Washington state patrol for  
21 enforcement of toll lane violations on the state route number 167  
22 high occupancy toll lanes and the Interstate 405 express toll lanes.  
23 The department shall compile monthly data on the number of Washington  
24 state patrol enforcement hours on each facility and the percentage of  
25 time during peak hours that speeds are at or above forty-five miles  
26 per hour on each facility. The department shall provide this data in  
27 a report to the transportation committees of the legislature on at  
28 least a calendar quarterly basis.

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

31	Transportation Partnership Account—State Appropriation . . .	\$1,460,000
32	Motor Vehicle Account—State Appropriation . . . . .	\$94,993,000
33	Puget Sound Ferry Operations Account—State	
34	Appropriation . . . . .	\$263,000
35	Multimodal Transportation Account—State	
36	Appropriation . . . . .	\$2,878,000
37	Transportation 2003 Account (Nickel Account)—State	
38	Appropriation . . . . .	\$1,460,000

1 TOTAL APPROPRIATION. . . . .

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

4 (1) \$8,114,000 of the motor vehicle account—state appropriation  
5 is provided solely for the development of the labor system  
6 replacement project and is subject to the conditions, limitations,  
7 and review provided in section 701 of this act. It is the intent of  
8 the legislature that if any portion of the labor system replacement  
9 project is leveraged in the future for the time, leave, and labor  
10 distribution of any other agencies, the motor vehicle account will be  
11 reimbursed proportionally for the development of the system since  
12 amounts expended from the motor vehicle account must be used  
13 exclusively for highway purposes in conformance with Article II,  
14 section 40 of the state Constitution. This must be accomplished  
15 through a loan arrangement with the current interest rate under the  
16 terms set by the office of the state treasurer at the time the system  
17 is deployed to additional agencies. If the motor vehicle account is  
18 not reimbursed for future use of the system, it is further the intent  
19 of the legislature that reductions will be made to central service  
20 agency charges accordingly. The department shall provide a report to  
21 the transportation committees of the legislature by December 31,  
22 2019, detailing the project timeline as of July 1, 2019, an updated  
23 project timeline if necessary, expenditures made to date for the  
24 purposes of this project, and expenditures projected through the  
25 remainder of the project timeline.

26 (2) \$198,000 of the motor vehicle account—state appropriation is  
27 provided solely for the department's cost related to the one  
28 Washington project.

29 (3) \$21,500,000 of the motor vehicle account—state appropriation  
30 is provided solely for the activities of the information technology  
31 program in developing and maintaining information systems that  
32 support the operations and program delivery of the department,  
33 ensuring compliance with section 701 of this act, and the  
34 requirements of the office of the chief information officer under RCW  
35 43.88.092 to evaluate and prioritize any new financial and capital  
36 systems replacement or modernization project and any other  
37 information technology project. During the 2019-2021 biennium, the  
38 department is prohibited from using the distributed direct program  
39 support or any other cost allocation method to fund any new financial

1 and capital systems replacement or modernization project, without  
2 having the project evaluated and prioritized by the office of the  
3 chief information officer and submitting a decision package to the  
4 governor and the transportation committees of the legislature as part  
5 of the normal budget process.

6 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF TRANSPORTATION—**  
7 **FACILITY MAINTENANCE, OPERATIONS, AND CONSTRUCTION—PROGRAM D—**  
8 **OPERATING**

9	Motor Vehicle Account—State Appropriation . . . . .	\$33,149,000
10	State Route Number 520 Corridor Account—State	
11	Appropriation . . . . .	\$34,000
12	TOTAL APPROPRIATION. . . . .	\$33,183,000

13 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF TRANSPORTATION—**  
14 **AVIATION—PROGRAM F**

15	Aeronautics Account—State Appropriation . . . . .	\$7,635,000
16	Aeronautics Account—Federal Appropriation . . . . .	\$2,542,000
17	Aeronautics Account—Private/Local Appropriation . . . . .	\$60,000
18	TOTAL APPROPRIATION. . . . .	\$10,237,000

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

21 (1) \$2,751,000 of the aeronautics account—state appropriation is  
22 provided solely for the airport aid grant program, which provides  
23 competitive grants to public use airports for pavement, safety,  
24 maintenance, planning, and security.

25 (2) \$468,000 of the aeronautics account—state appropriation is  
26 provided solely for one FTE dedicated to planning aviation emergency  
27 services and addressing emerging aeronautics requirements, and for  
28 the implementation of chapter . . . (House Bill No. 1397), Laws of  
29 2019 (electric aircraft work group), which extends the electric  
30 aircraft work group past its current expiration and allows WSDOT to  
31 employ a consultant to assist with the work group. If chapter . . .  
32 (House Bill No. 1397), Laws of 2019 is not enacted by June 30, 2019,  
33 \$200,000 of the amount in this subsection lapses.

34 (3) \$200,000 of the aeronautics account—state appropriation is  
35 provided solely for the department to convene an electric aircraft  
36 work group to study the state of the electrically powered aircraft  
37 industry and assess infrastructure needs related to the deployment of

1 electric or hybrid-electric aircraft for commercial air travel in  
2 Washington state.

3 (a) The chair of the work group may be a consultant specializing  
4 in aeronautics. The work group must include, but is not limited to,  
5 representation from the electric aircraft industry, the aircraft  
6 manufacturing industry, electric utility districts, the battery  
7 industry, the department of commerce, the department of  
8 transportation aviation division, the airline pilots association, a  
9 primary airport representing an airport association, and the airline  
10 industry.

11 (b) The study must include, but is not limited to:

12 (i) Infrastructure requirements necessary to facilitate electric  
13 aircraft operations at airports;

14 (ii) Potential economic and public benefits including, but not  
15 limited to, the direct and indirect impact on the number of  
16 manufacturing and service jobs and the wages from those jobs in  
17 Washington state;

18 (iii) Potential incentives for industry in the manufacturing and  
19 operation of electric aircraft for regional air travel;

20 (iv) Educational and workforce requirements for manufacturing and  
21 maintaining electric aircraft;

22 (v) Demand and forecast for electric aircraft use to include  
23 expected timeline of the aircraft entering the market given federal  
24 aviation administration certification requirements;

25 (vi) Identification of up to six airports in Washington state  
26 that may benefit from a pilot program once an electrically propelled  
27 aircraft for commercial use becomes available; and

28 (vii) Recommendations to further the advancement of the  
29 electrification of aircraft for regional commercial use within  
30 Washington state, including specific, measureable goals for the years  
31 2030, 2040, and 2050 that reflect progressive and substantial  
32 increases in the utilization of electric and hybrid-electric  
33 commercial aircraft.

34 (c) The work group must submit a report and accompanying  
35 recommendations to the transportation committees of the legislature  
36 by November 15, 2020.

37 (d) If chapter . . . (House Bill No. 1397), Laws of 2019 is  
38 enacted by June 30, 2019, the amount provided in this subsection (3)  
39 lapses.

1 (4) \$150,000 of the aeronautics account—state appropriation is  
2 provided solely for the implementation of chapter . . . (Substitute  
3 Senate Bill No. 5370), Laws of 2019 (aviation coordinating  
4 commission). If chapter . . . (Substitute Senate Bill No. 5370), Laws  
5 of 2019 is not enacted by June 30, 2019, the amount provided in this  
6 subsection lapses.

7 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION—**  
8 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H**

9	Motor Vehicle Account—State Appropriation . . . . .	\$59,801,000
10	Motor Vehicle Account—Federal Appropriation . . . . .	\$500,000
11	Multimodal Transportation Account—State Appropriation . . .	\$258,000
12	TOTAL APPROPRIATION. . . . .	\$60,559,000

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

15 (1) The legislature recognizes that the trail known as the Rocky  
16 Reach Trail, and its extensions, serve to separate motor vehicle  
17 traffic from pedestrians and bicyclists, increasing motor vehicle  
18 safety on state route number 2 and the coincident section of state  
19 route number 97. Consistent with chapter 47.30 RCW and pursuant to  
20 RCW 47.12.080, the legislature declares that transferring portions of  
21 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and  
22 associated buffer areas to the Washington state parks and recreation  
23 commission is consistent with the public interest. The legislature  
24 directs the department to transfer the property to the Washington  
25 state parks and recreation commission.

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

29 (b) Prior to completing the transfer in this subsection (1), the  
30 department must ensure that provisions are made to accommodate  
31 private and public utilities and any facilities that predate the  
32 department's acquisition of the property, at no cost to those  
33 entities. Prior to completing the transfer, the department shall also  
34 ensure that provisions, by fair market assessment, are made to  
35 accommodate other private and public utilities and any facilities  
36 that have been legally allowed by permit or other instrument.

37 (c) The department may sell any adjoining property that is not  
38 necessary to support the Rocky Reach Trail and adjacent buffer areas



1 only after the transfer of trail-related property to the Washington  
2 state parks and recreation commission is complete. Adjoining property  
3 owners must be given the first opportunity to acquire such property  
4 that abuts their property, and applicable boundary line or other  
5 adjustments must be made to the legal descriptions for recording  
6 purposes.

7 (2) With respect to Parcel 12 of the real property conveyed by  
8 the state of Washington to the city of Mercer Island under that  
9 certain quitclaim deed, dated April 19, 2000, recorded in King county  
10 under recording no. 20000425001234, the requirement in the deed that  
11 the property be used for road/street purposes only will be deemed  
12 satisfied by the department of transportation so long as commuter  
13 parking, as part of the vertical development of the property, is one  
14 of the significant uses of the property.

15 (3) \$1,600,000 of the motor vehicle account—state appropriation  
16 is provided solely for real estate services activities. Consistent  
17 with RCW 47.12.120 and during the 2019-2021 fiscal biennium, when  
18 initiating, extending, or renewing any rent or lease agreements with  
19 a regional transit authority, consideration of value must be  
20 equivalent to one hundred percent of economic or market rent.

21 (4) (a) \$100,000 of the motor vehicle account—state appropriation  
22 is provided solely for the department to:

23 (i) Determine the real property owned by the state of Washington  
24 and under the jurisdiction of the department in King county that is  
25 surplus property located in an area encompassing south of Dearborn  
26 Street in Seattle, south of Newcastle, west of SR 515, and north of  
27 South 216th to SR 515; and

28 (ii) Use any remaining funds after (a) (i) of this subsection is  
29 completed to identify additional real property across the state owned  
30 by the state of Washington and under the jurisdiction of the  
31 department that is surplus property.

32 (b) The department shall provide a report to the transportation  
33 committees of the legislature describing the properties it has  
34 identified as surplus property under (a) of this subsection by  
35 October 1, 2020.

36 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION—**  
37 **PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K**

38 Motor Vehicle Account—State Appropriation . . . . . \$670,000

1	Electric Vehicle Account—State Appropriation. . . . .	\$2,000,000
2	Multimodal Transportation Account—State Appropriation. . .	\$1,634,000
3	TOTAL APPROPRIATION. . . . .	\$4,304,000

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

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

9 (2) \$350,000 of the multimodal transportation account—state  
10 appropriation is provided solely for the department to execute a  
11 transit oriented development pilot project at Kingsgate park and ride  
12 in Kirkland intended to be completed by December 31, 2023. The  
13 purpose of the pilot project is to demonstrate how appropriate  
14 department properties may be used to provide multiple public benefits  
15 such as affordable and market rate housing, commercial development,  
16 and institutional facilities in addition to transportation purposes.  
17 To accomplish the pilot project, the department is authorized to  
18 exercise all legal and administrative powers authorized in statute  
19 that may include, but is not limited to, the transfer, lease, or sale  
20 of some or all of the property to another governmental agency, public  
21 development authority, or nonprofit developer approved by the  
22 department and partner agencies. The department may also partner with  
23 sound transit, King county, the city of Kirkland, and any other  
24 federal, regional, or local jurisdiction on any policy changes  
25 necessary from those jurisdictions to facilitate the pilot project.  
26 By December 1, 2019, the department must report to the legislature on  
27 any legislative actions necessary to facilitate the pilot project and  
28 future transit oriented development projects.

29 (3) \$2,000,000 of the electric vehicle account—state  
30 appropriation is provided solely for the clean alternative fuel  
31 vehicle charging and refueling infrastructure program in  
32 chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws  
33 of 2019 (advancing green transportation adoption). If chapter . . .  
34 (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is  
35 not enacted by June 30, 2019, the amount provided in this subsection  
36 lapses.

37 (4) \$1,200,000 of the multimodal transportation account—state  
38 appropriation is provided solely for the pilot program established  
39 under chapter . . . (Engrossed Second Substitute House Bill No.

1 2042), Laws of 2019 (advancing green transportation adoption) to  
2 provide clean alternative fuel vehicle use opportunities to  
3 underserved communities and low to moderate income members of the  
4 workforce not readily served by transit or located in transportation  
5 corridors with emissions that exceed federal or state emissions  
6 standards. If chapter . . . (Engrossed Second Substitute House Bill  
7 No. 2042), Laws of 2019 is not enacted by June 30, 2019, the amount  
8 provided in this subsection lapses.

9 (5) \$84,000 of the multimodal transportation account—state  
10 appropriation is provided solely for an interagency transfer to the  
11 department of commerce for the purpose of conducting a study as  
12 described in chapter . . . (Engrossed Second Substitute House Bill  
13 No. 2042), Laws of 2019 (advancing green transportation adoption) to  
14 identify opportunities to reduce barriers to electric vehicle  
15 adoption by lower income residents of the state through the use of  
16 vehicle and infrastructure financing assistance. If chapter . . .  
17 (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is  
18 not enacted by June 30, 2019, the amount provided in this subsection  
19 lapses.

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

22	Motor Vehicle Account—State Appropriation . . . . .	\$495,228,000
23	Motor Vehicle Account—Federal Appropriation . . . . .	\$7,000,000
24	State Route Number 520 Corridor Account—State	
25	Appropriation . . . . .	\$4,447,000
26	Tacoma Narrows Toll Bridge Account—State	
27	Appropriation . . . . .	\$1,549,000
28	Alaskan Way Viaduct Replacement Project	
29	Account—State Appropriation . . . . .	\$9,533,000
30	Interstate 405 Express Toll Lanes Operations	
31	Account—State Appropriation. . . . .	\$1,370,000
32	TOTAL APPROPRIATION. . . . .	\$519,127,000

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

35 (1) (a) \$6,170,000 of the motor vehicle account—state  
36 appropriation is provided solely for utility fees assessed by local  
37 governments as authorized under RCW 90.03.525 for the mitigation of  
38 stormwater runoff from state highways. Plan and reporting

1 requirements as required in chapter . . . (Senate Bill No. 5505),  
2 Laws of 2019 (Local Stormwater Charges) shall be consistent with the  
3 January 2012 findings of the Joint Transportation Committee Report  
4 for Effective Cost Recovery Structure for WSDOT, Jurisdictions, and  
5 Efficiencies in Stormwater Management.

6 (b) Pursuant to RCW 90.03.525(3), the department and the  
7 utilities imposing charges to the department shall negotiate with the  
8 goal of agreeing to rates such that the total charges to the  
9 department for the 2019-2021 fiscal biennium do not exceed the amount  
10 provided in this subsection. The department shall report to the  
11 transportation committees of the legislature on the amount of funds  
12 requested, the funds granted, and the strategies used to keep costs  
13 down, by January 17, 2021. If chapter . . . (Senate Bill No. 5505),  
14 Laws of 2019 (local stormwater charges) is enacted by June 30, 2019,  
15 this subsection (1)(b) does not take effect.

16 (2) \$4,447,000 of the state route number 520 corridor account—  
17 state appropriation is provided solely to maintain the state route  
18 number 520 floating bridge. These funds must be used in accordance  
19 with RCW 47.56.830(3).

20 (3) \$1,549,000 of the Tacoma Narrows toll bridge account—state  
21 appropriation is provided solely to maintain the new Tacoma Narrows  
22 bridge. These funds must be used in accordance with RCW 47.56.830(3).

23 (4) \$1,370,000 of the Interstate 405 express toll lanes  
24 operations account—state appropriation is provided solely to maintain  
25 the Interstate 405 express toll lanes between Lynnwood and Bellevue.  
26 These funds must be used in accordance with RCW 47.56.830(3).

27 (5) \$5,000,000 of the motor vehicle account—state appropriation  
28 is provided solely for a contingency pool for snow and ice removal.  
29 The department must notify the office of financial management and the  
30 transportation committees of the legislature when they have spent the  
31 base budget for snow and ice removal and will begin using the  
32 contingency pool funding.

33 (6) \$1,025,000 of the motor vehicle account—state appropriation  
34 is provided solely for the department to implement safety  
35 improvements and debris clean up on department-owned rights-of-way in  
36 the city of Seattle at levels above that being implemented as of  
37 January 1, 2019. The department must contract out or hire a crew  
38 dedicated solely to collecting and disposing of garbage, clearing  
39 debris or hazardous material, and implementing safety improvements

1 where hazards exist to the traveling public, department employees, or  
2 people encamped upon department-owned rights-of-way. The department  
3 may request assistance from the Washington state patrol as necessary  
4 in order for both agencies to provide enhanced safety-related  
5 activities regarding the emergency hazards along state highway  
6 rights-of-way in the Seattle area.

7 (7) \$1,015,000 of the motor vehicle account—state appropriation  
8 is provided solely for a partnership program between the department  
9 and the city of Tacoma. The program shall address the safety and  
10 public health problems created by homeless encampments on the  
11 department's property along state highways within the city limits.  
12 \$570,000 is for dedicated department maintenance staff and associated  
13 clean-up costs. The department and the city of Tacoma shall enter  
14 into a reimbursable agreement to cover up to \$445,000 of the city's  
15 expenses for clean-up crews and landfill costs.

16 (8) The department must commence a pilot program for the  
17 2019-2021 fiscal biennium at the four highest demand safety rest  
18 areas to create and maintain an online calendar for volunteer groups  
19 to check availability of weekends for the free coffee program. The  
20 calendar must be updated at least weekly and show dates and times  
21 that are, or are not, available to participate in the free coffee  
22 program. The department must submit a report to the legislature on  
23 the ongoing pilot by December 1, 2020, outlining the costs and  
24 benefits of the online calendar pilot, and including surveys from the  
25 volunteer groups and agency staff to determine its effectiveness.

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

28	Motor Vehicle Account—State Appropriation . . . . .	\$70,681,000
29	Motor Vehicle Account—Federal Appropriation . . . . .	\$2,050,000
30	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$250,000
31	TOTAL APPROPRIATION. . . . .	\$72,981,000

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

34 (1) \$6,000,000 of the motor vehicle account—state appropriation  
35 is provided solely for low-cost enhancements. The department shall  
36 give priority to low-cost enhancement projects that improve safety or  
37 provide congestion relief. By December 15th of each odd-numbered  
38 year, the department shall provide a report to the legislature

1 listing all low-cost enhancement projects completed in the prior  
2 fiscal biennium.

3 (2) (a) During the 2019-2021 fiscal biennium, the department shall  
4 continue a pilot program that expands private transportation  
5 providers' access to high occupancy vehicle lanes. Under the pilot  
6 program, when the department reserves a portion of a highway based on  
7 the number of passengers in a vehicle, the following vehicles must be  
8 authorized to use the reserved portion of the highway if the vehicle  
9 has the capacity to carry eight or more passengers, regardless of the  
10 number of passengers in the vehicle: (i) Auto transportation company  
11 vehicles regulated under chapter 81.68 RCW; (ii) passenger charter  
12 carrier vehicles regulated under chapter 81.70 RCW, except marked or  
13 unmarked stretch limousines and stretch sport utility vehicles as  
14 defined under department of licensing rules; (iii) private nonprofit  
15 transportation provider vehicles regulated under chapter 81.66 RCW;  
16 and (iv) private employer transportation service vehicles. For  
17 purposes of this subsection, "private employer transportation  
18 service" means regularly scheduled, fixed-route transportation  
19 service that is offered by an employer for the benefit of its  
20 employees. Nothing in this subsection is intended to authorize the  
21 conversion of public infrastructure to private, for-profit purposes  
22 or to otherwise create an entitlement or other claim by private users  
23 to public infrastructure.

24 (b) The department shall expand the high occupancy vehicle lane  
25 access pilot program to vehicles that deliver or collect blood,  
26 tissue, or blood components for a blood-collecting or distributing  
27 establishment regulated under chapter 70.335 RCW. Under the pilot  
28 program, when the department reserves a portion of a highway based on  
29 the number of passengers in a vehicle, blood-collecting or  
30 distributing establishment vehicles that are clearly and identifiably  
31 marked as such on all sides of the vehicle are considered emergency  
32 vehicles and must be authorized to use the reserved portion of the  
33 highway.

34 (c) The department shall expand the high occupancy vehicle lane  
35 access pilot program to private, for hire vehicles regulated under  
36 chapter 81.72 RCW that have been specially manufactured, designed, or  
37 modified for the transportation of a person who has a mobility  
38 disability and uses a wheelchair or other assistive device. Under the  
39 pilot program, when the department reserves a portion of a highway  
40 based on the number of passengers in a vehicle, wheelchair-accessible

1 taxicabs that are clearly and identifiably marked as such on all  
2 sides of the vehicle are considered public transportation vehicles  
3 and must be authorized to use the reserved portion of the highway.

4 (d) Nothing in this subsection (2) is intended to exempt these  
5 vehicles from paying tolls when they do not meet the occupancy  
6 requirements established by the department for high occupancy toll  
7 lanes.

8 (3) When regional transit authority construction activities are  
9 visible from a state highway, the department shall allow the regional  
10 transit authority to place safe and appropriate signage informing the  
11 public of the purpose of the construction activity.

12 (4) The department must make signage for low-height bridges a  
13 high priority.

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

16	Motor Vehicle Account—State Appropriation . . . . .	\$38,782,000
17	Motor Vehicle Account—Federal Appropriation . . . . .	\$1,380,000
18	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$500,000
19	Multimodal Transportation Account—State	
20	Appropriation . . . . .	\$1,129,000
21	TOTAL APPROPRIATION. . . . .	\$41,791,000

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

24 (1) \$2,000,000 of the motor vehicle account—state appropriation  
25 is provided solely for a grant program that makes awards for the  
26 following: (a) Support for nonprofit agencies, churches, and other  
27 entities to help provide outreach to populations underrepresented in  
28 the current apprenticeship programs; (b) preapprenticeship training;  
29 and (c) child care, transportation, and other supports that are  
30 needed to help women, veterans, and minorities enter and succeed in  
31 apprenticeship. The department must report on grants that have been  
32 awarded and the amount of funds disbursed by December 1st each year.  
33 If moneys are provided in the omnibus operating appropriations act  
34 for a career connected learning grant program, defined in  
35 chapter . . . (Substitute House Bill No. 1336), Laws of 2019, or  
36 otherwise, the amount provided in this subsection lapses.

1 (2) \$150,000 of the motor vehicle account—state appropriation is  
2 provided solely for a user-centered and mobile-compatible web site  
3 redesign using estimated web site ad revenues.

4 (3) From the revenues generated by the five dollar per studded  
5 tire fee under RCW 46.37.427, \$250,000 of the motor vehicle account—  
6 state appropriation is provided solely for the department, in  
7 consultation with the appropriate local jurisdictions and relevant  
8 stakeholder groups, to establish a pilot media-based public  
9 information campaign regarding the damage of studded tire use on  
10 state and local roadways in Whatcom county, and to continue the  
11 existing pilot information campaign in Spokane county. The reason for  
12 the geographic selection of Spokane and Whatcom counties is based on  
13 the high utilization of studded tires in these jurisdictions. The  
14 public information campaigns must primarily focus on making the  
15 consumer aware of the safety implications for other drivers, road  
16 deterioration, financial impact for taxpayers, and, secondarily, the  
17 alternatives to studded tires. The Whatcom county pilot media-based  
18 public information campaign must begin by September 1, 2020. By  
19 January 14, 2021, the department must provide the transportation  
20 committees of the legislature an update on the Spokane and Whatcom  
21 county pilot media-based public information campaigns.

22 (4) \$138,000 of the motor vehicle account—state appropriation is  
23 provided solely for the implementation of chapter . . . (Second  
24 Substitute Senate Bill No. 5489), Laws of 2019 (concerning  
25 environmental health disparities). If chapter . . . (Second  
26 Substitute Senate Bill No. 5489), Laws of 2019 is not enacted by June  
27 30, 2019, the amount provided in this subsection lapses.

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

30 High Occupancy Toll Lanes Operations

31	Account—State Appropriation . . . . .	\$3,000,000
32	Motor Vehicle Account—State Appropriation . . . . .	\$29,403,000
33	Motor Vehicle Account—Federal Appropriation . . . . .	\$29,485,000
34	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$800,000
35	Multimodal Transportation Account—State Appropriation . . . . .	\$710,000
36	Multimodal Transportation Account—Federal	
37	Appropriation . . . . .	\$2,809,000
38	Multimodal Transportation Account—Private/Local	



1	Appropriation . . . . .	\$100,000
2	TOTAL APPROPRIATION. . . . .	\$66,307,000

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

5 (1) \$130,000 of the motor vehicle account—state appropriation is  
6 provided solely for completion of a corridor study to identify  
7 potential improvements between exit 116 and exit 99 of Interstate 5.  
8 The study should further develop mid- and long-term strategies from  
9 the corridor sketch, and identify potential US 101/I-5 interchange  
10 improvements, a strategic plan for the Nisqually River bridges,  
11 regional congestion relief options, and ecosystem benefits to the  
12 Nisqually River estuary for salmon productivity and flood control.

13 (2) The study on state route number 518 referenced in section  
14 218(5), chapter 297, Laws of 2018 must be submitted to the  
15 transportation committees of the legislature by November 30, 2019.

16 (3) \$100,000 of the motor vehicle account—state appropriation is  
17 provided solely to complete the Tacoma mall direct access feasibility  
18 study.

19 (4) \$4,600,000 of the motor vehicle account—federal appropriation  
20 is provided solely to complete the road usage charge pilot project  
21 overseen by the transportation commission using the remaining unspent  
22 amount of the federal grant award. The purpose of the road usage  
23 charge pilot project is to explore the viability of a road usage  
24 charge as a possible replacement for the gas tax.

25 (5) \$3,000,000 of the high occupancy toll lanes operations  
26 account—state appropriation is provided solely for updating the state  
27 route number 167 master plan. If neither chapter . . . (Engrossed  
28 Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling)  
29 nor chapter . . . (House Bill No. 2132), Laws of 2019 (addressing  
30 tolling) is enacted by June 30, 2019, the amount provided in this  
31 subsection lapses.

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

34	Motor Vehicle Account—State Appropriation . . . . .	\$71,996,000
35	Multimodal Transportation Account—State	
36	Appropriation . . . . .	\$2,491,000
37	TOTAL APPROPRIATION. . . . .	\$74,487,000

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

3 (1) Prior to entering into any negotiated settlement of a claim  
4 against the state for the department that exceeds five million  
5 dollars, the department, in conjunction with the attorney general and  
6 the department of enterprise services, shall notify the director of  
7 the office of financial management and the transportation committees  
8 of the legislature.

9 (2) Beginning October 1, 2019, and quarterly thereafter, the  
10 department, in conjunction with the attorney general and the  
11 department of enterprise services, shall provide a report with  
12 judgments and settlements dealing with the Washington state ferry  
13 system to the director of the office of financial management and the  
14 transportation committees of the legislature. The report must include  
15 information on: (a) The number of claims and settlements by type; (b)  
16 the average claim and settlement by type; (c) defense costs  
17 associated with those claims and settlements; and (d) information on  
18 the impacts of moving legal costs associated with the Washington  
19 state ferry system into the statewide self-insurance pool.

20 (3) Beginning October 1, 2019, and quarterly thereafter, the  
21 department, in conjunction with the attorney general and the  
22 department of enterprise services, shall provide a report with  
23 judgments and settlements dealing with the nonferry operations of the  
24 department to the director of the office of financial management and  
25 the transportation committees of the legislature. The report must  
26 include information on: (a) The number of claims and settlements by  
27 type; (b) the average claim and settlement by type; and (c) defense  
28 costs associated with those claims and settlements.

29 \*NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION—**  
30 **PUBLIC TRANSPORTATION—PROGRAM V**

31	State Vehicle Parking Account—State Appropriation . . . . .	\$784,000
32	Regional Mobility Grant Program Account—State	
33	Appropriation . . . . .	\$96,630,000
34	Rural Mobility Grant Program Account—State	
35	Appropriation . . . . .	\$32,223,000
36	Multimodal Transportation Account—State	
37	Appropriation . . . . .	\$128,554,000
38	Multimodal Transportation Account—Federal	

1	Appropriation . . . . .	
2	Multimodal Transportation Account—Local	
3	Appropriation . . . . .	\$100,000
4	TOTAL APPROPRIATION. . . . .	\$261,865,000

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

7 (1) \$62,679,000 of the multimodal transportation account—state  
8 appropriation is provided solely for a grant program for special  
9 needs transportation provided by transit agencies and nonprofit  
10 providers of transportation. If chapter . . . (Engrossed Second  
11 Substitute House Bill No. 2042), Laws of 2019 (advancing green  
12 transportation adoption) is not enacted by June 30, 2019, \$10,000,000  
13 of the amount in this subsection lapses. Of this amount:

14 (a) \$14,278,000 of the multimodal transportation account—state  
15 appropriation is provided solely for grants to nonprofit providers of  
16 special needs transportation. Grants for nonprofit providers must be  
17 based on need, including the availability of other providers of  
18 service in the area, efforts to coordinate trips among providers and  
19 riders, and the cost effectiveness of trips provided. If  
20 chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws  
21 of 2019 (advancing green transportation adoption) is not enacted by  
22 June 30, 2019, \$2,278,000 of the amount in this subsection lapses.

23 **Fuel type may not be a factor in the grant selection process.**

24 (b) \$48,401,000 of the multimodal transportation account—state  
25 appropriation is provided solely for grants to transit agencies to  
26 transport persons with special transportation needs. To receive a  
27 grant, the transit agency must, to the greatest extent practicable,  
28 have a maintenance of effort for special needs transportation that is  
29 no less than the previous year's maintenance of effort for special  
30 needs transportation. Grants for transit agencies must be prorated  
31 based on the amount expended for demand response service and route  
32 deviated service in calendar year 2017 as reported in the "Summary of  
33 Public Transportation - 2017" published by the department of  
34 transportation. No transit agency may receive more than thirty  
35 percent of these distributions. If chapter . . . (Engrossed Second  
36 Substitute House Bill No. 2042), Laws of 2019 (advancing green  
37 transportation adoption) is not enacted by June 30, 2019, \$7,722,000  
38 of the amount in this subsection lapses. **Fuel type may not be a**

39 **factor in the grant selection process.**

1 (2) \$32,223,000 of the rural mobility grant program account—state  
2 appropriation is provided solely for grants to aid small cities in  
3 rural areas as prescribed in RCW 47.66.100. **Fuel type may not be a**  
4 **factor in the grant selection process.**

5 (3) (a) \$10,290,000 of the multimodal transportation account—state  
6 appropriation is provided solely for a vanpool grant program for: (i)  
7 Public transit agencies to add vanpools or replace vans; and (ii)  
8 incentives for employers to increase employee vanpool use. The grant  
9 program for public transit agencies will cover capital costs only;  
10 operating costs for public transit agencies are not eligible for  
11 funding under this grant program. Additional employees may not be  
12 hired from the funds provided in this section for the vanpool grant  
13 program, and supplanting of transit funds currently funding vanpools  
14 is not allowed. The department shall encourage grant applicants and  
15 recipients to leverage funds other than state funds. **Fuel type may**  
16 **not be a factor in the grant selection process.**

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

19 (4) \$18,951,000 of the regional mobility grant program account—  
20 state appropriation is reappropriated and provided solely for the  
21 regional mobility grant projects identified in LEAP Transportation  
22 Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program -  
23 Public Transportation Program (V).

24 (5) (a) \$77,679,000 of the regional mobility grant program account  
25 —state appropriation is provided solely for the regional mobility  
26 grant projects identified in LEAP Transportation Document 2019-2 ALL  
27 PROJECTS as developed April 27, 2019, Program - Public Transportation  
28 Program (V). The department shall review all projects receiving grant  
29 awards under this program at least semiannually to determine whether  
30 the projects are making satisfactory progress. Any project that has  
31 been awarded funds, but does not report activity on the project  
32 within one year of the grant award, must be reviewed by the  
33 department to determine whether the grant should be terminated. The  
34 department shall promptly close out grants when projects have been  
35 completed, and any remaining funds must be used only to fund projects  
36 identified in the LEAP transportation document referenced in this  
37 subsection. The department shall provide annual status reports on  
38 December 15, 2019, and December 15, 2020, to the office of financial  
39 management and the transportation committees of the legislature

1 regarding the projects receiving the grants. It is the intent of the  
2 legislature to appropriate funds through the regional mobility grant  
3 program only for projects that will be completed on schedule. A  
4 grantee may not receive more than twenty-five percent of the amount  
5 appropriated in this subsection. Additionally, when allocating  
6 funding for the 2021-2023 biennium, no more than thirty percent of  
7 the total grant program may directly benefit or support one grantee.  
8 The department shall not approve any increases or changes to the  
9 scope of a project for the purpose of a grantee expending remaining  
10 funds on an awarded grant. **Fuel type may not be a factor in the grant**  
11 **selection process.**

12 (b) In order to be eligible to receive a grant under (a) of this  
13 subsection during the 2019-2021 fiscal biennium, a transit agency  
14 must establish a process for private transportation providers to  
15 apply for the use of park and ride facilities. For purposes of this  
16 subsection, (i) "private transportation provider" means: An auto  
17 transportation company regulated under chapter 81.68 RCW; a passenger  
18 charter carrier regulated under chapter 81.70 RCW, except marked or  
19 unmarked stretch limousines and stretch sport utility vehicles as  
20 defined under department of licensing rules; a private nonprofit  
21 transportation provider regulated under chapter 81.66 RCW; or a  
22 private employer transportation service provider; and (ii) "private  
23 employer transportation service" means regularly scheduled, fixed-  
24 route transportation service that is offered by an employer for the  
25 benefit of its employees.

26 (6) Funds provided for the commute trip reduction (CTR) program  
27 may also be used for the growth and transportation efficiency center  
28 program.

29 (7) \$7,670,000 of the multimodal transportation account—state  
30 appropriation and \$784,000 of the state vehicle parking account—state  
31 appropriation are provided solely for CTR grants and activities. **Fuel**  
32 **type may not be a factor in the grant selection process.** Of this  
33 amount:

34 (a) \$1,000,000 of the multimodal transportation account—state  
35 appropriation is provided solely for the department to continue a  
36 pilot transit pass incentive program. Businesses and nonprofit  
37 organizations located in a county adjacent to Puget Sound with a  
38 population of more than seven hundred thousand that have never  
39 offered transit subsidies to employees are eligible to apply to the

1 program for a fifty percent rebate on the cost of employee transit  
2 subsidies provided through the regional ORCA fare collection system.  
3 No single business or nonprofit organization may receive more than  
4 ten thousand dollars from the program.

5 (i) Businesses and nonprofit organizations may apply and be  
6 awarded funds prior to purchasing a transit subsidy, but the  
7 department may not provide reimbursement until proof of purchase or a  
8 contract has been provided to the department.

9 (ii) The department shall update the transportation committees of  
10 the legislature on the impact of the program by January 31, 2020, and  
11 may adopt rules to administer the program.

12 (b) \$30,000 of the state vehicle parking account—state  
13 appropriation is provided solely for the STAR pass program for state  
14 employees residing in Mason and Grays Harbor Counties. Use of the  
15 pass is for public transportation between Mason County and Thurston  
16 County, and Grays Harbor and Thurston County. The pass may also be  
17 used within Grays Harbor County. The STAR pass commute trip reduction  
18 program is open to any state employee who expresses intent to commute  
19 to his or her assigned state worksite using a public transit system  
20 currently participating in the STAR pass program.

21 (c) \$1,000,000 of the multimodal transportation account—state  
22 appropriation is provided solely for a first mile/last mile  
23 connections grant program. Eligible grant recipients include cities,  
24 businesses, nonprofits, and transportation network companies with  
25 first mile/last mile solution proposals. Transit agencies are not  
26 eligible. The commute trip reduction board shall develop grant  
27 parameters, evaluation criteria, and evaluate grant proposals. The  
28 commute trip reduction board shall provide the transportation  
29 committees of the legislature a report on the effectiveness of this  
30 grant program and best practices for continuing the program.

31 (8) Except as provided otherwise in this subsection, \$28,048,000  
32 of the multimodal transportation account—state appropriation is  
33 provided solely for connecting Washington transit projects identified  
34 in LEAP Transportation Document 2019-2 ALL PROJECTS as developed  
35 April 27, 2019. It is the intent of the legislature that entities  
36 identified to receive funding in the LEAP document referenced in this  
37 subsection receive the amounts specified in the time frame specified  
38 in that LEAP document. If an entity has already completed a project  
39 in the LEAP document referenced in this subsection before the time

1 frame identified, the entity may substitute another transit project  
2 or projects that cost a similar or lesser amount.

3 (9) \$2,000,000 of the multimodal transportation account—state  
4 appropriation is provided solely for transit coordination grants.  
5 **Fuel type may not be a factor in the grant selection process.**

6 (10) The department shall not require more than a ten percent  
7 match from nonprofit transportation providers for state grants.

8 (11)(a) For projects funded as part of the 2015 connecting  
9 Washington transportation package listed on the LEAP transportation  
10 document identified in subsection (4) of this section, if the  
11 department expects to have substantial reappropriations for the  
12 2021-2023 fiscal biennium, the department may, on a pilot basis,  
13 apply funding from a project with an appropriation that cannot be  
14 used for the current fiscal biennium to advance one or more of the  
15 following projects:

16 (i) King County Metro - RapidRide Expansion, Burien-Delridge  
17 (G2000031);

18 (ii) King County Metro - Route 40 Northgate to Downtown  
19 (G2000032);

20 (iii) Mason Transit Park & Ride Development (G2000042); or

21 (iv) Pierce Transit - SR 7 Express Service (G2000046).

22 (b) At least ten business days before advancing a project  
23 pursuant to this subsection, the department must notify the office of  
24 financial management and the transportation committees of the  
25 legislature. The advancement of a project may not hinder the delivery  
26 of the projects for which the reappropriations are necessary for the  
27 2021-2023 fiscal biennium.

28 (c) To the extent practicable, the department shall use the  
29 flexibility and authority granted in this section to minimize the  
30 amount of reappropriations needed each biennium.

31 (12) \$750,000 of the multimodal transportation account—state  
32 appropriation is provided solely for Intercity Transit for the Dash  
33 shuttle program.

34 (13)(a) \$485,000 of the multimodal transportation account—state  
35 appropriation is provided solely for King county for:

36 (i) An expanded pilot program to provide certain students in the  
37 Highline, Tukwila, and Lake Washington school districts with an ORCA  
38 card during these school districts' summer vacations. In order to be  
39 eligible for an ORCA card under this program, a student must also be

1 in high school, be eligible for free and reduced-price lunches, and  
2 have a job or other responsibility during the summer; and

3 (ii) Providing administrative support to other interested school  
4 districts in King county to prepare for implementing similar programs  
5 for their students.

6 (b) King county must provide a report to the department and the  
7 transportation committees of the legislature by December 15, 2021,  
8 regarding:

9 (i) The annual student usage of the pilot program;

10 (ii) Available ridership data;

11 (iii) A cost estimate, including a detailed description of the  
12 various expenses leading to the cost estimate, and any other factors  
13 relevant to expanding the program to other King county school  
14 districts;

15 (iv) A cost estimate, including a detailed description of the  
16 various expenses leading to the cost estimate, and any other factors  
17 relevant to expanding the program to student populations other than  
18 high school or eligible for free and reduced-price lunches;

19 (v) Opportunities for subsidized ORCA cards or local grant or  
20 matching funds; and

21 (vi) Any additional information that would help determine if the  
22 pilot program should be extended or expanded.

23 (14) \$12,000,000 of the multimodal transportation account—state  
24 appropriation is provided solely for the green transportation capital  
25 grant program established in chapter . . . (Engrossed Second  
26 Substitute House Bill No. 2042), Laws of 2019 (advancing green  
27 transportation adoption). If chapter . . . (Engrossed Second  
28 Substitute House Bill No. 2042), Laws of 2019 is not enacted by June  
29 30, 2019, the amount provided in this subsection lapses.

30 (15) \$555,000 of the multimodal transportation account—state  
31 appropriation is provided solely for an interagency transfer to the  
32 Washington State University extension energy program to establish and  
33 administer a technical assistance and education program for public  
34 agencies on the use of alternative fuel vehicles. If chapter . . .  
35 (Engrossed Second Substitute House Bill No. 2042), Laws of 2019  
36 (advancing green transportation adoption) is not enacted by June 30,  
37 2019, \$375,000 of the amount provided in this subsection lapses.

**\*Sec. 220 is partially vetoed. See message at end of chapter.**



NEW SECTION.     **Sec. 221.     FOR THE DEPARTMENT OF TRANSPORTATION—**

**MARINE—PROGRAM X**

Motor Vehicle Account—State Appropriation. . . . .	\$250,000
Puget Sound Ferry Operations Account—State	
Appropriation . . . . .	\$540,746,000
Puget Sound Ferry Operations Account—Federal	
Appropriation . . . . .	\$7,932,000
Puget Sound Ferry Operations Account—Private/Local	
Appropriation . . . . .	\$121,000
TOTAL APPROPRIATION. . . . .	\$549,049,000

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

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2019-2021 supplemental and 2021-2023 omnibus transportation appropriations act requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs.

(2) For the 2019-2021 fiscal biennium, the department may enter into a distributor controlled fuel hedging program and other methods of hedging approved by the fuel hedging committee, which must include a representative of the department of enterprise services.

(3) \$76,261,000 of the Puget Sound ferry operations account—state appropriation is provided solely for auto ferry vessel operating fuel in the 2019-2021 fiscal biennium, which reflect cost savings from a reduced biodiesel fuel requirement and, therefore, is contingent upon the enactment of section 703 of this act. The amount provided in this subsection represents the fuel budget for the purposes of calculating any ferry fare fuel surcharge. The department shall review future use of alternative fuels and dual fuel configurations, including hydrogen.

(4) \$650,000 of the Puget sound ferry operations account—state appropriation is provided solely for increased staffing at Washington ferry terminals to meet increased workload and customer expectations. Within the amount provided in this subsection, the department shall contract with uniformed officers for additional traffic control

1 assistance at the Kingston ferry terminal during peak ferry travel  
2 times, with a particular focus on Sundays and holiday weekends.  
3 Traffic control methods should include, but not be limited to,  
4 holding traffic on the shoulder at Lindvog Road until space opens for  
5 cars at the tollbooths and dock, and management of traffic on Highway  
6 104 in order to ensure Kingston residents and business owners have  
7 access to businesses, roads, and driveways.

8 (5) \$254,000 of the Puget Sound ferry operations account—state  
9 appropriation is provided solely for a dedicated inventory logistics  
10 manager on a one-time basis.

11 (6) \$500,000 of the Puget Sound ferry operations account—state  
12 appropriation is provided solely for operating costs related to  
13 moving vessels for emergency capital repairs. Funds may only be spent  
14 after approval by the office of financial management.

15 (7) By January 1, 2020, the ferries division must submit a  
16 workforce plan for reducing overtime due to shortages of staff  
17 available to fill vacant crew positions. The plan must include  
18 numbers of crew positions being filled by staff working overtime,  
19 strategies for filling these positions with straight time employees,  
20 progress toward implementing those strategies, and a forecast for  
21 when overtime expenditures will return to historical averages.

22 (8) \$160,000 of the Puget Sound ferry operations account—state  
23 appropriation is provided solely for a ferry fleet baseline noise  
24 study, conducted by a consultant, for the purpose of establishing  
25 plans and data-driven goals to reduce ferry noise when Southern  
26 resident orca whales are present. In addition, the study must  
27 establish prioritized strategies to address vessels serving routes  
28 with the greatest exposure to orca whale movements.

29 (9) (a) \$250,000 of the motor vehicle account—state appropriation  
30 is provided solely for the department, in consultation with the  
31 Washington state transportation center, to develop a plan for service  
32 on the triangle route with a goal of providing maximum sailings  
33 moving the most passengers to all stops in the least travel time,  
34 including waits between sailings, within budget and resource  
35 constraints.

36 (b) The Washington state transportation center must use new  
37 traffic management models and scheduling tools to examine proposed  
38 improvements for the triangle route. The department shall report to

1 the standing transportation committees of the legislature by January  
2 15, 2021. The report must include:

3 (i) Implementation and status of data collection, modeling,  
4 scheduling, capital investments, and procedural improvements to allow  
5 Washington state ferries to schedule more sailings to and from all  
6 stops on the triangle route with minimum time between sailings;

7 (ii) Recommendations for emergency boat allocations, regular  
8 schedule policies, and emergency schedule policies based on all  
9 customers alternative travel options to ensure that any dock with no  
10 road access is prioritized in scheduling and scheduled service is  
11 provided based on population size, demographics, and local medical  
12 services;

13 (iii) Triangle route pilot economic analysis of Washington state  
14 ferries fare revenue and fuel cost impact of offering additional,  
15 better spaced sailings;

16 (iv) Results of an economic analysis of the return on investment  
17 of potentially acquiring and using traffic control infrastructure,  
18 technology, walk on loading bridges, and Good-to-Go and ORCA  
19 replacement of current fare sales, validation, collections,  
20 accounting, and all associated labor and benefits costs that can be  
21 saved via those capital investments; and

22 (v) Recommendation on policies, procedures, or agency  
23 interpretations of statute that may be adopted to mitigate any delays  
24 or disruptions to scheduled sailings.

25 (c) If at least \$50,000,000 is not made available, by means of  
26 transfer, deposit, appropriation, or other similar conveyance, to the  
27 motor vehicle account for stormwater-related activities through the  
28 enactment of chapter . . . (Engrossed Substitute Senate Bill No.  
29 5993), Laws of 2019 (model toxics control program reform) by June 30,  
30 2019, the amount provided in this subsection (9) lapses.

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

33	Multimodal Transportation Account—State	
34	Appropriation . . . . .	\$75,576,000
35	Multimodal Transportation Account—Private/Local	
36	Appropriation . . . . .	\$717,000
37	Multimodal Transportation Account—Federal	
38	Appropriation . . . . .	\$500,000

1 TOTAL APPROPRIATION. . . . .

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

4 (1) (a) (i) \$224,000 of the multimodal transportation account—state  
5 appropriation and \$671,000 of the multimodal transportation account—  
6 private/local appropriation are provided solely for continued  
7 analysis of the ultra high-speed ground transportation corridor in a  
8 new study, with participation from Washington, Oregon, and British  
9 Columbia. No funds may be expended until the department is in receipt  
10 of \$671,000 in private/local funding provided solely for this  
11 purpose.

12 (ii) The ultra high-speed ground transportation corridor advisory  
13 group must include legislative membership.

14 (iii) "Ultra high-speed" means a maximum testing speed of at  
15 least two hundred fifty miles per hour.

16 (b) The study must consist of the following:

17 (i) Development of proposed corridor governance, general powers,  
18 operating structure, legal instruments, and contracting requirements;

19 (ii) An assessment of current laws in state and provincial  
20 jurisdictions and identification of any proposed changes to laws,  
21 regulations, and/or agreements that are needed to proceed with  
22 development; and

23 (iii) Development of general recommendations for the  
24 authorization needed to advance the development of the corridor. This  
25 study must build on the results of the 2018 Washington state ultra  
26 high-speed ground transportation business case analysis and the 2019  
27 Washington state ultra high-speed ground transportation study  
28 findings report. The department shall consult with the transportation  
29 committees of the legislature regarding all issues related to  
30 proposed corridor governance.

31 (c) The development work referenced in (b) of this subsection is  
32 intended to identify and make recommendations related to specific  
33 entities, including interjurisdictional entities, policies, and  
34 processes required for the purposes of furthering preliminary  
35 analysis efforts for the ultra high-speed ground transportation  
36 corridor. This development work is not intended to authorize one or  
37 more entities to assume decision making authority for the design,  
38 construction, or operation of an ultra high-speed rail corridor.

1 (d) By December 1, 2020, the department shall provide to the  
2 governor and the transportation committees of the legislature a  
3 report of the study's findings regarding the three elements noted in  
4 this subsection. As applicable, the report should also be sent to the  
5 executive and legislative branches of government in the state of  
6 Oregon and appropriate government bodies in the province of British  
7 Columbia.

8 (2) The department is directed to continue to pursue efforts to  
9 reduce costs, increase ridership, and review Amtrak Cascades fares  
10 and fare schedules. Within thirty days of each annual cost/revenue  
11 reconciliation under the Amtrak service contract, the department  
12 shall report annual credits to the office of financial management and  
13 the legislative transportation committees. Annual credits from Amtrak  
14 to the department including, but not limited to, credits due to  
15 higher ridership, reduced level of service, and fare or fare schedule  
16 adjustments, must be used to offset corresponding amounts of the  
17 multimodal transportation account—state appropriation, which must be  
18 placed in reserve.

19 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION—**  
20 **LOCAL PROGRAMS—PROGRAM Z—OPERATING**

21	Motor Vehicle Account—State Appropriation . . . . .	\$12,190,000
22	Motor Vehicle Account—Federal Appropriation . . . . .	\$2,567,000
23	Multiuse Roadway Safety Account—State Appropriation . . . . .	\$132,000
24	Multimodal Transportation Account—State	
25	Appropriation . . . . .	\$350,000
26	TOTAL APPROPRIATION. . . . .	\$15,239,000

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

29 (1) \$350,000 of the multimodal transportation account—state  
30 appropriation is provided solely for a study by the Puget Sound  
31 regional council of new passenger ferry service to better connect  
32 communities throughout the twelve county Puget Sound region. The  
33 study must assess potential new routes, identify future terminal  
34 locations, and provide recommendations to accelerate the  
35 electrification of the ferry fleet. The study must identify future  
36 passenger only demand throughout Western Washington, analyze  
37 potential routes and terminal locations on Puget Sound, Lake  
38 Washington, and Lake Union with an emphasis on preserving waterfront

1 opportunities in public ownership and opportunities for partnership.  
2 The study must determine whether and when the passenger ferry service  
3 achieves a net reduction in carbon emissions including an analysis of  
4 the emissions of modes that passengers would otherwise have used. The  
5 study must estimate capital and operating costs for routes and  
6 terminals. The study must include early and continuous outreach with  
7 all interested stakeholders and a report to the legislature and all  
8 interested parties by January 31, 2021.

9 (2) \$1,142,000 of the motor vehicle account—state appropriation  
10 is provided solely for the department, from amounts set aside out of  
11 statewide fuel taxes distributed to counties according to RCW  
12 46.68.120(3), to contract with the Washington state association of  
13 counties to:

14 (a) In coordination with stakeholders, identify county-owned fish  
15 passage barriers, with priority given to barriers that share the same  
16 stream system as state-owned fish passage barriers. The study must  
17 identify, map, and provide a preliminary assessment of county-owned  
18 barriers that need correction, and provide, where possible,  
19 preliminary costs estimates for each barrier correction. The study  
20 must provide recommendations on:

21 (i) How to prioritize county-owned barriers within the same  
22 stream system of state-owned barriers in the current six-year  
23 construction plan to maximize state investment; and

24 (ii) How future state six-year construction plans should  
25 incorporate county-owned barriers;

26 (b) Update the local agency guidelines manual, including  
27 exploring alternatives within the local agency guidelines manual on  
28 county priorities;

29 (c) Study the current state of county transportation funding,  
30 identify emerging issues, and identify potential future alternative  
31 transportation fuel funding sources to meet current and future needs.

32 **TRANSPORTATION AGENCIES—CAPITAL**

33 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**  
34 **INVESTMENT BOARD**

35	Freight Mobility Investment Account—State	
36	Appropriation . . . . .	\$18,094,000
37	Freight Mobility Multimodal Account—State	

1	Appropriation . . . . .	\$21,320,000
2	Motor Vehicle Account—Federal Appropriation . . . . .	\$2,250,000
3	Freight Mobility Multimodal Account—Private/Local	
4	Appropriation . . . . .	\$1,320,000
5	TOTAL APPROPRIATION. . . . .	\$42,884,000

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

8 (1) Except as otherwise provided in this section, the entire  
9 appropriations in this section are provided solely for the projects  
10 by amount, as listed in the LEAP Transportation Document 2019-3 as  
11 developed April 27, 2019, FMSIB Project List.

12 (2) Until directed by the legislature, the board may not initiate  
13 a new call for projects. By January 1, 2020, the board must report to  
14 the legislature on alternative proposals to revise its project award  
15 and obligation process, which result in lower reappropriations.

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

17	State Patrol Highway Account—State Appropriation . . . . .	\$3,277,000
----	--	-------------

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

20 The entire appropriation in this section is provided solely for  
21 the following projects:

- 22 (1) \$250,000 for emergency repairs;
  - 23 (2) \$468,000 for roof replacements;
  - 24 (3) \$350,000 for fuel tank decommissioning;
  - 25 (4) \$759,000 for generator and electrical replacement;
  - 26 (5) \$750,000 for water and fire suppression systems; and
  - 27 (6) \$700,000 for academy training tank preservation
- 28 reappropriation.

29 The Washington state patrol may transfer funds between projects  
30 specified in this section to address cash flow requirements. If a  
31 project specified in this section is completed for less than the  
32 amount provided, the remainder may be transferred to another project  
33 specified in this section not to exceed the total appropriation  
34 provided in this section.

35 NEW SECTION. **Sec. 303. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

36	Rural Arterial Trust Account—State Appropriation . . . . .	\$65,996,000
37	Motor Vehicle Account—State Appropriation . . . . .	\$1,456,000





1 *the specific allotment change with information on the rationale for*  
2 *the change.*

*\*Sec. 304 is partially vetoed. See message at end of chapter.*

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

6	Motor Vehicle Account—State Appropriation . . . . .	\$50,990,000
7	Connecting Washington Account—State Appropriation . . . . .	\$42,497,000
8	TOTAL APPROPRIATION. . . . .	\$93,487,000

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

11 (1) \$42,497,000 of the connecting Washington account—state  
12 appropriation is provided solely for a new Olympic region maintenance  
13 and administration facility to be located on the department-owned  
14 site at the intersection of Marvin Road and 32nd Avenue in Lacey,  
15 Washington.

16 (2) (a) \$43,100,000 of the motor vehicle account—state  
17 appropriation is provided solely for the department facility located  
18 at 15700 Dayton Ave N in Shoreline. This appropriation is contingent  
19 upon the department of ecology signing a not less than twenty-year  
20 agreement to pay a share of any financing contract issued pursuant to  
21 chapter 39.94 RCW.

22 (b) Payments from the department of ecology as described in this  
23 subsection shall be deposited into the motor vehicle account.

24 (c) Total project costs are not to exceed \$46,500,000.

25 (3) \$1,565,000 from the motor vehicle account—state appropriation  
26 is provided solely for furniture for the renovated Northwest Region  
27 Headquarters at Dayton Avenue. The department must efficiently  
28 furnish the renovated building. The amount provided in this  
29 subsection is the maximum the department may spend on furniture for  
30 this facility.

31 \*NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—**  
32 **IMPROVEMENTS—PROGRAM I**

33	High Occupancy Toll Lanes Operations	
34	Account—State Appropriation. . . . .	\$7,000,000
35	Transportation Partnership Account—State	
36	Appropriation . . . . .	\$325,275,000

1	Motor Vehicle Account—State Appropriation . . . . .	\$92,504,000
2	Motor Vehicle Account—Federal Appropriation . . . . .	\$154,337,000
3	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$26,839,000
4	Connecting Washington Account—State	
5	Appropriation . . . . .	\$2,137,381,000
6	Special Category C Account—State Appropriation . . . . .	\$81,000,000
7	Multimodal Transportation Account—State	
8	Appropriation . . . . .	\$5,408,000
9	Alaskan Way Viaduct Replacement Project Account—State	
10	Appropriation . . . . .	\$77,956,000
11	Transportation 2003 Account (Nickel Account)—State	
12	Appropriation . . . . .	\$21,819,000
13	Interstate 405 Express Toll Lanes Operations Account—State	
14	Appropriation . . . . .	\$48,036,000
15	TOTAL APPROPRIATION. . . . .	\$2,977,555,000

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

18 (1) Except as provided otherwise in this section, the entire  
19 connecting Washington account—state appropriation and the entire  
20 transportation partnership account—state appropriation are provided  
21 solely for the projects and activities as listed by fund, project,  
22 and amount in LEAP Transportation Document 2019-1 as developed April  
23 27, 2019, Program - Highway Improvements Program (I). However,  
24 limited transfers of specific line-item project appropriations may  
25 occur between projects for those amounts listed subject to the  
26 conditions and limitations in section 601 of this act.

27 (2) Except as provided otherwise in this section, the entire  
28 motor vehicle account—state appropriation and motor vehicle account—  
29 federal appropriation are provided solely for the projects and  
30 activities listed in LEAP Transportation Document 2019-2 ALL PROJECTS  
31 as developed April 27, 2019, Program - Highway Improvements Program  
32 (I). Any federal funds gained through efficiencies, adjustments to  
33 the federal funds forecast, additional congressional action not  
34 related to a specific project or purpose, or the federal funds  
35 redistribution process must then be applied to highway and bridge  
36 preservation activities or fish passage barrier corrections  
37 (0BI4001).

38 (3) Within the motor vehicle account—state appropriation and  
39 motor vehicle account—federal appropriation, the department may

1 transfer funds between programs I and P, except for funds that are  
2 otherwise restricted in this act. Ten days prior to any transfer, the  
3 department must submit its request to the office of financial  
4 management and the transportation committees of the legislature and  
5 consider any concerns raised. The department shall submit a report on  
6 fiscal year funds transferred in the prior fiscal year using this  
7 subsection as part of the department's annual budget submittal.

8 (4) The connecting Washington account—state appropriation  
9 includes up to \$1,519,899,000 in proceeds from the sale of bonds  
10 authorized in RCW 47.10.889.

11 (5) The special category C account—state appropriation includes  
12 up to \$75,274,000 in proceeds from the sale of bonds authorized in  
13 RCW 47.10.861.

14 (6) The transportation partnership account—state appropriation  
15 includes up to \$150,232,000 in proceeds from the sale of bonds  
16 authorized in RCW 47.10.812.

17 (7) The Alaskan Way viaduct replacement project account—state  
18 appropriation includes up to \$77,956,000 in proceeds from the sale of  
19 bonds authorized in RCW 47.10.873.

20 (8) The multimodal transportation account—state appropriation  
21 includes up to \$5,408,000 in proceeds from the sale of bonds  
22 authorized in RCW 47.10.867.

23 (9) \$90,464,000 of the transportation partnership account—state  
24 appropriation, \$7,006,000 of the motor vehicle account—private/local  
25 appropriation, \$3,383,000 of the transportation 2003 account (nickel  
26 account)—state appropriation, \$77,956,000 of the Alaskan Way viaduct  
27 replacement project account—state appropriation, and \$1,838,000 of  
28 the multimodal transportation account—state appropriation are  
29 provided solely for the SR 99/Alaskan Way Viaduct Replacement project  
30 (809936Z).

31 (10) \$3,000,000 of the multimodal transportation account—state  
32 appropriation is provided solely for transit mitigation for the SR  
33 99/Viaduct Project - Construction Mitigation project (809940B).

34 (11) \$164,000,000 of the connecting Washington account—state  
35 appropriation is provided solely for the US 395 North Spokane  
36 Corridor project (M00800R).

37 (12)(a) \$22,195,000 of the transportation partnership account—  
38 state appropriation, \$12,805,000 of the transportation 2003 account  
39 (nickel account)—state appropriation, and \$48,000,000 of the

1 Interstate 405 express toll lanes operations account—state  
2 appropriation are provided solely for the I-405/SR 522 to I-5  
3 Capacity Improvements project (L2000234) for activities related to  
4 adding capacity on Interstate 405 between state route number 522 and  
5 Interstate 5, with the goals of increasing vehicle throughput and  
6 aligning project completion with the implementation of bus rapid  
7 transit in the vicinity of the project. The transportation  
8 partnership account—state appropriation and transportation 2003  
9 account (nickel account)—state appropriation are a transfer or a  
10 reappropriation of a transfer from the I-405/Kirkland Vicinity Stage  
11 2 - Widening project (8BI1002) due to savings and will fund right-of-  
12 way and construction for an additional phase of this I-405 project.

13 (b) If sufficient bonding authority to complete this project is  
14 not provided within chapter . . . (Engrossed Substitute Senate Bill  
15 No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House  
16 Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond  
17 authorization act referencing chapter . . . (Engrossed Substitute  
18 Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No.  
19 2132), Laws of 2019, by June 30, 2019, \$21,000,000 of the Interstate  
20 405 express toll lanes operations account—state appropriation  
21 provided in this subsection lapses, and it is the intent of the  
22 legislature to reduce the Interstate 405 express toll lanes  
23 operations account—state appropriation in the 2021-2023 biennium to  
24 \$5,000,000, and in the 2023-2025 biennium to \$0 on the list  
25 referenced in subsection (2) of this section.

26 (13)(a) \$395,822,000 of the connecting Washington account—state  
27 appropriation, \$60,000 of the motor vehicle account—state  
28 appropriation, and \$342,000 of the motor vehicle account—private/  
29 local appropriation are provided solely for the SR 520 Seattle  
30 Corridor Improvements - West End project (M00400R).

31 (b) Recognizing that the department of transportation requires  
32 full possession of parcel number 1-23190 to complete the Montlake  
33 Phase of the West End project, the department is directed to:

34 (i) Work with the operator of the Montlake boulevard market  
35 located on parcel number 1-23190 to negotiate a lease allowing  
36 continued operations up to January 1, 2020. After that time, the  
37 department shall identify an area in the vicinity of the Montlake  
38 property for a temporary market or other food service to be provided  
39 during the period of project construction. Should the current

1 operator elect not to participate in providing that temporary  
2 service, the department shall then develop an outreach plan with the  
3 city to solicit community input on the food services provided, and  
4 then advertise the opportunity to other potential vendors. Further,  
5 the department shall work with the city of Seattle and existing  
6 permit processes to facilitate vendor access to and use of the area  
7 in the vicinity of the Montlake property.

8 (ii) Upon completion of the Montlake Phase of the West End  
9 project (current anticipated contract completion of 2023), WSDOT  
10 shall sell that portion of the property not used for permanent  
11 transportation improvements and initiate a process to convey that  
12 surplus property to a subsequent owner.

13 (c) \$60,000 of the motor vehicle account—state appropriation is  
14 provided solely for grants to nonprofit organizations located in a  
15 city with a population exceeding six hundred thousand persons and  
16 that empower artists through equitable access to vital expertise,  
17 opportunities, and business services. Funds may be used only for the  
18 purpose of preserving, commemorating, and sharing the history of the  
19 city of Seattle's freeway protests and making the history of activism  
20 around the promotion of more integrated transportation and land use  
21 planning accessible to current and future generations through the  
22 preservation of Bent 2 of the R. H. Thompson freeway ramp.

23 (14) It is the intent of the legislature that for the I-5 JBLM  
24 Corridor Improvements project (M00100R), the department shall  
25 actively pursue \$50,000,000 in federal funds to pay for this project  
26 to supplant state funds in the future. \$50,000,000 in connecting  
27 Washington account funding must be held in unallotted status during  
28 the 2021-2023 fiscal biennium. These funds may only be used after the  
29 department has provided notice to the office of financial management  
30 that it has exhausted all efforts to secure federal funds from the  
31 federal highway administration and the department of defense.

32 (15) \$265,100,000 of the connecting Washington account—state  
33 appropriation is provided solely for the SR 167/SR 509 Puget Sound  
34 Gateway project (M00600R).

35 (a) Any savings on the project must stay on the Puget Sound  
36 Gateway corridor until the project is complete.

37 (b) Proceeds from the sale of any surplus real property acquired  
38 for the purpose of building the SR 167/SR 509 Puget Sound Gateway  
39 (M00600R) project must be deposited into the motor vehicle account  
40 for the purpose of constructing the project.

1 (c) In making budget allocations to the Puget Sound Gateway  
2 project, the department shall implement the project's construction as  
3 a single corridor investment. The department shall develop a  
4 coordinated corridor construction and implementation plan for state  
5 route number 167 and state route number 509 in collaboration with  
6 affected stakeholders. Specific funding allocations must be based on  
7 where and when specific project segments are ready for construction  
8 to move forward and investments can be best optimized for timely  
9 project completion. Emphasis must be placed on avoiding gaps in fund  
10 expenditures for either project.

11 (d) It is the legislature's intent that the department shall  
12 construct a full single-point urban interchange at the junction of  
13 state route number 161 (Meridian avenue) and state route number 167  
14 and a full single-point urban interchange at the junction of state  
15 route number 509 and 188th Street. If the department receives  
16 additional funds from an outside source for this project after the  
17 base project is fully funded, the funds must first be applied toward  
18 the completion of these two full single-point urban interchanges.

19 (e) In designing the state route number 509/state route number  
20 516 interchange component of the SR 167/SR 509 Puget Sound Gateway  
21 project (M00600R), the department shall make every effort to utilize  
22 the preferred "4B" design.

23 (f) The department shall explore the development of a multiuse  
24 trail for bicyclists, pedestrians, skateboarders, and similar users  
25 along the SR 167 right-of-way acquired for the project to connect a  
26 network of new and existing trails from Mount Rainier to Point  
27 Defiance Park.

28 (g) If sufficient bonding authority to complete this project is  
29 not provided within chapter . . . (Engrossed Substitute Senate Bill  
30 No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House  
31 Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond  
32 authorization act referencing chapter . . . (Engrossed Substitute  
33 Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No.  
34 2132), Laws of 2019, by June 30, 2019, it is the intent of the  
35 legislature to return the Puget Sound Gateway project (M00600R) to  
36 its previously identified construction schedule by moving  
37 \$128,900,000 in connecting Washington account—state appropriation  
38 back to the 2027-2029 biennium from the 2023-2025 biennium on the  
39 list referenced in subsection (2) of this section. If sufficient  
40 bonding authority is provided, it is the intent of the legislature to

1 advance the project to allow for earlier completion and inflationary  
2 savings.

3 (16) It is the intent of the legislature that, for the I-5/North  
4 Lewis County Interchange project (L2000204), the department develop  
5 and design the project with the objective of significantly improving  
6 access to the industrially zoned properties in north Lewis county.  
7 The design must consider the county's process of investigating  
8 alternatives to improve such access from Interstate 5 that began in  
9 March 2015.

10 **(17) The department shall support Pierce county's New Rhodes Lake**  
11 **Road project including state route 162 and 128th Street East**  
12 **intersection improvements following the preferred and recommended**  
13 **alternative of Pierce county's SEIS issued May 3, 2018. The**  
14 **department shall fully support, review, and approve improvements and**  
15 **right-of-way plans in a timely manner.**

16 (18) \$950,000 of the transportation partnership account—state  
17 appropriation is provided solely for the U.S. 2 Trestle IJR project  
18 (L1000158).

19 (19) The department shall itemize all future requests for the  
20 construction of buildings on a project list and submit them through  
21 the transportation executive information system as part of the  
22 department's annual budget submittal. It is the intent of the  
23 legislature that new facility construction must be transparent and  
24 not appropriated within larger highway construction projects.

25 (20) Any advisory group that the department convenes during the  
26 2019-2021 fiscal biennium must consider the interests of the entire  
27 state of Washington.

28 (21) The legislature finds that there are sixteen companies  
29 involved in wood preserving in the state that employ four hundred  
30 workers and have an annual payroll of fifteen million dollars. Before  
31 the department's switch to steel guardrails, ninety percent of the  
32 twenty-five hundred mile guardrail system was constructed of  
33 preserved wood and one hundred ten thousand wood guardrail posts were  
34 produced annually for state use. Moreover, the policy of using steel  
35 posts requires the state to use imported steel. Given these findings,  
36 where practicable, and until June 30, 2021, the department shall  
37 include the design option to use wood guardrail posts, in addition to  
38 steel posts, in new guardrail installations. The selection of posts  
39 must be consistent with the agency design manual policy that existed  
40 before December 2009.

1 (22) (a) For projects funded as part of the 2015 Connecting  
2 Washington transportation package listed on the LEAP transportation  
3 document identified in subsection (1) of this section, if the  
4 department expects to have substantial reappropriations for the  
5 2021-2023 fiscal biennium, the department may, on a pilot basis,  
6 apply funding from a project in this section with an appropriation  
7 that cannot be used for the current fiscal biennium to advance one or  
8 more of the following projects:

9 (i) I-82 Yakima - Union Gap Economic Development Improvements  
10 (T21100R);

11 (ii) I-5 Federal Way - Triangle Vicinity Improvements (T20400R);  
12 or

13 (iii) SR 522/Paradise Lk Rd Interchange & Widening on SR 522  
14 (Design/Engineering) (NPARADI).

15 (b) At least ten business days before advancing a project  
16 pursuant to this subsection, the department must notify the office of  
17 financial management and the transportation committees of the  
18 legislature. The advancement of a project may not hinder the delivery  
19 of the projects for which the reappropriations are necessary for the  
20 2021-2023 fiscal biennium.

21 (c) For connecting Washington projects that have already begun  
22 and are eligible for the authority granted in section 601 of this  
23 act, the department shall prioritize advancing the following projects  
24 if expected reappropriations become available:

25 (i) SR 14/I-205 to SE 164th Ave - Auxiliary Lanes (L2000102);

26 (ii) SR 305 Construction - Safety Improvements (N30500R);

27 (iii) SR 14/Bingen Underpass (L2220062);

28 (iv) I-405/NE 132nd Interchange - Totem Lake (L1000110);

29 (v) US Hwy 2 Safety (N00200R);

30 (vi) US-12/Walla Walla Corridor Improvements (T20900R);

31 (vii) I-5 JBLM Corridor Improvements (M00100R);

32 (viii) I-5/Slater Road Interchange - Improvements (L1000099);

33 (ix) SR 510/Yelm Loop Phase 2 (T32700R); or

34 (x) SR 520/124th St Interchange (Design and Right of Way)  
35 (L1000098).

36 (d) To the extent practicable, the department shall use the  
37 flexibility and authority granted in this section and in section 601  
38 of this act to minimize the amount of reappropriations needed each  
39 biennium.



1 (23) The legislature continues to prioritize the replacement of  
2 the state's aging infrastructure and recognizes the importance of  
3 reusing and recycling construction aggregate and recycled concrete  
4 materials in our transportation system. To accomplish Washington  
5 state's sustainability goals in transportation and in accordance with  
6 RCW 70.95.805, the legislature reaffirms its determination that  
7 recycled concrete aggregate and other transportation building  
8 materials are natural resource construction materials that are too  
9 valuable to be wasted and landfilled, and are a commodity as defined  
10 in WAC 173-350-100.

11 Further, the legislature determines construction aggregate and  
12 recycled concrete materials substantially meet widely recognized  
13 international, national, and local standards and specifications  
14 referenced in American society for testing and materials, American  
15 concrete institute, Washington state department of transportation,  
16 Seattle department of transportation, American public works  
17 association, federal aviation administration, and federal highway  
18 administration specifications, and are described as necessary and  
19 desirable products for recycling and reuse by state and federal  
20 agencies.

21 As these recyclable materials have well established markets, are  
22 substantially a primary or secondary product of necessary  
23 construction processes and production, and are managed as an item of  
24 commercial value, construction aggregate and recycled concrete  
25 materials are exempt from chapter 173-350 WAC.

26 (24) (a) \$17,500,000 of the motor vehicle account—state  
27 appropriation is provided solely for staffing of a project office to  
28 replace the Interstate 5 bridge across the Columbia river (G2000088).  
29 If at least a \$9,000,000 transfer is not authorized in section  
30 406(29) of this act, then \$9,000,000 of the motor vehicle account—  
31 state appropriation lapses.

32 (b) Of the amount provided in this subsection, \$7,780,000 of the  
33 motor vehicle account—state appropriation must be placed in  
34 unallotted status by the office of financial management until the  
35 department develops a detailed plan for the work of this project  
36 office in consultation with the chairs and ranking members of the  
37 transportation committees of the legislature. The director of the  
38 office of financial management shall consult with the chairs and

1 ranking members of the transportation committees of the legislature  
2 prior to making a decision to allot these funds.

3 (c) The work of this project office includes, but is not limited  
4 to, the reevaluation of the purpose and need identified for the  
5 project previously known as the Columbia river crossing, the  
6 reevaluation of permits and development of a finance plan, the  
7 reengagement of key stakeholders and the public, and the reevaluation  
8 of scope, schedule, and budget for a reinvigorated bistate effort for  
9 replacement of the Interstate 5 Columbia river bridge. When  
10 reevaluating the finance plan for the project, the department shall  
11 assume that some costs of the new facility may be covered by tolls.  
12 The project office must also study the possible different governance  
13 structures for a bridge authority that would provide for the joint  
14 administration of the bridges over the Columbia river between Oregon  
15 and Washington. As part of this study, the project office must  
16 examine the feasibility and necessity of an interstate compact in  
17 conjunction with the national center for interstate compacts.

18 (d) Within the amount provided in this subsection, the department  
19 must implement chapter . . . (Engrossed Substitute House Bill No.  
20 1994), Laws of 2019 (projects of statewide significance).

21 (e) The department shall have as a goal to:

22 (i) Reengage project stakeholders and reevaluate the purpose and  
23 need and environmental permits by July 1, 2020;

24 (ii) Develop a finance plan by December 1, 2020; and

25 (iii) Have made significant progress toward beginning the  
26 supplemental environmental impact statement process by June 30, 2021.  
27 The department shall aim to provide a progress report on these  
28 activities to the governor and the transportation committees of the  
29 legislature by December 1, 2019, and a final report to the governor  
30 and the transportation committees of the legislature by December 1,  
31 2020.

32 (25) \$17,500,000 of the motor vehicle account—state appropriation  
33 is provided solely to begin the pre-design phase on the I-5/Columbia  
34 River Bridge project (G2000088); however, if at least \$50,000,000 is  
35 not made available, by means of transfer, deposit, appropriation, or  
36 other similar conveyance, to the motor vehicle account for  
37 stormwater-related activities through the enactment of chapter . . .  
38 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model  
39 toxics control program reform) by June 30, 2019, the amount provided  
40 in this subsection lapses.

1 (26) (a) \$36,500,000 of the connecting Washington account—state  
2 appropriation, \$44,961,000 of the motor vehicle account—federal  
3 appropriation, and \$18,539,000 of the transportation partnership  
4 account—state appropriation are provided solely for the Fish Passage  
5 Barrier project (0BI4001) with the intent of fully complying with the  
6 court injunction by 2030.

7 (b) Of the amounts provided in this subsection, \$320,000 of the  
8 connecting Washington account—state appropriation is provided solely  
9 to remove the fish passage barrier on state route number 6 that  
10 interfaces with Boistfort Valley water utilities near milepost 46.6.

11 (c) The department shall coordinate with the Brian Abbott fish  
12 passage barrier removal board to use a watershed approach to maximize  
13 habitat gain by replacing both state and local culverts. The  
14 department shall deliver high habitat value fish passage barrier  
15 corrections that it has identified, guided by the following factors:  
16 Opportunity to bundle projects, ability to leverage investments by  
17 others, presence of other barriers, project readiness, other  
18 transportation projects in the area, and transportation impacts.

19 (d) The department must keep track of, for each barrier removed:  
20 (i) The location; (ii) the amount of fish habitat gain; and (iii) the  
21 amount spent to comply with the injunction.

22 (27) \$14,750,000 of the connecting Washington account—state  
23 appropriation and \$6,000,000 of the motor vehicle account—private/  
24 local appropriation are provided solely for the I-90/Barker to  
25 Harvard - Improve Interchanges & Local Roads project (L2000122). The  
26 connecting Washington account appropriation for the improvements that  
27 fall within the city of Liberty Lake may only be expended if the city  
28 of Liberty Lake agrees to cover any project costs above the  
29 \$20,900,000 of state appropriation provided for the total project in  
30 LEAP Transportation Document 2019-1 as developed April 27, 2019,  
31 Program - Highway Improvements (I).

32 (28) (a) \$7,060,000 of the motor vehicle account—federal  
33 appropriation, \$72,000 of the motor vehicle account—state  
34 appropriation, \$3,580,000 of the transportation partnership account—  
35 state appropriation, and \$7,000,000 of the high occupancy toll lanes  
36 operations account—state appropriation are provided solely for the SR  
37 167/SR 410 to SR 18 - Congestion Management project (316706C).

38 (b) If sufficient bonding authority to complete this project is  
39 not provided within chapter . . . (Engrossed Substitute Senate Bill

1 No. 5825), Laws of 2019 (addressing tolling) or chapter  
2 Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond  
3 authorization act referencing chapter . . . (Engrossed Substitute  
4 Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No.  
5 2132), Laws of 2019, by June 30, 2019, it is the intent of the  
6 legislature to remove the \$100,000,000 in toll funding from this  
7 project on the list referenced in subsection (2) of this section.

8 (29) For the I-405/North 8th Street Direct Access Ramp in Renton  
9 project (L1000280), if sufficient bonding authority to begin this  
10 project is not provided within chapter . . . (Engrossed Substitute  
11 Senate Bill No. 5825), Laws of 2019 (addressing tolling) or  
12 chapter . . . (House Bill No. 2132), Laws of 2019 (addressing  
13 tolling), or within a bond authorization act referencing  
14 chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of  
15 2019 or chapter . . . (House Bill No. 2132), Laws of 2019, by June  
16 30, 2019, it is the intent of the legislature to remove the project  
17 from the list referenced in subsection (2) of this section.

18 (30) \$7,900,000 of the Special Category C account—state  
19 appropriation and \$1,000,000 of the motor vehicle account—private/  
20 local appropriation are provided solely for the SR 18 Widening -  
21 Issaquah/Hobart Rd to Raging River project (L1000199) for improving  
22 and widening state route number 18 to four lanes from Issaquah-Hobart  
23 Road to Raging River.

24 (31) \$2,250,000 of the motor vehicle account—state appropriation  
25 is provided solely for the I-5 Corridor from Mounts Road to Tumwater  
26 project (L1000231) for completing a National and State Environmental  
27 Policy Act (NEPA/SEPA) analysis to identify mid- and long-term  
28 environmental impacts associated with future improvements along the  
29 I-5 corridor from Tumwater to DuPont.

30 (32) \$1,290,000 of the motor vehicle account—state appropriation  
31 is provided solely for the US 101/East Sequim Corridor Improvements  
32 project (L2000343); however, if at least \$50,000,000 is not made  
33 available, by means of transfer, deposit, appropriation, or other  
34 similar conveyance, to the motor vehicle account for stormwater-  
35 related activities through the enactment of chapter . . . (Engrossed  
36 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
37 program reform) by June 30, 2019, the amount provided in this  
38 subsection lapses.

1 (33) \$12,800,000 of the motor vehicle account—state appropriation  
2 is provided solely for the SR 522/Paradise Lk Rd Interchange &  
3 Widening on SR 522 (Design/Engineering) project (NPARADI); however,  
4 if at least \$50,000,000 is not made available, by means of transfer,  
5 deposit, appropriation, or other similar conveyance, to the motor  
6 vehicle account for stormwater-related activities through the  
7 enactment of chapter . . . (Engrossed Substitute Senate Bill No.  
8 5993), Laws of 2019 (model toxics control program reform) by June 30,  
9 2019, the amount provided in this subsection lapses.

10 (34) \$1,000,000 of the motor vehicle account—state appropriation  
11 is provided solely for the US 101/Morse Creek Safety Barrier project  
12 (L1000247); however, if at least \$50,000,000 is not made available,  
13 by means of transfer, deposit, appropriation, or other similar  
14 conveyance, to the motor vehicle account for stormwater-related  
15 activities through the enactment of chapter . . . (Engrossed  
16 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
17 program reform) by June 30, 2019, the amount provided in this  
18 subsection lapses.

19 (35) \$1,000,000 of the motor vehicle account—state appropriation  
20 is provided solely for the SR 162/410 Interchange Design and Right of  
21 Way project (L1000276); however, if at least \$50,000,000 is not made  
22 available, by means of transfer, deposit, appropriation, or other  
23 similar conveyance, to the motor vehicle account for stormwater-  
24 related activities through the enactment of chapter . . . (Engrossed  
25 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
26 program reform) by June 30, 2019, the amount provided in this  
27 subsection lapses.

28 (36) \$1,000,000 of the motor vehicle account—state appropriation  
29 is provided solely for the I-5/Rush Road Interchange Improvements  
30 project (L1000223); however, if at least \$50,000,000 is not made  
31 available, by means of transfer, deposit, appropriation, or other  
32 similar conveyance, to the motor vehicle account for stormwater-  
33 related activities through the enactment of chapter . . . (Engrossed  
34 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
35 program reform) by June 30, 2019, the amount provided in this  
36 subsection lapses.

***\*Sec. 306 is partially vetoed. See message at end of chapter.***

NEW SECTION.      **Sec. 307.      FOR THE DEPARTMENT OF TRANSPORTATION—**

**~~PRESERVATION—PROGRAM P~~**

Recreational Vehicle Account—State Appropriation . . . . .	\$1,744,000
Transportation Partnership Account—State	
Appropriation . . . . .	\$23,706,000
Motor Vehicle Account—State Appropriation . . . . .	\$74,885,000
Motor Vehicle Account—Federal Appropriation . . . . .	\$454,758,000
Motor Vehicle Account—Private/Local Appropriation . . . . .	\$5,159,000
State Route Number 520 Corridor Account—State	
Appropriation . . . . .	\$544,000
Connecting Washington Account—State Appropriation . . . . .	\$189,771,000
Tacoma Narrows Toll Bridge Account—State Appropriation . . . . .	\$7,906,000
Alaskan Way Viaduct Replacement Project Account—State	
Appropriation. . . . .	\$10,000
Transportation 2003 Account (Nickel Account)—State	
Appropriation . . . . .	\$9,617,000
TOTAL APPROPRIATION. . . . .	\$768,100,000

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document 2019-1 as developed April 27, 2019, Program - Highway Preservation Program (P). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 601 of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program - Highway Preservation Program (P). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, additional congressional action not related to a specific project or purpose, or the federal funds redistribution process must then be applied to highway and bridge preservation activities or fish passage barrier corrections (0BI4001).

1 (3) Within the motor vehicle account—state appropriation, and  
2 motor vehicle account—federal appropriation, the department may  
3 transfer funds between programs I and P, except for funds that are  
4 otherwise restricted in this act. Ten days prior to any transfer, the  
5 department must submit its request to the office of financial  
6 management and the transportation committees of the legislature and  
7 consider any concerns raised. The department shall submit a report on  
8 fiscal year funds transferred in the prior fiscal year using this  
9 subsection as part of the department's annual budget submittal.

10 (4) \$25,036,000 of the connecting Washington account—state  
11 appropriation is provided solely for the land mobile radio upgrade  
12 (G2000055) and is subject to the conditions, limitations, and review  
13 provided in section 701 of this act. The land mobile radio project is  
14 subject to technical oversight by the office of the chief information  
15 officer. The department, in collaboration with the office of the  
16 chief information officer, shall identify where existing or proposed  
17 mobile radio technology investments should be consolidated, identify  
18 when existing or proposed mobile radio technology investments can be  
19 reused or leveraged to meet multiagency needs, increase mobile radio  
20 interoperability between agencies, and identify how redundant  
21 investments can be reduced over time. The department shall also  
22 provide quarterly reports to the technology services board on project  
23 progress.

24 (5) \$2,500,000 of the motor vehicle account—state appropriation  
25 is provided solely for extraordinary costs incurred from litigation  
26 awards, settlements, or dispute mitigation activities not eligible  
27 for funding from the self-insurance fund. The amount provided in this  
28 subsection must be held in unallotted status until the department  
29 submits a request to the office of financial management that includes  
30 documentation detailing litigation-related expenses. The office of  
31 financial management may release the funds only when it determines  
32 that all other funds designated for litigation awards, settlements,  
33 and dispute mitigation activities have been exhausted. No funds  
34 provided in this subsection may be expended on any legal fees related  
35 to the SR 99/Alaskan Way viaduct replacement project (809936Z).

36 (6) The appropriation in this section includes funding for  
37 starting planning, engineering, and construction of the Elwha River  
38 bridge replacement. To the greatest extent practicable, the  
39 department shall maintain public access on the existing route.

1           (7)     \$22,729,000 of the motor vehicle account—state  
2 appropriation and \$553,000 of the motor vehicle account—state  
3 appropriation are provided solely for the preservation of  
4 structurally deficient bridges or bridges that are at risk of  
5 becoming structurally deficient (L1000068). These funds must be used  
6 widely around the state of Washington. When practicable, the  
7 department shall pursue design-build contracts for these bridge  
8 projects to expedite delivery. The department shall provide a report  
9 that identifies the progress of each project funded in this  
10 subsection as part of its annual agency budget request.

11           (8) The department must consult with the Washington state patrol  
12 and the office of financial management during the design phase of any  
13 improvement or preservation project that could impact Washington  
14 state patrol weigh station operations. During the design phase of any  
15 such project, the department must estimate the cost of designing  
16 around the affected weigh station's current operations, as well as  
17 the cost of moving the affected weigh station.

18           (9) During the course of any planned resurfacing or other  
19 preservation activity on state route number 26 between Colfax and  
20 Othello in the 2019-2021 fiscal biennium, the department must add  
21 dug-in reflectors.

22           (10)(a) For projects funded as part of the 2015 connecting  
23 Washington transportation package listed on the LEAP transportation  
24 document identified in subsection (1) of this section, if the  
25 department expects to have substantial reappropriations for the  
26 2021-2023 fiscal biennium, the department may, on a pilot basis,  
27 apply funding from a project in this section with an appropriation  
28 that cannot be used for the current fiscal biennium to advance the SR  
29 4/Abernathy Creek Br - Replace Bridge project (400411A).

30           (b) At least ten business days before advancing the project  
31 pursuant to this subsection, the department must notify the office of  
32 financial management and the transportation committees of the  
33 legislature. The advancement of the project may not hinder the  
34 delivery of the projects for which the reappropriations are necessary  
35 for the 2021-2023 fiscal biennium.

36           (c) To the extent practicable, the department shall use the  
37 flexibility and authority granted in this section and in section 601  
38 of this act to minimize the amount of reappropriations needed each  
39 biennium.



1 (11) Within the connecting Washington account, state  
2 appropriation, the department may transfer funds from Highway System  
3 Preservation (L1100071) to other preservation projects listed in the  
4 LEAP transportation document identified in subsection (1) of this  
5 section, if it is determined necessary for completion of these high  
6 priority preservation projects. The department's next budget  
7 submittal after using this subsection must appropriately reflect the  
8 transfer.

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

11	Motor Vehicle Account—State Appropriation . . . . .	\$7,311,000
12	Motor Vehicle Account—Federal Appropriation . . . . .	\$5,331,000
13	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$500,000
14	TOTAL APPROPRIATION. . . . .	\$13,142,000

15 The appropriations in this section are subject to the following  
16 conditions and limitations: \$700,000 of the motor vehicle account—  
17 state appropriation is provided solely for the SR 99 Aurora Bridge  
18 ITS project (L2000338); however, if at least \$50,000,000 is not made  
19 available, by means of transfer, deposit, appropriation, or other  
20 similar conveyance, to the motor vehicle account for stormwater-  
21 related activities through the enactment of chapter . . . (Engrossed  
22 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
23 program reform) by June 30, 2019, the amount provided in this  
24 subsection lapses.

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

27	Puget Sound Capital Construction Account—State	
28	Appropriation . . . . .	\$111,076,000
29	Puget Sound Capital Construction Account—Federal	
30	Appropriation . . . . .	\$141,750,000
31	Puget Sound Capital Construction Account—Private/Local	
32	Appropriation . . . . .	\$350,000
33	Transportation Partnership Account—State	
34	Appropriation . . . . .	\$4,936,000
35	Connecting Washington Account—State Appropriation . . . . .	\$92,766,000
36	Capital Vessel Replacement Account—State	
37	Appropriation. . . . .	\$99,000,000

1 TOTAL APPROPRIATION. . . . .

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

4 (1) Except as provided otherwise in this section, the entire  
5 appropriations in this section are provided solely for the projects  
6 and activities as listed in LEAP Transportation Document 2019-2 ALL  
7 PROJECTS as developed April 27, 2019, Program - Washington State  
8 Ferries Capital Program (W).

9 (2) \$1,461,000 of the Puget Sound capital construction account—  
10 state appropriation, \$59,650,000 of the connecting Washington account  
11 —state appropriation, are provided solely for the Mukilteo ferry  
12 terminal (952515P). To the extent practicable, the department shall  
13 avoid the closure of, or disruption to, any existing public access  
14 walkways in the vicinity of the terminal project during construction.

15 (3) \$73,089,000 of the Puget Sound capital construction account—  
16 federal appropriation, \$33,089,000 of the connecting Washington  
17 account—state appropriation, and \$8,778,000 of the Puget Sound  
18 capital construction account—state appropriation are provided solely  
19 for the Seattle Terminal Replacement project (900010L).

20 (4) \$5,000,000 of the Puget Sound capital construction account—  
21 state appropriation is provided solely for emergency capital repair  
22 costs (999910K). Funds may only be spent after approval by the office  
23 of financial management.

24 (5) \$2,300,000 of the Puget Sound capital construction account—  
25 state appropriation is provided solely for the ORCA acceptance  
26 project (L2000300). The ferry system shall work with Washington  
27 technology solutions and the tolling division on the development of a  
28 new, interoperable ticketing system.

29 (6) \$495,000 of the Puget Sound capital construction account—  
30 state appropriation is provided solely for an electric ferry planning  
31 team (G2000087) to develop ten-year and twenty-year implementation  
32 plans to efficiently deploy hybrid-electric vessels, including a  
33 cost-benefit analysis of construction and operation of hybrid-  
34 electric vessels with and without charging infrastructure. The plan  
35 includes, but is not limited to, vessel technology and feasibility,  
36 vessel and terminal deployment schedules, project financing, and  
37 workforce requirements. The plan shall be submitted to the office of  
38 financial management and the transportation committees of the  
39 legislature by June 30, 2020.

(7) \$35,000,000 of the Puget Sound capital construction account—state appropriation and \$6,500,000 of the Puget Sound capital construction account—federal appropriation are provided solely for the conversion of up to two Jumbo Mark II vessels to electric hybrid propulsion (G2000084). The department shall seek additional funds for the purposes of this subsection. The department may spend from the Puget Sound capital construction account—state appropriation in this section only as much as the department receives in Volkswagen settlement funds for the purposes of this subsection.

(8) \$400,000 of the Puget Sound capital construction account—state appropriation is provided solely for a request for proposals for a new maintenance management system (project L2000301) and is subject to the conditions, limitations, and review provided in section 701 of this act.

(9) \$99,000,000 of the capital vessel replacement account—state appropriation is provided solely for the acquisition of a 144-car hybrid-electric vessel. The vendor must present to the joint transportation committee and the office of financial management, by September 15, 2019, a list of options that will result in significant cost savings changes in terms of construction or the long-term maintenance and operations of the vessel. The vendor must allow for exercising the options without a penalty. It is the intent of the legislature to provide an additional \$88,000,000 in funding in the 2021-23 biennium. Unless (a) chapter . . . (Engrossed Substitute House Bill No. 2161), Laws of 2019 (capital surcharge) or chapter . . . (Substitute Senate Bill No. 5992), Laws of 2019 (capital surcharge) is enacted by June 30, 2019, and (b) chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 (service fees) or chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019 (service fees) is enacted by June 30, 2019, the amount provided in this subsection lapses.

(10) The capital vessel replacement account—state appropriation includes up to \$99,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

**NEW SECTION. Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL**

Motor Vehicle Account—State Appropriation . . . . .	\$1,750,000
Essential Rail Assistance Account—State Appropriation . . . . .	\$500,000

1	Transportation Infrastructure Account—State	
2	Appropriation . . . . .	\$7,554,000
3	Multimodal Transportation Account—State	
4	Appropriation . . . . .	\$85,441,000
5	Multimodal Transportation Account—Federal	
6	Appropriation . . . . .	\$8,302,000
7	Multimodal Transportation Account—Local	
8	Appropriation . . . . .	\$336,000
9	TOTAL APPROPRIATION. . . . .	\$103,883,000

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

12       (1) Except as provided otherwise in this section, the entire  
13 appropriations in this section are provided solely for the projects  
14 and activities as listed by project and amount in LEAP Transportation  
15 Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program -  
16 Rail Program (Y).

17       (2) \$7,136,000 of the transportation infrastructure account—state  
18 appropriation is provided solely for new low-interest loans approved  
19 by the department through the freight rail investment bank (FRIB)  
20 program. The department shall issue FRIB program loans with a  
21 repayment period of no more than ten years, and charge only so much  
22 interest as is necessary to recoup the department's costs to  
23 administer the loans. The department shall report annually to the  
24 transportation committees of the legislature and the office of  
25 financial management on all FRIB loans issued.

26       (3) \$8,112,000 of the multimodal transportation account—state  
27 appropriation, \$51,000 of the transportation infrastructure account—  
28 state appropriation, and \$135,000 of the essential rail assistance  
29 account—state appropriation are provided solely for new statewide  
30 emergent freight rail assistance projects identified in the LEAP  
31 transportation document referenced in subsection (1) of this section.

32       (4) \$367,000 of the transportation infrastructure account—state  
33 appropriation and \$1,100,000 of the multimodal transportation account  
34 —state appropriation are provided solely to reimburse Highline Grain,  
35 LLC for approved work completed on Palouse River and Coulee City  
36 (PCC) railroad track in Spokane county between the BNSF Railway  
37 Interchange at Cheney and Geiger Junction and must be administered in  
38 a manner consistent with freight rail assistance program projects.  
39 The value of the public benefit of this project is expected to meet

1 or exceed the cost of this project in: Shipper savings on  
2 transportation costs; jobs saved in rail-dependent industries; and/or  
3 reduced future costs to repair wear and tear on state and local  
4 highways due to fewer annual truck trips (reduced vehicle miles  
5 traveled). The amounts provided in this subsection are not a  
6 commitment for future legislatures, but it is the legislature's  
7 intent that future legislatures will work to approve biennial  
8 appropriations until the full \$7,337,000 cost of this project is  
9 reimbursed.

10 (5) (a) \$365,000 of the essential rail assistance account—state  
11 appropriation is provided solely for the purpose of the  
12 rehabilitation and maintenance of the Palouse river and Coulee City  
13 railroad line (F01111B).

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

16 (i) Revenues and transfers deposited into the essential rail  
17 assistance account from leases and sale of property relating to the  
18 Palouse river and Coulee City railroad;

19 (ii) Revenues from trackage rights agreement fees paid by  
20 shippers; and

21 (iii) Revenues and transfers transferred from the miscellaneous  
22 program account to the essential rail assistance account, pursuant to  
23 RCW 47.76.360, for the purpose of sustaining the grain train program  
24 by maintaining the Palouse river and Coulee City railroad.

25 (6) The department shall issue a call for projects for the  
26 freight rail assistance program, and shall evaluate the applications  
27 in a manner consistent with past practices as specified in section  
28 309, chapter 367, Laws of 2011. By November 15, 2020, the department  
29 shall submit a prioritized list of recommended projects to the office  
30 of financial management and the transportation committees of the  
31 legislature.

32 (7) \$10,000,000 of the multimodal transportation account—state  
33 appropriation is provided solely as expenditure authority for any  
34 insurance proceeds received by the state for Passenger Rail Equipment  
35 Replacement (project 700010C.) The department must use this  
36 expenditure authority only to purchase new train sets that have been  
37 competitively procured.

38 (8) \$600,000 of the multimodal transportation account—federal  
39 appropriation and \$6,000 of the multimodal transportation account—

1 state appropriation are provided solely for the Ridgefield Rail  
2 Overpass (project 725910A). Total costs for this project may not  
3 exceed \$909,000 across fiscal biennia.

4 (9) (a) For projects funded as part of the 2015 connecting  
5 Washington transportation package listed on the LEAP transportation  
6 document identified in subsection (1) of this section, if the  
7 department expects to have substantial reappropriations for the  
8 2021-2023 fiscal biennium, the department may, on a pilot basis,  
9 apply funding from a project in this section with an appropriation  
10 that cannot be used for the current fiscal biennium to advance the  
11 South Kelso Railroad Crossing project (L1000147).

12 (b) At least ten business days before advancing the project  
13 pursuant to this subsection, the department must notify the office of  
14 financial management and the transportation committees of the  
15 legislature. The advancement of the project may not hinder the  
16 delivery of the projects for which the reappropriations are necessary  
17 for the 2021-2023 fiscal biennium.

18 (c) To the extent practicable, the department shall use the  
19 flexibility and authority granted in this section to minimize the  
20 amount of reappropriations needed each biennium.

21 (10) The multimodal transportation account—state appropriation  
22 includes up to \$19,592,000 in proceeds from the sale of bonds  
23 authorized in RCW 47.10.867.

24 (11) The department must report to the joint transportation  
25 committee on the progress made on freight rail investment bank  
26 projects and freight rail assistance projects funded during this  
27 biennium by January 1, 2020.

28 (12) \$1,500,000 of the multimodal transportation account—state  
29 appropriation is provided solely for the Chelatchie Prairie railroad  
30 roadbed rehabilitation project (L1000233).

31 (13) \$250,000 of the multimodal transportation account—state  
32 appropriation is provided solely for the Port of Moses Lake Northern  
33 Columbia Basin railroad feasibility study (L1000235).

34 (14) \$500,000 of the multimodal transportation account—state  
35 appropriation is provided solely for the Spokane airport transload  
36 facility project (L1000242).

37 (15) \$1,000,000 of the motor vehicle account—state appropriation  
38 is provided solely for the grade separation at Bell road project  
39 (L1000239); however, if at least \$50,000,000 is not made available,

1 by means of transfer, deposit, appropriation, or other similar  
2 conveyance, to the motor vehicle account for stormwater-related  
3 activities through the enactment of chapter . . . (Engrossed  
4 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
5 program reform) by June 30, 2019, the amount provided in this  
6 subsection lapses.

7 (16) \$750,000 of the motor vehicle account—state appropriation is  
8 provided solely for the rail crossing improvements at 6th Ave. and  
9 South 19th St. project (L2000289); however, if at least \$50,000,000  
10 is not made available, by means of transfer, deposit, appropriation,  
11 or other similar conveyance, to the motor vehicle account for  
12 stormwater-related activities through the enactment of chapter . . .  
13 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model  
14 toxics control program reform) by June 30, 2019, the amount provided  
15 in this subsection lapses.

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

18	Highway Infrastructure Account—State Appropriation . . . . .	\$793,000
19	Highway Infrastructure Account—Federal Appropriation . . . . .	\$981,000
20	Transportation Partnership Account—State	
21	Appropriation . . . . .	\$750,000
22	Highway Safety Account—State Appropriation . . . . .	\$800,000
23	Motor Vehicle Account—State Appropriation . . . . .	\$30,878,000
24	Motor Vehicle Account—Federal Appropriation . . . . .	\$33,813,000
25	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$21,500,000
26	Connecting Washington Account—State Appropriation . . . . .	\$172,454,000
27	Multimodal Transportation Account—State	
28	Appropriation . . . . .	\$72,269,000
29	TOTAL APPROPRIATION. . . . .	\$334,238,000

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

32 (1) Except as provided otherwise in this section, the entire  
33 appropriations in this section are provided solely for the projects  
34 and activities as listed by project and amount in LEAP Transportation  
35 Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program -  
36 Local Programs Program (Z).

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

4 (a) \$18,380,000 of the multimodal transportation account—state  
5 appropriation is provided solely for newly selected pedestrian and  
6 bicycle safety program projects. \$5,940,000 of the multimodal  
7 transportation account—state appropriation and \$750,000 of the  
8 transportation partnership account—state appropriation are  
9 reappropriated for pedestrian and bicycle safety program projects  
10 selected in the previous biennia (L2000188).

11 (b) \$11,400,000 of the motor vehicle account—federal  
12 appropriation and \$7,750,000 of the multimodal transportation account  
13 —state appropriation are provided solely for newly selected safe  
14 routes to school projects. \$6,690,000 of the motor vehicle account—  
15 federal appropriation, \$2,320,000 of the multimodal transportation  
16 account—state appropriation, and \$800,000 of the highway safety  
17 account—state appropriation are reappropriated for safe routes to  
18 school projects selected in the previous biennia (L2000189). The  
19 department may consider the special situations facing high-need  
20 areas, as defined by schools or project areas in which the percentage  
21 of the children eligible to receive free and reduced-price meals  
22 under the national school lunch program is equal to, or greater than,  
23 the state average as determined by the department, when evaluating  
24 project proposals against established funding criteria while ensuring  
25 continued compliance with federal eligibility requirements.

26 (3) The department shall submit a report to the transportation  
27 committees of the legislature by December 1, 2019, and December 1,  
28 2020, on the status of projects funded as part of the pedestrian  
29 safety/safe routes to school grant program. The report must include,  
30 but is not limited to, a list of projects selected and a brief  
31 description of each project's status.

32 (4) \$28,319,000 of the multimodal transportation account—state  
33 appropriation is provided solely for bicycle and pedestrian projects  
34 listed in the LEAP transportation document referenced in subsection  
35 (1) of this section.

36 (5) \$19,160,000 of the connecting Washington account—state  
37 appropriation is provided solely for the Covington Connector  
38 (L2000104). The amounts described in the LEAP transportation document  
39 referenced in subsection (1) of this section are not a commitment by



1 future legislatures, but it is the legislature's intent that future  
2 legislatures will work to approve appropriations in the 2019-2021  
3 fiscal biennium to reimburse the city of Covington for approved work  
4 completed on the project up to the full \$24,000,000 cost of this  
5 project.

6 (6) (a) For projects funded as part of the 2015 connecting  
7 Washington transportation package listed on the LEAP transportation  
8 document identified in subsection (1) of this section, if the  
9 department expects to have substantial reappropriations for the  
10 2021-2023 fiscal biennium, the department may, on a pilot basis,  
11 apply funding from a project in this section with an appropriation  
12 that cannot be used for the current fiscal biennium to advance one or  
13 more of the following projects:

- 14 (i) East-West Corridor Overpass and Bridge (L2000067);  
15 (ii) 41st Street Rucker Avenue Freight Corridor Phase 2  
16 (L2000134);  
17 (iii) Mottman Rd Pedestrian & Street Improvements (L1000089);  
18 (iv) I-5/Port of Tacoma Road Interchange (L1000087);  
19 (v) Complete SR 522 Improvements-Kenmore (T10600R);  
20 (vi) SR 99 Revitalization in Edmonds (NEDMOND); or  
21 (vii) SR 523 145th Street (L1000148);

22 (b) At least ten business days before advancing a project  
23 pursuant to this subsection, the department must notify the office of  
24 financial management and the transportation committees of the  
25 legislature. The advancement of a project may not hinder the delivery  
26 of the projects for which the reappropriations are necessary for the  
27 2021-2023 fiscal biennium.

28 (c) To the extent practicable, the department shall use the  
29 flexibility and authority granted in this section to minimize the  
30 amount of reappropriations needed each biennium.

31 (7) It is the expectation of the legislature that the department  
32 will be administering a local railroad crossing safety grant program  
33 for \$7,000,000 in federal funds during the 2019-2021 fiscal biennium.

34 (8) (a) \$15,213,000 of the motor vehicle account—federal  
35 appropriation is provided solely for national highway freight network  
36 projects identified on the project list submitted in accordance with  
37 section 218(4) (b), chapter 14, Laws of 2016 on October 31, 2016.

38 (b) In advance of the expiration of the fixing America's surface  
39 transportation (FAST) act in 2020, the department must work with the  
40 Washington state freight advisory committee to agree on a framework

1 for allocation of any new national highway freight funding that may  
2 be approved in a new federal surface transportation reauthorization  
3 act. The department and representatives of the advisory committee  
4 must report to the joint transportation committee by October 1, 2020,  
5 on the status of planning for allocating new funds for this program.

6 (9) \$1,000,000 of the motor vehicle account—state appropriation  
7 is provided solely for the Beech Street Extension project (L1000222);  
8 however, if at least \$50,000,000 is not made available, by means of  
9 transfer, deposit, appropriation, or other similar conveyance, to the  
10 motor vehicle account for stormwater-related activities through the  
11 enactment of chapter . . . (Engrossed Substitute Senate Bill No.  
12 5993), Laws of 2019 (model toxics control program reform) by June 30,  
13 2019, the amount provided in this subsection lapses.

14 (10) \$3,900,000 of the motor vehicle account—state appropriation  
15 is provided solely for the Dupont-Steilacoom road improvements  
16 project (L1000224); however, if at least \$50,000,000 is not made  
17 available, by means of transfer, deposit, appropriation, or other  
18 similar conveyance, to the motor vehicle account for stormwater-  
19 related activities through the enactment of chapter . . . (Engrossed  
20 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
21 program reform) by June 30, 2019, the amount provided in this  
22 subsection lapses.

23 (11) \$650,000 of the motor vehicle account—state appropriation is  
24 provided solely for the SR 104/40th place northeast roundabout  
25 project (L1000244); however, if at least \$50,000,000 is not made  
26 available, by means of transfer, deposit, appropriation, or other  
27 similar conveyance, to the motor vehicle account for stormwater-  
28 related activities through the enactment of chapter . . . (Engrossed  
29 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
30 program reform) by June 30, 2019, the amount provided in this  
31 subsection lapses.

32 (12) \$860,000 of the multimodal transportation account—state  
33 appropriation is provided solely for the Clinton to Ken's corner  
34 trail project (L1000249).

35 (13) \$210,000 of the motor vehicle account—state appropriation is  
36 provided solely for the I-405/44th gateway signage and green-scaping  
37 improvements project (L1000250); however, if at least \$50,000,000 is  
38 not made available, by means of transfer, deposit, appropriation, or  
39 other similar conveyance, to the motor vehicle account for

1 stormwater-related activities through the enactment of chapter . . .  
2 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model  
3 toxics control program reform) by June 30, 2019, the amount provided  
4 in this subsection lapses.

5 (14) \$750,000 of the multimodal transportation account—state  
6 appropriation is provided solely for the Edmonds waterfront connector  
7 project (L1000252).

8 (15) \$650,000 of the motor vehicle account—state appropriation is  
9 provided solely for the Wallace Kneeland and Shelton springs road  
10 intersection improvements project (L1000260); however, if at least  
11 \$50,000,000 is not made available, by means of transfer, deposit,  
12 appropriation, or other similar conveyance, to the motor vehicle  
13 account for stormwater-related activities through the enactment of  
14 chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of  
15 2019 (model toxics control program reform) by June 30, 2019, the  
16 amount provided in this subsection lapses.

17 (16) \$1,000,000 of the motor vehicle account—state appropriation  
18 and \$500,000 of the multimodal transportation account—state  
19 appropriation are provided solely for the complete 224th Phase two  
20 project (L1000270); however, if at least \$50,000,000 is not made  
21 available, by means of transfer, deposit, appropriation, or other  
22 similar conveyance, to the motor vehicle account for stormwater-  
23 related activities through the enactment of chapter . . . (Engrossed  
24 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
25 program reform) by June 30, 2019, the amount in this subsection  
26 provided from the motor vehicle account—state appropriation lapses.

27 (17) \$60,000 of the multimodal transportation account—state  
28 appropriation is provided solely for the installation of an updated  
29 meteorological station at the Colville airport (L1000279).

30 (18) (a) \$700,000 of the motor vehicle account—state appropriation  
31 is provided solely for the Ballard-Interbay Regional Transportation  
32 system plan project (L1000281); however, if at least \$50,000,000 is  
33 not made available, by means of transfer, deposit, appropriation, or  
34 other similar conveyance, to the motor vehicle account for  
35 stormwater-related activities through the enactment of chapter . . .  
36 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model  
37 toxics control program reform) by June 30, 2019, the amount provided  
38 in this subsection lapses.

1 (b) Funding in this subsection is provided solely for the city of  
2 Seattle to develop a plan and report for the Ballard-Interbay  
3 Regional Transportation System project to improve mobility for people  
4 and freight. The plan must be developed in coordination and  
5 partnership with entities including but not limited to the city of  
6 Seattle, King county, the Port of Seattle, Sound Transit, the  
7 Washington state military department for the Seattle armory, and the  
8 Washington state department of transportation. The plan must examine  
9 replacement of the Ballard bridge and the Magnolia bridge, which was  
10 damaged in the 2001 Nisqually earthquake. The city must provide a  
11 report on the plan that includes recommendations to the Seattle city  
12 council, King county council, and the transportation committees of  
13 the legislature by November 1, 2020. The report must include  
14 recommendations on how to maintain the current and future capacities  
15 of the Magnolia and Ballard bridges, an overview and analysis of all  
16 plans between 2010 and 2020 that examine how to replace the Magnolia  
17 bridge, and recommendations on a timeline for constructing new  
18 Magnolia and Ballard bridges.

19 (19) \$750,000 of the motor vehicle account—state appropriation is  
20 provided solely for the Mickelson Parkway project (L1000282);  
21 however, if at least \$50,000,000 is not made available, by means of  
22 transfer, deposit, appropriation, or other similar conveyance, to the  
23 motor vehicle account for stormwater-related activities through the  
24 enactment of chapter . . . (Engrossed Substitute Senate Bill No.  
25 5993), Laws of 2019 (model toxics control program reform) by June 30,  
26 2019, the amount provided in this subsection lapses.

27 (20) \$300,000 of the motor vehicle account—state appropriation is  
28 provided solely for the South 314th Street Improvements project  
29 (L1000283); however, if at least \$50,000,000 is not made available,  
30 by means of transfer, deposit, appropriation, or other similar  
31 conveyance, to the motor vehicle account for stormwater-related  
32 activities through the enactment of chapter . . . (Engrossed  
33 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
34 program reform) by June 30, 2019, the amount provided in this  
35 subsection lapses.

36 (21) \$250,000 of the motor vehicle account—state appropriation is  
37 provided solely for the Ridgefield South I-5 Access Planning project  
38 (L1000284); however, if at least \$50,000,000 is not made available,  
39 by means of transfer, deposit, appropriation, or other similar

1 conveyance, to the motor vehicle account for stormwater-related  
2 activities through the enactment of chapter . . . (Engrossed  
3 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control  
4 program reform) by June 30, 2019, the amount provided in this  
5 subsection lapses.

6 (22) \$300,000 of the motor vehicle account—state appropriation is  
7 provided solely for the Washougal 32nd Street Underpass Design and  
8 Permitting project (L1000285); however, if at least \$50,000,000 is  
9 not made available, by means of transfer, deposit, appropriation, or  
10 other similar conveyance, to the motor vehicle account for  
11 stormwater-related activities through the enactment of chapter . . .  
12 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model  
13 toxics control program reform) by June 30, 2019, the amount provided  
14 in this subsection lapses.

15 (23) \$150,000 of the motor vehicle account—state appropriation  
16 and \$50,000 of the multimodal transportation account—state  
17 appropriation are provided solely for the Bingen Walnut Creek and  
18 Maple Railroad Crossing (L2000328); however, if at least \$50,000,000  
19 is not made available, by means of transfer, deposit, appropriation,  
20 or other similar conveyance, to the motor vehicle account for  
21 stormwater-related activities through the enactment of chapter . . .  
22 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model  
23 toxics control program reform) by June 30, 2019, the amount in this  
24 subsection provided from the motor vehicle account—state  
25 appropriation lapses.

26 (24) \$1,500,000 of the motor vehicle account—state appropriation  
27 is provided solely for the SR 303 Warren Avenue Bridge Pedestrian  
28 Improvements project (L2000339); however, if at least \$50,000,000 is  
29 not made available, by means of transfer, deposit, appropriation, or  
30 other similar conveyance, to the motor vehicle account for  
31 stormwater-related activities through the enactment of chapter . . .  
32 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model  
33 toxics control program reform) by June 30, 2019, the amount provided  
34 in this subsection lapses.

35 (25) \$1,000,000 of the motor vehicle account—state appropriation  
36 is provided solely for the 72nd/Washington Improvements in Yakima  
37 project (L2000341); however, if at least \$50,000,000 is not made  
38 available, by means of transfer, deposit, appropriation, or other  
39 similar conveyance, to the motor vehicle account for stormwater-



1 transportation committees the following reports for all capital  
2 programs:

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

4 (a) A TEIS version containing actual capital expenditures for all  
5 projects consistent with the structure of the most recently enacted  
6 budget;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**TRANSFERS AND DISTRIBUTIONS**

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

Special Category C Account—State Appropriation. . . . .	\$376,000
Multimodal Transportation Account—State Appropriation. . . .	\$125,000
Transportation Partnership Account—State Appropriation. . .	\$1,636,000
Connecting Washington Account—State Appropriation. . . . .	\$7,599,000
Highway Bond Retirement Account—State	
Appropriation. . . . .	\$1,327,766,000
Ferry Bond Retirement Account—State Appropriation. . . . .	\$25,077,000
Transportation Improvement Board Bond Retirement	
Account—State Appropriation. . . . .	\$12,684,000
Nondebt-Limit Reimbursable Bond Retirement	
Account—State Appropriation. . . . .	\$29,594,000
Toll Facility Bond Retirement Account—State	
Appropriation. . . . .	\$86,493,000
TOTAL APPROPRIATION. . . . .	\$1,491,340,000



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**

Multimodal Transportation Account—State Appropriation. . . . .	\$25,000
Transportation Partnership Account—State Appropriation. . . . .	\$327,000
Connecting Washington Account—State Appropriation. . . . .	\$1,520,000
Special Category C Account—State Appropriation. . . . .	\$75,000
TOTAL APPROPRIATION. . . . .	\$1,947,000

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

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax distributions to cities and counties. . . . .	\$518,198,000
---	---------------

NEW SECTION. **Sec. 404. FOR THE STATE TREASURER—TRANSFERS**

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax refunds and statutory transfers. . . . .	\$2,188,945,000
--	-----------------

NEW SECTION. **Sec. 405. FOR THE DEPARTMENT OF LICENSING—  
TRANSFERS**

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax refunds and transfers. . . . .	\$220,426,000
--	---------------

NEW SECTION. **Sec. 406. FOR THE STATE TREASURER—ADMINISTRATIVE  
TRANSFERS**

(1) Highway Safety Account—State Appropriation: For transfer to the Multimodal Transportation Account—State. . . . .	\$10,000,000
(2) Transportation Partnership Account—State Appropriation: For transfer to the Motor Vehicle Account—State. . . . .	\$50,000,000
(3) Motor Vehicle Account—State Appropriation: For transfer to the State Patrol Highway	

1 Account—State. . . . . \$7,000,000  
2 (4) Motor Vehicle Account—State Appropriation:  
3 For transfer to the Freight Mobility Investment  
4 Account—State. . . . . \$8,511,000  
5 (5) Motor Vehicle Account—State Appropriation:  
6 For transfer to the Rural Arterial Trust  
7 Account—State. . . . . \$4,844,000  
8 (6) Motor Vehicle Account—State Appropriation:  
9 For transfer to the Transportation Improvement  
10 Account—State. . . . . \$9,688,000  
11 (7) Highway Safety Account—State Appropriation:  
12 For transfer to the State Patrol Highway  
13 Account—State. . . . . \$44,000,000  
14 (8) Rural Mobility Grant Program Account—State  
15 Appropriation: For transfer to the Multimodal  
16 Transportation Account—State. . . . . \$3,000,000  
17 (9) State Route Number 520 Civil Penalties  
18 Account—State Appropriation: For transfer to  
19 the State Route Number 520 Corridor  
20 Account—State. . . . . \$1,434,000  
21 (10) Capital Vessel Replacement Account—State  
22 Appropriation: For transfer to the Connecting  
23 Washington Account—State. . . . . \$50,000,000  
24 (11) Multimodal Transportation Account—State  
25 Appropriation: For transfer to the Freight  
26 Mobility Multimodal Account—State. . . . . \$8,511,000  
27 (12) Multimodal Transportation Account—State  
28 Appropriation: For transfer to the Puget Sound  
29 Capital Construction Account—State. . . . . \$15,000,000  
30 (13) Multimodal Transportation Account—State  
31 Appropriation: For transfer to the Puget Sound  
32 Ferry Operations Account—State. . . . . \$45,000,000  
33 (14) Multimodal Transportation Account—State  
34 Appropriation: For transfer to the Regional  
35 Mobility Grant Program Account—State. . . . . \$27,679,000  
36 (15) Multimodal Transportation Account—State  
37 Appropriation: For transfer to the Rural  
38 Mobility Grant Program Account—State. . . . . \$15,223,000

1 (16) Transportation 2003 Account (Nickel Account)—  
2 State Appropriation: For transfer to the Puget  
3 Sound Capital Construction Account—State. . . . . \$20,000,000  
4 (17) (a) Alaskan Way Viaduct Replacement Project  
5 Account—State Appropriation: For transfer to the  
6 Motor Vehicle Account—State. . . . . \$9,992,000  
7 (b) The transfer identified in this subsection is provided solely  
8 to repay in full the motor vehicle account—state appropriation loan  
9 from section 1005(21) of this act.  
10 (18) (a) Transportation Partnership Account—State  
11 Appropriation: For transfer to the Alaskan Way Viaduct  
12 Replacement Project Account—State. . . . . \$77,951,000  
13 (b) The amount transferred in this subsection represents that  
14 portion of the up to \$200,000,000 in proceeds from the sale of bonds  
15 authorized in RCW 47.10.873, intended to be sold through the  
16 2021-2023 fiscal biennium, used only for construction of the SR 99/  
17 Alaskan Way Viaduct Replacement project (809936Z), and that must be  
18 repaid from the Alaskan Way viaduct replacement project account  
19 consistent with RCW 47.56.864.  
20 (19) Motor Vehicle Account—State Appropriation:  
21 For transfer to the County Arterial Preservation  
22 Account—State. . . . . \$4,844,000  
23 (20) (a) General Fund Account—State Appropriation:  
24 For transfer to the State Patrol Highway  
25 Account—State. . . . . \$625,000  
26 (b) The state treasurer shall transfer the funds only after  
27 receiving notification from the Washington state patrol under section  
28 207(7) of this act.  
29 (21) Capital Vessel Replacement Account—State  
30 Appropriation: For transfer to the Transportation  
31 Partnership Account—State. . . . . \$3,293,000  
32 (22) (a) Alaskan Way Viaduct Replacement Project  
33 Account—State Appropriation: For transfer to the  
34 Transportation Partnership Account—State. . . . . \$19,262,000  
35 (b) The amount transferred in this subsection represents  
36 repayment of debt service incurred for the construction of the SR 99/  
37 Alaskan Way Viaduct Replacement project (809936Z).  
38 (23) Tacoma Narrows Toll Bridge Account—State  
39 Appropriation: For transfer to the Motor

1 Vehicle Account—State. . . . . \$950,000

2 (24) (a) Tacoma Narrows Toll Bridge Account—State Appropriation:  
3 For transfer to the Motor Vehicle

4 Account—State. . . . . \$5,000,000

5 (b) A transfer in the amount of \$5,000,000 was made from the  
6 Motor Vehicle Account to the Tacoma Narrows Toll Bridge Account in  
7 April 2019. It is the intent of the legislature that this transfer  
8 was to be temporary, for the purpose of minimizing the impact of toll  
9 increases, and this is an equivalent reimbursing transfer to occur in  
10 November 2019.

11 (25) (a) Transportation 2003 Account (Nickel Account)  
12 —State Appropriation: For transfer to the Tacoma  
13 Narrows Toll Bridge Account—State. . . . . \$12,543,000

14 (b) It is the intent of the legislature that this transfer is  
15 temporary, for the purpose of minimizing the impact of toll  
16 increases, and an equivalent reimbursing transfer is to occur after  
17 the debt service and deferred sales tax on the Tacoma Narrows bridge  
18 construction costs are fully repaid in accordance with chapter 195,  
19 Laws of 2018.

20 (26) Transportation Infrastructure Account—State  
21 Appropriation: For transfer to the multimodal  
22 Transportation Account—State. . . . . \$9,000,000

23 (27) Multimodal Transportation Account—State  
24 Appropriation: For transfer to the Pilotage  
25 Account—State. . . . . \$2,500,000

26 (28) (a) Motor Vehicle Account—State  
27 Appropriation: For transfer to the County Road  
28 Administration Board Emergency Loan Account—State. . . . . \$1,000,000

29 (b) If chapter . . . (Senate Bill No. 5923), Laws of 2019 is not  
30 enacted by June 30, 2019, the amount provided in this subsection  
31 lapses.

32 (29) (a) Advanced Environmental Mitigation  
33 Revolving Account—State Appropriation: For transfer  
34 to the Motor Vehicle Account—State. . . . . \$9,000,000

35 (b) The amount transferred in this subsection is contingent on at  
36 least a \$9,000,000 transfer to the advanced environmental mitigation  
37 revolving account authorized by June 30, 2019, in the omnibus capital  
38 appropriations act.

39 (30) Motor Vehicle account—State Appropriation:

1 For transfer to the Electric Vehicle Charging  
2 Infrastructure Account—State. . . . . \$12,255,000  
3 (31) Multimodal Transportation Account—State  
4 Appropriation: For transfer to the Electric Vehicle  
5 Charging Infrastructure Account—State. . . . . \$8,000,000  
6 (32) Multimodal Transportation Account—State  
7 Appropriation: For transfer to the Complete Streets  
8 Grant Program Account—State. . . . . \$14,670,000  
9 (33)(a) Transportation Partnership  
10 Account—State Appropriation: For transfer to the Capital Vessel  
11 Replacement Account—State. . . . . \$99,000,000  
12 (b) The amount transferred in this subsection represents proceeds  
13 from the sale of bonds authorized in RCW 47.10.873.

14 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER—STATE REVENUES**  
15 **FOR DISTRIBUTION**

16 Multimodal Transportation Account—State  
17 Appropriation: For distribution to cities and  
18 counties. . . . . \$26,786,000  
19 Motor Vehicle Account—State Appropriation: For  
20 distribution to cities and counties. . . . . \$23,438,000  
21 TOTAL APPROPRIATION. . . . . \$50,224,000

22 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER—BOND RETIREMENT**  
23 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**  
24 **DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE**

25 Toll Facility Bond Retirement Account—Federal  
26 Appropriation . . . . . \$199,522,000  
27 Toll Facility Bond Retirement Account—State  
28 Appropriation . . . . . \$25,372,000  
29 TOTAL APPROPRIATION. . . . . \$225,273,000

30 **COMPENSATION**

31 NEW SECTION. **Sec. 501. COLLECTIVE BARGAINING AGREEMENTS NOT**  
32 **IMPAIRED**

33 Nothing in this act prohibits the expenditure of any funds by an  
34 agency or institution of the state for benefits guaranteed by any

1 collective bargaining agreement in effect on the effective date of  
2 this section.

3 NEW SECTION. **Sec. 502. COLLECTIVE BARGAINING AGREEMENTS**

4 Sections 503 through 520 of this act represent the results of the  
5 2019-2021 collective bargaining process required under chapters  
6 41.80, 47.64, and 41.56 RCW. Provisions of the collective bargaining  
7 agreements contained in sections 503 through 520 of this act are  
8 described in general terms. Only major economic terms are included in  
9 the descriptions. These descriptions do not contain the complete  
10 contents of the agreements. The collective bargaining agreements  
11 contained in sections 503 through 520 of this act may also be funded  
12 by expenditures from nonappropriated accounts. If positions are  
13 funded with lidded grants or dedicated fund sources with insufficient  
14 revenue, additional funding from other sources is not provided.

15 NEW SECTION. **Sec. 503. DEPARTMENT OF TRANSPORTATION MARINE**  
16 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—OPEIU**

17 An agreement has been reached between the governor and the office  
18 and professional employees international union local eight (OPEIU)  
19 pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium.  
20 Funding is provided for a four percent general wage increase  
21 effective July 1, 2019, and a four percent general wage increase  
22 effective July 1, 2020. The agreement also includes and funding is  
23 provided for salary adjustments for targeted job classifications, a  
24 restructure of the pay schedule and increased vacation leave.

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

27 An agreement has been reached between the governor and the ferry  
28 agents, supervisors, and project administrators association pursuant  
29 to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is  
30 provided for a three percent general wage increase effective July 1,  
31 2019, and a three percent general wage increase effective July 1,  
32 2020. The agreement also includes and funding is provided for an  
33 increase in the drug and alcohol sampling certification and a new  
34 scheduling committee with two employee representatives.



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

3        An agreement has been reached between the governor and the marine  
4 engineers' beneficial association licensed engineer officers through  
5 an interest arbitration award pursuant to chapter 47.64 RCW for the  
6 2019-2021 fiscal biennium. Funding is provided for the awarded three  
7 and one-half percent general wage increase effective July 1, 2019,  
8 and a three and one-half percent general wage increase effective July  
9 1, 2020. The agreement also includes and funding is provided for  
10 related watch turnover rate increases tied to salary increases and  
11 reimbursement for safety-toed work boots.

12        NEW SECTION.        **Sec. 510.        DEPARTMENT OF TRANSPORTATION MARINE**  
13 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA—PORT ENGINEERS**

14        An agreement has been reached between the governor and the marine  
15 engineers' beneficial association port engineers pursuant to chapter  
16 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for  
17 an initial salary structure and for a one percent general wage  
18 increase effective July 1, 2019, and a three percent general wage  
19 increase effective July 1, 2020. The agreement also includes and  
20 funding is provided for payment of a daily rate when required to be  
21 on duty outside normal working hours, a minimum pay for call outs,  
22 and reimbursement for safety shoes.

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

25        An agreement has been reached between the governor and the  
26 masters, mates, and pilots - mates pursuant to chapter 47.64 RCW for  
27 the 2019-2021 fiscal biennium. Funding is provided for a three  
28 percent general wage increase effective July 1, 2019, and three  
29 percent general wage increase effective July 1, 2020.

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

32        An agreement has been reached between the governor and the  
33 masters, mates, and pilots - masters pursuant to chapter 47.64 RCW  
34 for the 2019-2021 fiscal biennium. Funding is provided for a three  
35 percent general wage increase effective July 1, 2019, and three  
36 percent general wage increase effective July 1, 2020.





1 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is  
2 provided for a three percent general wage increase effective July 1,  
3 2019, and a three percent general wage increase effective July 1,  
4 2020. The agreement also includes and funding is provided for salary  
5 adjustments for targeted job classifications and premium pay for  
6 employees who work in King county.

7 NEW SECTION. **Sec. 517. COLLECTIVE BARGAINING AGREEMENT—WPEA**

8 An agreement has been reached between the governor and the  
9 Washington public employees association under the provisions of  
10 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is  
11 provided for a three percent general wage increase effective July 1,  
12 2019, and a three percent general wage increase effective July 1,  
13 2020. The agreement also includes and funding is provided for salary  
14 adjustments for targeted job classifications, premium pay for  
15 employees who work in King county, and establishment of a new  
16 information technology professional compensation structure.

17 NEW SECTION. **Sec. 518. COLLECTIVE BARGAINING AGREEMENT—**  
18 **COALITION OF UNIONS**

19 An agreement has been reached for the 2019-2021 biennium between  
20 the governor and the coalition of unions under the provisions of  
21 chapter 41.80 RCW for the 2019-21 fiscal biennium. Funding is  
22 provided for a three percent general wage increase effective July 1,  
23 2019, and a three percent general wage increase effective July 1,  
24 2020. The agreement also includes and funding is provided for salary  
25 adjustments for targeted job classifications, premium pay for  
26 employees who work in King county, loan repayments for eligible  
27 physicians and psychiatrists, and recruitment incentives for  
28 psychiatrists.

29 NEW SECTION. **Sec. 519. COLLECTIVE BARGAINING AGREEMENT—WSP**  
30 **TROOPERS ASSOCIATION**

31 An agreement has been reached between the governor and the  
32 Washington state patrol troopers association under the provisions of  
33 chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is  
34 provided for a two percent general wage increase effective July 1,  
35 2019, and a two and one-half of one percent general wage increase  
36 effective July 1, 2020.

1        NEW SECTION.        **Sec. 520. COLLECTIVE BARGAINING AGREEMENT—WSP**  
2        **LIEUTENANTS AND CAPTAINS ASSOCIATION**

3        An agreement has been reached between the governor and the  
4        Washington state patrol lieutenants and captains association under  
5        the provisions of chapter 41.56 RCW for the 2019-2021 fiscal  
6        biennium. Funding is provided for a two percent general wage increase  
7        effective July 1, 2019, and a two and one-half of one percent general  
8        wage increase effective July 1, 2020.

9        NEW SECTION.        **Sec. 521. COMPENSATION—REPRESENTED EMPLOYEES—**  
10       **HEALTH CARE—COALITION—INSURANCE BENEFITS**

11       An agreement was reached for the 2019-2021 biennium between the  
12       governor and the health care coalition under the provisions of  
13       chapter 41.80 RCW. Appropriations in this act for state agencies,  
14       including institutions of higher education, are sufficient to  
15       implement the provisions of the 2019-2021 collective bargaining  
16       agreement, including health flexible spending accounts for eligible  
17       employees under the agreement, and are subject to the following  
18       conditions and limitations:

19       The monthly employer funding rate for insurance benefit premiums,  
20       public employees' benefits board administration, and the uniform  
21       medical plan, shall not exceed \$939 per eligible employee for fiscal  
22       year 2020. For fiscal year 2021, the monthly employer funding rate  
23       shall not exceed \$976 per eligible employee.

24       NEW SECTION.        **Sec. 522. COMPENSATION—REPRESENTED EMPLOYEES**  
25       **OUTSIDE HEALTH CARE COALITION—INSURANCE BENEFITS**

26       Appropriations for state agencies in this act are sufficient for  
27       represented employees outside the coalition for health benefits, and  
28       are subject to the following conditions and limitations: The monthly  
29       employer funding rate for insurance benefit premiums, public  
30       employees' benefits board administration, and the uniform medical  
31       plan, may not exceed \$939 per eligible employee for fiscal year 2020.  
32       For fiscal year 2021, the monthly employer funding rate may not  
33       exceed \$976 per eligible employee.

34       NEW SECTION.        **Sec. 523. COMPENSATION—NONREPRESENTED EMPLOYEES—**  
35       **INSURANCE BENEFITS**

1 Appropriations for state agencies in this act are sufficient for  
2 nonrepresented state employee health benefits for state agencies,  
3 including institutions of higher education, and are subject to the  
4 following conditions and limitations:

5 (1) The employer monthly funding rate for insurance benefit  
6 premiums, public employees' benefits board administration, and the  
7 uniform medical plan, shall not exceed \$939 per eligible employee for  
8 fiscal year 2020. For fiscal year 2021, the monthly employer funding  
9 rate shall not exceed \$976 per eligible employee.

10 NEW SECTION. **Sec. 524. GENERAL WAGE INCREASES**

11 (1) Appropriations for state agency employee compensation in this  
12 act are sufficient to provide general wage increases to state agency  
13 employees who are not represented or who bargain under statutory  
14 authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or  
15 41.56.475.

16 (2) Funding is provided for a three percent general wage increase  
17 effective July 1, 2019, for all classified employees as specified in  
18 subsection (1) of this section, employees in the Washington  
19 management service, and exempt employees under the jurisdiction of  
20 the office of financial management. The appropriations are also  
21 sufficient to fund a three percent salary increase effective July 1,  
22 2019, for executive, legislative, and judicial branch employees  
23 exempt from merit system rules whose maximum salaries are not set by  
24 the commission on salaries for elected officials.

25 (3) Funding is provided for a three percent general wage increase  
26 effective July 1, 2020, for all classified employees as specified in  
27 subsection (1) of this section, employees in the Washington  
28 management service, and exempt employees under the jurisdiction of  
29 the office of financial management. The appropriations are also  
30 sufficient to fund a three percent salary increase effective July 1,  
31 2020, for executive, legislative, and judicial branch employees  
32 exempt from merit system rules whose maximum salaries are not set by  
33 the commission on salaries for elected officials.

34 NEW SECTION. **Sec. 525. TARGETED COMPENSATION INCREASES**

35 Funding is provided for salary adjustments for targeted job  
36 classifications as specified by the office of financial management  
37 for classified state employees, except those represented by a

1 collective bargaining unit under chapters 41.80 and 47.64  
2 41.56.473 and 41.56.475.

3 NEW SECTION. **Sec. 526. MINIMUM STARTING WAGE**

4 Funding is also provided for a minimum starting wage of fourteen  
5 dollars an hour, effective July 1, 2019, and for increases in wages  
6 of job classes that are aligned with affected job classes, except  
7 those represented by a collective bargaining unit under chapters  
8 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475. This funding is  
9 sufficient for general government agencies and higher education  
10 institutions to comply with the provisions of Initiative Measure No.  
11 1433 with respect to state employees.

12 NEW SECTION. **Sec. 527. PREMIUM PAY**

13 Funding is also provided for a five percent premium pay for  
14 employees working in King county, except those represented under  
15 chapters 41.80 and 47.64 RCW, and RCW 41.56.473 and 41.56.475.

16 NEW SECTION. **Sec. 528. COMPENSATION—REVISE PENSION CONTRIBUTION**  
17 **RATES**

18 The appropriations in this act for school districts and state  
19 agencies, including institutions of higher education, are subject to  
20 the following conditions and limitations: Appropriations are adjusted  
21 to reflect changes to agency appropriations to reflect pension  
22 contribution rates adopted by the pension funding council and the law  
23 enforcement officers' and firefighters' retirement system plan 2  
24 board.

25 NEW SECTION. **Sec. 529. PUBLIC EMPLOYEES' BENEFITS BOARD**  
26 **MEDICARE-ELIGIBLE RETIREE SUBSIDY**

27 Appropriations for state agencies in this act provide sufficient  
28 funding for an increase in the state employer funding rate in the  
29 public employees' benefits board program of one dollar in fiscal year  
30 2020 and five dollars in fiscal year 2021 attributable to increasing  
31 the monthly medicare-eligible retiree subsidy from one hundred sixty-  
32 eight dollars per month to one hundred eighty-three dollars per  
33 month.

34 **IMPLEMENTING PROVISIONS**

1        NEW SECTION.    **Sec. 601.    FUND TRANSFERS**

2        (1) The 2005 transportation partnership projects or improvements  
3 and 2015 connecting Washington projects or improvements are listed in  
4 the LEAP Transportation Document 2019-1 as developed April 27, 2019,  
5 which consists of a list of specific projects by fund source and  
6 amount over a sixteen-year period. Current fiscal biennium funding  
7 for each project is a line-item appropriation, while the outer year  
8 funding allocations represent a sixteen-year plan. The department of  
9 transportation is expected to use the flexibility provided in this  
10 section to assist in the delivery and completion of all  
11 transportation partnership account and connecting Washington account  
12 projects on the LEAP transportation document referenced in this  
13 subsection. For the 2019-2021 project appropriations, unless  
14 otherwise provided in this act, the director of the office of  
15 financial management may provide written authorization for a transfer  
16 of appropriation authority between projects funded with  
17 transportation partnership account appropriations or connecting  
18 Washington account appropriations to manage project spending and  
19 efficiently deliver all projects in the respective program under the  
20 following conditions and limitations:

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

23        (b) Transfers from a project may not be made as a result of the  
24 reduction of the scope of a project or be made to support increases  
25 in the scope of a project;

26        (c) Transfers from a project may be made if the funds  
27 appropriated to the project are in excess of the amount needed in the  
28 current fiscal biennium;

29        (d) Transfers may not occur for projects not identified on the  
30 applicable project list;

31        (e) Transfers may not be made while the legislature is in  
32 session;

33        (f) Transfers to a project may not be made with funds designated  
34 as attributable to practical design savings as described in RCW  
35 47.01.480;

36        (g) Each transfer between projects may only occur if the director  
37 of the office of financial management finds that any resulting change  
38 will not hinder the completion of the projects as approved by the  
39 legislature. Until the legislature reconvenes to consider the 2020  
40 supplemental omnibus transportation appropriations act, any

1 unexpended 2017-2019 appropriation balance as approved by the office  
2 of financial management, in consultation with the chairs and ranking  
3 members of the house of representatives and senate transportation  
4 committees, may be considered when transferring funds between  
5 projects; and

6 (h) Transfers between projects may be made by the department of  
7 transportation without the formal written approval provided under  
8 this subsection (1), provided that the transfer amount does not  
9 exceed two hundred fifty thousand dollars or ten percent of the total  
10 project, whichever is less. These transfers must be reported  
11 quarterly to the director of the office of financial management and  
12 the chairs of the house of representatives and senate transportation  
13 committees.

14 (2) The department of transportation must submit quarterly all  
15 transfers authorized under this section in the transportation  
16 executive information system. The office of financial management must  
17 maintain a legislative baseline project list identified in the LEAP  
18 transportation documents referenced in this act, and update that  
19 project list with all authorized transfers under this section.

20 (3) At the time the department submits a request to transfer  
21 funds under this section, a copy of the request must be submitted to  
22 the chairs and ranking members of the transportation committees of  
23 the legislature.

24 (4) Before approval, the office of financial management shall  
25 work with legislative staff of the house of representatives and  
26 senate transportation committees to review the requested transfers in  
27 a timely manner and consider any concerns raised by the chairs and  
28 ranking members of the transportation committees.

29 (5) No fewer than ten days after the receipt of a project  
30 transfer request, the director of the office of financial management  
31 must provide written notification to the department of any decision  
32 regarding project transfers, with copies submitted to the  
33 transportation committees of the legislature.

34 (6) The department must submit annually as part of its budget  
35 submittal a report detailing all transfers made pursuant to this  
36 section.

37 **NEW SECTION. Sec. 602. BOND REIMBURSEMENT**

38 To the extent that any appropriation authorizes expenditures of  
39 state funds from the motor vehicle account, special category C

1 account, Tacoma Narrows toll bridge account, transportation  
2 account (nickel account), transportation partnership account,  
3 transportation improvement account, Puget Sound capital construction  
4 account, multimodal transportation account, state route number 520  
5 corridor account, connecting Washington account, or other  
6 transportation capital project account in the state treasury for a  
7 state transportation program that is specified to be funded with  
8 proceeds from the sale of bonds authorized in chapter 47.10 RCW, the  
9 legislature declares that any such expenditures made before the issue  
10 date of the applicable transportation bonds for that state  
11 transportation program are intended to be reimbursed from proceeds of  
12 those transportation bonds in a maximum amount equal to the amount of  
13 such appropriation.

14 NEW SECTION. **Sec. 603. BELATED CLAIMS**

15 The agencies and institutions of the state may expend moneys  
16 appropriated in this act, upon approval of the office of financial  
17 management, for the payment of supplies and services furnished to the  
18 agency or institution in prior fiscal biennia.

19 NEW SECTION. **Sec. 604. REAPPROPRIATIONS REPORTING**

20 (1) As part of its 2020 supplemental budget submittal, the  
21 department of transportation shall provide a report to the  
22 legislature and the office of financial management that:

23 (a) Identifies, by capital project, the amount of state funding  
24 that has been reappropriated from the 2017-2019 fiscal biennium into  
25 the 2019-2021 fiscal biennium; and

26 (b) Identifies, for each project, the amount of cost savings or  
27 increases in funding that have been identified as compared to the  
28 2017 enacted omnibus transportation appropriations act.

29 (2) As part of the agency request for capital programs, the  
30 department shall load reappropriations separately from funds that  
31 were assumed to be required for the 2019-2021 fiscal biennium into  
32 budgeting systems.

33 NEW SECTION. **Sec. 605. WEB SITE REPORTING REQUIREMENTS**

34 (1) The department of transportation shall post on its web site  
35 every report that is due from the department to the legislature  
36 during the 2019-2021 fiscal biennium on one web page. The department



1 must post both completed reports and planned reports on a single web  
2 page.

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

6 NEW SECTION. **Sec. 606. TRANSIT, BICYCLE, AND PEDESTRIAN**  
7 **ELEMENTS REPORTING**

8 (1) By November 15th of each year, the department of  
9 transportation must report on amounts expended to benefit transit,  
10 bicycle, or pedestrian elements within all connecting Washington  
11 projects in programs I, P, and Z identified in LEAP Transportation  
12 Document 2019-2 ALL PROJECTS as developed April 27, 2019. The report  
13 must address each modal category separately and identify if  
14 eighteenth amendment protected funds have been used and, if not, the  
15 source of funding.

16 (2) To facilitate the report in subsection (1) of this section,  
17 the department of transportation must require that all bids on  
18 connecting Washington projects include an estimate on the cost to  
19 implement any transit, bicycle, or pedestrian project elements.

20 NEW SECTION. **Sec. 607. PROJECT SCOPE CHANGES**

21 (1) During the 2019-2021 fiscal biennium, while the legislature  
22 is not in session, the director of the office of financial management  
23 may approve project scope change requests to connecting Washington  
24 projects in the highway improvements program, provided that the  
25 requests meet the criteria outlined in RCW 47.01.480 and are subject  
26 to the limitations in this section.

27 (2) At the time the department of transportation submits a  
28 request for a project scope change under this section, a copy of the  
29 request must be submitted to the transportation committees of the  
30 legislature.

31 (3) Before approval, the office of financial management shall  
32 work with legislative staff of the house of representatives and  
33 senate transportation committees to review the requested project  
34 scope changes.

35 (4) No fewer than ten days after the receipt of a scope change  
36 request, the director of the office of financial management must  
37 provide written notification to the department of any decision

1 regarding project scope changes, with copies submitted to the  
2 transportation committees of the legislature.

3 (5) As part of its annual budget submittal, the department of  
4 transportation must report on all approved scope change requests from  
5 the prior year, including a comparison of the scope before and after  
6 the requested change.

7 NEW SECTION. **Sec. 608. TOLL CREDITS**

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

15 **MISCELLANEOUS 2019-2021 FISCAL BIENNIUM**

16 NEW SECTION. **Sec. 701. INFORMATION TECHNOLOGY OVERSIGHT**

17 (1) Agencies must apply to the office of the state chief  
18 information officer for approval before beginning a project or  
19 proceeding with each discreet stage of a project subject to this  
20 section. At each stage, the office of the state chief information  
21 officer must certify that the project has an approved technology  
22 budget and investment plan, complies with state information  
23 technology and security requirements, and other policies defined by  
24 the office of the state chief information officer.

25 (2)(a) Each project must have a technology budget. The technology  
26 budget must use a method similar to the state capital budget,  
27 identifying project costs, each fund source, and anticipated  
28 deliverables through each stage of the entire project investment and  
29 across fiscal periods and biennia from project onset through  
30 implementation and close out.

31 (b) As part of the development of a technology budget and at each  
32 request for funding, the agency shall submit detailed financial  
33 information to the office of financial management and the office of  
34 the state chief information officer. The technology budget must  
35 describe the total cost of the project by fiscal month to include and  
36 identify:

37 (i) Fund sources;

- 1 (ii) Full-time equivalent staffing level to include job  
2 classification assumptions;
- 3 (iii) A discreet appropriation index and program index;
- 4 (iv) Object and subobject codes of expenditures; and
- 5 (v) Anticipated deliverables.
- 6 (3) (a) Each project must have an investment plan that includes:
- 7 (i) An organizational chart of the project management team that  
8 identifies team members and their roles and responsibilities;
- 9 (ii) The office of the state chief information officer staff  
10 assigned to the project;
- 11 (iii) An implementation schedule covering activities, critical  
12 milestones, and deliverables at each stage of the project for the  
13 life of the project at each agency affected by the project;
- 14 (iv) Performance measures used to determine that the project is  
15 on time, within budget, and meeting expectations for quality of work  
16 product;
- 17 (v) Ongoing maintenance and operations cost of the project post  
18 implementation and close out delineated by agency staffing,  
19 contracted staffing, and service level agreements; and
- 20 (vi) Financial budget coding to include at least discrete program  
21 index and subobject codes.
- 22 (4) Projects with estimated costs greater than one hundred  
23 million dollars from initiation to completion and implementation may  
24 be divided into discrete subprojects as determined by the office of  
25 the state chief information officer. Each subproject must have a  
26 technology budget and investment plan as provided in this section.
- 27 (5) (a) The office of the state chief information officer shall  
28 maintain an information technology project dashboard that provides  
29 updated information each fiscal month on projects subject to this  
30 section:
- 31 (i) Project changes each fiscal month;
- 32 (ii) Noting if the project has a completed market requirements  
33 document;
- 34 (iii) Financial status of information technology projects under  
35 oversight; and
- 36 (iv) Coordination with agencies.
- 37 (b) The dashboard must retain a roll up of the entire project  
38 cost, including all subprojects, that can be displayed the subproject  
39 detail.
- 40 (6) If the project affects more than one agency:

1 (a) A separate technology budget and investment plan must be  
2 prepared for each agency; and

3 (b) The dashboard must contain a statewide project technology  
4 budget roll up that includes each affected agency at the subproject  
5 level.

6 (7) For any project that exceeds two million dollars in total  
7 funds to complete, requires more than one biennium to complete, or is  
8 financed through financial contracts, bonds, or other indebtedness:

9 (a) Quality assurance for the project must report independently  
10 the office of the chief information officer;

11 (b) The office of the chief information officer must review, and,  
12 if necessary, revise the proposed project to ensure it is flexible  
13 and adaptable to advances in technology;

14 (c) The technology budget must specifically identify the uses of  
15 any financing proceeds. No more than thirty percent of the financing  
16 proceeds may be used for payroll-related costs for state employees  
17 assigned to project management, installation, testing, or training;

18 (d) The agency must consult with the office of the state  
19 treasurer during the competitive procurement process to evaluate  
20 early in the process whether products and services to be solicited  
21 and the responsive bids from a solicitation may be financed; and

22 (e) The agency must consult with the contracting division of the  
23 department of enterprise services for a review of all contracts and  
24 agreements related to the project's information technology  
25 procurements.

26 (8) The office of the state chief information officer must  
27 evaluate the project at each stage and certify whether the project is  
28 planned, managed, and meeting deliverable targets as defined in the  
29 project's approved technology budget and investment plan.

30 (9) The office of the state chief information officer may suspend  
31 or terminate a project at any time if it determines that the project  
32 is not meeting or not expected to meet anticipated performance and  
33 technology outcomes. Once suspension or termination occurs, the  
34 agency shall unallot any unused funding and shall not make any  
35 expenditure for the project without the approval of the office of  
36 financial management.

37 (10) The office of the state chief information officer, in  
38 consultation with the office of financial management, may identify  
39 additional projects to be subject to this section, including projects  
40 that are not separately identified within an agency budget.

1 (11) The following department of transportation projects are  
2 subject to the conditions, limitations, and review provided in this  
3 section: Labor System Replacement, New Ferry Division Dispatch  
4 System, Maintenance Management System, Land Mobile Radio System  
5 Replacement, and New CSC System and Operator.

6 NEW SECTION. **Sec. 702. ACQUISITION OF PROPERTIES AND FACILITIES**  
7 **THROUGH FINANCIAL CONTRACTS**

8 (1) The department of transportation is authorized, subject to  
9 the conditions in section 305(2) of this act, to enter into a  
10 financing contract pursuant to chapter 39.94 RCW through the state  
11 treasurer's lease-purchase program for the purposes indicated. The  
12 department may use any funds, appropriated or nonappropriated, in not  
13 more than the principal amounts indicated, plus financing expenses  
14 and required reserves, if any. Expenditures made by the department of  
15 transportation for the indicated purposes before the issue date of  
16 the authorized financing contract and any certificates of  
17 participation therein may be reimbursed from proceeds of the  
18 financing contract and any certificates of participation therein to  
19 the extent provided in the agency's financing plan approved by the  
20 state finance committee.

21 (2) Department of transportation: Enter into a financing contract  
22 for up to \$32,500,000 plus financing expenses and required reserves  
23 pursuant to chapter 39.94 RCW to renovate the existing office  
24 building at 15700 Dayton Ave N, Shoreline.

25 **Sec. 703.** RCW 43.19.642 and 2017 c 313 s 703 are each amended to  
26 read as follows:

27 (1) Effective June 1, 2006, for agencies complying with the  
28 ultra-low sulfur diesel mandate of the United States environmental  
29 protection agency for on-highway diesel fuel, agencies shall use  
30 biodiesel as an additive to ultra-low sulfur diesel for lubricity,  
31 provided that the use of a lubricity additive is warranted and that  
32 the use of biodiesel is comparable in performance and cost with other  
33 available lubricity additives. The amount of biodiesel added to the  
34 ultra-low sulfur diesel fuel shall be not less than two percent.

35 (2) Except as provided in subsection (5) of this section,  
36 effective June 1, 2009, state agencies are required to use a minimum  
37 of twenty percent biodiesel as compared to total volume of all diesel

1 purchases made by the agencies for the operation of the agencies'  
2 diesel-powered vessels, vehicles, and construction equipment.

3 (3) All state agencies using biodiesel fuel shall, beginning on  
4 July 1, 2016, file annual reports with the department of enterprise  
5 services documenting the use of the fuel and a description of how any  
6 problems encountered were resolved.

7 (4) By December 1, 2009, the department of enterprise services  
8 shall:

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

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

14 (5) During the (~~2015-2017 and~~) 2017-2019 and 2019-2021 fiscal  
15 biennia, the Washington state ferries is required to use a minimum of  
16 five percent biodiesel as compared to total volume of all diesel  
17 purchases made by the Washington state ferries for the operation of  
18 the Washington state ferries diesel-powered vessels, as long as the  
19 price of a B5 or B10 biodiesel blend does not exceed the price of  
20 conventional diesel fuel by five percent or more.

21 **Sec. 704.** RCW 46.20.745 and 2017 c 313 s 704 are each amended to  
22 read as follows:

23 (1) The ignition interlock device revolving account program is  
24 created within the department to assist in covering the monetary  
25 costs of installing, removing, and leasing an ignition interlock  
26 device, and applicable licensing, for indigent persons who are  
27 required under RCW 46.20.385, 46.20.720, and 46.61.5055 to install an  
28 ignition interlock device in all vehicles owned or operated by the  
29 person. For purposes of this subsection, "indigent" has the same  
30 meaning as in RCW 10.101.010, as determined by the department. During  
31 the (~~2017-2019~~) 2019-2021 fiscal biennium, the ignition interlock  
32 device revolving account program also includes ignition interlock  
33 enforcement work conducted by the Washington state patrol.

34 (2) A pilot program is created within the ignition interlock  
35 device revolving account program for the purpose of monitoring  
36 compliance by persons required to use ignition interlock devices and  
37 by ignition interlock companies and vendors.

38 (3) The department, the state patrol, and the Washington traffic  
39 safety commission shall coordinate to establish a compliance pilot

1 program that will target at least one county from eastern Washington  
2 and one county from western Washington, as determined by the  
3 department, state patrol, and Washington traffic safety commission.

4 (4) At a minimum, the compliance pilot program shall:

5 (a) Review the number of ignition interlock devices that are  
6 required to be installed in the targeted county and the number of  
7 ignition interlock devices actually installed;

8 (b) Work to identify those persons who are not complying with  
9 ignition interlock requirements or are repeatedly violating ignition  
10 interlock requirements; and

11 (c) Identify ways to track compliance and reduce noncompliance.

12 (5) As part of monitoring compliance, the Washington traffic  
13 safety commission shall also track recidivism for violations of RCW  
14 46.61.502 and 46.61.504 by persons required to have an ignition  
15 interlock driver's license under RCW 46.20.385 and 46.20.720.

16 **Sec. 705.** RCW 46.68.060 and 2017 c 313 s 707 are each amended to  
17 read as follows:

18 There is hereby created in the state treasury a fund to be known  
19 as the highway safety fund to the credit of which must be deposited  
20 all moneys directed by law to be deposited therein. This fund must be  
21 used for carrying out the provisions of law relating to driver  
22 licensing, driver improvement, financial responsibility, cost of  
23 furnishing abstracts of driving records and maintaining such case  
24 records, and to carry out the purposes set forth in RCW 43.59.010,  
25 and chapters 46.72 and 46.72A RCW. During the 2013-2015 and 2015-2017  
26 fiscal biennia, the legislature may transfer from the highway safety  
27 fund to the Puget Sound ferry operations account, the motor vehicle  
28 fund, and the multimodal transportation account such amounts as  
29 reflect the excess fund balance of the highway safety fund. During  
30 the 2017-2019 and the 2019-2021 fiscal (~~biennium~~) biennia, the  
31 legislature may direct the state treasurer to make transfers of  
32 moneys in the highway safety fund to the multimodal transportation  
33 account.

34 **Sec. 706.** RCW 46.68.280 and 2017 c 313 s 708 are each amended to  
35 read as follows:

36 (1) The transportation 2003 account (nickel account) is hereby  
37 created in the motor vehicle fund. Money in the account may be spent  
38 only after appropriation. Expenditures from the account must be used

1 only for projects or improvements identified as transportation 2003  
2 projects or improvements in the omnibus transportation budget and to  
3 pay the principal and interest on the bonds authorized for  
4 transportation 2003 projects or improvements. Upon completion of the  
5 projects or improvements identified as transportation 2003 projects  
6 or improvements, moneys deposited in this account must only be used  
7 to pay the principal and interest on the bonds authorized for  
8 transportation 2003 projects or improvements, and any funds in the  
9 account in excess of the amount necessary to make the principal and  
10 interest payments may be used for maintenance on the completed  
11 projects or improvements.

12 (2) During the 2015-2017 fiscal biennium, the legislature may  
13 transfer from the transportation 2003 account (nickel account) to the  
14 connecting Washington account such amounts as reflect the excess fund  
15 balance of the transportation 2003 account (nickel account).

16 (3) During the 2017-2019 and the 2019-2021 fiscal (~~biennium~~)  
17 biennia, the legislature may direct the state treasurer to make  
18 transfers of moneys in the transportation 2003 account (nickel  
19 account) to the connecting Washington account, the Puget Sound  
20 capital construction account, and the Tacoma Narrows toll bridge  
21 account.

22 (4) The "nickel account" means the transportation 2003 account.

23 **Sec. 707.** RCW 46.68.290 and 2017 c 313 s 709 are each amended to  
24 read as follows:

25 (1) The transportation partnership account is hereby created in  
26 the state treasury. All distributions to the account from RCW  
27 46.68.090 must be deposited into the account. Money in the account  
28 may be spent only after appropriation. Expenditures from the account  
29 must be used only for projects or improvements identified as 2005  
30 transportation partnership projects or improvements in the omnibus  
31 transportation appropriations act, including any principal and  
32 interest on bonds authorized for the projects or improvements.

33 (2) The legislature finds that:

34 (a) Citizens demand and deserve accountability of transportation-  
35 related programs and expenditures. Transportation-related programs  
36 must continuously improve in quality, efficiency, and effectiveness  
37 in order to increase public trust;



1 (b) Transportation-related agencies that receive tax dollars must  
2 continuously improve the way they operate and deliver services so  
3 citizens receive maximum value for their tax dollars; and

4 (c) Fair, independent, comprehensive performance audits of  
5 transportation-related agencies overseen by the elected state auditor  
6 are essential to improving the efficiency, economy, and effectiveness  
7 of the state's transportation system.

8 (3) For purposes of chapter 314, Laws of 2005:

9 (a) "Performance audit" means an objective and systematic  
10 assessment of a state agency or agencies or any of their programs,  
11 functions, or activities by the state auditor or designee in order to  
12 help improve agency efficiency, effectiveness, and accountability.  
13 Performance audits include economy and efficiency audits and program  
14 audits.

15 (b) "Transportation-related agency" means any state agency,  
16 board, or commission that receives funding primarily for  
17 transportation-related purposes. At a minimum, the department of  
18 transportation, the transportation improvement board or its successor  
19 entity, the county road administration board or its successor entity,  
20 and the traffic safety commission are considered transportation-  
21 related agencies. The Washington state patrol and the department of  
22 licensing shall not be considered transportation-related agencies  
23 under chapter 314, Laws of 2005.

24 (4) Within the authorities and duties under chapter 43.09 RCW,  
25 the state auditor shall establish criteria and protocols for  
26 performance audits. Transportation-related agencies shall be audited  
27 using criteria that include generally accepted government auditing  
28 standards as well as legislative mandates and performance objectives  
29 established by state agencies. Mandates include, but are not limited  
30 to, agency strategies, timelines, program objectives, and mission and  
31 goals as required in RCW 43.88.090.

32 (5) Within the authorities and duties under chapter 43.09 RCW,  
33 the state auditor may conduct performance audits for transportation-  
34 related agencies. The state auditor shall contract with private firms  
35 to conduct the performance audits.

36 (6) The audits may include:

37 (a) Identification of programs and services that can be  
38 eliminated, reduced, consolidated, or enhanced;

1 (b) Identification of funding sources to the transportation-  
2 related agency, to programs, and to services that can be eliminated,  
3 reduced, consolidated, or enhanced;

4 (c) Analysis of gaps and overlaps in programs and services and  
5 recommendations for improving, dropping, blending, or separating  
6 functions to correct gaps or overlaps;

7 (d) Analysis and recommendations for pooling information  
8 technology systems used within the transportation-related agency, and  
9 evaluation of information processing and telecommunications policy,  
10 organization, and management;

11 (e) Analysis of the roles and functions of the transportation-  
12 related agency, its programs, and its services and their compliance  
13 with statutory authority and recommendations for eliminating or  
14 changing those roles and functions and ensuring compliance with  
15 statutory authority;

16 (f) Recommendations for eliminating or changing statutes, rules,  
17 and policy directives as may be necessary to ensure that the  
18 transportation-related agency carry out reasonably and properly those  
19 functions vested in the agency by statute;

20 (g) Verification of the reliability and validity of  
21 transportation-related agency performance data, self-assessments, and  
22 performance measurement systems as required under RCW 43.88.090;

23 (h) Identification of potential cost savings in the  
24 transportation-related agency, its programs, and its services;

25 (i) Identification and recognition of best practices;

26 (j) Evaluation of planning, budgeting, and program evaluation  
27 policies and practices;

28 (k) Evaluation of personnel systems operation and management;

29 (l) Evaluation of purchasing operations and management policies  
30 and practices;

31 (m) Evaluation of organizational structure and staffing levels,  
32 particularly in terms of the ratio of managers and supervisors to  
33 nonmanagement personnel; and

34 (n) Evaluation of transportation-related project costs, including  
35 but not limited to environmental mitigation, competitive bidding  
36 practices, permitting processes, and capital project management.

37 (7) Within the authorities and duties under chapter 43.09 RCW,  
38 the state auditor must provide the preliminary performance audit  
39 reports to the audited state agency for comment. The auditor also may  
40 seek input on the preliminary report from other appropriate

1 officials. Comments must be received within thirty days after receipt  
2 of the preliminary performance audit report unless a different time  
3 period is approved by the state auditor. The final performance audit  
4 report shall include the objectives, scope, and methodology; the  
5 audit results, including findings and recommendations; the agency's  
6 response and conclusions; and identification of best practices.

7 (8) The state auditor shall provide final performance audit  
8 reports to the citizens of Washington, the governor, the joint  
9 legislative audit and review committee, the appropriate legislative  
10 committees, and other appropriate officials. Final performance audit  
11 reports shall be posted on the internet.

12 (9) The audited transportation-related agency is responsible for  
13 follow-up and corrective action on all performance audit findings and  
14 recommendations. The audited agency's plan for addressing each audit  
15 finding and recommendation shall be included in the final audit  
16 report. The plan shall provide the name of the contact person  
17 responsible for each action, the action planned, and the anticipated  
18 completion date. If the audited agency does not agree with the audit  
19 findings and recommendations or believes action is not required, then  
20 the action plan shall include an explanation and specific reasons.

21 The office of financial management shall require periodic  
22 progress reports from the audited agency until all resolution has  
23 occurred. The office of financial management is responsible for  
24 achieving audit resolution. The office of financial management shall  
25 annually report by December 31st the status of performance audit  
26 resolution to the appropriate legislative committees and the state  
27 auditor. The legislature shall consider the performance audit results  
28 in connection with the state budget process.

29 The auditor may request status reports on specific audits or  
30 findings.

31 (10) For the period from July 1, 2005, until June 30, 2007, the  
32 amount of \$4,000,000 is appropriated from the transportation  
33 partnership account to the state auditors office for the purposes of  
34 subsections (2) through (9) of this section.

35 (11) During the 2015-2017 fiscal biennium, the legislature may  
36 transfer from the transportation partnership account to the  
37 connecting Washington account such amounts as reflect the excess fund  
38 balance of the transportation partnership account.

39 (12) During the 2017-2019 and the 2019-2021 fiscal (~~(biennium)~~)  
40 biennia, the legislature may direct the state treasurer to make

1 transfers of moneys in the transportation partnership account to the  
2 connecting Washington account and the motor vehicle fund.

3 **Sec. 708.** RCW 46.68.325 and 2017 c 313 s 710 are each amended to  
4 read as follows:

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

9 (2) Beginning September 2011, by the last day of September,  
10 December, March, and June of each year, the state treasurer shall  
11 transfer from the multimodal transportation account to the rural  
12 mobility grant program account two million five hundred thousand  
13 dollars.

14 (3) During the 2015-2017 fiscal biennium, the legislature may  
15 transfer from the rural mobility grant program account to the  
16 multimodal transportation account such amounts as reflect the excess  
17 fund balance of the rural mobility grant program account.

18 (4) During the 2017-2019 and the 2019-2021 fiscal (~~biennium~~)  
19 biennia, the legislature may direct the state treasurer to make  
20 transfers of moneys in the rural mobility grant program account to  
21 the multimodal transportation account.

22 **Sec. 709.** RCW 47.56.403 and 2017 c 313 s 712 are each amended to  
23 read as follows:

24 (1) The department may provide for the establishment,  
25 construction, and operation of a pilot project of high occupancy toll  
26 lanes on state route 167 high occupancy vehicle lanes within King  
27 county. The department may issue, buy, and redeem bonds, and deposit  
28 and expend them; secure and remit financial and other assistance in  
29 the construction of high occupancy toll lanes, carry insurance, and  
30 handle any other matters pertaining to the high occupancy toll lane  
31 pilot project.

32 (2) Tolls for high occupancy toll lanes will be established as  
33 follows:

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

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

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

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

17 (3) The department shall monitor the state route 167 high  
18 occupancy toll lane pilot project and shall annually report to the  
19 transportation commission and the legislature on operations and  
20 findings. At a minimum, the department shall provide facility use  
21 data and review the impacts on:

22 (a) Freeway efficiency and safety;

23 (b) Effectiveness for transit;

24 (c) Person and vehicle movements by mode;

25 (d) Ability to finance improvements and transportation services  
26 through tolls; and

27 (e) The impacts on all highway users. The department shall  
28 analyze aggregate use data and conduct, as needed, separate surveys  
29 to assess usage of the facility in relation to geographic,  
30 socioeconomic, and demographic information within the corridor in  
31 order to ascertain actual and perceived questions of equitable use of  
32 the facility.

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

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

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

4 (b) If high occupancy vehicle tolls are being collected on June  
5 30, (~~(2019)~~) 2021.

6 (6) The department of transportation shall adopt rules that allow  
7 automatic vehicle identification transponders used for electronic  
8 toll collection to be compatible with other electronic payment  
9 devices or transponders from the Washington state ferry system, other  
10 public transportation systems, or other toll collection systems to  
11 the extent that technology permits.

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

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

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

20 **Sec. 710.** RCW 47.56.876 and 2017 c 313 s 713 are each amended to  
21 read as follows:

22 A special account to be known as the state route number 520 civil  
23 penalties account is created in the state treasury. All state route  
24 number 520 bridge replacement and HOV program civil penalties  
25 generated from the nonpayment of tolls on the state route number 520  
26 corridor must be deposited into the account, as provided under RCW  
27 47.56.870(4)(b)(vii). Moneys in the account may be spent only after  
28 appropriation. Expenditures from the account may be used to fund any  
29 project within the state route number 520 bridge replacement and HOV  
30 program, including mitigation. During the 2013-2015 and 2015-2017  
31 fiscal biennia, the legislature may transfer from the state route  
32 number 520 civil penalties account to the state route number 520  
33 corridor account such amounts as reflect the excess fund balance of  
34 the state route number 520 civil penalties account. Funds transferred  
35 must be used solely for capital expenditures for the state route  
36 number 520 bridge replacement and HOV project. During the 2017-2019  
37 and the 2019-2021 fiscal (~~(biennium)~~) biennia, the legislature may  
38 direct the state treasurer to make transfers of moneys in the state

1 route number 520 civil penalties account to the state route number  
2 520 corridor account.

3 **Sec. 711.** RCW 41.45.0631 and 2009 c 561 s 7 are each amended to  
4 read as follows:

5 (1) The allocation of costs between the employer and members of  
6 the Washington state patrol retirement system shall be made only  
7 after the application of any minimum total contribution rate that may  
8 be in effect for the system under subsection (4) of this section. For  
9 benefit improvements effective on or after July 1, 2007, costs shall  
10 be shared equally by members and the employer, and any cap on member  
11 contributions shall be adjusted accordingly. The member contribution  
12 rate shall be based on the adjusted total contribution rate described  
13 in subsection (2) of this section. Beginning July 1, 2007, the  
14 required member contribution rate for members of the Washington state  
15 patrol retirement system shall be the lesser of the following: (a)  
16 One-half of the adjusted total contribution rate for the system; or  
17 (b) seven percent, plus fifty percent of the contribution rate  
18 increase caused by any benefit improvements effective on or after  
19 July 1, 2007.

20 (2) The employer shall continue to pay for all costs attributable  
21 to distributions under RCW 43.43.270(2) for survivors of members who  
22 became disabled under RCW 43.43.040(2) prior to July 1, 2006, until  
23 such costs are fully paid. In order to avoid charging members for  
24 these costs, the total required contribution rate shall be adjusted  
25 to exclude these costs. The result of the adjustment shall be the  
26 adjusted total contribution rate that is to be used to calculate the  
27 required member contribution rate.

28 (3) The employer rate shall be the contribution rate required to  
29 cover all total system costs that are not covered by the member  
30 contribution rate.

31 (4) Beginning July 1, 2009, a minimum total contribution rate is  
32 established for the Washington state patrol retirement system. The  
33 total Washington state patrol retirement system contribution rate may  
34 exceed, but may not drop below, the established minimum total  
35 contribution rate. From July 1, 2009, through June 30, 2011, the  
36 minimum total contribution rate shall equal the total contribution  
37 rate required to fund fifty percent of the Washington state patrol  
38 retirement system's normal cost as calculated under the entry age  
39 normal cost method. Beginning July 1, 2011, the minimum total

1 contribution rate shall equal the total contribution rate required to  
2 fund seventy percent of the Washington state patrol retirement  
3 system's normal cost as calculated under the entry age normal cost  
4 method. This minimum rate, when applicable, shall be collected in  
5 addition to any contribution rate required to amortize any unfunded  
6 costs attributable to distributions under RCW 43.43.270(2) for  
7 survivors of members who became disabled under RCW 43.43.040(2) prior  
8 to July 1, 2006.

9 (5) Upon completion of each biennial actuarial valuation, the  
10 state actuary shall review the appropriateness of this minimum total  
11 contribution rate and recommend to the council any adjustments as may  
12 be needed. Any changes adopted by the council shall be subject to  
13 revision by the legislature.

14 (6) The legislature recognizes the short-term volatility of  
15 projected employer contribution rates for the Washington state patrol  
16 retirement system and intends to phase-in the increase in  
17 contribution rates from the 2017-2019 biennium to the 2019-2021  
18 biennium over three successive biennia. The phase-in shall be  
19 calculated by the state actuary and shall not result in an expected  
20 funding shortfall when measured over the entire phase-in period.  
21 Consistent with this intent, the legislature revises the basic  
22 employer contribution rate for the Washington state patrol retirement  
23 system from 22.13 percent to 17.5 percent during the 2019-2021  
24 biennium. By June 30, 2020, the state actuary shall calculate and  
25 report to the council the expected change to the basic employer  
26 contribution rates for the 2021-2023 and 2023-2025 biennia that  
27 continue this phase-in.

28 **Sec. 712.** RCW 46.68.063 and 2014 c 79 s 2 are each amended to  
29 read as follows:

30 The department of licensing technology improvement and data  
31 management account is created in the highway safety fund. All  
32 receipts from fees collected under RCW 46.12.630(5) must be deposited  
33 into the account. Expenditures from the account may be used only for  
34 investments in technology and data management at the department.  
35 During the 2019-2021 biennium, the account may also be used for  
36 responding to public records requests. Moneys in the account may be  
37 spent only after appropriation.



1           **Sec. 713.** RCW 46.68.370 and 2013 c 306 s 713 are each amended to  
2 read as follows:

3           The license plate technology account is created in the state  
4 treasury. All receipts collected under RCW 46.17.015 must be  
5 deposited into this account. Expenditures from this account must  
6 support current and future license plate technology and systems  
7 integration upgrades for both the department and correctional  
8 industries. Moneys in the account may be spent only after  
9 appropriation. Additionally, the moneys in this account may be used  
10 to reimburse the motor vehicle account for any appropriation made to  
11 implement the digital license plate system. During the 2011-2013 and  
12 2013-2015 fiscal biennia, the legislature may transfer from the  
13 license plate technology account to the highway safety account [fund]  
14 such amounts as reflect the excess fund balance of the license plate  
15 technology account. During the 2019-2021 biennium, the account may  
16 also be used for the maintenance of recently modernized information  
17 technology systems for vehicle registrations.

18           **Sec. 714.** RCW 46.68.300 and 2013 c 104 s 3 are each amended to  
19 read as follows:

20           The freight mobility investment account is hereby created in the  
21 state treasury. Money in the account may be spent only after  
22 appropriation. Expenditures from the account may be used only for  
23 freight mobility projects that have been approved by the freight  
24 mobility strategic investment board in RCW 47.06A.020 and may include  
25 any principal and interest on bonds authorized for the projects or  
26 improvements. During the 2019-2021 fiscal biennium, the expenditures  
27 from the account may also be used for the administrative expenses of  
28 the freight mobility strategic investment board.

29           **Sec. 715.** RCW 47.12.340 and 2013 c 306 s 715 are each amended to  
30 read as follows:

31           (1) The advanced environmental mitigation revolving account is  
32 created in the custody of the treasurer, into which the department  
33 shall deposit directly and may expend without appropriation:

34           ~~((1))~~ (a) An initial appropriation included in the department  
35 of transportation's 1997-99 budget, and deposits from other  
36 identified sources;

1       ~~((2))~~ (b) All moneys received by the department from internal  
2 and external sources for the purposes of conducting advanced  
3 environmental mitigation; and

4       ~~((3))~~ (c) Interest gained from the management of the advanced  
5 environmental mitigation revolving account.

6       ~~((4))~~ (2) During the 2011-2013 and 2013-2015 fiscal biennia,  
7 the legislature may transfer from the advanced environmental  
8 mitigation revolving account to the motor vehicle account such  
9 amounts as reflect the excess fund balance of the advanced  
10 environmental mitigation revolving account.

11       (3) During the 2019-2021 fiscal biennium, the legislature may  
12 direct the state treasurer to make transfers of moneys in the  
13 advanced environmental mitigation revolving account to the motor  
14 vehicle fund.

15       **Sec. 716.** RCW 47.60.322 and 2015 3rd sp.s. c 44 s 213 are each  
16 amended to read as follows:

17       (1) The capital vessel replacement account is created in the  
18 motor vehicle fund. All revenues generated from the vessel  
19 replacement surcharge under RCW 47.60.315(7) and service fees  
20 collected by the department of licensing or county auditor or other  
21 agent appointed by the director under RCW 46.17.040, 46.17.050, and  
22 46.17.060 must be deposited into the account. Moneys in the account  
23 may be spent only after appropriation. Expenditures from the account  
24 may be used only for the construction or purchase of ferry vessels  
25 and to pay the principal and interest on bonds authorized for the  
26 construction or purchase of ferry vessels. However, expenditures from  
27 the account must first be used to support the construction or  
28 purchase, including any applicable financing costs, of a ferry vessel  
29 with a carrying capacity of at least one hundred forty-four cars.

30       (2) The state treasurer may transfer moneys from the capital  
31 vessel replacement account to the transportation 2003 account (nickel  
32 account) for debt service on bonds issued for the construction of  
33 144-car class ferry vessels.

34       (3) The legislature may transfer from the capital vessel  
35 replacement account to the connecting Washington account created  
36 under RCW 46.68.395 such amounts as reflect the excess fund balance  
37 of the capital vessel replacement account to be used for ferry  
38 terminal construction and preservation.

1 (4) During the 2019-2021 fiscal biennium, the legislature may  
2 direct the state treasurer to make transfers of moneys in the capital  
3 vessel replacement account to the transportation partnership account.

4 NEW SECTION. Sec. 717. (1) The agency financial transaction  
5 account is created in the state treasury. Designated receipts from  
6 cost-recovery charges for credit card and other financial transaction  
7 fees pursuant to this act must be deposited into the account. Moneys  
8 in the account may be spent only after appropriation. Expenditures  
9 from the account may be used only for paying credit card and  
10 financial transaction fees, and other related costs incurred by state  
11 agencies.

12 (2) This section expires June 30, 2021.

13 NEW SECTION. Sec. 718. Section 709 of this act takes effect if  
14 neither chapter . . . (House Bill No. 2132), Laws of 2019 (addressing  
15 tolling) nor chapter . . . (Engrossed Substitute Senate Bill No.  
16 5825), Laws of 2019 (addressing tolling) is enacted by June 30, 2019.

17 **2017-2019 FISCAL BIENNIUM**

18 **TRANSPORTATION AGENCIES—OPERATING**

19 **Sec. 801.** 2018 c 297 s 201 (uncodified) is amended to read as  
20 follows:

21 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

22	Highway Safety Account—State Appropriation . . . . .	(( <del>\$4,329,000</del> ))
23		<u>\$4,347,000</u>
24	Highway Safety Account—Federal Appropriation . . . . .	(( <del>\$22,205,000</del> ))
25		<u>\$25,005,000</u>
26	Highway Safety Account—Private/Local Appropriation . . . . .	\$118,000
27	School Zone Safety Account—State Appropriation . . . . .	\$850,000
28	TOTAL APPROPRIATION. . . . .	(( <del>\$27,502,000</del> ))
29		<u>\$30,320,000</u>

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

32 (1) \$100,000 of the highway safety account—state appropriation is  
33 provided solely for the implementation of chapter 324, Laws of 2017  
34 (bicyclist safety advisory council).

1 (2) \$1,000,000 of the highway safety account—state appropriation  
2 is provided solely for the implementation of section 13(4), chapter  
3 336, Laws of 2017 (impaired driving). The funding is provided for  
4 grants to organizations that seek to reduce driving under the  
5 influence of drugs and alcohol and for administering the program.  
6 \$108,806 of the amount provided in this subsection is for the  
7 commission to cover the costs associated with administering the grant  
8 program. The funding provided in this subsection is contingent on the  
9 availability of funds raised by the fee, described in section 13(4),  
10 chapter 336, Laws of 2017 (impaired driving), sufficient to cover the  
11 costs of administering the program.

12 **Sec. 802.** 2018 c 297 s 202 (uncodified) is amended to read as  
13 follows:

14 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

15	Rural Arterial Trust Account—State Appropriation . . . . .	\$1,056,000
16	Motor Vehicle Account—State Appropriation . . . . .	<del>(\$2,720,000)</del>
17		<u>\$2,791,000</u>
18	County Arterial Preservation Account—State	
19	Appropriation . . . . .	\$1,592,000
20	TOTAL APPROPRIATION. . . . .	<del>(\$5,368,000)</del>
21		<u>\$5,439,000</u>

22 **Sec. 803.** 2018 c 297 s 204 (uncodified) is amended to read as  
23 follows:

24 **FOR THE JOINT TRANSPORTATION COMMITTEE**

25	<del>((Highway Safety Account—State Appropriation. . . . .</del>	<del>\$150,000))</del>
26	Motor Vehicle Account—State Appropriation . . . . .	\$2,030,000
27	Multimodal Transportation Account—State	
28	Appropriation. . . . .	\$1,570,000
29	TOTAL APPROPRIATION. . . . .	<del>(\$3,750,000)</del>
30		<u>\$3,600,000</u>

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

33 (1) (a) \$200,000 of the multimodal transportation account—state  
34 appropriation is for a consultant study of marine pilotage in  
35 Washington state, with a goal of recommending best practices for: An  
36 analytically-driven pilotage tariff and fee setting process;  
37 determination of the total number of pilots and pilot workload; pilot

1 recruitment, training, review, and selection, with a focus on  
2 increasing pilot diversity; and selection of governance structures  
3 for the oversight and management of pilotage activities. The study  
4 must include the following:

5 (i) (A) An examination of current practices of the board of  
6 pilotage related to: Pilotage tariff and fee setting, including a  
7 review of the development and composition of fees, their relationship  
8 to tariffs and pilotage district expenditures, and an analysis of  
9 pilot benefits; the setting of the total number of pilots and pilot  
10 workload distribution; pilot candidate recruitment and training;  
11 pilot review and selection processes; and reporting to comply with  
12 statutory requirements;

13 (B) An examination of the current oversight, administrative  
14 practices, and governance of the board of pilotage commissioners and  
15 the two pilotage districts, including board composition analysis, the  
16 possible role of the legislative appropriations process, and options  
17 for insurance liability coverage for the board of pilotage  
18 commissioners;

19 (ii) A comparison of current practices identified under this  
20 subsection (1)(a) to best practices in marine pilotage elsewhere in  
21 the United States, including both state licensed pilotage and federal  
22 pilotage systems with independent contractor, public employee, or  
23 private employee pilots; and a comparison to marine pilotage  
24 activities outside of the United States, to the extent these marine  
25 pilotage activities can inform the evaluation process and identify  
26 additional best practices that could be implemented in Washington  
27 state;

28 (iii) A comparison of the results of the examination of current  
29 practices to best practices in the United States in areas other than  
30 marine pilotage for which similar activities are conducted;

31 (iv) An evaluation of the extent to which the best practices  
32 examined can be implemented and would be effective in Washington  
33 state; and

34 (v) A recommendation for the best practices that should be  
35 adopted by Washington state for each of the areas examined.

36 (b) The joint transportation committee must issue a report of its  
37 findings and recommendations to the house of representatives and  
38 senate transportation committees by January 8, 2018.

39 (2) \$160,000 of the motor vehicle account—state appropriation is  
40 for the joint transportation committee to contract with the

1 University of Minnesota to independently analyze and assess traffic  
2 data for the express toll lanes and general purpose lanes of the  
3 Interstate 405 tolled corridor, including in terms of the performance  
4 measures described in RCW 47.56.880, and to develop and recommend  
5 near-term and longer-term strategies for the improvement of traffic  
6 performance in this corridor. A report summarizing the results of the  
7 traffic data assessment and providing recommended strategies is due  
8 to the transportation committees of the legislature by January 8,  
9 2018.

10 (3) (a) \$500,000 of the multimodal transportation account—state  
11 appropriation is for a consultant study of air cargo movement at  
12 Washington airports. The study must:

13 (i) Describe the state's air cargo system, and identify the  
14 facilities that comprise the system;

15 (ii) Evaluate the current and projected future capacity of the  
16 air cargo system;

17 (iii) Identify underutilized capacity;

18 (iv) Identify and describe what market forces may determine  
19 demand for cargo service at different facilities and what role the  
20 shippers and cargo service providers play in determining how cargo is  
21 moved in the state;

22 (v) Develop a definition of congestion in the state's air cargo  
23 system, including metrics by which to measure congestion and the cost  
24 of congestion to shippers; and

25 (vi) Evaluate what would be needed to more effectively use  
26 existing capacity at airports across the state. As part of this  
27 evaluation, the study must:

28 (A) Evaluate air, land, and surface transportation constraints,  
29 including intermodal constraints, to accommodate current demand and  
30 future growth;

31 (B) Evaluate impediments to addressing those constraints;

32 (C) Evaluate options to address those constraints; and

33 (D) Evaluate the impacts to air cargo-related industries that  
34 would result from shifting cargo service to Washington airports that  
35 currently have available capacity.

36 (b) The study must also identify the state's interest in reducing  
37 air cargo congestion and evaluate ways to address this interest on a  
38 statewide basis.

39 (c) The study must provide recommendations regarding:

1 (i) Options to reduce air cargo congestion and more efficiently  
2 use available capacity at Washington airports;

3 (ii) Options to address the state's interest in reducing air  
4 cargo congestion on a statewide basis;

5 (iii) Strategies to accomplish the recommendations under this  
6 subsection (3) (c); and

7 (iv) Statutory changes needed to implement the recommendations  
8 under this subsection (3) (c).

9 (d) The department of transportation shall provide technical  
10 support for the study, including providing guidance regarding  
11 information that may already be available due to the department's  
12 ongoing work on the Washington aviation system plan.

13 (e) The joint transportation committee shall issue a report of  
14 its findings and recommendations to the house of representatives and  
15 senate transportation committees by December 14, 2018.

16 (4) \$100,000 of the motor vehicle account—state appropriation is  
17 for the joint transportation committee to conduct an assessment of  
18 the current roles and responsibilities of the transportation  
19 commission. The purpose of the assessment is to review the current  
20 membership, functions, powers, and duties of the transportation  
21 commission beyond those granted to the transportation commission as  
22 the tolling authority under RCW 47.56.850, for the adoption of ferry  
23 fares and pricing policies under RCW 47.60.315, or for work related  
24 to the road usage charge pilot project as directed by the  
25 legislature. When conducting the assessment, the joint transportation  
26 committee must consult with the transportation commission and the  
27 office of financial management.

28 (a) The assessment must consist of a review of the following:

29 (i) The primary enabling statutes of the transportation  
30 commission contained in RCW 47.01.051 through 47.01.075;

31 (ii) The transportation commission's functions relating to  
32 ferries under chapters 47.60 and 47.64 RCW beyond those granted by  
33 the legislature for adoption of fares and pricing policies;

34 (iii) The existing budget of the transportation commission to  
35 ensure it is appropriate for the roles and responsibilities it is  
36 directed to do by the governor and the legislature;

37 (iv) The transportation commission's current roles and  
38 responsibilities relating to transportation planning, transportation  
39 policy development, and other functions; and

1 (v) Other issues related to the transportation as  
2 determined by the joint transportation committee.

3 (b) A report of the assessment findings and recommendations is  
4 due to the transportation committees of the legislature by December  
5 31, 2017.

6 (5) (a) \$360,000 of the motor vehicle account—state appropriation,  
7 from the cities' statewide fuel tax distributions under RCW  
8 46.68.110(2), is for the joint transportation committee to conduct a  
9 study to assess the current state of city transportation funding,  
10 identify emerging issues, and recommend funding sources to meet  
11 current and future needs. As part of the study, the joint  
12 transportation committee shall:

13 (i) Identify current city transportation funding  
14 responsibilities, sources, and gaps;

15 (ii) Identify emerging issues that may add additional strain on  
16 city costs and funding capacity;

17 (iii) Identify future city funding needs;

18 (iv) Evaluate alternative sources of funding; and

19 (v) Recommend sources of funding to address those needs and gaps.

20 (b) In considering alternative sources of funding, the study  
21 shall evaluate sources available outside of the state of Washington  
22 that currently are not available in Washington.

23 (c) In conducting the study, the joint transportation committee  
24 must consult with:

25 (i) City representatives;

26 (ii) A representative from the department of transportation local  
27 programs division;

28 (iii) A representative from the transportation improvement board;

29 (iv) A representative from the department of transportation/  
30 metropolitan planning organization/regional transportation planning  
31 organization coordinating committee; and

32 (v) Others as appropriate.

33 (d) The association of Washington cities and the department of  
34 transportation shall provide technical support to the study.

35 (e) The joint transportation committee must issue a report of its  
36 findings and recommendations to the transportation committees of the  
37 legislature by June 30, 2019.

38 (6) (a) \$315,000 of the multimodal transportation account—state  
39 appropriation is for a consultant study of the capital needs of  
40 public transportation systems operated by public transportation



1 benefit areas, metropolitan municipal corporations, cities, counties,  
2 and county transportation authorities. The study must include:

3 (i) An inventory of each agency's vehicle fleet;

4 (ii) An inventory of each agency's facilities, including the  
5 state of repair;

6 (iii) The replacement and expansion needs of each agency's  
7 vehicle fleet, as well as the associated costs, over the next ten  
8 years;

9 (iv) The replacement and expansion needs for each agency's  
10 facilities including, but not limited to, such facilities as park and  
11 rides, transit centers, and maintenance buildings;

12 (v) The source of funding, if known, planned to cover the cost of  
13 the bus and facilities replacement and expansion needs including, but  
14 not limited to, local revenue, state grants, and federal grants;

15 (vi) The amount of service that could be provided with the local  
16 funds that are currently required for each agency's total capital  
17 needs; and

18 (vii) A list of potential state, federal, or local revenue  
19 sources that public transportation agencies could access or implement  
20 in order to meet agencies' capital needs. These revenue sources may  
21 be either currently available sources or sources that would need  
22 legislative authorization.

23 (b) The Washington state transit association and the Washington  
24 state department of transportation shall provide technical support to  
25 the study.

26 (c) The joint transportation committee shall issue a report of  
27 its findings and recommendations to the transportation committees of  
28 the legislature by (~~March 1~~) June 30, 2019.

29 (7) \$255,000 of the multimodal transportation account—state  
30 appropriation is for the joint transportation committee to conduct a  
31 study regarding the regulation of transportation network companies  
32 within the state of Washington. In conducting the study, the joint  
33 transportation committee must consult with relevant representatives  
34 of the department of licensing, the utilities and transportation  
35 commission, the Washington state patrol, local governments involved  
36 in the regulation of transportation network companies, entities  
37 providing transportation network services, and other relevant  
38 stakeholders. The study must include a review of the regulatory  
39 framework used by local jurisdictions within Washington state and in  
40 other states, an evaluation of the most effective public safety

1 aspects of a regulatory framework, including among other aspects, the  
2 type of required background checks, and an assessment of the most  
3 effective and efficient state and local regulatory structure for  
4 regulation of transportation network companies. The joint  
5 transportation committee must issue a report of its findings and  
6 recommendations to the house and senate transportation committees by  
7 January 14, 2019.

8 (8) \$300,000 of the multimodal transportation account—state  
9 appropriation is for the joint transportation committee to conduct a  
10 study regarding the regulation of taxi and for hire services  
11 regulated by state, local governments, and port districts. The study  
12 must compare state and local regulations in the state of Washington  
13 that govern these private passenger transportation services and may  
14 include recommendations for improving the consistency or overall  
15 effectiveness and competitive fairness of the current regulatory  
16 frameworks. In conducting the study, the joint transportation  
17 committee shall consult with the department of licensing, the  
18 utilities and transportation commission, the Washington state patrol,  
19 appropriate local entities engaged in the regulation of commercial  
20 passenger transportation services, and other relevant stakeholders.  
21 The joint transportation committee must issue a report of its  
22 findings and recommendations to the house and senate transportation  
23 committees by January 14, 2019.

24 (9) (a) (~~(\$150,000 of the highway safety account state~~  
25 ~~appropriation is for)~~) Within existing resources, the joint  
26 transportation committee (~~(to)~~) shall assess and recommend methods  
27 for setting state medical standards in the areas listed in (b) of  
28 this subsection for commercial driver's license holders and  
29 applicants, when these standards are not governed by specific  
30 criteria under federal law, to help reduce the current shortage of  
31 licensed commercial motor vehicle drivers in the state.

32 (b) This review must consist of an assessment of possible  
33 approaches for developing a method by which to set state standards  
34 for:

35 (i) Medical certification requirements for excepted interstate  
36 commercial driver's license holders and applicants, as this class is  
37 defined under 49 C.F.R. 383.71, who are not required to obtain  
38 medical certification under federal law; and

39 (ii) Medical waiver requirements for intrastate nonexcepted  
40 commercial driver's license holders and applicants, which must be set

1 in a manner consistent with the requirements of  
2 350.341(h) (2).

3 (c) The review must include consideration and evaluation of the  
4 relevant practices, laws, and regulations of other states. The review  
5 must also ensure that recommendations made are consistent with  
6 federal law and do not jeopardize federal funding, and that they  
7 incorporate relevant safety considerations.

8 (d) The joint transportation committee must consult with the  
9 department of licensing, the Washington state patrol, the traffic  
10 safety commission, the state department of health, and stakeholders  
11 who rely on the state's commercial driver's license medical  
12 certification process.

13 (e) The joint transportation committee must issue a report of its  
14 findings and recommendations, including an indication of statutory  
15 changes needed to implement the recommendations, to the  
16 transportation committees of the legislature and the governor by  
17 January 14, 2019.

18 **Sec. 804.** 2018 c 297 s 207 (uncodified) is amended to read as  
19 follows:

20 **FOR THE WASHINGTON STATE PATROL**

21	State Patrol Highway Account—State Appropriation . . .	<del>(( \$490,359,000 ))</del>
22		<u>\$475,475,000</u>
23	State Patrol Highway Account—Federal Appropriation . . .	\$14,571,000
24	State Patrol Highway Account—Private/Local	
25	Appropriation . . . . .	\$4,011,000
26	Highway Safety Account—State Appropriation . . . . .	\$1,074,000
27	Ignition Interlock Device Revolving Account—State	
28	Appropriation . . . . .	\$510,000
29	Multimodal Transportation Account—State Appropriation . . .	\$276,000
30	TOTAL APPROPRIATION. . . . .	<del>(( \$510,801,000 ))</del>
31		<u>\$495,917,000</u>

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

34 (1) Washington state patrol officers engaged in off-duty  
35 uniformed employment providing traffic control services to the  
36 department of transportation or other state agencies may use state  
37 patrol vehicles for the purpose of that employment, subject to  
38 guidelines adopted by the chief of the Washington state patrol. The

1 Washington state patrol must be reimbursed for the use of the vehicle  
2 at the prevailing state employee rate for mileage and hours of usage,  
3 subject to guidelines developed by the chief of the Washington state  
4 patrol.

5 (2) \$510,000 of the ignition interlock device revolving account—  
6 state appropriation is provided (~~solely~~) for the ignition interlock  
7 program at the Washington state patrol to provide funding for two  
8 staff to work and provide support for the program in working with  
9 manufacturers, service centers, technicians, and participants in the  
10 program.

11 (3) \$1,000,000 of the state patrol highway account—state  
12 appropriation is provided (~~solely~~) for ongoing support, system  
13 updates, maintenance, and an independent assessment of the P25  
14 digital land mobile radio system. Of the amount provided in this  
15 subsection, \$400,000 must be used for the independent assessment of  
16 the P25 digital land mobile radio system. The independent assessment  
17 must identify implementation issues and coverage gaps and recommend  
18 strategies to address these issues and gaps. The assessment must be  
19 submitted to the governor and the transportation committees of the  
20 legislature by September 1, 2018. To the extent practicable, the  
21 Washington state patrol shall begin implementing recommendations  
22 before the completion of the independent assessment.

23 (4) The Washington state patrol and the department of  
24 transportation shall jointly submit a prioritized list of weigh  
25 station projects to the office of financial management by October 1,  
26 2017. Projects submitted must include estimated costs for preliminary  
27 engineering, rights-of-way, and construction and must also consider  
28 the timing of any available funding for weigh station projects.

29 (5) The Washington state patrol and the office of financial  
30 management must be consulted by the department of transportation  
31 during the design phase of any improvement or preservation project  
32 that could impact Washington state patrol weigh station operations.  
33 During the design phase of any such project, the department of  
34 transportation must estimate the cost of designing around the  
35 affected weigh station's current operations, as well as the cost of  
36 moving the affected weigh station.

37 (6) \$580,000 of the state patrol highway account—state  
38 appropriation is provided (~~solely~~) for the operation of and  
39 administrative support to the license investigation unit to enforce

1 vehicle registration laws in southwestern Washington. The Washington  
2 state patrol, in consultation with the department of revenue, shall  
3 maintain a running estimate of sales and use taxes remitted to the  
4 state pursuant to activity conducted by the license investigation  
5 unit. At the end of the calendar quarter in which it is estimated  
6 that more than \$625,000 in taxes have been remitted to the state  
7 since the effective date of this section, the Washington state patrol  
8 shall notify the state treasurer and the state treasurer shall  
9 transfer funds pursuant to section 408(25), chapter 313, Laws of  
10 2017.

11 (7) \$600,000 of the state patrol highway account—state  
12 appropriation is provided (~~solely~~) for the implementation of  
13 chapter 181, Laws of 2017 (WSPRS salary definition).

14 (8) \$4,354,000 of the state patrol highway account—state  
15 appropriation is provided (~~solely~~) for an additional cadet class,  
16 consisting of the 35th arming class and 111th trooper basic training  
17 class, in the 2017-2019 fiscal biennium.

18 **Sec. 805.** 2018 c 297 s 208 (uncodified) is amended to read as  
19 follows:

20 **FOR THE DEPARTMENT OF LICENSING**

21	Marine Fuel Tax Refund Account—State Appropriation . . . . .	\$34,000
22	Motorcycle Safety Education Account—State	
23	Appropriation . . . . .	<del>(\$4,607,000)</del>
24		<u>\$4,773,000</u>
25	State Wildlife Account—State Appropriation . . . . .	<del>(\$888,000)</del>
26		<u>\$538,000</u>
27	Highway Safety Account—State Appropriation . . . . .	<del>(\$254,301,000)</del>
28		<u>\$247,100,000</u>
29	Highway Safety Account—Federal Appropriation . . . . .	\$3,215,000
30	Motor Vehicle Account—State Appropriation . . . . .	<del>(\$83,871,000)</del>
31		<u>\$82,456,000</u>
32	Motor Vehicle Account—Federal Appropriation . . . . .	\$329,000
33	Motor Vehicle Account—Private/Local Appropriation . . . . .	<del>(\$5,224,000)</del>
34		<u>\$5,709,000</u>
35	Ignition Interlock Device Revolving Account—State	
36	Appropriation . . . . .	<del>(\$5,261,000)</del>
37		<u>\$5,932,000</u>
38	Department of Licensing Services Account—State	

1	Appropriation . . . . .	\$3,000,000
2	License Plate Technology Account—State	
3	Appropriation . . . . .	\$3,000,000
4	Abandoned Recreational Vehicle Account—State	
5	Appropriation. . . . .	(((\$172,000))
6		<u>\$312,000</u>
7	((Driver Licensing Technology Support Account—State	
8	Appropriation. . . . .	\$150,000))
9	TOTAL APPROPRIATION. . . . .	(((\$367,955,000))
10		<u>\$360,301,000</u>

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

13 ((+2)) (1) \$20,810,000 of the highway safety account—state  
14 appropriation and \$3,000,000 of the license plate technology account—  
15 state appropriation are provided solely for business and technology  
16 modernization. The department and the state chief information officer  
17 or his or her designee must provide a joint project status report to  
18 the transportation committees of the legislature on at least a  
19 calendar quarter basis. The report must include, but is not limited  
20 to: Detailed information about the planned and actual scope,  
21 schedule, and budget; status of key vendor and other project  
22 deliverables; and a description of significant changes to planned  
23 deliverables or system functions over the life of the project.  
24 Project staff will periodically brief the committees or the  
25 committees' staff on system security and data protection measures.

26 ((+3)) (2) The department when modernizing its computer systems  
27 must place personal and company data elements in separate data fields  
28 to allow the department to select discrete data elements when  
29 providing information or data to persons or entities outside the  
30 department. This requirement must be included as part of the systems  
31 design in the department's business and technology modernization.  
32 Pursuant to the restrictions in federal and state law, a person's  
33 photo, social security number, or medical information must not be  
34 made available through public disclosure or data being provided under  
35 RCW 46.12.630 or 46.12.635.

36 ((+4)) (3) \$4,471,000 of the highway safety account—state  
37 appropriation is provided solely for costs necessary to accommodate  
38 increased demand for enhanced drivers' licenses and enhanced  
39 identicards. The office of financial management shall place the

1 entire amount provided in this subsection in unallotted status. The  
2 office of financial management may release portions of the funds when  
3 it determines that average wait times have increased by more than two  
4 minutes based on wait time and volume data provided by the department  
5 compared to average wait times and volume during the month of  
6 December 2016. The department and the office of financial management  
7 shall evaluate the use of these funds on a monthly basis and  
8 periodically report to the transportation committees of the  
9 legislature on average wait times and volume data for enhanced  
10 drivers' licenses and enhanced identicards.

11 ~~((+5))~~ (4) The department shall continue to encourage the use of  
12 online vehicle registration renewal reminders and minimize the number  
13 of letters mailed by the department. To further this goal, the  
14 department shall develop a pilot program to replace first-class mail,  
15 letter-form renewal reminders with postcard renewal reminders. The  
16 goal of the pilot program is to realize substantial savings on  
17 printing and postage costs. The pilot program must include customers  
18 who performed their last renewal online and still receive a paper  
19 renewal notice. The appropriations in this section reflect savings in  
20 postage and printing costs of at least \$250,000 in the 2017-2019  
21 fiscal biennium.

22 ~~((+6))~~ (5) \$550,000 of the highway safety account—state  
23 appropriation is provided solely for communication and outreach  
24 activities necessary to inform the public of federally acceptable  
25 identification options including, but not limited to, enhanced  
26 drivers' licenses and enhanced identicards. The department shall  
27 develop and implement an outreach plan that includes informational  
28 material that can be effectively communicated to all communities and  
29 populations in Washington. At least thirty-five percent of this  
30 appropriation must be used by the department for outreach efforts to  
31 communities that would not otherwise be served by traditional media  
32 outlets.

33 ~~((+7))~~ (6) \$19,000 of the highway safety account—state  
34 appropriation is provided solely for the implementation of chapter  
35 334, Laws of 2017 (distracted driving).

36 ~~((+8))~~ (7) \$57,000 of the motor vehicle account—state  
37 appropriation is provided solely for the implementation of chapter  
38 11, Laws of 2017 (aviation license plate).

1        ~~((9))~~ (8) \$572,000 of the highway safety account—state  
2 appropriation is provided solely for the implementation of chapter  
3 197, Laws of 2017 (driver education uniformity).

4        ~~((10))~~ (9) \$39,000 of the motor vehicle account—state  
5 appropriation is provided solely for the implementation of chapter  
6 25, Laws of 2017 (Fred Hutch license plate).

7        ~~((11))~~ (10) \$104,000 of the ignition interlock device revolving  
8 account—state appropriation is provided solely for the implementation  
9 of chapter 336, Laws of 2017 (impaired driving).

10       ~~((12))~~ (11) \$500,000 of the highway safety account—state  
11 appropriation is provided solely for the implementation of chapter  
12 206, Laws of 2017 (foster youth/driving).

13       ~~((13))~~ (12) \$61,000 of the highway safety account—state  
14 appropriation is provided solely for the implementation of chapter  
15 310, Laws of 2017 (REAL ID compliance).

16       ~~((14))~~ (13)(a) Within existing funds, the department, in  
17 consultation with the department of ecology, shall convene a work  
18 group comprised of registered tow truck operators, hulk haulers,  
19 representatives from county solid waste facilities, and the recycling  
20 community to develop a sustainable plan for the collection and  
21 disposal of abandoned recreational vehicles.

22       (b) The work group shall report on the current problems relating  
23 to abandoned recreational vehicles and develop policy options for  
24 procedures relating to the transportation, recycling, and disposal of  
25 abandoned recreational vehicles, as well as other potentially related  
26 issues. As a result of its discussions, the work group shall also  
27 produce draft legislation. The final report and draft legislation are  
28 due to the standing transportation committees of the legislature on  
29 December 1, 2017.

30       ~~((15))~~ (14) \$30,000 of the highway safety account—state  
31 appropriation is provided solely for the implementation of chapter  
32 122, Laws of 2017 (reduced-cost identicards).

33       ~~((16))~~ (15) \$112,000 of the motor vehicle account—state  
34 appropriation is provided solely for the implementation of chapter  
35 218, Laws of 2017 (registration enforcement).

36       ~~((17))~~ (16) \$30,000 of the highway safety account—state  
37 appropriation is provided solely for the implementation of chapter  
38 43, Laws of 2017 (tow truck notices).



1           (~~(18)~~) (17) \$230,000 of the highway safety account—state  
2 appropriation is provided solely for developing an application  
3 program interface service. This work must result in a mobile browser  
4 based application for use on tablet devices at licensing services  
5 offices.

6           (a) The application must be able to be used by licensing services  
7 offices staff for:

8           (i) Prescreening customers and directing them to the most  
9 efficient service line;

10           (ii) Performing any transaction within the department's online  
11 services;

12           (iii) Answering customer questions regarding license status and  
13 reinstatement; and

14           (iv) Providing a queue ticket to customers waiting for service  
15 inside and outside the office.

16           (b) Additionally, the application must be:

17           (i) Able to add a feature allowing customers to get in line via  
18 an online application and receive a mobile text message when their  
19 turn is approaching; and

20           (ii) Scalable to add other features to mobile devices to expedite  
21 customer service.

22           (~~(20)~~—\$27,796,000) (18) \$21,096,000 of the highway safety  
23 account—state appropriation is provided solely for costs necessary to  
24 accommodate increased demand for enhanced drivers' licenses and  
25 enhanced identicards. The department shall report on a quarterly  
26 basis on the use of these funds, associated workload, and information  
27 with comparative information with recent comparable months in prior  
28 years. The report will include detailed statewide and by licensing  
29 service office information on staffing levels, average monthly wait  
30 times, the number of enhanced drivers' licenses and enhanced  
31 identicards issued/renewed, and the number of primary drivers'  
32 licenses and identicards issued/renewed. Within the amounts provided  
33 in this subsection, the department shall implement efficiency  
34 measures to reduce the time for licensing transactions and wait  
35 times, including, but not limited to, the installation of additional  
36 cameras at licensing service offices that reduce bottlenecks and  
37 align with the keep your customer initiative.

38           (~~(21)~~) (19) \$45,000 of the highway safety account—state  
39 appropriation is provided solely for the implementation of chapter

1 (~~(. . . (Second Substitute House Bill No. 1513))~~) 109, Laws of 2018  
2 (enhancing youth voter registration). If chapter (~~(. . . (Second~~  
3 ~~Substitute House Bill No. 1513))~~) 109, Laws of 2018 is not enacted by  
4 June 30, 2018, the amount provided in this subsection lapses.

5 (~~(+23)~~) (20) \$70,000 of the highway safety account—state  
6 appropriation is provided solely for the implementation of chapter  
7 (~~(. . . (Engrossed Second Substitute House Bill No. 2595))~~) 110, Laws  
8 of 2018 (procedures in order to automatically register citizens to  
9 vote). If chapter (~~(. . . (Engrossed Second Substitute House Bill No.~~  
10 ~~2595))~~) 110, Laws of 2018 is not enacted by June 30, 2018, the amount  
11 provided in this subsection lapses.

12 (~~(+24)~~) (21) \$26,000 of the highway safety account—state  
13 appropriation is provided solely for the implementation of chapter  
14 (~~(. . . (Substitute House Bill No. 2612))~~) 135, Laws of 2018 (tow  
15 truck operators). If chapter (~~(. . . (Substitute House Bill No.~~  
16 ~~2612))~~) 135, Laws of 2018 is not enacted by June 30, 2018, the amount  
17 provided in this subsection lapses.

18 (~~(+27)~~) (22) \$34,000 of the motor vehicle account—state  
19 appropriation is provided solely for the implementation of chapter  
20 (~~(. . . (Substitute Senate Bill No. 5746))~~) 67, Laws of 2018  
21 (concerning the association of Washington generals). If chapter  
22 (~~(. . . (Substitute Senate Bill No. 5746))~~) 67, Laws of 2018 is not  
23 enacted by June 30, 2018, the amount provided in this subsection  
24 lapses.

25 (~~(+31)~~) (23) \$17,000 of the highway safety account—state  
26 appropriation is provided solely for the implementation of chapter  
27 (~~(. . . (Substitute Senate Bill No. 6155))~~) 192, Laws of 2018 (bone  
28 marrow donation information). If chapter (~~(. . . (Substitute Senate~~  
29 ~~Bill No. 6155))~~) 192, Laws of 2018 is not enacted by June 30, 2018,  
30 the amount provided in this subsection lapses.

31 (~~(+32)~~) (24) \$172,000 of the abandoned recreational vehicle  
32 disposal account—state appropriation is provided solely for the  
33 implementation of chapter (~~(. . . (Substitute Senate Bill No. 6437))~~)  
34 287, Laws of 2018 (disposal of recreational vehicles abandoned on  
35 public property). If chapter (~~(. . . (Substitute Senate Bill No.~~  
36 ~~6437))~~) 287, Laws of 2018 is not enacted by June 30, 2018, the amount  
37 provided in this subsection lapses.

38 (~~(+33)~~) (25) \$13,000 of the motor vehicle account—state  
39 appropriation is provided solely for the implementation of chapter

1 (~~(. . . (Substitute Senate Bill No. 6438))~~) 79,  
2 (clarifying the collection process for existing vehicle service  
3 transactions). If chapter (~~(. . . (Substitute Senate Bill No. 6438))~~)  
4 79, Laws of 2018 is not enacted by June 30, 2018, the amount provided  
5 in this subsection lapses.

6 (~~((34))~~) (26) The department shall within the department's  
7 appropriations, conduct a study to evaluate options and potential  
8 methods for allowing digital license plates. The report must include  
9 information on the durability and legibility of digital license  
10 plates in different weather conditions, costs, data security, tolling  
11 and vehicle fees, protection of personal and vehicle information, and  
12 other implementation issues. This will include an evaluation of how  
13 the digital license plates can contain tamper-resistant and antitheft  
14 features, but can continue to display the unique license plate number  
15 assigned to the vehicle at all times. The department of licensing  
16 must consult with the Washington state patrol, the department of  
17 transportation, and other appropriate entities in conducting the  
18 study. The department of licensing must present a report to the  
19 standing transportation committees of the legislature by January 1,  
20 2019.

21 (~~((35))~~) (27) \$200,000 of the highway safety account—state  
22 appropriation is provided solely for the department to implement  
23 employee training and other activities related to improving the  
24 protection of private information and increasing racial and cultural  
25 awareness by employees in administering licensing responsibilities.

26 (28) \$140,000 of the abandoned recreational vehicle disposal  
27 account—state appropriation is provided solely for providing  
28 reimbursements in accordance with the department's abandoned  
29 recreational vehicle disposal reimbursement program. It is the intent  
30 of the legislature that the department prioritize this funding for  
31 allowable and approved reimbursements and not to build a reserve of  
32 funds within the account.

33 **Sec. 806.** 2018 c 297 s 209 (uncodified) is amended to read as  
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE**  
36 **—PROGRAM B**

37 High Occupancy Toll Lanes Operations Account—State  
38 Appropriation . . . . . (~~(\$4,462,000)~~)

1		
2	Motor Vehicle Account—State Appropriation . . . . .	\$513,000
3	State Route Number 520 Corridor Account—State	
4	Appropriation . . . . .	(( <del>\$57,123,000</del> ))
5		<u>\$55,885,000</u>
6	State Route Number 520 Civil Penalties Account—State	
7	Appropriation . . . . .	\$4,129,000
8	Tacoma Narrows Toll Bridge Account—State	
9	Appropriation . . . . .	(( <del>\$33,618,000</del> ))
10		<u>\$33,086,000</u>
11	Interstate 405 Express Toll Lanes Operations	
12	Account—State Appropriation . . . . .	(( <del>\$21,757,000</del> ))
13		<u>\$21,297,000</u>
14	Alaskan Way Viaduct Replacement Project Account—State	
15	Appropriation. . . . .	(( <del>\$13,938,000</del> ))
16		<u>\$6,656,000</u>
17	TOTAL APPROPRIATION. . . . .	(( <del>\$135,540,000</del> ))
18		<u>\$125,957,000</u>

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

21 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state  
22 appropriation and \$9,048,000 of the state route number 520 corridor  
23 account—state appropriation are provided solely for the purposes of  
24 addressing unforeseen operations and maintenance costs on the Tacoma  
25 Narrows bridge and the state route number 520 bridge, respectively.  
26 The office of financial management shall place the amounts provided  
27 in this subsection, which represent a portion of the required minimum  
28 fund balance under the policy of the state treasurer, in unallotted  
29 status. The office may release the funds only when it determines that  
30 all other funds designated for operations and maintenance purposes  
31 have been exhausted.

32 (2) \$3,100,000 of the Interstate 405 express toll lanes  
33 operations account—state appropriation, \$1,498,000 of the state route  
34 number 520 corridor account—state appropriation, and \$1,802,000 of  
35 the high occupancy toll lanes operations account—state appropriation  
36 are provided solely for the operation and maintenance of roadside  
37 toll collection systems.

38 (3) ((~~\$4,131,000~~)) \$4,129,000 of the state route number 520 civil  
39 penalties account—state appropriation, \$2,192,000 of the Tacoma

1 Narrows toll bridge account—state appropriation, and \$1,191,000 of  
2 the Interstate 405 express toll lanes operations account—state  
3 appropriation are provided solely for expenditures related to the  
4 toll adjudication process.

5 (4) The department shall make detailed quarterly expenditure  
6 reports available to the Washington state transportation commission  
7 and to the public on the department's web site using current  
8 resources. The reports must include a summary of toll revenue by  
9 facility on all operating toll facilities and high occupancy toll  
10 lane systems, and an itemized depiction of the use of that revenue.

11 (5) As long as the facility is tolled, the department must  
12 provide quarterly reports to the transportation committees of the  
13 legislature on the Interstate 405 express toll lane project  
14 performance measures listed in RCW 47.56.880(4). These reports must  
15 include:

16 (a) Information on the travel times and travel time reliability  
17 (at a minimum, average and 90th percentile travel times) maintained  
18 during peak and nonpeak periods in the express toll lanes and general  
19 purpose lanes for both the entire corridor and commonly made trips in  
20 the corridor including, but not limited to, northbound from Bellevue  
21 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at  
22 state route number 522, Bellevue to Bothell (both NE 8th to state  
23 route number 522 and NE 8th to state route number 527), and a trip  
24 internal to the corridor (such as NE 85th to NE 160th) and similar  
25 southbound trips;

26 (b) A month-to-month comparison of travel times and travel time  
27 reliability for the entire corridor and commonly made trips in the  
28 corridor as specified in (a) of this subsection since implementation  
29 of the express toll lanes and, to the extent available, a comparison  
30 to the travel times and travel time reliability prior to  
31 implementation of the express toll lanes;

32 (c) Total express toll lane and total general purpose lane  
33 traffic volumes, as well as per lane traffic volumes for each type of  
34 lane (i) compared to total express toll lane and total general  
35 purpose lane traffic volumes, as well as per lane traffic volumes for  
36 each type of lane, on this segment of Interstate 405 prior to  
37 implementation of the express toll lanes and (ii) compared to total  
38 express toll lane and total general purpose lane traffic volumes, as  
39 well as per lane traffic volumes for each type of lane, from month to  
40 month since implementation of the express toll lanes; and

1 (d) Underlying congestion measurements, that is, speeds, that are  
2 being used to generate the summary graphs provided, to be made  
3 available in a digital file format.

4 (6) (~~(\$666,000)~~) \$595,000 of the high occupancy toll lanes  
5 operations account—state appropriation, (~~(\$11,527,000)~~) \$10,289,000  
6 of the state route number 520 corridor account—state appropriation,  
7 (~~(\$4,955,000)~~) \$4,423,000 of the Tacoma Narrows toll bridge account—  
8 state appropriation, (~~(\$4,286,000)~~) \$3,826,000 of the Interstate 405  
9 express toll lanes operations account—state appropriation, and  
10 (~~(\$6,506,000)~~) \$5,807,000 of the Alaskan Way viaduct replacement  
11 project account—state appropriation are provided solely for the  
12 department to implement a new tolling customer service toll  
13 collection system, and are subject to the conditions, limitations,  
14 and review provided in section 701, chapter 313, Laws of 2017.

15 (a) The office of financial management shall place \$2,000,000 of  
16 the amounts provided in this subsection in unallotted status, to be  
17 distributed between the facilities using the account proportions in  
18 this subsection. If the vendors selected as the successful bidders  
19 for the new tolling customer service toll collection system or the  
20 operator of the new system are different than the vendor as of  
21 January 1, 2017, the office of financial management may release  
22 portions of this amount as transition costs.

23 (b) The funds provided in this subsection from the Alaskan Way  
24 viaduct replacement project account—state appropriation are provided  
25 through a transfer from the motor vehicle account—state in section  
26 408(26), chapter 313, Laws of 2017. These funds are a loan to the  
27 Alaskan Way viaduct replacement project account—state, and the  
28 legislature assumes that these funds will be reimbursed to the motor  
29 vehicle account—state at a later date when the portion of state route  
30 number 99 that is the deep bore tunnel is operational.

31 (c) The department must provide a project status report to the  
32 office of financial management and the transportation committees of  
33 the legislature on at least a calendar quarterly basis. The report  
34 must include, but is not limited to:

- 35 (i) Detailed information about the planned and actual scope,  
36 schedule, and budget;
- 37 (ii) Status of key vendor and other project deliverables; and
- 38 (iii) A description of significant changes to planned  
39 deliverables or system functions over the life of the project.

1 (d) The department shall continue to work with the office of  
2 financial management, office of the chief information officer, and  
3 the transportation committees of the legislature on the project  
4 management plan that includes a provision for independent  
5 verification and validation of contract deliverables from the  
6 successful bidder and a provision for quality assurance that includes  
7 reporting independently to the office of the chief information  
8 officer on an ongoing basis during system implementation.

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

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

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

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

27 (d) The toll adjudication process, including a summary table for  
28 each toll facility that includes:

29 (i) The number of notices of civil penalty issued;

30 (ii) The number of recipients who pay before the notice becomes a  
31 penalty;

32 (iii) The number of recipients who request a hearing and the  
33 number who do not respond;

34 (iv) Workload costs related to hearings;

35 (v) The cost and effectiveness of debt collection activities; and

36 (vi) Revenues generated from notices of civil penalty.

37 (8) (~~(\$13,179,000)~~) \$13,180,000 of the Interstate 405 express  
38 toll lanes operations account—state appropriation is provided solely  
39 for operational costs related to the express toll lane facility. The  
40 office of financial management shall place \$6,808,000 of the amount

1 provided in this subsection in unallotted status. The Office of  
2 financial management may only release the funds to the department  
3 upon the passage of a 2018 supplemental transportation budget.

4 (9) In 2021, toll equipment on the Tacoma Narrows Bridge will  
5 have reached the end of its operational life. During the 2017-2019  
6 fiscal biennium, the department plans to issue a request for  
7 proposals as the first stage of a competitive procurement process  
8 that will replace the toll equipment and select a new tolling  
9 operator for the Tacoma Narrows Bridge. The request for proposals and  
10 subsequent competitive procurement must incorporate elements that  
11 prioritize the overall goal of lowering costs per transaction for the  
12 facility, such as incentives for innovative approaches which result  
13 in lower transactional costs, requests for efficiencies on the part  
14 of the bidder that lower operational costs, and incorporation of  
15 technologies such as self-serve credit card machines or other point-  
16 of-payment technologies that lower costs or improve operational  
17 efficiencies.

18 ~~(10) ((\$5,583,000 of the Alaskan Way viaduct replacement project~~  
19 ~~account state appropriation is provided solely for the new state~~  
20 ~~route number 99 tunnel toll facility's expected proportional share of~~  
21 ~~collecting toll revenues, operating customer services, and~~  
22 ~~maintaining toll collection systems for the last seven months of the~~  
23 ~~biennium. Due to the uncertainty of the new state route number 99~~  
24 ~~tunnel toll facility timeline, the legislature is holding the other~~  
25 ~~tolled facilities' administrative cost shares constant for this~~  
26 ~~biennium. The legislature expects to see appropriate reductions to~~  
27 ~~the other toll facility accounts once tolling on the new state route~~  
28 ~~number 99 tunnel toll facility commences and any previously incurred~~  
29 ~~costs for start-up of the new facility are charged back to the~~  
30 ~~Alaskan Way viaduct replacement project account. The office of~~  
31 ~~financial management shall closely monitor the application of the~~  
32 ~~cost allocation model and ensure that the new state route number 99~~  
33 ~~tunnel toll facility is adequately sharing costs and the other toll~~  
34 ~~facility accounts are not being overspent or subsidizing the new~~  
35 ~~state route number 99 tunnel toll facility.~~

36 ~~(11) \$1,849,000))~~ \$849,000 of the Alaskan Way viaduct replacement  
37 project account—state appropriation is provided solely for the costs  
38 associated with the sale of transponders for the opening of the new  
39 state route number 99 tunnel toll facility in Seattle. ~~((The office~~  
40 ~~of financial management shall place \$510,000 of the amount provided~~



1 ~~in this subsection in unallotted status. The office of financial~~  
2 ~~management may only release the funds to the department if it~~  
3 ~~determines the transponder inventory will otherwise not be sufficient~~  
4 ~~for facility ramp up.))~~

5 **Sec. 807.** 2018 c 297 s 210 (uncodified) is amended to read as  
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM**  
8 **C**

9	Transportation Partnership Account—State Appropriation . . .	\$1,460,000
10	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$87,865,000</del> ))
11		<u>\$87,880,000</u>
12	Puget Sound Ferry Operations Account—State	
13	Appropriation . . . . .	\$263,000
14	Multimodal Transportation Account—State	
15	Appropriation . . . . .	\$2,878,000
16	Transportation 2003 Account (Nickel Account)—State	
17	Appropriation . . . . .	\$1,460,000
18	TOTAL APPROPRIATION. . . . .	(( <del>\$93,926,000</del> ))
19		<u>\$93,941,000</u>

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

22 (1) \$9,588,000 of the motor vehicle account—state appropriation  
23 is provided solely for the development of the labor system  
24 replacement project and is subject to the conditions, limitations,  
25 and review provided in section 701, chapter 313, Laws of 2017. It is  
26 the intent of the legislature that if any portion of the labor system  
27 replacement project is leveraged in the future for the time, leave,  
28 and labor distribution of any other agencies, the motor vehicle  
29 account will be reimbursed proportionally for the development of the  
30 system since amounts expended from the motor vehicle account must be  
31 used exclusively for highway purposes in conformance with Article II,  
32 section 40 of the state Constitution. This must be accomplished  
33 through a loan arrangement with the current interest rate under the  
34 terms set by the office of the state treasurer at the time the system  
35 is deployed to additional agencies. If the motor vehicle account is  
36 not reimbursed for future use of the system, it is further the intent  
37 of the legislature that reductions will be made to central service  
38 agency charges accordingly.

1 (2) \$2,296,000 of the motor vehicle account—state appropriation  
2 is provided solely for the development of ferries network systems  
3 support.

4 (3) \$365,000 of the motor vehicle account—state appropriation is  
5 provided solely for the department to contract with a consultant to  
6 develop a plan, in consultation with the office of financial  
7 management, and cost estimate to modernize and migrate the  
8 department's business applications from an agency-based data center  
9 to the state data center or a cloud-based environment.

10 **Sec. 808.** 2018 c 297 s 211 (uncodified) is amended to read as  
11 follows:

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

14	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$29,368,000</del> ))
15		<u>\$29,325,000</u>
16	State Route Number 520 Corridor Account—State	
17	Appropriation . . . . .	\$34,000
18	TOTAL APPROPRIATION. . . . .	(( <del>\$29,402,000</del> ))
19		<u>\$29,359,000</u>

20 **Sec. 809.** 2018 c 297 s 212 (uncodified) is amended to read as  
21 follows:

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

23	Aeronautics Account—State Appropriation . . . . .	(( <del>\$7,326,000</del> ))
24		<u>\$7,247,000</u>
25	Aeronautics Account—Federal Appropriation . . . . .	(( <del>\$6,855,000</del> ))
26		<u>\$7,722,000</u>
27	Aeronautics Account—Private/Local Appropriation . . . . .	\$171,000
28	Public Use General Aviation Airport Loan Revolving	
29	Account—State Appropriation. . . . .	\$35,000
30	TOTAL APPROPRIATION. . . . .	(( <del>\$14,387,000</del> ))
31		<u>\$15,175,000</u>

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

34 (1) \$3,122,000 of the aeronautics account—state appropriation is  
35 provided solely for the airport aid grant program, which provides  
36 competitive grants to public airports for pavement, safety, planning,  
37 and security.

1 (2) The entire public use general aviation airport loan revolving  
2 account—state appropriation is provided solely for the department to  
3 support and implement the public use general aviation airport loan  
4 program prior to the creation of the community aviation  
5 revitalization board.

6 ((4)) (3) Within amounts appropriated in this section, the  
7 department shall convene an electric aircraft work group to analyze  
8 the state of the electrically powered aircraft industry and assess  
9 infrastructure needs related to the deployment of electric or hybrid-  
10 electric aircraft for commercial air travel in Washington state.

11 (a) The work group must include, but is not limited to,  
12 representation from the electric aircraft industry, the aircraft  
13 manufacturing industry, electric utility districts, the battery  
14 industry, the department of commerce, the department of  
15 transportation aviation division, the airline pilots association, a  
16 primary airport representing an airport association, and the airline  
17 industry.

18 (b) The work group must consider, at a minimum, and make  
19 recommendations on the feasibility of electric or hybrid-electric  
20 flight given: Federal certification requirements; current and  
21 anticipated advancements to battery technology; infrastructure  
22 requirements and capacity impacts at primary airports; the need for  
23 and feasibility of industry incentives; the potential for public-  
24 private partnerships; impacts to revenues generated from aviation  
25 fuel sales; educational requirements for maintaining electric or  
26 hybrid-electric powered aircraft; homeland security checkpoint  
27 requirements; public acceptance of the technology; a cost comparison  
28 of fossil fuel and electric or hybrid-electric aircraft engines;  
29 emission reduction potential; and policy changes needed to facilitate  
30 electric or hybrid-electric powered aircraft use for commercial air  
31 travel in Washington state.

32 (c) The work group must report its findings and recommendations  
33 to the transportation committees of the legislature by June 30, 2019.

34 **Sec. 810.** 2018 c 297 s 213 (uncodified) is amended to read as  
35 follows:

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

38 Motor Vehicle Account—State Appropriation . . . . . ((\$56,408,000))

1		
2	Motor Vehicle Account—Federal Appropriation . . . . .	\$500,000
3	Multimodal Transportation Account—State Appropriation . . .	\$256,000
4	TOTAL APPROPRIATION. . . . .	(( <del>\$57,164,000</del> ))
5		<u>\$57,163,000</u>

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

8 (1) \$300,000 of the motor vehicle account—state appropriation is  
9 provided solely for the completion of property value determinations  
10 for surplus properties to be sold. The value determinations must be  
11 completed by agency staff if available; otherwise, the agency may  
12 contract out for these services. The real estate services division of  
13 the department must recover the cost of its efforts from the sale of  
14 surplus property. Proceeds for surplus property sales must fund  
15 additional future sales, and the real estate services division shall  
16 prioritize staff resources to meet revenue assumptions for surplus  
17 property sales.

18 (2) The legislature recognizes that the trail known as the Rocky  
19 Reach Trail, and its extensions, serve to separate motor vehicle  
20 traffic from pedestrians and bicyclists, increasing motor vehicle  
21 safety on state route number 2 and the coincident section of state  
22 route number 97. Consistent with chapter 47.30 RCW and pursuant to  
23 RCW 47.12.080, the legislature declares that transferring portions of  
24 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and  
25 associated buffer areas to the Washington state parks and recreation  
26 commission is consistent with the public interest. The legislature  
27 directs the department to transfer the property to the Washington  
28 state parks and recreation commission.

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

32 (b) Prior to completing the transfer in this subsection (2), the  
33 department must ensure that provisions are made to accommodate  
34 private and public utilities and any facilities that predate the  
35 department's acquisition of the property, at no cost to those  
36 entities. Prior to completing the transfer, the department shall also  
37 ensure that provisions, by fair market assessment, are made to  
38 accommodate other private and public utilities and any facilities  
39 that have been legally allowed by permit or other instrument.

1 (c) The department may sell any adjoining property that is not  
2 necessary to support the Rocky Reach Trail and adjacent buffer areas  
3 only after the transfer of trail-related property to the Washington  
4 state parks and recreation commission is complete. Adjoining property  
5 owners must be given the first opportunity to acquire such property  
6 that abuts their property, and applicable boundary line or other  
7 adjustments must be made to the legal descriptions for recording  
8 purposes.

9 (3) With respect to Parcel 12 of the real property conveyed by  
10 the state of Washington to the city of Mercer Island under that  
11 certain quitclaim deed, dated April 19, 2000, recorded in King county  
12 under recording no. 20000425001234, the requirement in the deed that  
13 the property be used for road/street purposes only will be deemed  
14 satisfied by the department of transportation so long as commuter  
15 parking, as part of the vertical development of the property, is one  
16 of the significant uses of the property.

17 **Sec. 811.** 2018 c 297 s 214 (uncodified) is amended to read as  
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—**  
20 **PROGRAM K**

21	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$639,000</del> ))
22		<u>\$636,000</u>
23	Electric Vehicle Charging Infrastructure	
24	Account—State Appropriation. . . . .	\$1,000,000
25	Multimodal Transportation Account—State	
26	Appropriation. . . . .	\$610,000
27	TOTAL APPROPRIATION. . . . .	(( <del>\$2,249,000</del> ))
28		<u>\$2,246,000</u>

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

31 (1) \$35,000 of the multimodal transportation account—state  
32 appropriation is provided solely for the public-private partnerships  
33 program to conduct an outreach effort to assess interest in a public-  
34 private partnership to rebuild the Anacortes ferry terminal. The  
35 public-private partnerships program shall issue a request for letters  
36 of interest, similar to the request issued in 2009, in a public-  
37 private partnership to rebuild the Anacortes ferry terminal by  
38 combining the ferry terminal functions and structure with one or more

1 commercial ventures, including, but not limited to, ventures to  
2 provide lodging, conference and meeting facilities, food service,  
3 shopping, or other retail operations. The public-private partnerships  
4 program shall notify the transportation committees of the legislature  
5 upon release of the request for letters of interest and shall provide  
6 the transportation committees of the legislature with a summary of  
7 the information collected once the letters of interest have been  
8 received.

9 (2) \$1,000,000 of the electric vehicle charging infrastructure  
10 account—state appropriation is provided solely for the purpose of  
11 capitalizing the Washington electric vehicle infrastructure bank as  
12 provided in chapter 44, Laws of 2015 3rd sp. sess. (transportation  
13 revenue). The department may spend no more than one million dollars  
14 from the electric vehicle charging infrastructure account during the  
15 four-year period of the 2015-2017 and 2017-2019 fiscal biennia.

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

19 (4) \$500,000 of the multimodal transportation account—state  
20 appropriation is provided solely to study public-private partnership  
21 alternatives for the financing and construction of an entry building  
22 located at Colman Dock.

23 (a) As part of the study, the public-private partnerships program  
24 must work with the city of Seattle, Native American tribes, and local  
25 community groups to evaluate the efficacy of contracting with a  
26 private entity to participate in the construction of the Colman Dock  
27 entry building. The study must:

28 (i) Identify and discuss options to construct the facility as  
29 currently scoped;

30 (ii) Identify and discuss options, including rescoping the  
31 current design of the facility for purposes of providing a project  
32 that has the potential to increase economic development activities  
33 along the Seattle waterfront area, such as through the inclusion of  
34 office space and restaurants;

35 (iii) Consider concepts and options found in the design  
36 development described in the 2013-2015 capital budget (chapter 19,  
37 Laws of 2013 2nd sp. sess.), including connections to Pier 48 as a  
38 future public park;

39 (iv) Consider rooftop public access for panoramic views of the  
40 Puget Sound and Olympic mountains; and

1 (v) Consider exhibits of the history and heritage of the  
2 vicinity.

3 (b) By November 15, 2017, the public-private partnerships program  
4 must provide a report to the governor and the transportation  
5 committees of the legislature on the program's findings and  
6 recommendations.

7 (5) \$75,000 of the multimodal transportation account—state  
8 appropriation is provided solely for the department to contract with  
9 the Puget Sound Clean Air Agency to conduct a study that identifies  
10 and evaluates opportunities to facilitate low-income utilization of  
11 electric vehicles. The study must include, but is not limited to,  
12 development and evaluation of an electric vehicle car-sharing program  
13 for low-income housing sites that is designed to maximize the use of  
14 electric vehicles by residents of these sites, and that must consider  
15 any infrastructure needs that will need to be met to support the use  
16 of electric vehicles at these sites. The department must provide a  
17 report detailing the findings of this study to the transportation  
18 committees of the legislature by December 1, 2018.

19 **Sec. 812.** 2018 c 297 s 215 (uncodified) is amended to read as  
20 follows:

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

22 Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$451,660,000</del> ))
	<u>\$469,820,000</u>
24 Motor Vehicle Account—Federal Appropriation . . . . .	\$7,000,000
25 State Route Number 520 Corridor Account—State	
26 Appropriation . . . . .	\$4,447,000
27 Tacoma Narrows Toll Bridge Account—State	
28 Appropriation . . . . .	\$1,233,000
29 Alaskan Way Viaduct Replacement Project	
30 Account—State Appropriation . . . . .	(( <del>\$2,982,000</del> ))
	<u>\$1,865,000</u>
32 TOTAL APPROPRIATION. . . . .	(( <del>\$467,322,000</del> ))
	<u>\$484,365,000</u>

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

36 (1) ((~~\$8,000,000~~)) \$8,242,000 of the motor vehicle account—state  
37 appropriation is provided solely for utility fees assessed by local

1 governments as authorized under RCW 90.03.525 for the mitigation of  
2 stormwater runoff from state highways.

3 (2) \$4,447,000 of the state route number 520 corridor account—  
4 state appropriation is provided solely to maintain the state route  
5 number 520 floating bridge. These funds must be used in accordance  
6 with RCW 47.56.830(3).

7 (3) \$1,233,000 of the Tacoma Narrows toll bridge account—state  
8 appropriation is provided solely to maintain the new Tacoma Narrows  
9 bridge. These funds must be used in accordance with RCW 47.56.830(3).

10 (4) \$35,000 of the motor vehicle account—state appropriation is  
11 provided solely for the department to submit a request for proposals  
12 as part of a pilot project that explores the use of rotary auger  
13 ditch cleaning and reshaping service technology in maintaining  
14 roadside ditches for state highways. The pilot project must consist  
15 of at least one technology test on each side of the Cascade mountain  
16 range.

17 (5) \$631,000 of the motor vehicle account—state appropriation is  
18 provided solely for the department to implement safety improvements  
19 and debris clean up on department-owned rights-of-way in the city of  
20 Seattle. Direct or contracted activities must include collecting and  
21 disposing of garbage, clearing debris or hazardous material, and  
22 implementing safety improvements. Funds may also be used to contract  
23 with the city of Seattle to provide mutual services in rights-of-way  
24 similar to contract agreements in the 2015-2017 fiscal biennium.  
25 \$381,000 of the amount provided in this subsection is provided solely  
26 for one-time equipment procurement needed to implement this  
27 subsection.

28 (6) \$15,000,000 of the motor vehicle account—state appropriation  
29 is provided solely for extraordinary snow and ice removal expenses  
30 and related road repair expenses incurred during the winter of  
31 2018-2019.

32 **Sec. 813.** 2018 c 297 s 216 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**  
35 **OPERATING**

36	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$65,743,000</del> ))
37		<u>\$65,711,000</u>
38	Motor Vehicle Account—Federal Appropriation . . . . .	\$2,050,000



1	Motor Vehicle Account—Private/Local Appropriation . . .	(\$250,000)
2		<u>\$350,000</u>
3	TOTAL APPROPRIATION. . . . .	(((\$68,043,000))
4		<u>\$68,111,000</u>

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

7 (1) \$6,000,000 of the motor vehicle account—state appropriation  
8 is provided solely for low-cost enhancements. The department shall  
9 give priority to low-cost enhancement projects that improve safety or  
10 provide congestion relief. By December 15th of each odd-numbered  
11 year, the department shall provide a report to the legislature  
12 listing all low-cost enhancement projects completed in the prior  
13 fiscal biennium.

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

18 (3) The department must make signage for low-height bridges a  
19 high priority.

20 (4) \$50,000 of the motor vehicle account—state appropriation is  
21 provided solely for the department to coordinate with the appropriate  
22 local jurisdictions for development and implementation of a historic  
23 route 10 signage program on Interstate 90 from the Columbia River to  
24 the Idaho state border.

25 (5) (a) During the 2017-2019 fiscal biennium, the department shall  
26 continue a pilot program that expands private transportation  
27 providers' access to high occupancy vehicle lanes. Under the pilot  
28 program, when the department reserves a portion of a highway based on  
29 the number of passengers in a vehicle, the following vehicles must be  
30 authorized to use the reserved portion of the highway if the vehicle  
31 has the capacity to carry eight or more passengers, regardless of the  
32 number of passengers in the vehicle: (i) Auto transportation company  
33 vehicles regulated under chapter 81.68 RCW; (ii) passenger charter  
34 carrier vehicles regulated under chapter 81.70 RCW, except marked or  
35 unmarked stretch limousines and stretch sport utility vehicles as  
36 defined under department of licensing rules; (iii) private nonprofit  
37 transportation provider vehicles regulated under chapter 81.66 RCW;  
38 and (iv) private employer transportation service vehicles. For  
39 purposes of this subsection, "private employer transportation

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

7 (b) The department shall expand the high occupancy vehicle lane  
8 access pilot program to vehicles that deliver or collect blood,  
9 tissue, or blood components for a blood-collecting or distributing  
10 establishment regulated under chapter 70.335 RCW. Under the pilot  
11 program, when the department reserves a portion of a highway based on  
12 the number of passengers in a vehicle, blood-collecting or  
13 distributing establishment vehicles that are clearly and identifiably  
14 marked as such on all sides of the vehicle are considered emergency  
15 vehicles and must be authorized to use the reserved portion of the  
16 highway.

17 (c) The department shall expand the high occupancy vehicle lane  
18 access pilot program to private, for hire vehicles regulated under  
19 chapter 81.72 RCW that have been specially manufactured, designed, or  
20 modified for the transportation of a person who has a mobility  
21 disability and uses a wheelchair or other assistive device. Under the  
22 pilot program, when the department reserves a portion of a highway  
23 based on the number of passengers in a vehicle, wheelchair-accessible  
24 taxicabs that are clearly and identifiably marked as such on all  
25 sides of the vehicle are considered public transportation vehicles  
26 and must be authorized to use the reserved portion of the highway.

27 (d) Nothing in this subsection (5) is intended to exempt these  
28 vehicles from paying tolls when they do not meet the occupancy  
29 requirements established by the department for high occupancy toll  
30 lanes.

31 **Sec. 814.** 2018 c 297 s 217 (uncodified) is amended to read as  
32 follows:

33	<b>FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND</b>	
34	<b>SUPPORT—PROGRAM S</b>	
35	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$34,198,000</del> ))
36		<u>\$34,207,000</u>
37	Motor Vehicle Account—Federal Appropriation . . . . .	\$1,656,000
38	Multimodal Transportation Account—State	

1	Appropriation . . . . .	\$1,128,000
2	TOTAL APPROPRIATION. . . . .	(( <del>\$36,983,000</del> ))
3		<u>\$36,992,000</u>

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

6 (1) \$1,500,000 of the motor vehicle account—state appropriation  
7 is provided solely for a grant program that makes awards for the  
8 following: (a) Support for nonprofit agencies, churches, and other  
9 entities to help provide outreach to populations underrepresented in  
10 the current apprenticeship programs; (b) preapprenticeship training;  
11 and (c) child care, transportation, and other supports that are  
12 needed to help women, veterans, and minorities enter and succeed in  
13 apprenticeship. The department must report on grants that have been  
14 awarded and the amount of funds disbursed by December 1, 2017, and  
15 annually thereafter.

16 (2) \$300,000 of the motor vehicle account—state appropriation is  
17 provided solely for succession planning and leadership training. The  
18 department shall report on the implementation of these activities to  
19 the transportation committees of the legislature by December 31,  
20 2018.

21 (3) From the revenues generated by the five dollar per studded  
22 tire fee under RCW 46.37.427, \$150,000 of the motor vehicle account—  
23 state appropriation is provided solely for the department, in  
24 consultation with the appropriate local jurisdictions and relevant  
25 stakeholder groups, to establish a pilot media-based public  
26 information campaign regarding the damage of studded tire use on  
27 state and local roadways in Spokane county. The reason for the  
28 geographic selection of Spokane county for the pilot is based on the  
29 high utilization of studded tires in this jurisdiction. The public  
30 information campaign must primarily focus on making the consumer  
31 aware of the road deterioration, financial impact for taxpayers, the  
32 safety implications for other drivers, and, secondarily, the  
33 alternatives to studded tires. The pilot must begin by September 1,  
34 2018. By January 14, 2019, the department shall provide the  
35 transportation committees of the legislature an update on the pilot  
36 public information program. It is the intent of the legislature that  
37 the public information campaign will be a two-year pilot program with  
38 a report to the legislature upon completion of the pilot program.

1       **Sec. 815.** 2018 c 297 s 218 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA,**  
4 **AND RESEARCH—PROGRAM T**

5	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$28,073,000</del> ))
6		<u>\$27,604,000</u>
7	Motor Vehicle Account—Federal Appropriation . . . . .	\$39,782,000
8	Motor Vehicle Account—Local Appropriation. . . . .	\$100,000
9	Multimodal Transportation Account—State Appropriation . . .	\$711,000
10	Multimodal Transportation Account—Federal	
11	Appropriation . . . . .	\$2,809,000
12	Multimodal Transportation Account—Private/Local	
13	Appropriation . . . . .	\$100,000
14	TOTAL APPROPRIATION. . . . .	(( <del>\$71,575,000</del> ))
15		<u>\$71,106,000</u>

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

18       (1) The department shall investigate opportunities for a transit-  
19 oriented development pilot project at the existing Kingsgate park and  
20 ride at Interstate 405 and 132nd. The department must coordinate with  
21 the city of Kirkland and other key stakeholders to determine the  
22 feasibility and cost of transit-oriented development at Kingsgate. A  
23 report on the process and outcomes is due to the transportation  
24 committees of the legislature no later than December 1, 2017.

25       (2) \$100,000 of the motor vehicle account—state appropriation and  
26 \$250,000 of the motor vehicle account—federal appropriation are  
27 provided solely for a study that details a cost estimate for  
28 replacing the westbound U.S. 2 trestle and recommends a series of  
29 financing options to address that cost and to satisfy debt service  
30 requirements.

31       In conducting the study, the department shall work in close  
32 collaboration with a stakeholder group that includes, but is not  
33 limited to, Snohomish county, the port of Everett, economic alliance  
34 Snohomish county, the cities of Everett, Lake Stevens, Marysville,  
35 Snohomish, and Monroe, and affected transit agencies.

36       The department shall quantify both the cost of replacing the  
37 westbound trestle structure and making mobility and capacity  
38 improvements to maximize the use of the structure in the years  
39 leading up to full replacement. Financing options that should be

1 examined and quantified include public-private partnerships, public-  
2 public partnerships, a transportation benefit district tailored to  
3 the specific incorporated and unincorporated area, loans and grants,  
4 and other alternative financing measures available at the state or  
5 federal level.

6 The department shall also evaluate ways in which the costs of  
7 alternative financing can be debt financed.

8 The department shall complete the study and submit a final report  
9 and recommendations to the transportation committees of the  
10 legislature, including recommendations on statutory changes needed to  
11 implement available financing options, by January 8, 2018.

12 (3) \$181,000 of the motor vehicle account—state appropriation is  
13 provided solely for the department, in coordination with the  
14 University of Washington department of mechanical engineering, to  
15 study measures to reduce noise impacts from bridge expansion joints.  
16 The study must examine testing methodologies and project timelines  
17 and costs. A final report must be submitted to the transportation  
18 committees of the legislature by October 15, 2018.

19 (4) \$200,000 of the motor vehicle account—state appropriation is  
20 provided solely for implementation of a practical solutions study for  
21 the state route number 162 and state route number 410 interchange,  
22 based on the recommendations of the SR-162 Study/Design project  
23 (L2000107). The study must include short, medium, and long-term phase  
24 recommendations and must be submitted to the transportation  
25 committees of the legislature by January 1, 2019.

26 (5) \$500,000 of the motor vehicle account—state appropriation is  
27 provided solely for implementation of a state route number 518  
28 corridor study to be conducted in partnership with the Port of  
29 Seattle, Sound Transit and other regional entities. The department  
30 must study practical solutions to address high vehicle volumes and  
31 delays in the corridor including evaluation of solutions to the rapid  
32 growth of traffic in the corridor and how that growth impacts access  
33 to the Seattle-Tacoma international airport and the surrounding  
34 communities. (~~The study must be submitted to the transportation~~  
35 ~~committees of the legislature by June 30, 2019.~~)

36 (6) (~~(\$500,000)~~) \$370,000 of the motor vehicle account—state  
37 appropriation and \$50,000 of the motor vehicle account—local  
38 appropriation are provided solely for implementation of a corridor  
39 study to identify potential improvements between exit 116 and exit 99

1 of Interstate 5. The study should further develop mid- and long-term  
2 strategies from the corridor sketch, and identify potential US  
3 101/I-5 interchange improvements, a strategic plan for the Nisqually  
4 River bridges, regional congestion relief options, and ecosystem  
5 benefits to the Nisqually River estuary for salmon productivity and  
6 flood control.

7 (7) Among the options studied as part of the SR 410 Corridor  
8 Study, the department shall examine the mobility and safety benefits  
9 of replacing or expanding the White River bridge between Enumclaw and  
10 Buckley to four lanes and removing the trestle.

11 (8) Within existing resources, the department shall meet with  
12 local stakeholders in south Pierce county and North Thurston county  
13 to discuss potential solutions to traffic congestion; emergency  
14 management concerns regarding routes away from natural disasters and  
15 around incidents similar to the train derailment that occurred on  
16 December 18, 2017; and what state transportation investments would  
17 benefit the economic development of the area. The department shall  
18 provide regular updates on its progress to the joint transportation  
19 committee.

20 **Sec. 816.** 2018 c 297 s 219 (uncodified) is amended to read as  
21 follows:

22 **FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—**  
23 **PROGRAM U**

24	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$75,058,000</del> ))
25		<u>\$81,004,000</u>
26	Multimodal Transportation Account—State	
27	Appropriation . . . . .	\$1,982,000
28	TOTAL APPROPRIATION. . . . .	(( <del>\$77,040,000</del> ))
29		<u>\$82,986,000</u>

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

32 (1) \$2,500,000 of the motor vehicle account—state appropriation  
33 is provided solely for the difference between the state liability  
34 coverage amounts and actual lawsuit award for recently settled  
35 traffic accident claims.

36 (2) \$3,200,000 of the motor vehicle account—state appropriation  
37 is provided solely for increased legal and lawsuit claims for the  
38 Washington state ferry system.



1 based on the amount expended for demand response service and route  
2 deviated service in calendar year 2015 as reported in the "Summary of  
3 Public Transportation - 2015" published by the department of  
4 transportation. No transit agency may receive more than thirty  
5 percent of these distributions.

6 (2) \$32,223,000 of the rural mobility grant program account—state  
7 appropriation is provided solely for grants to aid small cities in  
8 rural areas as prescribed in RCW 47.66.100.

9 (3) (a) \$10,702,000 of the multimodal transportation account—state  
10 appropriation is provided solely for a vanpool grant program for: (i)  
11 Public transit agencies to add vanpools or replace vans; and (ii)  
12 incentives for employers to increase employee vanpool use. The grant  
13 program for public transit agencies will cover capital costs only;  
14 operating costs for public transit agencies are not eligible for  
15 funding under this grant program. Additional employees may not be  
16 hired from the funds provided in this section for the vanpool grant  
17 program, and supplanting of transit funds currently funding vanpools  
18 is not allowed. The department shall encourage grant applicants and  
19 recipients to leverage funds other than state funds.

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

22 (4) \$24,107,000 of the regional mobility grant program account—  
23 state appropriation is reappropriated and provided solely for the  
24 regional mobility grant projects identified in LEAP Transportation  
25 Document ((2018)) 2019-2 ALL PROJECTS as developed ((~~March 5~~)) April  
26 27, ((2018)) 2019, Program - Public Transportation Program (V). Of  
27 the amounts provided in this subsection, \$757,000 of the regional  
28 mobility grant program account—state appropriation is reappropriated  
29 for the Kitsap Transit, SR 305 Interchange Improvements at Suquamish  
30 Way Park and Ride (Project 20130101).

31 (5) (a) ((~~\$77,679,000~~)) \$57,762,000 of the regional mobility grant  
32 program account—state appropriation is provided solely for the  
33 regional mobility grant projects identified in LEAP Transportation  
34 Document ((2018)) 2019-2 ALL PROJECTS as developed ((~~March 5~~)) April  
35 27, ((2018)) 2019, Program - Public Transportation Program (V). The  
36 department shall review all projects receiving grant awards under  
37 this program at least semiannually to determine whether the projects  
38 are making satisfactory progress. Any project that has been awarded  
39 funds, but does not report activity on the project within one year of



1 the grant award, must be reviewed by the department to determine  
2 whether the grant should be terminated. The department shall promptly  
3 close out grants when projects have been completed, and any remaining  
4 funds must be used only to fund projects identified in the LEAP  
5 transportation document referenced in this subsection. The department  
6 shall provide annual status reports on December 15, 2017, and  
7 December 15, 2018, to the office of financial management and the  
8 transportation committees of the legislature regarding the projects  
9 receiving the grants. It is the intent of the legislature to  
10 appropriate funds through the regional mobility grant program only  
11 for projects that will be completed on schedule. A grantee may not  
12 receive more than twenty-five percent of the amount appropriated in  
13 this subsection. The department shall not approve any increases or  
14 changes to the scope of a project for the purpose of a grantee  
15 expending remaining funds on an awarded grant.

16 (b) In order to be eligible to receive a grant under (a) of this  
17 subsection during the 2017-2019 fiscal biennium, a transit agency  
18 must establish a process for private transportation providers to  
19 apply for the use of park and ride facilities. For purposes of this  
20 subsection, (i) "private transportation provider" means: An auto  
21 transportation company regulated under chapter 81.68 RCW; a passenger  
22 charter carrier regulated under chapter 81.70 RCW, except marked or  
23 unmarked stretch limousines and stretch sport utility vehicles as  
24 defined under department of licensing rules; a private nonprofit  
25 transportation provider regulated under chapter 81.66 RCW; or a  
26 private employer transportation service provider; and (ii) "private  
27 employer transportation service" means regularly scheduled, fixed-  
28 route transportation service that is offered by an employer for the  
29 benefit of its employees.

30 (6) Funds provided for the commute trip reduction (CTR) program  
31 may also be used for the growth and transportation efficiency center  
32 program.

33 (7) \$7,170,000 of the multimodal transportation account—state  
34 appropriation and \$784,000 of the state vehicle parking account—state  
35 appropriation are provided solely for CTR grants and activities. Of  
36 this amount:

37 (a) \$500,000 of the multimodal transportation account—state  
38 appropriation is provided solely for a voluntary pilot program to  
39 expand public-private partnership CTR incentives to make measurable

1 reductions in off-peak, weekend, and nonwork trips. Ridesharing may  
2 be integrated into grant proposals. The department shall prioritize  
3 grant proposals that focus on the Interstate 90, Interstate 5, state  
4 route number 167, or Interstate 405 corridor. The department shall  
5 offer competitive trip-reduction grants. The department shall report  
6 to the transportation committees of the legislature by December 1,  
7 2018, on the pilot program's impacts to the transportation system and  
8 potential improvements to the CTR grant program.

9 (b) \$1,000,000 of the multimodal transportation account—state  
10 appropriation is provided solely for the department to direct a pilot  
11 transit pass incentive program. Businesses and nonprofit  
12 organizations located in a county adjacent to Puget Sound with a  
13 population of more than seven hundred thousand that have never  
14 offered transit subsidies to employees are eligible to apply to the  
15 program for a fifty percent rebate on the cost of employee transit  
16 subsidies provided through the regional ORCA fare collection system.  
17 No single business or nonprofit organization may receive more than  
18 ten thousand dollars from the program.

19 (i) Businesses and nonprofit organizations may apply and be  
20 awarded funds prior to purchasing a transit subsidy, but the  
21 department may not provide reimbursement until proof of purchase or a  
22 contract has been provided to the department.

23 (ii) The department shall report to the transportation committees  
24 of the legislature on the impact of the program by June 30, 2019, and  
25 may adopt rules to administer the program; and

26 (c) \$30,000 of the state vehicle parking account—state  
27 appropriation is provided solely for the STAR pass program for state  
28 employees residing in Mason and Grays Harbor Counties. Use of the  
29 pass is for public transportation between Mason County and Thurston  
30 County, and Grays Harbor and Thurston County. The pass may also be  
31 used within Grays Harbor County.

32 (8) (~~(\$20,891,000)~~) \$13,233,000 of the multimodal transportation  
33 account—state appropriation is provided solely for connecting  
34 Washington transit projects identified in LEAP Transportation  
35 Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)~~) April  
36 27, (~~(2018)~~) 2019. It is the intent of the legislature that entities  
37 identified to receive funding in the LEAP document referenced in this  
38 subsection receive the amounts specified in the time frame specified  
39 in that LEAP document. If an entity has already completed a project

1 in the LEAP document referenced in this subsection before the time  
2 frame identified, the entity may substitute another transit project  
3 or projects that cost a similar or lesser amount.

4 (9) \$2,000,000 of the multimodal transportation account—state  
5 appropriation is provided solely for transit coordination grants.

6 (10) \$250,000 of the multimodal transportation account—state  
7 appropriation is provided solely for King county for a pilot program  
8 to provide certain students in the Highline and Lake Washington  
9 school districts with an ORCA card during the summer. To be eligible  
10 for an ORCA card under this program, a student must also be in high  
11 school, be eligible for free and reduced-price lunches, and have a  
12 job or other responsibility during the summer. King county must  
13 provide a report to the department and the transportation committees  
14 of legislature by December 15, 2018, regarding: The annual student  
15 usage of the pilot program, available ridership data, the cost to  
16 expand the program to other King county school districts, the cost to  
17 expand the program to student populations other than high school or  
18 eligible for free and reduced-price lunches, opportunities for  
19 subsidized ORCA cards or local grant or matching funds, and any  
20 additional information that would help determine if the pilot program  
21 should be extended or expanded.

22 (11) The department shall not require more than a ten percent  
23 match from nonprofit transportation providers for state grants.

24 (12)(a) For projects funded as part of the 2015 connecting  
25 Washington transportation package listed on the LEAP transportation  
26 document identified in subsection (4) of this section, if the  
27 department expects to have substantial reappropriations for the  
28 2019-2021 fiscal biennium, the department may, on a pilot basis,  
29 apply funding from a project with an appropriation that cannot be  
30 used for the current fiscal biennium to advance one or more of the  
31 following projects:

32 (i) King County Metro - RapidRide Expansion, Burien-Delridge  
33 (G2000031);

34 (ii) King County Metro - Route 40 Northgate to Downtown  
35 (G2000032);

36 (iii) Spokane Transit - Spokane Central City Line (G2000034);

37 (iv) Kitsap Transit - East Bremerton Transfer Center (G2000039);

38 or

39 (v) City of Seattle - Northgate Transit Center Pedestrian Bridge  
40 (G2000041).

(b) At least ten business days before advancing a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2019-2021 fiscal biennium.

(13) \$300,000 of the multimodal transportation account—state appropriation is provided solely for Pierce Transit to procure and install digital transit information technology at various transit centers, in order to provide transit riders with real-time arrival and departure information.

(14) \$750,000 of the multimodal transportation account—state appropriation is provided solely for the Intercity Transit Dash shuttle program.

**Sec. 818.** 2018 c 297 s 221 (uncodified) is amended to read as follows:

<b>FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X</b>	
Puget Sound Ferry Operations Account—State	
Appropriation . . . . .	(( <del>\$509,954,000</del> ))
	<u>\$516,229,000</u>
Puget Sound Ferry Operations Account—Federal	
Appropriation . . . . .	\$8,743,000
Puget Sound Ferry Operations Account—Private/Local	
Appropriation . . . . .	\$121,000
TOTAL APPROPRIATION. . . . .	(( <del>\$518,818,000</del> ))
	<u>\$525,093,000</u>

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

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2017-2019 supplemental and 2019-2021 omnibus transportation appropriations act requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs.

1 (2) For the 2017-2019 fiscal biennium, the department may enter  
2 into a distributor controlled fuel hedging program and other methods  
3 of hedging approved by the fuel hedging committee.

4 (3) (~~(\$71,004,000)~~) \$73,587,000 of the Puget Sound ferry  
5 operations account—state appropriation is provided solely for auto  
6 ferry vessel operating fuel in the 2017-2019 fiscal biennium, which  
7 reflect cost savings from a reduced biodiesel fuel requirement and,  
8 therefore, is contingent upon the enactment of section 703 chapter  
9 313, Laws of 2017. The amount provided in this subsection represents  
10 the fuel budget for the purposes of calculating any ferry fare fuel  
11 surcharge.

12 (4) \$30,000 of the Puget Sound ferry operations account—state  
13 appropriation is provided solely for the marine division assistant  
14 secretary's designee to the board of pilotage commissioners, who  
15 serves as the board chair. As the agency chairing the board, the  
16 department shall direct the board chair, in his or her capacity as  
17 chair, to require that the report to the governor and chairs of the  
18 transportation committees required under RCW 88.16.035(1)(f) be filed  
19 by September 1, 2017, and annually thereafter, and that the report  
20 include the continuation of policies and procedures necessary to  
21 increase the diversity of pilots, trainees, and applicants, including  
22 a diversity action plan. The diversity action plan must articulate a  
23 comprehensive vision of the board's diversity goals and the steps it  
24 will take to reach those goals.

25 (5) (~~(\$500,000)~~) \$750,000 of the Puget Sound ferry operations  
26 account—state appropriation is provided solely for operating costs  
27 related to moving vessels for emergency capital repairs. Funds may  
28 only be spent after approval by the office of financial management.

29 (6) \$25,000 of the Puget Sound ferry operations account—state  
30 appropriation is provided solely for additional hours of traffic  
31 control assistance by a uniformed officer at the Fautleroy ferry  
32 terminal.

33 (7) \$75,000 of the Puget Sound ferry operations account—state  
34 appropriation is provided solely for the department to contract with  
35 the University of Washington to conduct an analysis of loading  
36 procedures at the Fautleroy ferry terminal. The department must  
37 share the results of the analysis with the governor's office and the  
38 transportation committees of the legislature by December 31, 2018.

1       (8) \$3,612,000 of the Puget Sound ferry operations account, state  
2 appropriation is provided solely for additional overtime costs.  
3 Within the amount provided in this subsection, the department shall  
4 contract with a uniformed officer for additional traffic control  
5 assistance at the Kingston ferry terminal during peak ferry travel  
6 times, with a particular focus on Sundays and holiday weekends.  
7 Traffic control methods should include, but not be limited to,  
8 holding traffic on the shoulder at Lindvog Road until space opens for  
9 cars at the tollbooths and dock, and management of traffic on Highway  
10 104 in order to ensure Kingston residents and business owners have  
11 access to businesses, roads, and driveways.

12       **Sec. 819.** 2018 c 297 s 222 (uncodified) is amended to read as  
13 follows:

14 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING**

15	Multimodal Transportation Account—State	
16	Appropriation . . . . .	(((\$81,013,000))
17		<u>\$65,878,000</u>
18	Multimodal Transportation Account—Private/Local	
19	Appropriation . . . . .	\$496,000
20	TOTAL APPROPRIATION. . . . .	(((\$81,509,000))
21		<u>\$66,374,000</u>

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

24       (1) \$300,000 of the multimodal transportation account—state  
25 appropriation is provided solely for a consultant study of ultra  
26 high-speed ground transportation. "Ultra high-speed" means two  
27 hundred fifty miles per hour or more. The study must identify the  
28 costs and benefits of ultra high-speed ground transportation along a  
29 north-south alignment in Washington state. The study must provide:

30       (a) An update to the high speed ground transportation study  
31 commissioned pursuant to chapter 231, Laws of 1991 and delivered to  
32 the governor and legislature on October 15, 1992;

33       (b) An analysis of an ultra high-speed ground transportation  
34 alignment between Vancouver, British Columbia and Portland, Oregon  
35 with stations in: Vancouver, British Columbia; Bellingham, Everett,  
36 Seattle, SeaTac, Tacoma, Olympia, and Vancouver, Washington; and  
37 Portland, Oregon, with an option to connect with an east-west

1 alignment in Washington state and with a similar system in the state  
2 of California; and

3 (c) An analysis of the following key elements:

4 (i) Economic feasibility;

5 (ii) Forecasted demand;

6 (iii) Corridor identification;

7 (iv) Land use and economic development and environmental  
8 implications;

9 (v) Compatibility with other regional transportation plans,  
10 including interfaces and impacts on other travel modes such as air  
11 transportation;

12 (vi) Technological options for ultra high-speed ground  
13 transportation, both foreign and domestic;

14 (vii) Required specifications for speed, safety, access, and  
15 frequency;

16 (viii) Identification of existing highway or railroad rights-of-  
17 way that are suitable for ultra high-speed travel, including  
18 identification of additional rights-of-way that may be needed and the  
19 process for acquiring those rights-of-way;

20 (ix) Institutional arrangements for carrying out detailed system  
21 planning, construction, and operations; and

22 (x) An analysis of potential financing mechanisms for an ultra  
23 high-speed travel system.

24 The department shall provide a report of its study findings to  
25 the governor and transportation committees of the legislature by  
26 December 15, 2017.

27 (2) (a) \$450,000 of the multimodal transportation account—private/  
28 local appropriation and \$750,000 of the multimodal transportation  
29 account—state appropriation is provided solely for a consultant  
30 business case analysis of ultra high-speed ground transportation. The  
31 business case analysis must build on the results of the 2017  
32 Washington state ultra high-speed ground transportation feasibility  
33 study.

34 (b) The business case analysis must include an advisory group  
35 with members as provided in this subsection. The president of the  
36 senate shall appoint one member from each of the two largest caucuses  
37 of the senate; the speaker of the house of representatives shall  
38 appoint one member from each of the two largest caucuses of the house  
39 of representatives; the governor or his or her designee; the  
40 secretary of transportation or his or her designee; the director of

1 the department of commerce or his or her designee; the rail director  
2 of the department of transportation or his or her designee; and  
3 representatives from communities and stakeholders from public and  
4 private sectors relevant to the analysis, including from the province  
5 of British Columbia and the state of Oregon.

6 (c) The department shall provide a report of its findings to the  
7 governor and transportation committees of the legislature by June 30,  
8 2019.

9 **Sec. 820.** 2018 c 297 s 223 (uncodified) is amended to read as  
10 follows:

11 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**  
12 **OPERATING**

13	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$11,347,000</del> ))
14		<u>\$11,346,000</u>
15	Motor Vehicle Account—Federal Appropriation . . . . .	\$2,567,000
16	Multiuse Roadway Safety Account—State Appropriation . . . . .	\$132,000
17	TOTAL APPROPRIATION. . . . .	(( <del>\$14,046,000</del> ))
18		<u>\$14,045,000</u>

19 The appropriations in this section are subject to the following  
20 conditions and limitations: \$1,100,000 of the motor vehicle account—  
21 state appropriation is provided solely for the department, from  
22 amounts set aside out of statewide fuel taxes distributed to counties  
23 according to RCW 46.68.120(3), to contract with the Washington state  
24 association of counties to: Provide statewide updates to  
25 transportation metrics and financial reporting; develop and implement  
26 an inventory of county culvert and short-span bridge infrastructure;  
27 and develop and implement enhanced road safety data in support of  
28 county road systemic safety programs. The Washington state  
29 association of counties must develop and implement data collection,  
30 management, and reporting in cooperation with state agencies involved  
31 with the collection and maintenance of related inventory systems.

32 **TRANSPORTATION AGENCIES—CAPITAL**

33 **Sec. 901.** 2018 c 297 s 301 (uncodified) is amended to read as  
34 follows:

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

36 Freight Mobility Investment Account—State



1	Appropriation . . . . .	<del>(\$22,507,000)</del>
2		<u>\$17,321,000</u>
3	Highway Safety Account—State Appropriation . . . . .	\$2,000,000
4	Motor Vehicle Account—Federal Appropriation . . . . .	<del>(\$3,250,000)</del>
5		<u>\$1,000,000</u>
6	Freight Mobility Multimodal Account—State	
7	Appropriation . . . . .	<del>(\$22,283,000)</del>
8		<u>\$11,680,000</u>
9	<del>((Freight Mobility Multimodal Account—Private/Local</del>	
10	<del>Appropriation . . . . .</del>	<del>\$1,320,000)</del>
11	TOTAL APPROPRIATION. . . . .	<del>(\$51,360,000)</del>
12		<u>\$32,001,000</u>

13       **Sec. 902.** 2018 c 297 s 303 (uncodified) is amended to read as  
14 follows:

15       **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

16	Rural Arterial Trust Account—State Appropriation . . . . .	<del>(\$63,186,000)</del>
17		<u>\$45,186,000</u>
18	Motor Vehicle Account—State Appropriation . . . . .	\$706,000
19	County Arterial Preservation Account—State	
20	Appropriation . . . . .	\$38,434,000
21	TOTAL APPROPRIATION. . . . .	<del>(\$102,326,000)</del>
22		<u>\$84,326,000</u>

23       **Sec. 903.** 2018 c 297 s 304 (uncodified) is amended to read as  
24 follows:

25       **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

26	Small City Pavement and Sidewalk Account—State	
27	Appropriation . . . . .	<del>(\$5,780,000)</del>
28		<u>\$3,880,000</u>
29	Transportation Improvement Account—State	
30	Appropriation . . . . .	<del>(\$279,300,000)</del>
31		<u>\$268,100,000</u>
32	Multimodal Transportation Account—State	
33	Appropriation . . . . .	\$14,670,000
34	TOTAL APPROPRIATION. . . . .	<del>(\$299,750,000)</del>
35		<u>\$286,650,000</u>

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

1 (1) The entire multimodal transportation account—state  
2 appropriation is provided solely for the complete streets program.

3 (2) \$9,687,000 of the transportation improvement account—state  
4 appropriation is provided solely for:

5 (a) The arterial preservation program to help low tax-based,  
6 medium-sized cities preserve arterial pavements;

7 (b) The small city pavement program to help cities meet urgent  
8 preservation needs; and

9 (c) The small city low-energy street light retrofit program.

10 **Sec. 904.** 2018 c 297 s 305 (uncodified) is amended to read as  
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—**

13 **(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL**

14	Motor Vehicle Account—State Appropriation . . . . .	\$10,070,000
15	Connecting Washington Account—State Appropriation . . . . .	<del>(\$26,537,000)</del>
16		<u>\$24,466,000</u>
17	Transportation Partnership Account—State	
18	Appropriation . . . . .	\$17,000
19	TOTAL APPROPRIATION. . . . .	<del>(\$36,624,000)</del>
20		<u>\$34,553,000</u>

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

23 (1) ~~(\$17,237,000)~~ \$15,166,000 of the connecting Washington  
24 account—state appropriation is provided solely for a new Olympic  
25 region maintenance and administration facility to be located on the  
26 department-owned site at the intersection of Marvin Road and 32nd  
27 Avenue in Lacey, Washington.

28 (2) \$9,300,000 of the connecting Washington account—state  
29 appropriation is provided solely for a new administration facility on  
30 Euclid Avenue in Wenatchee, Washington.

31 (3) (a) \$3,400,000 of the motor vehicle account—state  
32 appropriation is provided solely for the department facility located  
33 at 15700 Dayton Ave N in Shoreline. This appropriation is contingent  
34 upon the department of ecology ~~((and department of licensing))~~  
35 signing a not less than twenty-year agreement to pay ~~((proportional))~~  
36 a share~~((s))~~ of ~~((an annual amount equal to))~~ any financing contract  
37 issued pursuant to chapter 39.94 RCW.

(b) Payments from the ((department of licensing and)) department of ecology as described in this subsection shall be deposited into the motor vehicle account.

(c) Total project costs are not to exceed \$46,500,000.

\*Sec. 905. 2018 c 297 s 306 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I**

***Transportation Partnership Account—State***

***Appropriation . . . . . ((~~\$689,745,000~~)***

***\$617,572,000***

Motor Vehicle Account—State Appropriation . . . . . ((~~\$72,967,000~~)

\$65,459,000

Motor Vehicle Account—Federal Appropriation . . . . . ((~~\$253,410,000~~)

\$226,018,000

Motor Vehicle Account—Private/Local Appropriation . . . . . ((~~\$49,330,000~~)

\$48,821,000

Connecting Washington Account—State

Appropriation . . . . . ((~~\$1,215,013,000~~)

\$1,067,841,000

Special Category C Account—State Appropriation . . . . . ((~~\$11,000,000~~)

\$11,100,000

Multimodal Transportation Account—State

Appropriation . . . . . ((~~\$16,299,000~~)

\$13,562,000

Alaskan Way Viaduct Replacement Project Account—State

Appropriation . . . . . ((~~\$122,047,000~~)

\$122,044,000

***Transportation 2003 Account (Nickel Account)—State***

***Appropriation . . . . . ((~~\$52,457,000~~)***

***\$39,625,000***

Interstate 405 Express Toll Lanes Operations Account—State

Appropriation . . . . . ((~~\$6,258,000~~)

\$6,222,000

TOTAL APPROPRIATION. . . . . ((~~\$2,488,526,000~~)

\$2,218,264,000

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

1 (1) Except as provided otherwise in this section, the entire  
2 connecting Washington account—state appropriation and the entire  
3 transportation partnership account—state appropriation are provided  
4 solely for the projects and activities as listed by fund, project,  
5 and amount in LEAP Transportation Document ((2018)) 2019-1 as  
6 developed ((March-5)) April 27, ((2018)) 2019, Program - Highway  
7 Improvements Program (I). However, limited transfers of specific  
8 line-item project appropriations may occur between projects for those  
9 amounts listed subject to the conditions and limitations in section  
10 ((601 of this act)) 601 of this act, chapter . . . , Laws of 2019  
11 (this act).

12 (2) Except as otherwise provided in this section, the entire  
13 transportation 2003 account (nickel account)—state appropriation is  
14 provided solely for the projects and activities as listed in LEAP  
15 Transportation Document ((2018)) 2019-1 as developed ((March-5))  
16 April 27, ((2018)) 2019, Program - Highway Improvements Program (I).

17 (3) Except as provided otherwise in this section, the entire  
18 motor vehicle account—state appropriation and motor vehicle account—  
19 federal appropriation are provided solely for the projects and  
20 activities listed in LEAP Transportation Document ((2018)) 2019-2 ALL  
21 PROJECTS as developed ((March-5)) April 27, ((2018)) 2019, Program -  
22 Highway Improvements Program (I). Any federal funds gained through  
23 efficiencies, adjustments to the federal funds forecast, additional  
24 congressional action not related to a specific project or purpose, or  
25 the federal funds redistribution process must then be applied to  
26 highway and bridge preservation activities.

27 (4) Within the motor vehicle account—state appropriation and  
28 motor vehicle account—federal appropriation, the department may  
29 transfer funds between programs I and P, except for funds that are  
30 otherwise restricted in this act. The department shall submit a  
31 report on fiscal year funds transferred in the prior fiscal year  
32 using this subsection as part of the department's annual budget  
33 submittal.

34 (5) The connecting Washington account—state appropriation  
35 includes up to \$323,175,000 in proceeds from the sale of bonds  
36 authorized in RCW 47.10.889.

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

1 (7) The transportation partnership account—state appropriation  
2 includes up to \$367,622,000 in proceeds from the sale of bonds  
3 authorized in RCW 47.10.873.

4 (8) The Alaskan Way viaduct replacement project account—state  
5 appropriation includes up to (~~(\$122,047,000)~~) \$122,044,000 in  
6 proceeds from the sale of bonds authorized in RCW 47.10.873.

7 (9) The motor vehicle account—state appropriation includes up to  
8 \$43,448,000 in proceeds from the sale of bonds authorized in RCW  
9 47.10.843.

10 (10) (~~(\$194,258,000)~~) \$194,263,000 of the transportation  
11 partnership account—state appropriation, \$7,000 of the motor vehicle  
12 account—federal appropriation, (~~(\$27,903,000)~~) \$27,904,000 of the  
13 motor vehicle account—private/local appropriation, (~~(\$30,097,000)~~)  
14 \$30,098,000 of the transportation 2003 account (nickel account)—state  
15 appropriation, (~~(\$122,047,000)~~) \$122,044,000 of the Alaskan Way  
16 viaduct replacement project account—state appropriation, and  
17 (~~(\$2,663,000)~~) \$827,000 of the multimodal transportation account—  
18 state appropriation are provided solely for the SR 99/Alaskan Way  
19 Viaduct Replacement project (809936Z).

20 (11) \$12,500,000 of the multimodal transportation account—state  
21 appropriation is provided solely for transit mitigation for the SR  
22 99/Viaduct Project - Construction Mitigation project (809940B).

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

34 (13) \$7,769,000 of the transportation partnership account—state  
35 appropriation, \$6,744,000 of the transportation 2003 account (nickel  
36 account)—state appropriation, \$215,000 of the motor vehicle account—  
37 federal appropriation, and \$5,000,000 of the special category C  
38 account—state appropriation are provided solely for the US 395/North  
39 Spokane Corridor project (600010A). Any future savings on the project

1 must stay on the US 395/Interstate 90 corridor and be made available  
2 to the current phase of the North Spokane corridor project or any  
3 future phase of the project in 2017-2019.

4 ***(14) (~~(\$27,415,000)~~) \$4,220,000 of the transportation partnership***  
5 ***account—state appropriation, \$16,000 of the motor vehicle account—***  
6 ***local appropriation, and (~~(\$13,158,000)~~) \$353,000 of the***  
7 ***transportation 2003 account (nickel account)—state appropriation are***  
8 ***provided solely for the I-405/Kirkland Vicinity Stage 2 - Widening***  
9 ***project (8BI1002). This project must be completed as soon as***  
10 ***practicable as a design-build project. Any future savings on this***  
11 ***project or other Interstate 405 corridor projects must stay on the***  
12 ***Interstate 405 corridor and be made available to either the I-405/SR***  
13 ***167 Interchange - Direct Connector project (140504C), the I-405***  
14 ***Renton to Bellevue project (M00900R), or the I-405/SR 522 to I-5***  
15 ***Capacity Improvements project (L2000234) in the 2017-2019 fiscal***  
16 ***biennium.***

17 (15) \$4,960,000 of the transportation partnership account—state  
18 appropriation and \$3,000,000 of the Interstate 405 express toll lanes  
19 operations account—state appropriation are provided solely for the  
20 I-405/SR 522 to I-5 Capacity Improvements project (L2000234) for  
21 activities related to adding capacity on Interstate 405 between state  
22 route number 522 and Interstate 5, with the goals of increasing  
23 vehicle throughput and aligning project completion with the  
24 implementation of bus rapid transit in the vicinity of the project.  
25 The transportation partnership account—state appropriation funding is  
26 a transfer or a reappropriation of a transfer from the I-405/Kirkland  
27 Vicinity Stage 2 - Widening project due to savings, and will start an  
28 additional phase of this I-405 project.

29 (16)(a) The SR 520 Bridge Replacement and HOV project (8BI1003)  
30 is supported over time from multiple sources, including a  
31 \$300,000,000 TIFIA loan, \$924,615,000 in Garvee bonds, toll revenues,  
32 state bonds, interest earnings, and other miscellaneous sources.

33 (b) (~~(\$78,958,000)~~) \$49,353,000 of the transportation partnership  
34 account—state appropriation, \$12,296,000 of the motor vehicle account  
35 —federal appropriation, and (~~(\$232,000)~~) \$50,000 of the motor vehicle  
36 account—local appropriation are provided solely for the SR 520 Bridge  
37 Replacement and HOV project (8BI1003).

38 (c) When developing the financial plan for the project, the  
39 department shall assume that all maintenance and operation costs for

1 the new facility are to be covered by tolls collected on the toll  
2 facility and not by the motor vehicle account.

3 (17) The department shall itemize all future requests for the  
4 construction of buildings on a project list and submit them through  
5 the transportation executive information system as part of the  
6 department's annual budget submittal. It is the intent of the  
7 legislature that new facility construction must be transparent and  
8 not appropriated within larger highway construction projects.

9 (18) Any advisory group that the department convenes during the  
10 2017-2019 fiscal biennium must consider the interests of the entire  
11 state of Washington.

12 (19) It is the intent of the legislature that for the I-5 JBLM  
13 Corridor Improvements project (M00100R), the department shall  
14 actively pursue \$50,000,000 in federal funds to pay for this project  
15 to supplant state funds in the future. \$50,000,000 in connecting  
16 Washington account funding must be held in unallotted status during  
17 the 2021-2023 fiscal biennium. These funds may only be used after the  
18 department has provided notice to the office of financial management  
19 that it has exhausted all efforts to secure federal funds from the  
20 federal highway administration and the department of defense.

21 (20) (~~(\$93,651,000)~~) \$133,651,000 of the connecting Washington  
22 account—state appropriation is provided solely for the SR 167/SR 509  
23 Puget Sound Gateway project (M00600R).

24 (a) Any savings on the project must stay on the Puget Sound  
25 Gateway corridor until the project is complete.

26 (b) Proceeds from the sale of any surplus real property acquired  
27 for the purpose of building the SR 167/SR 509 Puget Sound Gateway  
28 (M00600R) project must be deposited into the motor vehicle account  
29 for the purpose of constructing the project.

30 (21)(a) In making budget allocations to the Puget Sound Gateway  
31 project, the department shall implement the project's construction as  
32 a single corridor investment. The department shall develop a  
33 coordinated corridor construction and implementation plan for state  
34 route number 167 and state route number 509 in collaboration with  
35 affected stakeholders. Specific funding allocations must be based on  
36 where and when specific project segments are ready for construction  
37 to move forward and investments can be best optimized for timely  
38 project completion. Emphasis must be placed on avoiding gaps in fund  
39 expenditures for either project.

1 (b) The secretary of transportation must develop a memorandum of  
2 understanding with local project stakeholders that identifies a  
3 schedule for stakeholders to provide local matching funds for the  
4 Puget Sound Gateway project. Criteria for eligibility of local match  
5 includes matching funds and equivalent in-kind contributions  
6 including, but not limited to, land donations. The memorandum of  
7 understanding must be finalized by July 1, 2018. The department must  
8 submit a copy of the memorandum of understanding to the  
9 transportation committees of the legislature and report regularly on  
10 the status of the requirements outlined in this subsection (21)(b)  
11 and (c) of this subsection.

12 (c) During the course of developing the memorandum of  
13 understanding, the department must evaluate the project schedules to  
14 determine if there are any benefits to be gained by moving the  
15 project schedule forward. It is the legislature's intent that if the  
16 department identifies any savings after the funding gap on the base  
17 project is closed as part of the proposal to expedite the project,  
18 that these cost savings shall go toward construction of a full  
19 single-point urban interchange at the junction of state route number  
20 161 (Meridian avenue) and state route number 167 and a full single-  
21 point urban interchange at the junction of state route number 509 and  
22 188th Street. If the department receives additional funds from an  
23 outside source for this project after the funding gap on the base  
24 project is closed, the funds must be applied toward the completion of  
25 these two full single-point urban interchanges.

26 (d) For the SR 167/SR 509 Puget Sound Gateway project (M00600R)  
27 the department is strongly encouraged to work to relocate any  
28 significant businesses currently located within the planned path of  
29 the state route number 509/Interstate 5 under-crossing to a location  
30 within the Kent city limits. The department shall provide regular  
31 updates on its progress to the joint transportation committee and  
32 affected stakeholders.

33 (e) In designing the state route number 509/state route number  
34 516 interchange component of the SR 167/SR 509 Puget Sound Gateway  
35 project (M00600R), the department shall make every effort to utilize  
36 the preferred "4B" design.

37 (22) It is the intent of the legislature that, for the I-5/North  
38 Lewis County Interchange project (L2000204), the department develop  
39 and design the project with the objective of significantly improving  
40 access to the industrially zoned properties in north Lewis county.



1 The design must consider the county's process of investigating  
2 alternatives to improve such access from Interstate 5 that began in  
3 March 2015.

4 (23) (a) (~~(\$2,000,000)~~) \$1,050,000 of the transportation  
5 partnership account—state appropriation and \$942,000 of the motor  
6 vehicle account—state appropriation are provided solely for the U.S.  
7 2 Trestle IJR project (L1000158).

8 (b) Of the amounts provided in this subsection, \$942,000 of the  
9 motor vehicle account—state appropriation is provided solely for the  
10 department to complete an interchange justification report (IJR) for  
11 the U.S. 2 trestle, covering the state route number 204 and 20th  
12 Street interchanges at the end of the westbound structure.

13 (~~(a)~~) (c) The department shall develop the IJR in close  
14 collaboration with affected local jurisdictions, including Snohomish  
15 county and the cities of Everett, Lake Stevens, Marysville,  
16 Snohomish, and Monroe.

17 (~~(b)~~) (d) Within the amount provided for the IJR, the  
18 department must address public outreach and the overall operational  
19 approval of the IJR.

20 (~~(e)~~) (e) The department shall complete the IJR and submit the  
21 final report to the governor and the transportation committees of the  
22 legislature by July 1, 2018.

23 (24) (a) The legislature recognizes that the city of Mercer Island  
24 has unique access issues that require the use of Interstate 90 to  
25 leave the island and that this access may be affected by the I-90/  
26 Two-Way Transit and HOV Improvements project. One of the most heavily  
27 traveled on-ramps from Mercer Island to the westbound Interstate 90  
28 general purpose lanes is from Island Crest Way. The department must  
29 continue to consult with the city of Mercer Island and the other  
30 signatories to the 1976 memorandum of agreement to preserve access  
31 provided to Mercer Island by the Island Crest Way on-ramp, and thus  
32 grandfather in the current use of the on-ramp for both high occupancy  
33 vehicles as well as vehicles seeking to access the general purpose  
34 lanes of Interstate 90. The department must consider all reasonable  
35 access solutions, including allowing all vehicles to use the Island  
36 Crest Way on-ramp to access the new high occupancy vehicle lane with  
37 a reasonable and safe distance provided for single-occupancy vehicles  
38 to merge into the general purpose lanes.

1 (b) A final access solution for Mercer Island must consider the  
2 following criteria: Safety; operational effects on all users,  
3 including maintaining historic access to Interstate 90 provided from  
4 Mercer Island by Island Crest Way; enforcement requirements; and  
5 compliance with state and federal law.

6 (c) The department may not restrict by occupancy the westbound  
7 on-ramp from Island Crest Way until a final access solution that  
8 meets the criteria in (b) of this subsection has been reached.

9 (25) (~~(\$3,258,000)~~) \$3,222,000 of the Interstate 405 express toll  
10 lanes operations account—state appropriation is provided solely for  
11 the I-405 NB Hard Shoulder Running - SR 527 to I-5 project  
12 (L1000163).

13 (26) The legislature finds that there are sixteen companies  
14 involved in wood preserving in the state that employ four hundred  
15 workers and have an annual payroll of fifteen million dollars. Before  
16 the department's switch to steel guardrails, ninety percent of the  
17 twenty-five hundred mile guardrail system was constructed of  
18 preserved wood and one hundred ten thousand wood guardrail posts were  
19 produced annually for state use. Moreover, the policy of using steel  
20 posts requires the state to use imported steel. Given these findings,  
21 where practicable, and until June 30, 2019, the department shall  
22 include the design option to use wood guardrail posts, in addition to  
23 steel posts, in new guardrail installations. The selection of posts  
24 must be consistent with the agency design manual policy that existed  
25 before December 2009.

26 (27) For the SR 526 Corridor Improvements project (N52600R), the  
27 department shall look holistically at the state route number 526  
28 corridor from the state route number 526/Interstate 5 interchange at  
29 the east end to the southwest Everett industrial area and Boeing's  
30 west access road on the west end. The department, working with  
31 affected jurisdictions and stakeholders, shall select project  
32 elements that best maximize mobility and congestion relief in the  
33 corridor and draw from project elements identified in a practical  
34 solutions process.

35 (28)(a) For projects funded as part of the 2015 connecting  
36 Washington transportation package listed on the LEAP transportation  
37 document identified in subsection (1) of this section, if the  
38 department expects to have substantial reappropriations for the  
39 2019-2021 fiscal biennium, the department may, on a pilot basis,  
40 apply funding from a project with an appropriation that cannot be

1 used for the current fiscal biennium to advance one or more of the  
2 following projects:

- 3 (i) SR 20/Sharpes Corner Vicinity Intersection (L1000112);
- 4 (ii) I-5/Marvin Road/SR 510 Interchange (L1100110);
- 5 (iii) I-5/Northbound On-ramp at Bakerview (L2000119);
- 6 (iv) US 395/Ridgeline Intersection (L2000127);
- 7 (v) I-90/Eastside Restripe Shoulders (L2000201);
- 8 (vi) SR 240/Richland Corridor Improvements (L2000202);
- 9 (vii) SR 14/Bingen (~~Overpass~~) Underpass (L2220062);
- 10 (viii) US Hwy 2 Safety (N00200R);
- 11 (ix) SR 520/148th Ave NE Overlake Access Ramp (L1100101);
- 12 (x) SR 28/SR 285 North Wenatchee Area Improvements (L2000061);
- 13 (xi) I-5/Rebuild Chamber Way Interchange Improvements (L2000223);
- 14 (xii) SR 28 East Wenatchee Corridor Improvements (T10300R);
- 15 (xiii) SR 3 Freight Corridor (T30400R); or
- 16 (xiv) SR 510/Yelm Loop Phase 2 (T32700R).

17 (b) At least ten business days before advancing a project  
18 pursuant to this subsection, the department must notify the office of  
19 financial management and the transportation committees of the  
20 legislature. The advancement of a project may not hinder the delivery  
21 of the projects for which the reappropriations are necessary for the  
22 2019-2021 fiscal biennium.

23 (29) Within existing resources and in consultation with local  
24 communities, the department shall begin planning efforts, including  
25 traffic data collection, analysis and evaluation, scoping, and  
26 environmental review, for roundabouts at the intersection of state  
27 route number 900 and SE May Valley Road and at the intersection of  
28 state route number 169 and Cedar Grove Road SE.

29 (30) The legislature continues to prioritize the replacement of  
30 the state's aging infrastructure and recognizes the importance of  
31 reusing and recycling construction aggregate and recycled concrete  
32 materials in our transportation system.

33 To accomplish Washington state's sustainability goals in  
34 transportation and in accordance with RCW 70.95.805, the legislature  
35 reaffirms its direction to the department to lead the way in  
36 advancing the reuse and recycling of construction aggregate and  
37 recycled concrete materials whenever readily available, to use these  
38 recycled products when cost competitive, and to work with industry  
39 implementation partners to remove obstacles that unnecessarily  
40 preclude or inhibit their use and implement strategies for the reuse

1 and recycling of construction aggregate and recycled concrete  
2 materials.

3 Specific steps and efforts made to achieve these objectives and  
4 accomplishments shall be included in the annual report to the  
5 legislature as required by RCW 70.95.807.

6 (31) Within existing resources, the department shall implement a  
7 safety solution after evaluating barrier and mitigation options on  
8 state route number 167 between the intersections with 50th Ave E and  
9 E 40th Street in Pierce county to prevent vehicles from leaving the  
10 roadway and entering private property below the grade of the highway.

11 (32) \$350,000 of the motor vehicle account—state appropriation is  
12 provided solely for implementation of chapter 288 (Substitute Senate  
13 Bill No. 5806), Laws of 2017 (I-5 Columbia river bridge), listed as  
14 Replacement Bridge on Interstate 5 across the Columbia River project  
15 number (L2000259).

16 (33) For the SR 520 Seattle Corridor Improvements - West End  
17 project (M00400R), the legislature recognizes the department must  
18 acquire the entirety of parcel number 1-23190 for construction of the  
19 project. The department shall work with its design-build contractor  
20 to ensure to the maximum extent practicable that the building housing  
21 any grocery store or market currently located on parcel number  
22 1-23190 will be preserved. The legislature recognizes the city of  
23 Seattle has requirements in the project area that the department must  
24 address and that those requirements may affect the use of parcel  
25 number 1-23190 and may affect the ability of the department to  
26 preserve any grocery store or market currently located on the  
27 property. The department shall meet and confer regularly with  
28 residents in the vicinity of the parcel regarding the status of the  
29 project and its effects on any grocery store or market currently  
30 located on the property. The legislature strongly encourages the city  
31 to utilize maximum flexibility in how the department meets the city's  
32 requirements and to be an equal partner in efforts to preserve any  
33 grocery store or market on parcel number 1-23190.

*\*Sec. 905 is partially vetoed. See message at end of chapter.*

34 **Sec. 906.** 2018 c 297 s 307 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION—PRESERVATION—PROGRAM P**  
37 Recreational Vehicle Account—State Appropriation . . . . \$3,584,000

1	High Occupancy Toll Lanes Operations Account—State	
2	Appropriation . . . . .	(( <del>\$161,000</del> ))
3		<u>\$1,000</u>
4	Transportation Partnership Account—State	
5	Appropriation . . . . .	\$12,785,000
6	<u>Highway Safety Account—State Appropriation . . . . .</u>	<u>\$1,000</u>
7	Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$63,246,000</del> ))
8		<u>\$65,250,000</u>
9	Motor Vehicle Account—Federal Appropriation . . . . .	(( <del>\$579,624,000</del> ))
10		<u>\$579,810,000</u>
11	Motor Vehicle Account—Private/Local Appropriation . . . . .	\$11,739,000
12	State Route Number 520 Corridor Account—State	
13	Appropriation . . . . .	\$1,747,000
14	Connecting Washington Account—State Appropriation . . . . .	(( <del>\$204,242,000</del> ))
15		<u>\$193,867,000</u>
16	Tacoma Narrows Toll Bridge Account—State Appropriation . . . . .	(( <del>\$856,000</del> ))
17		<u>\$918,000</u>
18	Transportation 2003 Account (Nickel Account)—State	
19	Appropriation . . . . .	\$57,849,000
20	TOTAL APPROPRIATION . . . . .	(( <del>\$935,833,000</del> ))
21		<u>\$927,551,000</u>

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

24 (1) Except as provided otherwise in this section, the entire  
25 connecting Washington account—state appropriation and the entire  
26 transportation partnership account—state appropriation are provided  
27 solely for the projects and activities as listed by fund, project,  
28 and amount in LEAP Transportation Document ((~~2018~~) 2019-1 as  
29 developed ((~~March 5~~) April 27, ((~~2018~~) 2019, Program - Highway  
30 Preservation Program (P). However, limited transfers of specific  
31 line-item project appropriations may occur between projects for those  
32 amounts listed subject to the conditions and limitations in section  
33 ((~~601 of this act~~) 601 of this act, chapter . . ., Laws of 2019  
34 (this act).

35 (2) Except as otherwise provided in this section, the entire  
36 transportation 2003 account (nickel account)—state appropriation is  
37 provided solely for the projects and activities as listed in LEAP  
38 Transportation Document ((~~2018~~) 2019-1 as developed ((~~March 5~~)  
39 April 27, ((~~2018~~) 2019, Program - Highway Preservation Program (P).

1 (3) Except as provided otherwise in this section, the entire  
2 motor vehicle account—state appropriation and motor vehicle account—  
3 federal appropriation are provided solely for the projects and  
4 activities listed in LEAP Transportation Document ((2018-2)) 2019-2  
5 ALL PROJECTS as developed ((March-5)) April 27, ((2018)) 2019,  
6 Program - Highway Preservation Program (P). Any federal funds gained  
7 through efficiencies, adjustments to the federal funds forecast,  
8 additional congressional action not related to a specific project or  
9 purpose, or the federal funds redistribution process must then be  
10 applied to highway and bridge preservation activities.

11 (4) Within the motor vehicle account—state appropriation and  
12 motor vehicle account—federal appropriation, the department may  
13 transfer funds between programs I and P, except for funds that are  
14 otherwise restricted in this act. The department shall submit a  
15 report on fiscal year funds transferred in the prior fiscal year  
16 using this subsection as part of the department's annual budget  
17 submittal.

18 (5) The transportation 2003 account (nickel account)—state  
19 appropriation includes up to \$29,553,000 in proceeds from the sale of  
20 bonds authorized in RCW 47.10.861.

21 (6) The motor vehicle account—state appropriation includes up to  
22 \$29,985,000 in proceeds from the sale of bonds authorized in RCW  
23 47.10.843.

24 (7) \$11,553,000 of the connecting Washington account—state  
25 appropriation is provided solely for the land mobile radio upgrade  
26 (G2000055) and is subject to the conditions, limitations, and review  
27 provided in section 701, chapter 313, Laws of 2017. The land mobile  
28 radio project is subject to technical oversight by the office of the  
29 chief information officer. The department, in collaboration with the  
30 office of the chief information officer, shall identify where  
31 existing or proposed mobile radio technology investments should be  
32 consolidated, identify when existing or proposed mobile radio  
33 technology investments can be reused or leveraged to meet multiagency  
34 needs, increase mobile radio interoperability between agencies, and  
35 identify how redundant investments can be reduced over time. The  
36 department shall also provide quarterly reports to the technology  
37 services board on project progress.

38 (8) ((~~\$3,000,000~~)) \$5,000,000 of the motor vehicle account—state  
39 appropriation is provided solely for extraordinary costs incurred

1 from litigation awards, settlements, or dispute mitigation activities  
2 not eligible for funding from the self-insurance fund. The amount  
3 provided in this subsection must be held in unallotted status until  
4 the department submits a request to the office of financial  
5 management that includes documentation detailing litigation-related  
6 expenses. The office of financial management may release the funds  
7 only when it determines that all other funds designated for  
8 litigation awards, settlements, and dispute mitigation activities  
9 have been exhausted. No funds provided in this subsection may be  
10 expended on any legal fees related to the SR 99/Alaskan Way viaduct  
11 replacement project.

12 (9) \$20,755,000 of the motor vehicle account—federal  
13 appropriation and \$844,000 of the motor vehicle account—state  
14 appropriation are provided solely for the preservation of  
15 structurally deficient bridges or bridges that are at risk of  
16 becoming structurally deficient. These funds must be used widely  
17 around the state of Washington. When practicable, the department  
18 shall pursue design-build contracts for these bridge projects to  
19 expedite delivery. The department shall provide a report that  
20 identifies the progress of each project funded in this subsection as  
21 part of its annual agency budget request.

22 (10) The appropriation in this section includes funding for  
23 starting planning, engineering, and construction of the Elwha River  
24 bridge replacement. To the greatest extent practicable, the  
25 department shall maintain public access on the existing route.

26 (11)(a) \$9,014,000 of the motor vehicle account—federal  
27 appropriation and \$217,000 of the motor vehicle account—state  
28 appropriation are provided solely for weigh station preservation  
29 (OBP3006). These amounts must be held in unallotted status, except  
30 that the director of the office of financial management may approve  
31 allotment of the funds upon fulfillment of the conditions of (b) of  
32 this subsection.

33 (b) The department and the Washington state patrol shall jointly  
34 submit a prioritized list of weigh station projects to the office of  
35 financial management by October 1, 2017. Projects submitted must  
36 include estimated costs for preliminary engineering, rights-of-way,  
37 and construction and must also consider the timing of any available  
38 funding for weigh station projects.

1 (12) The department must consult with the Washington State Patrol  
2 and the office of financial management during the design phase of any  
3 improvement or preservation project that could impact Washington  
4 state patrol weigh station operations. During the design phase of any  
5 such project, the department must estimate the cost of designing  
6 around the affected weigh station's current operations, as well as  
7 the cost of moving the affected weigh station.

8 (13) During the course of any planned resurfacing or other  
9 preservation activity on state route number 26 between Colfax and  
10 Othello in the 2017-2019 fiscal biennium, the department must add  
11 dug-in reflectors.

12 (14) The department shall continue to monitor the test patch of  
13 pavement that used electric arc furnace slag as an aggregate and  
14 report back to the legislature by December 1, 2018, on its  
15 comparative wear resistance, skid resistance, and feasibility for use  
16 throughout the state in new pavement construction.

17 (15) For projects funded as part of the 2015 connecting  
18 Washington transportation package listed on the LEAP transportation  
19 document identified in subsection (1) of this section, if the  
20 department expects to have substantial reappropriations for the  
21 2019-2021 fiscal biennium, the department may, on a pilot basis,  
22 apply funding from a project with an appropriation that cannot be  
23 used for the current fiscal biennium to advance the US 12/Wildcat  
24 Bridge Replacement project (L2000075). At least ten business days  
25 before advancing the project pursuant to this subsection, the  
26 department must notify the office of financial management and the  
27 transportation committees of the legislature. The advancement of the  
28 project may not hinder the delivery of the projects for which the  
29 reappropriations are necessary for the 2019-2021 fiscal biennium.

30 (16) Within the connecting Washington account—state  
31 appropriation, the department may transfer funds from Highway System  
32 Preservation (L1100071) to other preservation projects listed in the  
33 LEAP transportation document identified in subsection (1) of this  
34 section, if it is determined necessary for completion of these high  
35 priority preservation projects. The department's next budget  
36 submittal after using this subsection must appropriately reflect the  
37 transfer.

38 **Sec. 907.** 2018 c 297 s 308 (uncodified) is amended to read as  
39 follows:



~~FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q~~

**CAPITAL**

Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$6,636,000</del> ))
	<u>\$5,753,000</u>
Motor Vehicle Account—Federal Appropriation . . . . .	(( <del>\$5,566,000</del> ))
	<u>\$5,578,000</u>
Motor Vehicle Account—Private/Local Appropriation . . . . .	(( <del>\$649,000</del> ))
	<u>\$650,000</u>
TOTAL APPROPRIATION. . . . .	(( <del>\$12,851,000</del> ))
	<u>\$11,981,000</u>

The appropriations in this section are subject to the following conditions and limitations: The department shall set aside a sufficient portion of the motor vehicle account—state appropriation for federally selected competitive grants or congressional earmark projects that require matching state funds. State funds set aside as matching funds for federal projects must be accounted for in project 000005Q and remain in unallotted status until needed for those federal projects.

\*Sec. 908. 2018 c 297 s 309 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES  
CONSTRUCTION—PROGRAM W**

***Puget Sound Capital Construction Account—State***

<b><i>Appropriation . . . . .</i></b>	<b>((<del>\$72,024,000</del>))</b>
	<b><u>\$65,777,000</u></b>
Puget Sound Capital Construction Account—Federal Appropriation . . . . .	(( <del>\$205,032,000</del> ))
	<u>\$199,623,000</u>
Puget Sound Capital Construction Account—Private/Local Appropriation . . . . .	(( <del>\$27,196,000</del> ))
	<u>\$27,197,000</u>
Transportation Partnership Account—State Appropriation . . . . .	(( <del>\$2,923,000</del> ))
	<u>\$1,892,000</u>
Connecting Washington Account—State Appropriation . . . . .	(( <del>\$136,918,000</del> ))
	<u>\$121,996,000</u>
Multimodal Transportation Account—State Appropriation. . . . .	\$2,734,000
Transportation 2003 Account (Nickel Account)—State	

1 Appropriation. . . . . \$4,168,000  
2 TOTAL APPROPRIATION. . . . . ((~~\$450,996,000~~))  
3 \$423,388,000

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

6 **(1) Except as provided otherwise in this section, the entire**  
7 **appropriations in this section are provided solely for the projects**  
8 **and activities as listed in LEAP Transportation Document ((2018))**  
9 **2019-2 ALL PROJECTS as developed ((March-5)) April 27, ((2018)) 2019,**  
10 **Program - Washington State Ferries Capital Program (W) and is**  
11 **contingent upon the enactment of subsection (6) of this section.**

12 (2) \$27,825,000 of the Puget Sound capital construction account—  
13 federal appropriation, ((~~\$44,485,000~~)) \$29,485,000 of the connecting  
14 Washington account—state appropriation, and \$1,483,000 of the Puget  
15 Sound capital construction account—state appropriation are provided  
16 solely for the Mukilteo ferry terminal (952515P). To the greatest  
17 extent practicable and within available resources, the department  
18 shall design the new terminal to be a net-zero energy building. To  
19 achieve this goal, the department shall evaluate using highly energy  
20 efficient equipment and systems, and the most appropriate renewable  
21 energy systems for the needs and location of the terminal. To the  
22 extent practicable, the department shall avoid the closure of, or  
23 disruption to, any existing public access walkways in the vicinity of  
24 the terminal project during construction. Of the amounts provided in  
25 this subsection, \$750,000 of the Puget Sound capital construction  
26 account—state appropriation is provided solely for additional  
27 photovoltaic panels for this project.

28 (3) \$94,671,000 of the Puget Sound capital construction account—  
29 federal appropriation, \$46,919,000 of the connecting Washington  
30 account—state appropriation, \$26,949,000 of the Puget Sound capital  
31 construction account—private/local appropriation, \$2,734,000 of the  
32 multimodal transportation account—state appropriation, \$511,000 of  
33 the Puget Sound capital construction account—state appropriation, and  
34 \$679,000 of the transportation 2003 (nickel account)—state  
35 appropriation are provided solely for the Seattle Terminal  
36 Replacement project (900010L).

37 (4) ((~~\$5,000,000~~)) \$7,100,000 of the Puget Sound capital  
38 construction account—state appropriation is provided solely for

1 emergency capital repair costs (999910K). Funds may only be spent  
2 after approval by the office of financial management.

3 (5) \$950,000 of the Puget Sound capital construction account—  
4 state appropriation is provided solely for life extension of the  
5 existing ticketing system and ORCA acceptance (998521A and 998521B).  
6 The ferry system shall work with Washington technology solutions and  
7 the tolling division on the development of a new, interoperable  
8 ticketing system.

9 (6) (a) The department shall, in consultation with the office of  
10 financial management, hire an independent planning consultant to  
11 assist with overall scope development of a new ferry system long-  
12 range plan, including incorporating the items listed in (b) of this  
13 subsection. The independent planning consultant must have experience  
14 in planning for other ferry systems.

15 (b) The department shall update the ferries division long-range  
16 plan by January 1, 2019. In reviewing the changing needs of the users  
17 of the ferry system and the associated funding opportunities and  
18 challenges, the department must include, but is not limited to, the  
19 following elements in the new long-range plan:

20 (i) Identify changes in the demographics of users of the system;

21 (ii) Review route timetables and propose adjustments that take  
22 into consideration ridership volume, vessel load times, proposed and  
23 current passenger-only ferry system ridership, and other operational  
24 needs;

25 (iii) Review vessel needs by route and propose a vessel  
26 replacement schedule, vessel retirement schedule, and estimated  
27 number of vessels needed. This analysis should also articulate a  
28 reserve vessel strategy;

29 (iv) Identify the characteristics most appropriate for  
30 replacement vessels, such as passenger and car-carrying capacity,  
31 while taking into consideration other cost-driving factors. These  
32 factors should include:

33 (A) Anticipated crewing requirements;

34 (B) Fuel type;

35 (C) Other operating and maintenance costs;

36 (v) Review vessel dry dock needs, consider potential impacts of  
37 the United States navy, and propose strategies to meet these needs;

38 (vi) Address the seismic vulnerability of the system and  
39 articulate emergency preparedness plans;

(vii) Evaluate leased and state-owned property locations for the ferry headquarters, to include an analysis of properties outside the downtown area of Seattle;

(viii) Evaluate strategies that may help spread peak ridership, such as time-of-day ticket pricing and expanding the reservation system; and

(ix) Identify operational changes that may reduce costs, such as nighttime tie-up locations.

(c) The department shall submit a status report on the long-range plan update to the governor and the transportation committees of the legislature by June 30, 2018, and a final report by January 1, 2019.

(7) \$600,000 of the Puget Sound capital construction account—state appropriation is provided solely for development of a request for proposal to convert the three ferry vessels in the Jumbo Mark II class to hybrid electric propulsion and make associated necessary modifications to the Seattle, Bainbridge, Edmonds, and Kingston terminals. The department is directed to explore capital project financing options to include, but not be limited to, federal funding opportunities, private or local contributions, application for Volkswagen settlement funds, and energy-savings performance contracting to be repaid in whole or in part by fuel-cost savings. The department will report total capital cost estimates, optimal construction schedule, annual capital and operating savings or costs, and a recommended funding option to the governor and to the transportation committees of the legislature by June 30, 2019.

*\*Sec. 908 is partially vetoed. See message at end of chapter.*

**Sec. 909.** 2018 c 297 s 310 (uncodified) is amended to read as follows:

<b>FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL</b>	
Essential Rail Assistance Account—State Appropriation . . . . .	(( <del>\$845,000</del> ))
	<u>\$710,000</u>
Transportation Infrastructure Account—State	
Appropriation . . . . .	(( <del>\$7,575,000</del> ))
	<u>\$5,388,000</u>
Multimodal Transportation Account—State	
Appropriation . . . . .	(( <del>\$79,357,000</del> ))
	<u>\$74,965,000</u>
Multimodal Transportation Account—Federal	

1	Appropriation . . . . .	
2		<u>\$43,175,000</u>
3	TOTAL APPROPRIATION. . . . .	(( <del>\$147,591,000</del> ))
4		<u>\$124,238,000</u>

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

7 (1) Except as provided otherwise in this section, the entire  
8 appropriations in this section are provided solely for the projects  
9 and activities as listed by project and amount in LEAP Transportation  
10 Document ((2018)) 2019-2 ALL PROJECTS as developed ((~~March 5~~)) April  
11 27, ((2018)) 2019, Program - Rail Program (Y).

12 (2) ((~~\$7,009,000~~)) \$5,000,000 of the transportation  
13 infrastructure account—state appropriation is provided solely for new  
14 low-interest loans approved by the department through the freight  
15 rail investment bank (FRIB) program. The department shall issue FRIB  
16 program loans with a repayment period of no more than ten years, and  
17 charge only so much interest as is necessary to recoup the  
18 department's costs to administer the loans. The department shall  
19 report annually to the transportation committees of the legislature  
20 and the office of financial management on all FRIB loans issued.

21 (3) \$7,017,000 of the multimodal transportation account—state  
22 appropriation and \$24,000 of the essential rail assistance account—  
23 state appropriation are provided solely for new statewide emergent  
24 freight rail assistance projects identified in the LEAP  
25 transportation document referenced in subsection (1) of this section.

26 (4) \$367,000 of the transportation infrastructure account—state  
27 appropriation and \$1,100,000 of the multimodal transportation account  
28 —state appropriation are provided solely to reimburse Highline Grain,  
29 LLC for approved work completed on Palouse River and Coulee City  
30 (PCC) railroad track in Spokane county between the BNSF Railway  
31 Interchange at Cheney and Geiger Junction and must be administered in  
32 a manner consistent with freight rail assistance program projects.  
33 The value of the public benefit of this project is expected to meet  
34 or exceed the cost of this project in: Shipper savings on  
35 transportation costs; jobs saved in rail-dependent industries; and/or  
36 reduced future costs to repair wear and tear on state and local  
37 highways due to fewer annual truck trips (reduced vehicle miles  
38 traveled). The amounts provided in this subsection are not a  
39 commitment for future legislatures, but it is the legislature's

1 intent that future legislatures will work to approve biennial  
2 appropriations until the full \$7,337,000 cost of this project is  
3 reimbursed.

4 (5) (a) \$686,000 of the essential rail assistance account—state  
5 appropriation, \$422,000 of the multimodal transportation account—  
6 state appropriation, and \$21,000 of the transportation infrastructure  
7 account—state appropriation are provided solely for the purpose of  
8 the rehabilitation and maintenance of the Palouse river and Coulee  
9 City railroad line (F01111B).

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

12 (i) Revenues and transfers deposited into the essential rail  
13 assistance account from leases and sale of property relating to the  
14 Palouse river and Coulee City railroad; and

15 (ii) Revenues transferred from the miscellaneous program account  
16 to the essential rail assistance account, pursuant to RCW 47.76.360,  
17 for the purpose of sustaining the grain train program by maintaining  
18 the Palouse river and Coulee City railroad.

19 (6) The department shall issue a call for projects for the  
20 freight rail assistance program, and shall evaluate the applications  
21 in a manner consistent with past practices as specified in section  
22 309, chapter 367, Laws of 2011. By November 15, 2018, the department  
23 shall submit a prioritized list of recommended projects to the office  
24 of financial management and the transportation committees of the  
25 legislature.

26 (7) For projects funded as part of the 2015 connecting Washington  
27 transportation package identified on the LEAP transportation document  
28 identified in subsection (1) of this section, if the department  
29 expects to have substantial reappropriations for the 2019-2021 fiscal  
30 biennium, the department may, on a pilot basis, apply funding from a  
31 project with an appropriation that cannot be used for the current  
32 fiscal biennium to advance the South Kelso Railroad Crossing project  
33 (L1000147). At least ten business days before advancing a project  
34 pursuant to this subsection, the department must notify the office of  
35 financial management and the transportation committees of the  
36 legislature. The advancement of a project may not hinder the delivery  
37 of the projects for which the reappropriations are necessary for the  
38 2019-2021 fiscal biennium.

(8) It is the intent of the legislature to encourage the department to pursue federal grant opportunities leveraging up to \$6,696,000 in connecting Washington programmed funds to be used as a state match to improve the state-owned Palouse river and Coulee City system. The amount listed in this subsection is not a commitment for future legislatures, but is the legislature's intent that future legislatures will work to approve biennial appropriations up to a state match share not to exceed \$6,696,000 of a grant award.

(9) \$5,608,000 of the multimodal transportation account—state appropriation is provided solely as expenditure authority for any insurance proceeds received by the state for Passenger Rail Equipment Replacement (project 700010C). The department must use this expenditure authority only to purchase passenger rail equipment that has been competitively procured.

**Sec. 910.** 2018 c 297 s 311 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—  
CAPITAL**

Highway Infrastructure Account—State Appropriation . . . . .	(( <del>\$1,083,000</del> ))
	<u>\$583,000</u>
Highway Infrastructure Account—Federal Appropriation . . . . .	\$488,000
Transportation Partnership Account—State Appropriation . . . . .	(( <del>\$2,321,000</del> ))
	<u>\$1,571,000</u>
Highway Safety Account—State Appropriation . . . . .	(( <del>\$4,287,000</del> ))
	<u>\$3,487,000</u>
Motor Vehicle Account—State Appropriation . . . . .	(( <del>\$28,659,000</del> ))
	<u>\$16,791,000</u>
Motor Vehicle Account—Federal Appropriation . . . . .	(( <del>\$71,614,000</del> ))
	<u>\$64,414,000</u>
Motor Vehicle Account—Private/Local Appropriation . . . . .	(( <del>\$18,000,000</del> ))
	<u>\$7,500,000</u>
Connecting Washington Account—State Appropriation . . . . .	(( <del>\$137,387,000</del> ))
	<u>\$66,400,000</u>
Multimodal Transportation Account—State Appropriation . . . . .	(( <del>\$82,382,000</del> ))
	<u>\$59,999,000</u>
TOTAL APPROPRIATION. . . . .	(( <del>\$346,221,000</del> ))

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

4 (1) Except as provided otherwise in this section, the entire  
5 appropriations in this section are provided solely for the projects  
6 and activities as listed by project and amount in LEAP Transportation  
7 Document ((2018)) 2019-2 ALL PROJECTS as developed ((March 5)) April  
8 27, ((2018)) 2019, Program - Local Programs Program (Z).

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

12 (a) (~~(\$18,380,000 of the multimodal transportation account state~~  
13 ~~appropriation is provided solely for newly selected pedestrian and~~  
14 ~~bicycle safety program projects. \$14,219,000)) \$26,659,000 of the  
15 multimodal transportation account—state appropriation and  
16 (~~(\$1,846,000))~~ \$1,096,000 of the transportation partnership account—  
17 state appropriation are ((reappropriated)) provided solely for  
18 pedestrian and bicycle safety program projects ((selected in the  
19 ~~previous biennia~~)) (L2000188).~~

20 (b) (~~(\$11,400,000))~~ \$15,681,000 of the motor vehicle account—  
21 federal appropriation ((and ~~\$7,750,000~~)), \$6,824,000 of the  
22 multimodal transportation account—state appropriation ((are provided  
23 solely for newly selected safe routes to school projects. ~~\$11,181,000~~  
24 of the motor vehicle account—federal appropriation, ~~\$1,394,000~~ of the  
25 multimodal—transportation—account—state—appropriation)), and  
26 (~~(\$4,287,000))~~ \$3,487,000 of the highway safety account—state  
27 appropriation are ((reappropriated)) provided solely for safe routes  
28 to school projects ((selected in the previous biennia)) (L2000189).  
29 The department may consider the special situations facing high-need  
30 areas, as defined by schools or project areas in which the percentage  
31 of the children eligible to receive free and reduced-price meals  
32 under the national school lunch program is equal to, or greater than,  
33 the state average as determined by the department, when evaluating  
34 project proposals against established funding criteria while ensuring  
35 continued compliance with federal eligibility requirements.

36 (3) The department shall submit a report to the transportation  
37 committees of the legislature by December 1, 2017, and December 1,  
38 2018, on the status of projects funded as part of the pedestrian  
39 safety/safe routes to school grant program. The report must include,



1 but is not limited to, a list of projects selected and a brief  
2 description of each project's status.

3 (4) (~~(\$32,984,000)~~) \$23,701,000 of the multimodal transportation  
4 account—state appropriation is provided solely for bicycle and  
5 pedestrian projects listed in the LEAP transportation document  
6 referenced in subsection (1) of this section.

7 (5) \$43,800,000 of the motor vehicle account—federal  
8 appropriation is provided solely for national highway freight network  
9 projects identified on the project list submitted in accordance with  
10 section 218(4)(b), chapter 14, Laws of 2016 on October 31, 2016. The  
11 department shall validate the projects on the list. Only tier one  
12 projects on the prioritized freight project list that are validated  
13 by the department may receive funding under this subsection. The  
14 department shall continue to work with the Washington state freight  
15 advisory committee to improve project screening and validation to  
16 support project prioritization and selection, including during the  
17 freight mobility plan update in 2017. The department may compete for  
18 funding under this program and shall provide an updated prioritized  
19 freight project list when submitting its 2019-2021 budget request. To  
20 the greatest extent practicable, the department shall follow the  
21 Washington state freight advisory committee recommendation to  
22 allocate ten percent of the funds in this subsection to multimodal  
23 projects as permitted under the fixing America's surface  
24 transportation (FAST) act.

25 (6) It is the expectation of the legislature that the department  
26 will be administering a local railroad crossing safety grant program  
27 for \$7,400,000 in federal funds during the 2017-2019 fiscal biennium.  
28 Of the amounts identified in this subsection, a minimum of \$500,000  
29 must be for railroad grade-crossing safety grants at locations where  
30 multiple pedestrian or bicyclist fatalities have occurred in the  
31 vicinity of a grade-crossing in the last five years.

32 (7) (~~(\$8,000,000)~~) \$4,840,000 of the connecting Washington  
33 account—state appropriation is provided solely for the Covington  
34 Connector (L2000104). The amounts described in the LEAP  
35 transportation document referenced in subsection (1) of this section  
36 are not a commitment by future legislatures, but it is the  
37 legislature's intent that future legislatures will work to approve  
38 appropriations in the 2019-2021 fiscal biennium to reimburse the city

1 of Covington for approved work completed on the project, up to the  
2 full \$24,000,000 cost of this project.

3 (8) (a) For projects funded as part of the 2015 connecting  
4 Washington transportation package listed on the LEAP transportation  
5 document identified in subsection (1) of this section, if the  
6 department expects to have substantial reappropriations for the  
7 2019-2021 fiscal biennium, the department may, on a pilot basis,  
8 apply funding from a project with an appropriation that cannot be  
9 used for the current fiscal biennium to advance one or more of the  
10 following projects:

- 11 (i) SR 502 Main Street Project/Widening (L2000065);
- 12 (ii) Complete SR 522 Improvements-Kenmore (T10600R);
- 13 (iii) Issaquah-Fall City Road (L1000094);
- 14 (iv) Lewis Street Bridge (L2000066);
- 15 (v) Covington Connector (L2000104);
- 16 (vi) Orchard Street Connector (L2000120);
- 17 (vii) Harbour Reach Extension (L2000136);
- 18 (viii) Sammamish Bridge Corridor (L2000137);
- 19 (ix) Brady Road (L2000164);
- 20 (x) Thornton Road Overpass (L2000228);
- 21 (xi) I-5/Port of Tacoma Road Interchange (L1000087);
- 22 (xii) Wilburton Reconnection Project (G2000006);
- 23 (xiii) SR 520 Trail Grade Separation at 40th Street (G2000013);
- 24 (xiv) Bay Street Pedestrian Project (G2000015); or
- 25 (xv) Cowiche Canyon Trail (G2000010).

26 (b) At least ten business days before advancing a project  
27 pursuant to this subsection, the department must notify the office of  
28 financial management and the transportation committees of the  
29 legislature. The advancement of a project may not hinder the delivery  
30 of the projects for which the reappropriations are necessary for the  
31 2019-2021 fiscal biennium.

## 32 TRANSFERS AND DISTRIBUTIONS

33 **Sec. 1001.** 2018 c 297 s 401 (uncodified) is amended to read as  
34 follows:

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

1	Transportation Partnership Account—State	
2	Appropriation. . . . .	(( <del>\$4,646,000</del> ))
3		<u>\$2,046,000</u>
4	Motor Vehicle Account—State Appropriation. . . . .	(( <del>\$736,000</del> ))
5		<u>\$396,000</u>
6	Connecting Washington Account—State Appropriation. . . . .	(( <del>\$3,199,000</del> ))
7		<u>\$1,699,000</u>
8	Highway Bond Retirement Account—State	
9	Appropriation. . . . .	(( <del>\$1,229,874,000</del> ))
10		<u>\$1,279,604,000</u>
11	Ferry Bond Retirement Account—State Appropriation. . . . .	(( <del>\$28,873,000</del> ))
12		<u>\$28,223,000</u>
13	Transportation Improvement Board Bond Retirement	
14	Account—State Appropriation. . . . .	\$13,254,000
15	Nondebt-Limit Reimbursable Bond Retirement	
16	Account—State Appropriation. . . . .	\$26,391,000
17	Toll Facility Bond Retirement Account—State	
18	Appropriation. . . . .	\$86,493,000
19	Transportation 2003 Account (Nickel Account)—State	
20	Appropriation. . . . .	(( <del>\$450,000</del> ))
21		<u>\$250,000</u>
22	TOTAL APPROPRIATION. . . . .	(( <del>\$1,393,916,000</del> ))
23		<u>\$1,438,356,000</u>

24       **Sec. 1002.** 2018 c 297 s 403 (uncodified) is amended to read as  
25 follows:

26 **FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION**

27 Motor Vehicle Account—State Appropriation:

28	For motor vehicle fuel tax distributions to	
29	cities and counties. . . . .	(( <del>\$508,182,000</del> ))
30		<u>\$508,105,000</u>

31       **Sec. 1003.** 2018 c 297 s 404 (uncodified) is amended to read as  
32 follows:

33 **FOR THE STATE TREASURER—TRANSFERS**

34 Motor Vehicle Account—State Appropriation:

35	For motor vehicle fuel tax refunds and	
36	statutory transfers. . . . .	(( <del>\$2,145,972,000</del> ))

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

**Sec. 1004.** 2018 c 297 s 405 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF LICENSING—TRANSFERS**

Motor Vehicle Account—State Appropriation:  
For motor vehicle fuel tax refunds and transfers. . . . . ((~~\$203,535,000~~))  
\$221,282,000

**Sec. 1005.** 2018 c 297 s 406 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER—ADMINISTRATIVE TRANSFERS**

~~(1) ((Highway Safety Account—State Appropriation:  
For transfer to the Motor Vehicle Account—State. . . . . \$30,000,000  
(2) Transportation Partnership Account—State  
Appropriation: For transfer to the Connecting  
Washington Account—State. . . . . \$10,946,000  
(3) Motor Vehicle Account—State Appropriation:  
For transfer to the Connecting Washington  
Account—State. . . . . \$56,464,000  
(4)) Motor Vehicle Account—State Appropriation:  
For transfer to the Freight Mobility Investment  
Account—State. . . . . ((~~\$8,511,000~~))  
\$1,255,000  
(5)) (2) Motor Vehicle Account—State Appropriation:  
For transfer to the Puget Sound Capital  
Construction Account—State. . . . . ((~~\$20,000,000~~))  
\$15,000,000  
(6)) (3) Motor Vehicle Account—State Appropriation:  
For transfer to the Rural Arterial Trust  
Account—State. . . . . \$4,844,000  
(7)) (4) Motor Vehicle Account—State Appropriation:  
For transfer to the Transportation Improvement  
Account—State. . . . . \$9,688,000  
(8)) (5) Highway Safety Account—State Appropriation:  
For transfer to the State Patrol Highway  
Account—State. . . . . ((~~\$33,000,000~~))~~



1 Account—State Appropriation: For transfer to the  
2 Motor Vehicle Account—State. . . . . \$2,019,000

3 (b) The transfer identified in this subsection is provided solely  
4 to repay in full the motor vehicle account—state appropriation loan  
5 from section 407(19), chapter 222, Laws of 2014.

6 ((+21+)) (17)(a) Transportation Partnership Account—State  
7 Appropriation: For transfer to the Alaskan Way Viaduct  
8 Replacement Project Account—State. . . . . \$122,047,000

9 (b) The amount transferred in this subsection represents that  
10 portion of the up to \$200,000,000 in proceeds from the sale of bonds  
11 authorized in RCW 47.10.873, intended to be sold through the  
12 2021-2023 fiscal biennium, used only for construction of the SR 99/  
13 Alaskan Way Viaduct Replacement project (809936Z), and that must be  
14 repaid from the Alaskan Way viaduct replacement project account  
15 consistent with RCW 47.56.864.

16 ((+22+(a+)) (18)(a) Motor Vehicle Account—State Appropriation:  
17 For transfer to the Tacoma Narrows Toll Bridge  
18 Account—State. . . . . \$5,000,000

19 (b) The transfer in this subsection must be made in April 2019.  
20 It is the intent of the legislature that this transfer is temporary,  
21 for the purpose of minimizing the impact of toll increases, and an  
22 equivalent reimbursing transfer is to occur in November 2019.

23 ((+23+)) (19) Motor Vehicle Account—State Appropriation:  
24 For transfer to the County Arterial Preservation  
25 Account—State. . . . . \$4,844,000

26 ((+24+)) (20)(a) General Fund Account—State Appropriation:  
27 For transfer to the State Patrol Highway  
28 Account—State. . . . . \$625,000

29 (b) The state treasurer shall transfer the funds only after  
30 receiving notification from the Washington state patrol under section  
31 207(6) (~~(of this act)~~), chapter 297, Laws of 2018.

32 ((+25+)) (21)(a) Motor Vehicle Account—State Appropriation:  
33 For transfer to the Alaskan Way Viaduct Replacement  
34 Project Account—State. . . . . (~~(\$11,337,000)~~)  
35 \$9,992,000

36 (b) The funds provided in (a) of this subsection are a loan to  
37 the Alaskan Way viaduct replacement project account—state, and the  
38 legislature assumes that these funds will be reimbursed to the motor

1 vehicle account—state at a later date when the portion of state route  
2 number 99 that is a deep bore tunnel is operational.

3 ~~((26) Multimodal Transportation Account—State~~  
4 ~~Appropriation: For transfer to the Highway Safety~~  
5 ~~Account—State. . . . . \$7,000,000~~

6 ~~(27)) (22) (a) Alaskan Way Viaduct Replacement Project~~  
7 ~~Account—State Appropriation: For transfer to the~~  
8 ~~Transportation Partnership Account—State. . . . . ((\$2,400,000))~~  
9 ~~\$1,471,000~~

10 (b) The amount transferred in this subsection represents  
11 repayment of debt service incurred for the construction of the SR 99/  
12 Alaskan Way Viaduct Replacement Project (809936Z).

13 (23) Transportation 2003 Account (Nickel Account)  
14 —State Appropriation: For transfer to the Motor  
15 Vehicle Account—State. . . . . \$10,000,000

16 **MISCELLANEOUS 2017-2019 FISCAL BIENNIUM**

17 **Sec. 1101.** 2018 c 297 s 701 (uncodified) is amended to read as  
18 follows:

19 **ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS**

20 (1) The department of transportation is authorized, subject to  
21 the conditions in ~~((section 305(3) of this act))~~ section 305(3),  
22 chapter 297, Laws of 2018, to enter into a financing contract  
23 pursuant to chapter 39.94 RCW through the state treasurer's lease-  
24 purchase program for the purposes indicated. The department may use  
25 any funds, appropriated or nonappropriated, in not more than the  
26 principal amounts indicated, plus financing expenses and required  
27 reserves, if any. Expenditures made by the department of  
28 transportation for the indicated purposes before the issue date of  
29 the authorized financing contract and any certificates of  
30 participation therein may be reimbursed from proceeds of the  
31 financing contract and any certificates of participation therein to  
32 the extent provided in the agency's financing plan approved by the  
33 state finance committee.

34 (2) Department of transportation: Enter into a financing contract  
35 for up to \$32,500,000 plus financing expenses and required reserves  
36 pursuant to chapter 39.94 RCW to renovate the existing office  
37 building at 15700 Dayton Ave N, Shoreline.





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

"I am returning herewith, without my approval as to Sections 208(5); 208(7); 208(9); 208(12); 208(15); 208(16); 208(17); 208(24); 208(27); 208(28); 208(29); 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process."; page 43, line 3 beginning with "Fuel" through line 4 ending with "process."; page 43, line 15 beginning with "Fuel" through line 16 ending with "process."; page 44, line 10 beginning with "Fuel" through line 11 ending with "process."; page 44, line 31 beginning with "Fuel" through line 32 ending with "process"; page 46, line 5; 304(2); 306(17); 905, page 169, lines 36-38; page 170, lines 18-20; 905(14); 908, page 184, lines 10-12; and 908(1), Engrossed Substitute House Bill No. 1160 entitled:

"AN ACT Relating to transportation funding and appropriations."

**Sections 208(5), pages 17-18; 208(7), page 18; 208(15), pages 19-20; 208(16), page 20; 208(17), pages 20-21; 208(27), page 22; and 208(28), pages 22-23, Department of Licensing, Unfunded Studies**

The Department of Licensing was tasked with forming several unfunded work groups and conducting studies, while also taking significant budget cuts. The department will not be able to complete all of the directives it has been assigned without additional funding. I am directing the department to undertake these efforts as much as it can within existing resources, prioritizing the work groups that assist active-duty and former military members. For this reason, I have vetoed Sections 208(5), 208(7), 208(15), 208(16), 208(17), 208(27) and 208(28).

**Section 304(2), pages 55-56, Transportation Improvement Board, Programmatic Allotments**

This section requires the Transportation Improvement Board (TIB) to allot its appropriations by certain programs and to not deviate without legislative consultation. This removes the TIB's authority, which is established in statute, to set its internal program levels. While the Legislature has the authority to appropriate funds, the executive branch has the statutory authority to allot the funds. For these reasons, I have vetoed Section 304(2).

**Section 306(17), page 62, Department of Transportation, Highway Improvements, New Rhodes Lake Road Project**

This section requires the Washington State Department of Transportation (WSDOT) to support, review, and approve improvements and right-of-way plans following the preferred and recommended alternative of Pierce County's supplemental environmental impact statement for this project, which is a traffic signal. WSDOT conducted an intersection control evaluation process with stakeholders and determined that a roundabout provides the safest and most efficient results for this intersection. WSDOT is the approving authority for intersection control on highways such as State Route 162, and as such, the proviso language conflicts with WSDOT's stewardship of SR 162. For these reasons, I have vetoed Section 306(17).

**Section 905, page 169, lines 36-38; page 170, lines 18-20; and Section 905(14), pages 172-173, Department of Transportation, Transportation Partnership Account-State Appropriation, Nickel Account-State Appropriation, and I-405/Kirkland Vicinity Project Delivery**

The supplemental budget provides appropriations to the I-405/Kirkland stage 2 project that are lower than expected expenditures and would result in a shortfall of approximately \$35 million in the Highway Construction program. For this reason, I have vetoed the supplemental Transportation Partnership Account-State appropriation, the supplemental Nickel Account-State appropriation, and the project proviso in order to increase the appropriation levels. I am directing WSDOT to spend within the appropriation provided by the Legislature, but including the \$35 million necessary for the I-405 Kirkland stage 2 project. For these reasons, I have vetoed Section 905, page 169, lines 36-38; page 170, lines 18-20; and Section 905(14).

**Section 908, page 184, lines 10-12, and Section 908(1), page 184, Department of Transportation, Puget Sound Capital Construction Account-State Appropriation, Washington State Ferries Construction Program**

The supplemental budget removed the ferry dispatch system replacement project, of which \$600,000 had already been spent. The appropriation of \$600,000 was also removed. Thus, the appropriation level in the Puget Sound Capital Construction account is below what is needed to fund the capital project list in the ferry program. For this reason I have vetoed the supplemental Puget Sound Capital Construction Account-State appropriation and the capital project list, thereby restoring it to previous levels. I am directing WSDOT to spend within the appropriation and capital project list provided by the Legislature, but including the \$600,000 that was removed. For these reasons, I have vetoed Section 908, page 184, lines 10-12, and Section 908(1).

**Section 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process."; page 43, line 3 beginning with "Fuel" through line 4 ending with "process."; page 43, line 15 beginning with "Fuel" through line 16 ending with "process."; page 44, line 10 beginning with "Fuel" through line 11 ending with "process."; page 44, line 31 beginning with "Fuel" through line 32 ending with "process"; and page 46, line 5**

Section 220 includes the following sentence in six provisos: "Fuel type may not be a factor in the grant selection process." This requirement is contrary to, and in direct conflict with, the statutory mandates in RCW 47.66.040 and 47.66.030 that direct WSDOT to consider, among other criteria, energy efficiency issues, and federal and state air quality requirements in selecting programs and projects. In addition, this requirement also conflicts with, or at best substantially impairs, the statutory mandate for the state and for local government subdivisions to transition to zero emission vehicles as articulated in RCW 43.19.648.

The sentence at issue is a policy change—that is, an amendment—to existing statutory requirements. As such, the sentence violates Article II, Section 37, by amending those statutes indirectly and failing to set those statutes forth in full. It also places WSDOT and others in the untenable position of being forced to violate one state law in order to comply with another.

It is well established that the governor's veto powers in Article III, Section 12 of the Washington State Constitution extend to appropriation items and full subsections or provisos in an appropriation bill. It is also well established that our courts will intervene to prevent obvious circumvention of the veto power by the

Legislature or equally obvious manipulation of that power by the governor. The addition of this sentence within these provisos constrains my ability to exercise the constitutionally authorized veto powers.

While my veto authority is generally limited to subsections or appropriation items in an appropriation bill, in this very rare and unusual circumstance I have no choice but to veto a single sentence in several subsections to prevent a constitutional violation and to prevent a forced violation of state law.

For these reasons, I have vetoed Section 220, page 42, line 23, page 42, line 38 beginning with "Fuel" through line 39 ending with "process.", page 43, line 3 beginning with "Fuel" through line 4 ending with "process.", page 43, line 15 beginning with "Fuel" through line 16 ending with "process.", page 44, line 10 beginning with "Fuel" through line 11 ending with "process.", page 44, line 31 beginning with "Fuel" through line 32 ending with "process", and page 46, line 5.

I have vetoed the following sections related to bills that did not pass the Legislature, resulting in the lapse of funding. My veto of these sections will serve to clean up these unnecessary sections of the bill.

Section 208(9), pages 18-19, Department of Licensing, SSB 5694, Commercial Beekeeper Drivers

Section 208(12), page 19, Department of Licensing, SSB 5591, Stolen Vehicle Check Fee

Section 208(24), page 22, Department of Licensing, HB 1255, Patches Pal License Plate

Section 208(29), page 23, Department of Licensing, ESHB 1504, Impaired Driving

For these reasons I have vetoed Sections 208(5); 208(7); 208(9); 208(12); 208(15); 208(16); 208(17); 208(24); 208(27); 208(28); 208(29); 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process."; page 43, line 3 beginning with "Fuel" through line 4 ending with "process."; page 43, line 15 beginning with "Fuel" through line 16 ending with "process."; page 44, line 10 beginning with "Fuel" through line 11 ending with "process."; page 44, line 31 beginning with "Fuel" through line 32 ending with "process"; page 46, line 5; 304(2); 306(17); 905, page 169, lines 36-38; page 170, lines 18-20; 905(14); 908, page 184, lines 10-12; and 908(1) of Engrossed Substitute House Bill No. 1160.

With the exception of Sections 208(5); 208(7); 208(9); 208(12); 208(15); 208(16); 208(17); 208(24); 208(27); 208(28); 208(29); 220, page 42, line 23; page 42, line 38 beginning with "Fuel" through line 39 ending with "process."; page 43, line 3 beginning with "Fuel" through line 4 ending with "process."; page 43, line 15 beginning with "Fuel" through line 16 ending with "process."; page 44, line 10 beginning with "Fuel" through line 11 ending with "process."; page 44, line 31 beginning with "Fuel" through line 32 ending with "process"; page 46, line 5; 304(2); 306(17); 905, page 169, lines 36-38; page 170, lines 18-20; 905(14); 908, page 184, lines 10-12; and 908(1), Engrossed Substitute House Bill No. 1160 is approved."

(End of Bill)

INDEX

COMPENSATION

    REVISE PENSION CONTRIBUTION RATES. . . . . 100

    MINIMUM STARTING WAGE. . . . . 100

    PREMIUM PAY. . . . . 100

    TARGETED COMPENSATION INCREASES. . . . . 99

ANNUAL REPORTING REQUIREMENTS FOR CAPITAL PROGRAM. . . . . 85

BOARD OF PILOTAGE COMMISSIONERS. . . . . 4

BOND REIMBURSEMENT. . . . . 102

COLLECTIVE BARGAINING AGREEMENT

    COALITION OF UNIONS. . . . . 97

    PTE LOCAL 17. . . . . 96

    WFSE. . . . . 96

    WPEA. . . . . 97

    WSP LIEUTENANTS AND CAPTAINS ASSOCIATION. . . . . 98

    WSP TROOPERS ASSOCIATION. . . . . 97

COLLECTIVE BARGAINING AGREEMENTS. . . . . 93

COLLECTIVE BARGAINING AGREEMENTS NOT IMPAIRED. . . . . 92

    CARPENTERS. . . . . 94

    FASPAA. . . . . 93

    IBU. . . . . 96

    MEBA-L. . . . . 95

    MEBA-UL. . . . . 94

    METAL TRADES. . . . . 94

    MM&P MASTERS. . . . . 95

    MM&P MATES. . . . . 95

    MM&P WATCH CENTER SUPERVISORS. . . . . 96

    OPEIU. . . . . 93

    PORT ENGINEERS. . . . . 95

    SEIU LOCAL 6. . . . . 94

COMPENSATION

    NONREPRESENTED EMPLOYEES-INSURANCE BENEFITS. . . . . 98

    REPRESENTED EMPLOYEES-HEALTH CARE-COALITION-INSURANCE BENEFITS 98

    REPRESENTED EMPLOYEES-OUTSIDE HEALTH CARE COALITION-INSURANCE  
    BENEFITS. . . . . 98

COUNTY ROAD ADMINISTRATION BOARD. . . . . 7, 54, 123, 168

DEPARTMENT OF AGRICULTURE. . . . . 3

DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION. . . . . 2

DEPARTMENT OF ECOLOGY. . . . . 5

DEPARTMENT OF FISH AND WILDLIFE. . . . . 4

DEPARTMENT OF LICENSING. . . . .	166	132
TRANSFERS. . . . .	88,	195
DEPARTMENT OF TRANSPORTATION		
AVIATION—PROGRAM F. . . . .	29,	145
CHARGES FROM OTHER AGENCIES—PROGRAM U. . . . .	40,	157
FACILITIES—PROGRAM D—CAPITAL. . . . .	56,	169
FACILITIES—PROGRAM D—OPERATING. . . . .	29,	145
HIGHWAY MAINTENANCE—PROGRAM M. . . . .	34,	150
IMPROVEMENTS—PROGRAM I. . . . .	56,	170
INFORMATION TECHNOLOGY—PROGRAM C. . . . .	27,	144
LOCAL PROGRAMS—PROGRAM Z—CAPITAL. . . . .	78,	190
LOCAL PROGRAMS—PROGRAM Z—OPERATING. . . . .	52,	167
MARINE—PROGRAM X. . . . .	48,	163
PRESERVATION—PROGRAM P. . . . .	69,	179
PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H. . . . .	31,	146
PUBLIC TRANSPORTATION—PROGRAM V. . . . .	41,	158
PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K. . . . .	32,	148
RAIL—PROGRAM Y—CAPITAL. . . . .	74,	187
RAIL—PROGRAM Y—OPERATING. . . . .	50,	165
TOLL OPERATIONS AND MAINTENANCE—PROGRAM B. . . . .	23,	138
TRAFFIC OPERATIONS—PROGRAM Q—CAPITAL. . . . .	72,	183
TRAFFIC OPERATIONS—PROGRAM Q—OPERATING. . . . .	36,	151
TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S. . . . .	38,	153
TRANSPORTATION PLANNING, DATA, AND RESEARCH—PROGRAM T. . . . .	39,	155
WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W. . . . .	72,	184
FEDERAL FUNDS RECEIVED FOR CAPITAL PROJECT EXPENDITURES. . . . .		87
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD. . . . .	13,	53, 167
FUND TRANSFERS. . . . .		101
GENERAL WAGE INCREASES. . . . .		99
HOUSE OF REPRESENTATIVES. . . . .		4
JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE. . . . .		3
JOINT TRANSPORTATION COMMITTEE. . . . .	7,	123
LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE. . . . .		3
OFFICE OF FINANCIAL MANAGEMENT. . . . .		2
PUBLIC EMPLOYEES' BENEFITS BOARD MEDICARE-ELIGIBLE RETIREE SUBSIDY		100
QUARTERLY REPORTING REQUIREMENTS FOR CAPITAL PROGRAM. . . . .		85
REAPPROPRIATIONS REPORTING. . . . .		103
SENATE. . . . .		4
STATE PARKS AND RECREATION COMMISSION. . . . .		3
STATE TREASURER		

ADMINISTRATIVE TRANSFERS. . . . .	88	195
BOND RETIREMENT AND INTEREST. . . . .	87, 88,	193
BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE. . . . .		92
STATE REVENUES FOR DISTRIBUTION. . . . .	88, 92,	194
TRANSFERS. . . . .	88,	194
TOLL CREDITS. . . . .		105
TRANSIT, BICYCLE, AND PEDESTRIAN ELEMENTS REPORTING. . . . .		104
TRANSPORTATION COMMISSION. . . . .		11
TRANSPORTATION IMPROVEMENT BOARD. . . . .	7, 55,	168
UTILITIES AND TRANSPORTATION COMMISSION. . . . .		2
WASHINGTON STATE PATROL. . . . .	13, 54,	130
WASHINGTON TRAFFIC SAFETY COMMISSION. . . . .	5,	122
WEB SITE REPORTING REQUIREMENTS. . . . .		103

--- END ---