
HOUSE BILL 1160

State of Washington

66th Legislature

2019 Regular Session

By Representative Fey; by request of Office of Financial Management

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 43.19.642, 46.20.745, 46.68.060, 46.68.280, 46.68.325,
3 47.56.403, 47.56.876, 81.53.281, 47.10.861, and 46.68.370; creating
4 new sections; making appropriations and authorizing expenditures for
5 capital improvements; and declaring an emergency.

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

7 **2019-2021 FISCAL BIENNIUM**

8 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
9 is hereby adopted and, subject to the provisions set forth, the
10 several amounts specified, or as much thereof as may be necessary to
11 accomplish the purposes designated, are hereby appropriated from the
12 several accounts and funds named to the designated state agencies and
13 offices for employee compensation and other expenses, for capital
14 projects, and for other specified purposes, including the payment of
15 any final judgments arising out of such activities, for the period
16 ending June 30, 2021.

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

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

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

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

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

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

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

15 **GENERAL GOVERNMENT AGENCIES—OPERATING**

16 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**
17 **HISTORIC PRESERVATION**

18 Motor Vehicle Account—State Appropriation \$545,000

19 NEW SECTION. **Sec. 102. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

20 Motor Vehicle Account—State Appropriation \$1,405,000

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

22 TOTAL APPROPRIATION. \$1,521,000

23 NEW SECTION. **Sec. 103. FOR THE STATE PARKS AND RECREATION**
24 **COMMISSION**

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

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

29 NEW SECTION. **Sec. 104. FOR THE DEPARTMENT OF AGRICULTURE**

30 Motor Vehicle Account—State Appropriation \$1,362,000

31 The appropriation in this section is subject to the following
32 conditions and limitations: Within the amount appropriated in this
33 section, the department shall conduct a pilot program to consist of
34 the following activities:

1 (1) The department shall produce a fuel tax sticker for display
2 on each motor fuel pump from which fuel is sold at retail that
3 displays and provides notice of the federal and state fuel tax rates.
4 The sticker must display the rate of each tax, in cents per gallon,
5 for each type of fuel.

6 (2) The department shall provide notice of federal and state fuel
7 tax rates, in the form of a fuel tax sticker, with any other notice
8 displayed or required by department rule to be displayed on motor
9 fuel pumps.

10 (3) The department shall distribute fuel tax stickers to all
11 individuals who conduct fuel pump inspections, including department
12 employees and local government employees. Government employees who
13 conduct fuel pump inspections shall display a fuel tax sticker on
14 each motor fuel pump or shall verify that such a sticker is being
15 displayed at the time of inspection as required under this
16 subsection. Fuel tax stickers must:

17 (a) Be displayed on each face of the motor fuel pump on which the
18 price of the fuel sold from the pump is displayed; and

19 (b) Be displayed in a clear, conspicuous, and prominent manner.

20 (4) The department shall provide fuel tax stickers by mail to
21 fuel pump owners who request them for the face of each motor fuel
22 pump for which a sticker is requested.

23 (5) The department shall produce updated fuel tax stickers on an
24 annual basis when one or more fuel tax rates have changed. Fuel tax
25 stickers must be replaced at the time of motor fuel pump inspection
26 if the sticker has been updated with any new fuel tax rates.

27 NEW SECTION. **Sec. 105. FOR THE LEGISLATIVE EVALUATION AND**
28 **ACCOUNTABILITY PROGRAM COMMITTEE**

29 Motor Vehicle Account—State Appropriation \$627,000

30 NEW SECTION. **Sec. 106. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

31 Pilotage Account—State Appropriation \$5,442,000

32 The appropriation in this section is subject to the following
33 conditions and limitations: \$3,354,000 of the pilotage account—state
34 appropriation is provided solely for self-insurance liability premium
35 expenditures; however, this appropriation is contingent upon the
36 board:

1 (1) Annually depositing the first one hundred fifty thousand
2 dollars collected through Puget Sound pilotage district pilotage
3 tariffs into the pilotage account; and

4 (2) Assessing a self-insurance premium surcharge of sixteen
5 dollars per pilotage assignment on vessels requiring pilotage in the
6 Puget Sound pilotage district.

7 NEW SECTION. **Sec. 107. FOR THE UTILITIES AND TRANSPORTATION**
8 **COMMISSION**

9	Grade Crossing Protective Account—State Appropriation . . .	\$504,000
10	Pilotage Account—State Appropriation	\$150,000
11	TOTAL APPROPRIATION.	\$654,000

12 NEW SECTION. **Sec. 108. FOR THE HOUSE OF REPRESENTATIVES**

13	Motor Vehicle Account—State Appropriation	\$2,240,000
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14 NEW SECTION. **Sec. 109. FOR THE SENATE**

15	Motor Vehicle Account—State Appropriation	\$2,059,000
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16 **TRANSPORTATION AGENCIES—OPERATING**

17 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY**
18 **COMMISSION**

19	Highway Safety Account—State Appropriation	\$5,275,000
20	Highway Safety Account—Federal Appropriation	\$26,254,000
21	Highway Safety Account—Private/Local Appropriation	\$118,000
22	School Zone Safety Account—State Appropriation	\$850,000
23	TOTAL APPROPRIATION.	\$32,497,000

24 The appropriations in this section are subject to the following
25 conditions and limitations: \$150,000 of the highway safety account—
26 state appropriation is provided solely for the implementation of
27 Z-0114.1/19 (Active Transportation Safety Advisory Council). If the
28 bill is not enacted by June 30, 2019, the amounts provided in this
29 section shall lapse.

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

31	Rural Arterial Trust Account—State Appropriation	\$1,139,000
32	Motor Vehicle Account—State Appropriation	\$2,779,000
33	County Arterial Preservation Account—State Appropriation .	\$1,679,000

1 TOTAL APPROPRIATION. \$5,597,000

2 NEW SECTION. **Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**
3 Transportation Improvement Account—State Appropriation . . \$4,534,000

4 NEW SECTION. **Sec. 204. FOR THE JOINT TRANSPORTATION COMMITTEE**
5 Motor Vehicle Account—State Appropriation \$1,491,000

6 NEW SECTION. **Sec. 205. FOR THE TRANSPORTATION COMMISSION**
7 Motor Vehicle Account—State Appropriation \$2,744,000
8 Multimodal Transportation Account—State Appropriation . . . \$112,000
9 TOTAL APPROPRIATION. \$2,856,000

10 The appropriations in this section are subject to the following
11 conditions and limitations: The commission shall not consider the
12 facility renewal and replacement costs in determining toll rates as
13 part of the initial toll rate setting process on the deep bore tunnel
14 portion of state route number 99.

15 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**
16 **INVESTMENT BOARD**
17 Motor Vehicle Account—State Appropriation \$871,000

18 NEW SECTION. **Sec. 207. FOR THE WASHINGTON STATE PATROL**
19 State Patrol Highway Account—State Appropriation \$541,518,000
20 State Patrol Highway Account—Federal Appropriation . . . \$16,138,000
21 State Patrol Highway Account—Local Appropriation \$4,251,000
22 Highway Safety Account—State Appropriation \$1,231,000
23 Ignition Interlock Device Revolving—State Appropriation . . \$510,000
24 Multimodal Transportation Account—State Appropriation . . . \$290,000
25 TOTAL APPROPRIATION. \$563,938,000

26 The appropriations in this section are subject to the following
27 conditions and limitations: Washington state patrol officers engaged
28 in off-duty uniformed employment providing traffic control services
29 to the department of transportation or other state agencies may use
30 state patrol vehicles for the purpose of that employment, subject to
31 guidelines adopted by the chief of the Washington state patrol. The
32 Washington state patrol must be reimbursed for the use of the vehicle
33 at the prevailing state employee rate for mileage and hours of usage,

1 subject to guidelines developed by the chief of the Washington state
2 patrol.

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

4	Marine Fuel Tax Refund Account—State Appropriation	\$34,000
5	Motorcycle Safety Education Account—State	
6	Appropriation	\$5,112,000
7	State Wildlife Account—State Appropriation	\$537,000
8	Highway Safety Account—State Appropriation	\$264,793,000
9	Highway Safety Account—Federal Appropriation	\$1,294,000
10	Motor Vehicle Account—State Appropriation	\$87,566,000
11	Motor Vehicle Account—Private/Local Appropriation	\$7,520,000
12	Ignition Interlock Device Revolving Account—State	
13	Appropriation	\$5,932,000
14	Department of Licensing Services Account—State	
15	Appropriation	\$6,817,000
16	Abandoned Recreational Vehicle Account—State	
17	Appropriation.	\$2,925,000
18	Limousine Carriers Account—State Appropriation.	\$113,000
19	TOTAL APPROPRIATION.	\$382,643,000

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

22 (1) \$185,000 of the motorcycle safety account—state appropriation
23 is provided for in Z-0079.2/19 (addressing motorcycle safety). If the
24 bill is not enacted by June 30, 2019, the amount provided in this
25 subsection shall lapse.

26 (2) \$431,000 of the highway safety account—state appropriation is
27 provided solely for a new driver testing system at the department.
28 Pursuant to RCW 43.135.055 and 46.82.310, the department is
29 authorized to increase driver training school license application and
30 renewal fees in fiscal years 2020 and 2021, as necessary to fully
31 support the cost of activities related to administration of the
32 driver training school program, including the cost of the new driver
33 testing system described in this section.

34 (3) Appropriations provided for the data stewardship and privacy
35 project in this section are subject to the conditions, limitations,
36 and review provided in section 701 of this act.

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

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

High-Occupancy Toll Lanes Operation—State Appropriation	\$3,950,000
Motor Vehicle Account—State Appropriation	\$513,000
State Route Number 520 Corridor Account—State Appropriation	\$46,840,000
State Route Number 520 Civil Penalties Account—State Appropriation	\$5,254,000
Tacoma Narrows Toll Bridge Account—State Appropriation	\$30,135,000
Alaskan Way Viaduct Replacement Pro—State Appropriation	\$20,061,000
I-405 Express Toll Lanes Operations—State Appropriation	\$20,743,000
TOTAL APPROPRIATION.	\$127,496,000

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

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

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

(3) \$71,000 of the high occupancy toll lanes operations account—state appropriation, \$1,238,000 of the state route number 520 corridor account—state appropriation, \$532,000 of the Tacoma Narrows toll bridge account—state appropriation, \$460,000 of the Interstate

1 405 express toll lanes operations account—state appropriation, and
2 \$699,000 of the Alaskan Way viaduct replacement project account—state
3 appropriation are provided solely for the department to implement a
4 new tolling customer service toll collection system, and are subject
5 to the conditions, limitations, and review provided in section 701 of
6 this act.

7 (a) The department must provide a project status report to the
8 office of financial management and the transportation committees of
9 the legislature on at least a calendar quarterly basis until the
10 completion of the project. The report must include, but is not
11 limited to:

12 (i) Detailed information about the planned and actual scope,
13 schedule, and budget;

14 (ii) Status of key vendor and other project deliverables; and

15 (iii) A description of significant changes to planned
16 deliverables or system functions over the life of the project.

17 (b) The department shall continue to work with the office of
18 financial management, office of the chief information officer, and
19 the transportation committees of the legislature on the project
20 management plan that includes a provision for independent
21 verification and validation of contract deliverables from the
22 successful bidder and a provision for quality assurance that includes
23 reporting independently to the office of the chief information
24 officer on an ongoing basis during system implementation.

25 (4) The department shall make detailed quarterly reports to the
26 governor and the transportation committees of the legislature on the
27 following:

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

32 (b) The nonvendor costs of administering toll operations,
33 including the costs of staffing the division, consultants and other
34 personal service contracts required for technical oversight and
35 management assistance, insurance, payments related to credit card
36 processing, transponder purchases and inventory management, facility
37 operations and maintenance, and other miscellaneous nonvendor costs;
38 and

39 (c) The vendor-related costs of operating tolled facilities,
40 including the costs of the customer service center, cash collections

1 on the Tacoma Narrows bridge, electronic payment processing, and toll
2 collection equipment maintenance, renewal, and replacement.

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

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

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

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

10 (iv) Workload costs related to hearings;

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

12 (vi) Revenues generated from notices of civil penalty.

13 (5) In calendar year 2021, toll equipment on the Tacoma Narrows
14 Bridge will have reached the end of its operational life. During the
15 2019-2021 fiscal biennium, the department plans to issue a request
16 for proposals as the first stage of a competitive procurement process
17 that will replace the toll equipment and select a new tolling
18 operator for the Tacoma Narrows Bridge. The request for proposals and
19 subsequent competitive procurement must incorporate elements that
20 prioritize the overall goal of lowering costs per transaction for the
21 facility, such as incentives for innovative approaches which result
22 in lower transactional costs, requests for efficiencies on the part
23 of the bidder that lower operational costs, and incorporation of
24 technologies such as self-serve credit card machines or other point-
25 of-payment technologies that lower costs or improve operational
26 efficiencies.

27 (6) \$19,362,000 of the Alaskan Way viaduct replacement project
28 account—state appropriation is provided solely for the new state
29 route number 99 tunnel toll facility's expected share of collecting
30 toll revenues, operating customer services, and maintaining toll
31 collection systems. Due to the uncertainty of the new state route
32 number 99 tunnel toll facility actual toll transactions and revenues,
33 the legislature is holding the other tolled facilities'
34 administrative cost shares constant for this biennium. The
35 legislature expects to see appropriate reductions to the other toll
36 facility accounts once tolling on the new state route number 99
37 tunnel toll facility commences and any previously incurred costs for
38 start up of the new facility are charged back to the Alaskan Way
39 viaduct replacement project account. The office of financial
40 management shall closely monitor the application of the cost

1 allocation model and ensure that the new state route number 99 tunnel
2 toll facility is adequately sharing costs and the other toll facility
3 accounts are not being overspent or subsidizing the new state route
4 number 99 tunnel toll facility.

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

7	Transportation Partnership Account—State Appropriation . . .	\$1,460,000
8	Motor Vehicle Account—State Appropriation	\$109,449,000
9	Puget Sound Ferry Operations Account—State Appropriation . .	\$263,000
10	Multimodal Transportation Account—State Appropriation . .	\$2,878,000
11	Transportation 2003 Account (Nickel A)—State	
12	Appropriation	\$1,460,000
13	TOTAL APPROPRIATION.	\$115,510,000

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

16 (1) \$11,717,000 of the motor vehicle account—state appropriation
17 is provided solely for the development of the labor system
18 replacement project and is subject to the conditions, limitations,
19 and review provided in section 701 of this act. It is the intent of
20 the legislature that if any portion of the labor system replacement
21 project is leveraged in the future for the time, leave, and labor
22 distribution of any other agencies, the motor vehicle account will be
23 reimbursed proportionally for the development of the system since
24 amounts expended from the motor vehicle account must be used
25 exclusively for highway purposes in conformance with Article II,
26 section 40 of the state Constitution. This must be accomplished
27 through a loan arrangement with the current interest rate under the
28 terms set by the office of the state treasurer at the time the system
29 is deployed to additional agencies. If the motor vehicle account is
30 not reimbursed for future use of the system, it is further the intent
31 of the legislature that reductions will be made to central service
32 agency charges accordingly.

33 (2) \$7,107,000 of the motor vehicle account—state appropriation
34 is provided solely for the department to establish a new financial
35 and capital systems program to ensure a strategic, comprehensive, and
36 holistic approach to modernizing the department's enterprise and
37 business systems.

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

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

6 (2) \$2,000,000 of the multimodal transportation account—state
7 appropriation is provided solely for expanding and enhancing the
8 electric vehicle network across the state.

9 (3) (a) \$1,000,000 of the electric vehicle account—state
10 appropriation is provided solely for an electric vehicle education
11 and promotion program that helps achieve the Results Washington goal
12 of fifty thousand electric vehicles on the road by 2020, by
13 encouraging electric vehicle purchases and raising awareness about
14 electric vehicle incentives.

15 (b) In particular, the department shall provide customized
16 outreach to low-income residents and low-income communities to
17 increase consumer awareness about electric vehicles and available
18 incentives.

19 (c) For the purposes of this subsection (3):

20 (i) "Low-income" means a resident of the state whose household
21 income is less than or equal to three hundred percent of the federal
22 poverty level.

23 (ii) "Low-income community" means a community in the state with
24 residents whose household income is less than or equal to three
25 hundred percent of the federal poverty level.

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

28	Motor Vehicle Account—State Appropriation	\$496,131,000
29	Motor Vehicle Account—Federal Appropriation	\$7,000,000
30	State Route Number 520 Corridor Account—State Appropriation	
31	\$4,447,000	
32	Tacoma Narrows Toll Bridge Account—State Appropriation . .	\$1,549,000
33	Alaskan Way Viaduct Replacement Program Account—State	
34	Appropriation	\$9,547,000
35	I-405 Express Toll Lanes Operations Account—State	
36	Appropriation	\$1,782,000
37	TOTAL APPROPRIATION.	\$520,456,000

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

3 (1) \$8,000,000 of the motor vehicle account—state appropriation
4 is provided solely for utility fees assessed by local governments as
5 authorized under RCW 90.03.525 for the mitigation of stormwater
6 runoff from state highways.

7 (2) \$4,447,000 of the state route number 520 corridor account—
8 state appropriation is provided solely to maintain the state route
9 number 520 floating bridge. These funds must be used in accordance
10 with RCW 47.56.830(3).

11 (3) \$1,549,000 of the Tacoma Narrows toll bridge account—state
12 appropriation is provided solely to maintain the new Tacoma Narrows
13 bridge. These funds must be used in accordance with RCW 47.56.830(3).

14 (4) \$5,000,000 of the motor vehicle account—state appropriation
15 is provided solely for a contingency pool for snow and ice removal.
16 The department will notify the office of financial management and the
17 transportation committees of the legislature when they have spent the
18 base budget for snow and ice removal and will begin using the
19 contingency pool funding.

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

22	Motor Vehicle Account—State Appropriation	\$70,785,000
23	Motor Vehicle Account—Federal Appropriation	\$2,050,000
24	Motor Vehicle Account—Local Appropriation	\$250,000
25	Multimodal Transportation Account—State Appropriation . .	\$3,000,000
26	TOTAL APPROPRIATION.	\$76,085,000

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

29 (1) \$6,000,000 of the motor vehicle account—state appropriation
30 is provided solely for low-cost enhancements. The department shall
31 give priority to low-cost enhancement projects that improve safety or
32 provide congestion relief. By December 15th of each odd-numbered
33 year, the department shall provide a report to the legislature
34 listing all low-cost enhancement projects completed in the prior
35 fiscal biennium.

36 (2) (a) During the 2019-2021 fiscal biennium, the department shall
37 continue a pilot program that expands private transportation

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

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

30 (c) The department shall expand the high occupancy vehicle lane
31 access pilot program to private, for hire vehicles regulated under
32 chapter 81.72 RCW that have been specially manufactured, designed, or
33 modified for the transportation of a person who has a mobility
34 disability and uses a wheelchair or other assistive device. Under the
35 pilot program, when the department reserves a portion of a highway
36 based on the number of passengers in a vehicle, wheelchair-accessible
37 taxicabs that are clearly and identifiably marked as such on all
38 sides of the vehicle are considered public transportation vehicles
39 and must be authorized to use the reserved portion of the highway.

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

5 (3) \$3,000,000 of the multimodal transportation account—state
6 appropriation is provided solely for the creation of a cooperative
7 automated transportation program.

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

10	Motor Vehicle Account—State Appropriation	\$40,128,000
11	Motor Vehicle Account—Federal Appropriation	\$1,380,000
12	Motor Vehicle Account—Private/Local Appropriation	\$500,000
13	Multimodal Transportation Account—State Appropriation	\$1,129,000
14	TOTAL APPROPRIATION.	\$43,137,000

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

17	Motor Vehicle Account—State Appropriation	\$32,399,000
18	Motor Vehicle Account—Federal Appropriation	\$24,885,000
19	Motor Vehicle Account—Private/Local Appropriation	\$1,000,000
20	Multimodal Transportation Account—State Appropriation	\$710,000
21	Multimodal Transportation Account—Federal Appropriation	\$2,809,000
22	Multimodal Transportation Account—Local Appropriation	\$100,000
23	TOTAL APPROPRIATION.	\$61,903,000

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

26	Motor Vehicle Account—State Appropriation	\$80,145,000
27	Multimodal Transportation Account—State Appropriation	\$2,591,000
28	TOTAL APPROPRIATION.	\$82,736,000

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

31	State Vehicle Parking Account—State Appropriation	\$754,000
32	Regional Mobility Grant Program—State Appropriation	\$99,025,000
33	Rural Mobility Grant Program Account—State	
34	Appropriation	\$32,223,000

1	Multimodal Transportation Account—State Appropriation .	\$109,128,000
2	Multimodal Transportation Account—Federal Appropriation .	\$3,574,000
3	Multimodal Transportation Account—Private/Local	
4	Appropriation	\$100,000
5	TOTAL APPROPRIATION.	\$244,804,000

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

8 (1) \$52,679,000 of the multimodal transportation account—state
9 appropriation is provided solely for a grant program for special
10 needs transportation provided by transit agencies and nonprofit
11 providers of transportation. Of this amount:

12 (a) \$12,000,000 of the multimodal transportation account—state
13 appropriation is provided solely for grants to nonprofit providers of
14 special needs transportation. Grants for nonprofit providers must be
15 based on need, including the availability of other providers of
16 service in the area, efforts to coordinate trips among providers and
17 riders, and the cost effectiveness of trips provided.

18 (b) \$40,679,000 of the multimodal transportation account—state
19 appropriation is provided solely for grants to transit agencies to
20 transport persons with special transportation needs. To receive a
21 grant, the transit agency must, to the greatest extent practicable,
22 have a maintenance of effort for special needs transportation that is
23 no less than the previous year's maintenance of effort for special
24 needs transportation. Grants for transit agencies must be prorated
25 based on the amount expended for demand response service and route
26 deviated service in calendar year 2017 as reported in the "2017
27 Summary of Public Transportation" published by the department of
28 transportation. No transit agency may receive more than thirty
29 percent of these distributions.

30 (2) \$32,223,000 of the rural mobility grant program account—state
31 appropriation is provided solely for grants to aid small cities in
32 rural areas as prescribed in RCW 47.66.100.

33 (3) (a) \$10,290,000 of the multimodal transportation account—state
34 appropriation is provided solely for a vanpool grant program for: (i)
35 Public transit agencies to add vanpools or replace vans; and (ii)
36 incentives for employers to increase employee vanpool use. The grant
37 program for public transit agencies will cover capital costs only;
38 operating costs for public transit agencies are not eligible for
39 funding under this grant program. Additional employees may not be

1 hired from the funds provided in this section for the vanpool grant
2 program, and supplanting of transit funds currently funding vanpools
3 is not allowed. The department shall encourage grant applicants and
4 recipients to leverage funds other than state funds.

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

7 (4) \$21,346,000 of the regional mobility grant program account—
8 state appropriation is reappropriated and provided solely for the
9 regional mobility grant projects identified in OFM Transportation
10 Document 19GOV001 as developed December 10, 2018, Program - Public
11 Transportation Program (V).

12 (5) \$77,679,000 of the regional mobility grant program account—
13 state appropriation is provided solely for the regional mobility
14 grant projects identified in OFM Transportation Document 19GOV001 as
15 developed December 10, 2018, Program - Public Transportation Program
16 (V). The department shall review all projects receiving grant awards
17 under this program at least semiannually to determine whether the
18 projects are making satisfactory progress. Any project that has been
19 awarded funds, but does not report activity on the project within one
20 year of the grant award, must be reviewed by the department to
21 determine whether the grant should be terminated. The department
22 shall promptly close out grants when projects have been completed,
23 and any remaining funds must be used only to fund projects identified
24 in the OFM transportation document referenced in this subsection.
25 Using the change management process, the department may use savings
26 from completed or deferred projects to advance or fully fund projects
27 identified in the OFM transportation document referenced in this
28 subsection. The department shall provide annual status reports on
29 December 15, 2019, and December 15, 2020, to the office of financial
30 management and the transportation committees of the legislature
31 regarding the projects receiving the grants. It is the intent of the
32 legislature to appropriate funds through the regional mobility grant
33 program only for projects that will be completed on schedule. A
34 grantee may not receive more than twenty-five percent of the amount
35 appropriated in this subsection. The department shall not approve any
36 increases or changes to the scope of a project for the purpose of a
37 grantee expending remaining funds on an awarded grant.

38 (6) Funds provided for the commute trip reduction (CTR) program
39 may also be used for the growth and transportation efficiency center
40 program.

1 (7) \$5,670,000 of the multimodal transportation account—state
2 appropriation and \$754,000 of the state vehicle parking account—state
3 appropriation are provided solely for CTR grants and activities.

4 (8) \$27,048,000 of the multimodal transportation account—state
5 appropriation is provided solely for connecting Washington transit
6 projects identified in OFM Transportation Document 19GOV001 as
7 developed December 10, 2018. It is the intent of the legislature that
8 entities identified to receive funding in the OFM document referenced
9 in this subsection receive the amounts specified in the time frame
10 specified in that OFM document. If an entity has already completed a
11 project in the OFM document referenced in this subsection before the
12 time frame identified, the entity may substitute another transit
13 project or projects that cost a similar or lesser amount.

14 (9) \$2,000,000 of the multimodal transportation account—state
15 appropriation is provided solely for transit coordination grants.

16 (10) \$12,518,000 is provided solely for securing transit passes
17 for state employees, outside of higher education, with work locations
18 in King, Pierce, and Snohomish counties, as provided in sections 503
19 through 520 and 527 of this act.

20 (11) The department shall not require more than a ten percent
21 match from nonprofit transportation providers for state grants.

22 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION—**
23 **MARINE—PROGRAM X**

24 Puget Sound Ferry Operations Account—State	
25 Appropriation	\$557,511,000
26 Puget Sound Ferry Operations Account—Federal	
27 Appropriation	\$7,932,000
28 Puget Sound Ferry Operations Account—Local Appropriation . .	\$121,000
29 TOTAL APPROPRIATION.	\$565,564,000

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

32 (1) The office of financial management budget instructions
33 require agencies to recast enacted budgets into activities. The
34 Washington state ferries shall include a greater level of detail in
35 its 2019-2021 supplemental and 2021-2023 omnibus transportation
36 appropriations act requests, as determined jointly by the office of
37 financial management, the Washington state ferries, and the
38 transportation committees of the legislature. This level of detail

1 must include the administrative functions in the operating as well as
2 capital programs.

3 (2) For the 2019-2021 fiscal biennium, the department may enter
4 into a distributor controlled fuel hedging program and other methods
5 of hedging approved by the fuel hedging committee.

6 (3) \$78,356,000 of the Puget Sound ferry operations account—state
7 appropriation is provided solely for auto ferry vessel operating fuel
8 in the 2019-2021 fiscal biennium, which reflect cost savings from a
9 reduced biodiesel fuel requirement and, therefore, is contingent upon
10 the enactment of section 703 of this act. The amount provided in this
11 subsection represents the fuel budget for the purposes of calculating
12 any ferry fare fuel surcharge.

13 (4) \$30,000 of the Puget Sound ferry operations account—state
14 appropriation is provided solely for the marine division assistant
15 secretary's designee to the board of pilotage commissioners, who
16 serves as the board chair. As the agency chairing the board, the
17 department shall direct the board chair, in his or her capacity as
18 chair, to require that the report to the governor and chairs of the
19 transportation committees required under RCW 88.16.035(1)(f) be filed
20 by September 1, 2019, and annually thereafter, and that the report
21 include the continuation of policies and procedures necessary to
22 increase the diversity of pilots, trainees, and applicants, including
23 a diversity action plan. The diversity action plan must articulate a
24 comprehensive vision of the board's diversity goals and the steps it
25 will take to reach those goals.

26 (5) \$750,000 of the Puget Sound ferry operations account—state
27 appropriation is provided solely for operating costs related to
28 moving vessels for emergency capital repairs. Funds may only be spent
29 after approval by the office of financial management.

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

32	Multimodal Transportation Account—State Appropriation . . .	\$83,951,000
33	Multimodal Transportation Account—Local Appropriation . . .	\$296,000
34	TOTAL APPROPRIATION.	\$84,247,000

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

37 (1) \$3,000,000 of the multimodal transportation account—state
38 appropriation and \$250,000 of the multimodal transportation account—

1 private/local appropriation is provided solely for the development of
2 a new ultra high-speed ground transportation corridor authority with
3 participation from Washington, Oregon, and British Columbia. "Ultra
4 high-speed" means a maximum testing speed of at least two hundred
5 fifty miles per hour.

6 (2) The corridor authority development must abide by the
7 Memorandum of Understanding signed by the governor of Washington and
8 the premier of the province of British Columbia in October 2018. It
9 must also abide by any additional Partnership Agreement established
10 by the states of Washington, Oregon, and British Columbia. The
11 corridor authority development shall strengthen regional
12 collaboration and analyze and develop a bistate and binational
13 structure that addresses, but is not limited to: Ultra high-speed
14 corridor governance, general powers, operating structure, legal
15 instruments, and contracting requirements. It must also build on the
16 results of the 2018 Washington state ultra high-speed ground
17 transportation business case analysis. The corridor authority
18 development must conduct outreach and preliminary environmental
19 review. It must include a robust community engagement process to
20 refine the alignment for communities and businesses relevant to the
21 ultra high-speed corridor between Portland, Oregon and Vancouver,
22 British Columbia. It must also develop recommendations towards
23 establishing the appropriate level of authorization to advance the
24 development, including environmental analysis of an ultra high-speed
25 ground transportation corridor.

26 (3) By June 30, 2020, the department shall provide to the
27 governor and the transportation committees of the legislature an
28 assessment of current laws in Washington, Oregon, and British
29 Columbia related to an ultra high-speed ground transportation
30 corridor, identify any laws, regulations or agreements that need to
31 be modified or passed in order to proceed with developing an ultra
32 high-speed corridor, and summarize the results from the community
33 engagement process. As applicable, the assessment should also be sent
34 to the executive and legislative branches of government in the state
35 of Oregon and appropriate government bodies in the province of
36 British Columbia.

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

1	Motor Vehicle Account—State Appropriation	\$11,080,000
2	Motor Vehicle Account—Federal Appropriation	\$2,567,000
3	Multimodal Transportation Account—State Appropriation. . . .	\$350,000
4	Multiuse Roadway Safety Account—State Appropriation	\$132,000
5	TOTAL APPROPRIATION.	\$14,129,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: \$350,000 of the multimodal transportation
8 account—state appropriation is provided to the Puget Sound regional
9 council to study new passenger ferry service to better connect
10 communities throughout the twelve county Puget Sound region. The
11 study shall assess potential new routes, identify future terminal
12 locations, and provide recommendations to accelerate the
13 electrification of the ferry fleet. The study shall identify future
14 passenger only demand throughout Western Washington, analyze
15 potential routes and terminal locations on Puget Sound, Lake
16 Washington, and Lake Union with an emphasis on preserving waterfront
17 opportunities in public ownership and opportunities for partnership.
18 The study shall estimate capital and operating costs for routes and
19 terminals. The study shall include early and continuous outreach with
20 all interested stakeholders and a report to the legislature and all
21 interested parties by January 31, 2021.

22 **TRANSPORTATION AGENCIES—CAPITAL**

23 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**
24 **INVESTMENT BOARD**

25	Freight Mobility Investment Account—State Appropriation .	\$20,314,000
26	Freight Mobility Multimodal Account—State Appropriation .	\$23,160,000
27	TOTAL APPROPRIATION.	\$43,474,000

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

29	State Patrol Highway Account—State Appropriation	\$3,348,000
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30 The appropriations in this section is subject to the following
31 conditions and limitations:

- 32 (1) \$250,000 for emergency repairs;
- 33 (2) \$539,000 for roof replacements;
- 34 (3) \$350,000 for fuel tank decommissioning;
- 35 (4) \$759,000 for generator and electrical replacement;
- 36 (5) \$750,000 for water and fire suppression systems; and

1 (6) \$700,000 for academy training tank preservation
2 reappropriation.

3 The Washington state patrol may transfer funds between projects
4 specified in this section to address cash flow requirements. If a
5 project specified in this section is completed for less than the
6 amount provided, the remainder may be transferred to another project
7 specified in this section not to exceed the total appropriation
8 provided in this section.

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

10 Rural Arterial Trust Account—State Appropriation	\$65,996,000
11 Motor Vehicle Account—State Appropriation	\$1,456,000
12 County Arterial Preservation Account—State Appropriation	\$39,590,000
13 TOTAL APPROPRIATION.	\$107,042,000

14 NEW SECTION. **Sec. 304. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

15 Small City Pavement & Sidewalk Account—State	
16 Appropriation	\$5,900,000
17 Transportation Improvement Account—State Appropriation .	\$225,500,000
18 Multimodal Transportation Account—State Appropriation . .	\$14,670,000
19 TOTAL APPROPRIATION.	\$246,070,000

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

22 (1) The entire multimodal transportation account—state
23 appropriation is provided solely for the complete streets program.

24 (2) \$9,687,000 of the transportation improvement account—state
25 appropriation is provided solely for:

26 (a) The arterial preservation program to help low tax-based,
27 medium-sized cities preserve arterial pavements;

28 (b) The small city pavement program to help cities meet urgent
29 preservation needs; and

30 (c) The small city low-energy street light retrofit program.

31 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—**
32 **FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—**
33 **CAPITAL**

34 Motor Vehicle Account—State Appropriation	\$53,117,000
35 Connecting Washington Account—State Appropriation	\$42,497,000
36 TOTAL APPROPRIATION.	\$95,614,000

1 The appropriations in this section are subject to the following
2 conditions and limitations: The entire connecting Washington account—
3 state appropriation is provided solely for the projects and
4 activities as listed in OFM Transportation Document 19GOV001 as
5 developed December 10, 2018, Program - Facilities Program (D).

6 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—**
7 **IMPROVEMENTS—PROGRAM I**

8	Transportation Partnership Account—State Appropriation	\$290,541,000
9	Motor Vehicle Account—State Appropriation	\$230,993,000
10	Motor Vehicle Account—Federal Appropriation	\$174,337,000
11	Motor Vehicle Account—Local Appropriation	\$19,839,000
12	Connecting WA account—State Appropriation	\$2,316,845,000
13	Special Category C Account—State Appropriation	\$74,000,000
14	Multimodal Transportation Account—State Appropriation	\$5,929,000
15	Alaskan Way Viaduct Replacement Pro—State Appropriation	\$77,951,000
16	Transportation 2003 Account (Nickel Account)—State	
17	Appropriation	\$9,014,000
18	I-405 Express Toll Lanes Operations—State Appropriation	\$34,036,000
19	TOTAL APPROPRIATION.	\$3,233,485,000

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

22 (1) Except as provided otherwise in this section, the entire
23 connecting Washington account—state appropriation and the entire
24 transportation partnership account—state appropriation are provided
25 solely for the projects and activities as listed by fund, project,
26 and amount in OFM Transportation Document 19GOV001 as developed
27 December 10, 2018, Program - Highway Improvements Program (I).
28 However, limited transfers of specific line-item project
29 appropriations may occur between projects for those amounts listed
30 subject to the conditions and limitations in section 601 of this act.

31 (2) Except as otherwise provided in this section, the entire
32 transportation 2003 account (nickel account)—state appropriation is
33 provided solely for the projects and activities as listed in OFM
34 Transportation Document 19GOV001 as developed December 10, 2018,
35 Program - Highway Improvements Program (I).

36 (3) Except as provided otherwise in this section, the entire
37 motor vehicle account—state appropriation and motor vehicle account—

1 federal appropriation are provided solely for the projects and
2 activities listed in OFM Transportation Document 19GOV001 as
3 developed December 10, 2018, Program - Highway Improvements Program
4 (I). Any federal funds gained through efficiencies, adjustments to
5 the federal funds forecast, additional congressional action not
6 related to a specific project or purpose, or the federal funds
7 redistribution process must then be applied to highway and bridge
8 preservation activities.

9 (4) Within the motor vehicle account—state appropriation, motor
10 vehicle account—federal appropriation, and the connecting Washington
11 account—state appropriation the department may transfer funds between
12 programs I and P, except for funds that are otherwise restricted in
13 this act. The department shall submit a report on fiscal year funds
14 transferred in the prior fiscal year using this subsection as part of
15 the department's annual budget submittal.

16 (5) The connecting Washington account—state appropriation
17 includes up to \$1,688,742,000 in proceeds from the sale of bonds
18 authorized in RCW 47.10.889. Of the amount provided, up to
19 \$200,000,000 in proceeds is intended for projects constructed using
20 the design-build methodology to implement subsection (9) of this
21 section.

22 (6) The transportation 2003 account (nickel account)—state
23 appropriation includes up to \$3,768,000 in proceeds from the sale of
24 bonds authorized in RCW 47.10.861.

25 (7) The Alaskan Way viaduct replacement project account—state
26 appropriation includes up to \$77,955,000 in proceeds from the sale of
27 bonds authorized in RCW 47.10.873.

28 (8) The special category C account—state appropriation includes
29 up to \$74,000,000 in proceeds from the sale of bonds authorized in
30 RCW 47.10.812.

31 (9)(a) Greater use of design-build project delivery is expected
32 to result in more efficient project delivery. Therefore, for design-
33 build projects funded as part of the 2015 connecting Washington
34 transportation package listed on the OFM transportation document
35 identified in subsection (1) of this section, if the design-build
36 project requires additional appropriation, the department may apply
37 any anticipated excess connecting Washington appropriations to
38 implement this section. If the department does not expect the revenue
39 in the current fiscal biennium to support the design-build project,

1 the department may request the sale of up to \$200,000,000 in
2 additional bonds as authorized in subsection (5) of this section.

3 (b) Before implementing this subsection, the department must
4 notify the office of financial management and the transportation
5 committees of the legislature. The notification must identify the
6 design-build project, the amount of additional appropriation
7 authority needed for the design-build project, and the amount of
8 additional bonds being sold.

9 (10) \$98,464,000 of the transportation partnership account—state
10 appropriation, \$7,006,000 of the motor vehicle account—private/local
11 appropriation, \$3,383,000 of the transportation 2003 account (nickel
12 account)—state appropriation, \$77,951,000 of the Alaskan Way viaduct
13 replacement project account—state appropriation, and \$1,838,000 of
14 the multimodal transportation account—state appropriation are
15 provided solely for the SR 99/Alaskan Way Viaduct Replacement project
16 (809936Z).

17 (11) \$3,521,000 of the multimodal transportation account—state
18 appropriation is provided solely for transit mitigation for the SR
19 99/Viaduct Project - Construction Mitigation project (809940B).

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

31 (13) \$164,000,000 of the connecting Washington account—state
32 appropriation is provided solely for the US 395/North Spokane
33 Corridor project (M00800R).

34 (14) \$27,000,000 of the Interstate 405 express toll lanes
35 operations account—state appropriation is provided solely for the
36 I-405/SR 522 to I-5 Capacity Improvements project (L2000234) for
37 activities related to adding capacity on Interstate 405 between state
38 route number 522 and Interstate 5, with the goals of increasing

1 vehicle throughput and aligning project completion with the
2 implementation of bus rapid transit in the vicinity of the project.

3 (15) \$395,822,000 of the connecting Washington account—state
4 appropriation is provided solely for the SR 520 Seattle Corridor
5 Improvements - West End project (M00400R).

6 (16) \$265,100,000 of the connecting Washington account—state
7 appropriation is provided solely for the SR 167/SR 509 Puget Sound
8 Gateway project (M00600R).

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

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

15 (17)(a) In making budget allocations to the Puget Sound Gateway
16 project, the department shall implement the project's construction as
17 a single corridor investment. The department shall develop a
18 coordinated corridor construction and implementation plan for state
19 route number 167 and state route number 509 in collaboration with
20 affected stakeholders. Specific funding allocations must be based on
21 where and when specific project segments are ready for construction
22 to move forward and investments can be best optimized for timely
23 project completion. Emphasis must be placed on avoiding gaps in fund
24 expenditures for either project.

25 (b) For the SR 167/SR 509 Puget Sound Gateway project (M00600R)
26 the department is strongly encouraged to work to relocate any
27 significant businesses currently located within the planned path of
28 the state route number 509/Interstate 5 under-crossing to a location
29 within the Kent city limits. The department shall provide regular
30 updates on its progress to the joint transportation committee and
31 affected stakeholders.

32 (c) In designing the state route number 509/state route number
33 516 interchange component of the SR 167/SR 509 Puget Sound Gateway
34 project (M00600R), the department shall make every effort to utilize
35 the preferred "4B" design.

36 (18) It is the intent of the legislature that, for the I-5/North
37 Lewis County Interchange project (L2000204), the department develop
38 and design the project with the objective of significantly improving
39 access to the industrially zoned properties in north Lewis
40 county. The design must consider the county's process of

1 investigating alternatives to improve such access from Interstate 5
2 that began in March 2015.

3 (19) For the SR 520 Seattle Corridor Improvements - West End
4 project (M00400R), the legislature recognizes the department must
5 acquire the entirety of parcel number 1-23190 for construction of the
6 project. The department shall work with its design-build contractor
7 to ensure to the maximum extent practicable that the building housing
8 any grocery store or market currently located on parcel number
9 1-23190 will be preserved. The legislature recognizes the city of
10 Seattle has requirements in the project area that the department must
11 address and that those requirements may affect the use of parcel
12 number 1-23190 and may affect the ability of the department to
13 preserve any grocery store or market currently located on the
14 property. The department shall meet and confer regularly with
15 residents in the vicinity of the parcel regarding the status of the
16 project and its effects on any grocery store or market currently
17 located on the property. The legislature strongly encourages the city
18 to utilize maximum flexibility in how the department meets the city's
19 requirements and to be an equal partner in efforts to preserve any
20 grocery store or market on parcel number 1-23190.

21 (20) \$17,500,000 of the motor vehicle account—state appropriation
22 is provided solely for the opening of a project office to replace the
23 Interstate 5 bridge across the Columbia river. The work of this
24 project office should include, but is not limited to, the
25 reevaluation of the purpose and need identified for the project
26 previously known as the Columbia river crossing, the reevaluation of
27 permits and development of a finance plan, the reengagement of key
28 stakeholders, and the reevaluation of scope, schedule and budget for
29 a reinvigorated bistate effort for replacement of the Interstate 5
30 Columbia river bridge. When reevaluating the finance plan for the
31 project, the department shall assume that some costs of the new
32 facility may be covered by tolls. Additionally, in reevaluating the
33 project scope, the department shall assume any plan for a new bridge
34 will include light rail. The department shall provide a progress
35 report to the governor and the transportation committees of the
36 legislature by September 30, 2019, and a final report to the governor
37 and the transportation committees of the legislature by September 30,
38 2020.

1 (21) \$192,539,000 of the motor vehicle account—state
2 appropriation, \$37,500,000 of the connecting Washington account—state
3 appropriation, and \$44,961,000 of the motor vehicle account—federal
4 appropriation are provided solely for the Fish Passage Barrier
5 project (0BI4001) with the intent of fully complying with the court
6 injunction by 2030.

7 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION—**
8 **PRESERVATION—PROGRAM P**

9	Recreational Vehicle Account—State Appropriation	\$1,744,000
10	Transportation Partnership Account—State Appropriation	\$23,706,000
11	Motor Vehicle Account—State Appropriation	\$90,385,000
12	Motor Vehicle Account—Federal Appropriation	\$454,758,000
13	Motor Vehicle Account—Local Appropriation	\$5,159,000
14	SR #520 Corridor Account—State Appropriation	\$544,000
15	Connecting WA account—State Appropriation	\$177,233,000
16	Tacoma Narrows Toll Bridge Account—State Appropriation	\$7,906,000
17	Transportation 2003 Account (Nickel Account)—State	
18	Appropriation	\$9,617,000
19	I-405 Express Toll Lanes Operations Account—State	
20	Appropriation	\$2,393,000
21	TOTAL APPROPRIATION.	\$773,445,000

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 in OFM
28 Transportation Document 19GOV001 as developed December 10, 2018,
29 Program - Highway Preservation Program (P).

30 (2) Except as otherwise provided in this section, the entire
31 transportation 2003 account (nickel account)—state appropriation is
32 provided solely for the projects and activities as listed in OFM
33 Transportation Document 19GOV001 as developed December 10, 2018,
34 Program - Highway Preservation Program (P).

35 (3) Except as provided otherwise in this section, the entire
36 motor vehicle account—state appropriation and motor vehicle account—
37 federal appropriation are provided solely for the projects and

1 activities listed in OFM Transportation Document 19GOV001 as
2 developed December 10, 2018, Program - Highway Preservation Program
3 (P). Any federal funds gained through efficiencies, adjustments to
4 the federal funds forecast, additional congressional action not
5 related to a specific project or purpose, or the federal funds
6 redistribution process must then be applied to highway and bridge
7 preservation activities.

8 (4) Within the motor vehicle account—state appropriation, motor
9 vehicle account—federal appropriation, and the connecting Washington
10 account—state appropriation the department may transfer funds between
11 programs I and P, except for funds that are otherwise restricted in
12 this act. The department shall submit a report on fiscal year funds
13 transferred in the prior fiscal year using this subsection as part of
14 the department's annual budget submittal.

15 (5) \$25,036,000 of the connecting Washington account—state
16 appropriation is provided solely for the land mobile radio upgrade
17 (G2000055) and is subject to the conditions, limitations, and review
18 provided in section 701 of this act. The land mobile radio project is
19 subject to technical oversight by the office of the chief information
20 officer. The department, in collaboration with the office of the
21 chief information officer, shall identify where existing or proposed
22 mobile radio technology investments should be consolidated, identify
23 when existing or proposed mobile radio technology investments can be
24 reused or leveraged to meet multiagency needs, increase mobile radio
25 interoperability between agencies, and identify how redundant
26 investments can be reduced over time. The department shall also
27 provide quarterly reports to the technology services board on project
28 progress.

29 (6) \$5,000,000 of the motor vehicle account—state appropriation
30 is provided solely for extraordinary costs incurred from litigation
31 awards, settlements, or dispute mitigation activities not eligible
32 for funding from the self-insurance fund. The amount provided in this
33 subsection must be held in unallotted status until the department
34 submits a request to the office of financial management that includes
35 documentation detailing litigation-related expenses. The office of
36 financial management may release the funds only when it determines
37 that all other funds designated for litigation awards, settlements,
38 and dispute mitigation activities have been exhausted. No funds

1 provided in this subsection may be expended on any legal fees related
2 to the SR 99/Alaskan Way viaduct replacement project.

3 (7) The department must consult with the Washington state patrol
4 and the office of financial management during the design phase of any
5 improvement or preservation project that could impact Washington
6 state patrol weigh station operations. During the design phase of any
7 such project, the department must estimate the cost of designing
8 around the affected weigh station's current operations, as well as
9 the cost of moving the affected weigh station.

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

12	Motor Vehicle Account—State Appropriation	\$6,611,000
13	Motor Vehicle Account—Federal Appropriation	\$5,331,000
14	Motor Vehicle Account—Local Appropriation	\$500,000
15	TOTAL APPROPRIATION.	\$12,442,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: The department shall set aside a
18 sufficient portion of the motor vehicle account—state appropriation
19 for federally selected competitive grants or congressional earmark
20 projects that require matching state funds. State funds set aside as
21 matching funds for federal projects must be accounted for in project
22 000005Q and remain in unallotted status until needed for those
23 federal projects.

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

26	Puget Sound Capital Construction—State Appropriation . .	\$203,216,000
27	Puget Sound Capital Construction—Federal Appropriation .	\$141,750,000
28	Puget Sound Capital Construction—Local Appropriation	\$350,000
29	Transportation Partnership Account—State Appropriation . .	\$4,936,000
30	Connecting WA account—State Appropriation	\$121,537,000
31	TOTAL APPROPRIATION.	\$471,789,000

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

34 (1) Except as provided otherwise in this section, the entire
35 appropriations in this section are provided solely for the projects
36 and activities as listed in OFM Transportation Document 19GOV001 as

1 developed December 10, 2018, Program - Washington State Ferries
2 Capital Program (W).

3 (2) \$59,650,000 of the connecting Washington account—state
4 appropriation and \$1,461,000 of the Puget Sound capital construction
5 account—state appropriation are provided solely for the Mukilteo
6 ferry terminal (952515P). To the greatest extent practicable and
7 within available resources, the department shall design the new
8 terminal to be a net-zero energy building. To achieve this goal, the
9 department shall evaluate using highly energy efficient equipment and
10 systems, and the most appropriate renewable energy systems for the
11 needs and location of the terminal. To the extent practicable, the
12 department shall avoid the closure of, or disruption to, any existing
13 public access walkways in the vicinity of the terminal project during
14 construction. Of the amounts provided in this subsection, \$750,000 of
15 the Puget Sound capital construction account—state appropriation is
16 provided solely for additional photovoltaic panels for this project.

17 (3) \$73,089,000 of the Puget Sound capital construction account—
18 federal appropriation, \$61,860,000 of the connecting Washington
19 account—state appropriation, and \$8,778,000 of the Puget Sound
20 capital construction account—state appropriation are provided solely
21 for the Seattle Terminal Replacement project (900010L).

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

26 (5) \$990,000 of the Puget Sound capital construction account—
27 state appropriation is provided solely for an electric ferry planning
28 team (G2000087) to develop a ten year implementation plan to
29 efficiently deploy hybrid-electric vessel charging at ferry
30 terminals. The plan includes, but is not limited to, vessel
31 technology and feasibility, vessel and terminal deployment schedules,
32 and project financing. Activities may also include preliminary
33 engineering to advance implementation as needed to have vessels and
34 terminals operational in conjunction with each other. The plan shall
35 be submitted to the office of financial management and the
36 transportation committees of the legislature by June 30, 2020.

37 (6) The Puget Sound capital construction account—state
38 appropriation includes up to \$149,000,000 in proceeds from the sale
39 of bonds authorized in RCW 47.10.861.

1 (7) \$64,330,000 of the Puget Sound capital construction account—
2 state appropriation is provided solely for the construction of two
3 new electric ferries (G2000083).

4 (8) \$44,000,000 of the Puget Sound capital construction account—
5 state appropriation is provided solely for the conversion of two
6 Jumbo Mark II vessels to electric hybrid (G2000084).

7 (9) \$9,215,000 of the Puget Sound capital construction account—
8 state appropriation is provided solely for construction of vessel
9 charging stations at the Seattle (G2000085) and Bainbridge (G2000086)
10 ferry terminals.

11 (10) \$13,700,000 of the Puget Sound capital construction account—
12 state appropriation is provided solely for the ferry dispatch system
13 replacement project (9989010) and are subject to the conditions,
14 limitations, and review provided in 701 of this act.

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

17	Essential Rail Assistance Account—State Appropriation . . .	\$500,000
18	Transportation Infrastructure Account—State Appropriation	\$7,554,000
19	Multimodal Transportation Account—State Appropriation . .	\$83,191,000
20	Multimodal Transportation Account—Federal Appropriation . .	\$600,000
21	TOTAL APPROPRIATION.	\$91,845,000

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 appropriations in this section are provided solely for the projects
26 and activities as listed in OFM Transportation Document 19GOV001 as
27 developed December 10, 2018, Program - Rail Program (Y).

28 (2) \$7,136,000 of the transportation infrastructure account—state
29 appropriation is provided solely for new low-interest loans approved
30 by the department through the freight rail investment bank (FRIB)
31 program. The department shall issue FRIB program loans with a
32 repayment period of no more than ten years, and charge only so much
33 interest as is necessary to recoup the department's costs to
34 administer the loans. The department shall report annually to the
35 transportation committees of the legislature and the office of
36 financial management on all FRIB loans issued.

37 (3) \$8,112,000 of the multimodal transportation account—state
38 appropriation and \$135,000 of the essential rail assistance account—

1 state appropriation, and \$51,000 of the transportation infrastructure
2 account—state appropriation are provided solely for new statewide
3 emergent freight rail assistance projects identified in the OFM
4 transportation document referenced in subsection (1) of this section.

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

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

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

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

31 (ii) Revenues from trackage rights agreement fees paid by
32 shippers; and

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

37 (6) The department shall issue a call for projects for the
38 freight rail assistance program, and shall evaluate the applications
39 in a manner consistent with past practices as specified in section

1 309, chapter 367, Laws of 2011. By November 15, 2020, the department
2 shall submit a prioritized list of recommended projects to the office
3 of financial management and the transportation committees of the
4 legislature.

5 NEW SECTION. **Sec. 311. FOR THE DEPARTMENT OF TRANSPORTATION—**

6 **LOCAL PROGRAMS—PROGRAM Z—CAPITAL**

7	Highway Infrastructure Account—State Appropriation	\$793,000
8	Highway Infrastructure Account—Federal Appropriation	\$981,000
9	Transportation Partnership Account—State Appropriation	\$750,000
10	Highway Safety Account—State Appropriation	\$800,000
11	Motor Vehicle Account—State Appropriation	\$17,420,000
12	Motor Vehicle Account—Federal Appropriation	\$64,000,000
13	Motor Vehicle Account—Local Appropriation	\$21,500,000
14	Connecting WA account—State Appropriation	\$170,854,000
15	Multimodal Transportation Account—State Appropriation	\$70,049,000
16	TOTAL APPROPRIATION.	\$347,147,000

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

19 (1) Except as provided otherwise in this section, the entire
20 appropriations in this section are provided solely for the projects
21 and activities as listed in OFM Transportation Document 19GOV001 as
22 developed December 10, 2018, Program - Local Programs Program (Z).

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

26 (a) \$18,380,000 of the multimodal transportation account—state
27 appropriation is provided solely for newly selected pedestrian and
28 bicycle safety program projects. \$5,940,000 of the multimodal
29 transportation account—state appropriation and \$750,000 of the
30 transportation partnership account—state appropriation are
31 reappropriated for pedestrian and bicycle safety program projects
32 selected in the previous biennia (L2000188).

33 (b) \$11,400,000 of the motor vehicle account—federal
34 appropriation and \$7,750,000 of the multimodal transportation account
35 —state appropriation are provided solely for newly selected safe
36 routes to school projects. \$6,900,000 of the motor vehicle account—
37 federal appropriation, \$2,320,000 of the multimodal transportation

1 account—state appropriation, and \$800,000 of the highway safety
2 account—state appropriation are reappropriated for safe routes to
3 school projects selected in the previous biennia (L2000189). The
4 department may consider the special situations facing high-need
5 areas, as defined by schools or project areas in which the percentage
6 of the children eligible to receive free and reduced-price meals
7 under the national school lunch program is equal to, or greater than,
8 the state average as determined by the department, when evaluating
9 project proposals against established funding criteria while ensuring
10 continued compliance with federal eligibility requirements.

11 (3) The department shall submit a report to the transportation
12 committees of the legislature by December 1, 2019, and December 1,
13 2020, on the status of projects funded as part of the pedestrian
14 safety/safe routes to school grant program. The report must include,
15 but is not limited to, a list of projects selected and a brief
16 description of each project's status.

17 (4) \$28,319,000 of the multimodal transportation account—state
18 appropriation is provided solely for bicycle and pedestrian projects
19 listed in the OFM transportation document referenced in subsection
20 (1) of this section.

21 (5) \$19,160,000 of the connecting Washington account—state
22 appropriation is provided solely for the Covington Connector
23 (L2000104). The amounts described in the OFM transportation document
24 referenced in subsection (1) of this section are not a commitment by
25 future legislatures, but it is the legislature's intent that future
26 legislatures will work to approve appropriations in the 2019-2021
27 fiscal biennium to reimburse the city of Covington for approved work
28 completed on the project up to the full \$24,000,000 cost of this
29 project.

30 NEW SECTION. **Sec. 312. ANNUAL REPORTING REQUIREMENTS FOR**
31 **CAPITAL PROGRAM**

32 (1) As part of its annual budget submittal, the department of
33 transportation shall provide an update to the report provided to the
34 legislature in the prior fiscal year that: (a) Compares the original
35 project cost estimates approved in the 2003, 2005, and 2015 revenue
36 package project lists to the completed cost of the project, or the
37 most recent legislatively approved budget and total project costs for
38 projects not yet completed; (b) identifies highway projects that may

1 be reduced in scope and still achieve a functional benefit; (c)
2 identifies highway projects that have experienced scope increases and
3 that can be reduced in scope; (d) identifies highway projects that
4 have lost significant local or regional contributions that were
5 essential to completing the project; and (e) identifies contingency
6 amounts allocated to projects.

7 (2) As part of its annual budget submittal, the department of
8 transportation shall provide: (a) An annual report on the number of
9 toll credits the department has accumulated and how the department
10 has used the toll credits, and (b) a status report on the projects
11 funded using federal national highway freight program funds.

12 NEW SECTION. **Sec. 313. QUARTERLY REPORTING REQUIREMENTS FOR**
13 **CAPITAL PROGRAM**

14 On a quarterly basis, the department of transportation shall
15 provide to the office of financial management and the legislative
16 transportation committees the following reports for all capital
17 programs:

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

19 (a) A TEIS version containing actual capital expenditures for all
20 projects consistent with the structure of the most recently enacted
21 budget;

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

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

28 (d) Projected costs and schedule for individual projects that are
29 funded at a programmatic level for projects relating to bridge rail,
30 guard rail, fish passage barrier removal, roadside safety projects,
31 and seismic bridges. Projects within this programmatic level funding
32 must be completed on a priority basis and scoped to be completed
33 within the current programmatic budget;

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

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

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

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

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

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

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

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

12 (a) Identify the estimated advertisement date for all projects
13 consistent with the structure of the most recently enacted
14 transportation budget that are going to advertisement during the
15 current fiscal biennium;

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

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

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

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

29 **TRANSFERS, DISTRIBUTIONS, AND SPECIAL APPROPRIATIONS**

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

34 Transportation Partnership Account—State
35 Appropriation. \$390,000
36 Connecting Washington Account—State Appropriation. \$8,444,000

1	Highway Bond Retirement Account—State	
2	Appropriation.	\$1,254,974,000
3	Ferry Bond Retirement Account—State Appropriation.	\$25,077,000
4	Transportation Improvement Board Bond Retirement	
5	Account—State Appropriation.	\$12,684,000
6	Nondebt-Limit Reimbursable Bond Retirement	
7	Account—State Appropriation.	\$29,585,000
8	Toll Facility Bond Retirement Account—State	
9	Appropriation.	\$86,483,000
10	Special Category C Account—State Appropriation.	\$370,000
11	Transportation 2003 Account (Nickel Account)—State	
12	Appropriation.	\$764,000
13	TOTAL APPROPRIATION.	\$1,418,771,000

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

17	Transportation Partnership Account—State	
18	Appropriation.	\$78,000
19	Connecting Washington Account—State Appropriation.	\$1,689,000
20	Transportation 2003 Account (Nickel Account)—State	
21	Appropriation.	\$153,000
22	Special Category C Account—State Appropriation.	\$74,000
23	TOTAL APPROPRIATION.	\$1,994,000

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

27	Toll Facility Bond Retirement Account—Federal	
28	Appropriation.	\$199,522,000
29	Toll Facility Bond Retirement Account—State Appropriation	\$25,372,000
30	TOTAL APPROPRIATION.	\$224,894,000

31 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER—STATE REVENUES**
32 **FOR DISTRIBUTION**

33	Motor Vehicle Account—State Appropriation:	
34	For motor vehicle fuel tax distributions to	
35	cities and counties.	\$521,515,000

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

2 Motor Vehicle Account—State Appropriation:
3 For motor vehicle fuel tax refunds and
4 statutory transfers. \$2,222,414,000

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

7 (1) Motor Vehicle Account—State Appropriation:
8 For transfer to the Freight Mobility Investment
9 Account—State. \$8,511,000

10 (2) Motor Vehicle Account—State Appropriation:
11 For transfer to the Rural Arterial Trust
12 Account—State. \$4,844,000

13 (3) Motor Vehicle Account—State Appropriation:
14 For transfer to the Transportation Improvement
15 Account—State. \$9,688,000

16 (4) Highway Safety Account—State Appropriation:
17 For transfer to the State Patrol Highway
18 Account—State. \$31,167,000

19 (5) Rural Mobility Grant Program Account—State
20 Appropriation: For transfer to the Multimodal
21 Transportation Account—State. \$3,000,000

22 (6) State Route Number 520 Civil Penalties
23 Account—State Appropriation: For transfer to
24 the State Route Number 520 Corridor
25 Account—State. \$1,832,000

26 (7) Capital Vessel Replacement Account—State
27 Appropriation: For transfer to the Connecting
28 Washington Account—State. \$36,500,000

29 (8) Multimodal Transportation Account—State
30 Appropriation: For transfer to the Freight
31 Mobility Multimodal Account—State. \$8,511,000

32 (9) Multimodal Transportation Account—State
33 Appropriation: For transfer to the Puget Sound
34 Ferry Operations Account—State. \$65,500,000

35 (10) Multimodal Transportation Account—State
36 Appropriation: For transfer to the Regional
37 Mobility Grant Program Account—State. \$27,679,000

1 (11) Multimodal Transportation Account—State
 2 Appropriation: For transfer to the Rural
 3 Mobility Grant Program Account—State. \$15,223,000
 4 (12) Tacoma Narrows Toll Bridge Account—State
 5 Appropriation: For transfer to the Motor
 6 Vehicle Account—State. \$5,950,000
 7 (13) Transportation 2003 Account (Nickel Account)—
 8 State Appropriation: For transfer to the Connecting
 9 Washington Account—State. \$28,000,000
 10 (14) (a) Transportation Partnership Account—State
 11 Appropriation: For transfer to the Alaskan Way Viaduct
 12 Replacement Project Account—State. \$77,955,000
 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 (15) Motor Vehicle Account—State Appropriation:
 21 For transfer to the County Arterial Preservation
 22 Account—State. \$4,844,000
 23 (16) Multimodal Transportation Account—State
 24 Appropriation: For transfer to the Highway Safety
 25 Account—State. \$14,446,000
 26 (17) (a) Alaskan Way Viaduct Replacement Project
 27 Account—State Appropriation: For transfer to the
 28 Transportation Partnership Account—State. \$15,145,000
 29 (b) The amount transferred in this subsection represents
 30 repayment of debt service incurred for the construction of the SR 99/
 31 Alaskan Way Viaduct Replacement Project (809936Z).
 32 (18) (a) Transportation 2003 Account (Nickel Account)—State
 33 Appropriation: For transfer to the Puget Sound Capital Construction
 34 Account—State. \$149,000,000
 35 (b) The amount transferred in this subsection represents that
 36 portion of the up to \$149,000,000 in proceeds from the sale of bonds
 37 authorized in RCW 47.10.861, intended to be sold through the
 38 2019-2021 fiscal biennium, used only for construction of ferry

1 projects identified in OFM Transportation Document 19GOV001 as
2 developed December 10, 2018.

3 (19) License Plate Technology Account—State
4 Appropriation: For transfer to the Highway Safety
5 Account—State. \$3,500,000

6 (20) Motor Vehicle Account—State Appropriation:
7 For transfer to the State Patrol Highway Account—
8 State. \$45,211,000

9 (21) Multimodal Transportation Account—State
10 Appropriation: For transfer to the Pilotage Account—
11 State. \$2,700,000

12 NEW SECTION. **Sec. 407. FOR THE OFFICE OF FINANCIAL MANAGEMENT—**
13 **MULTIMODAL TRANSPORTATION ACCOUNT**

14	Pilotage Account—State Appropriation	\$2,000
15	State Patrol Highway Account—State Appropriation	\$352,000
16	Highway Safety Account—State Appropriation	\$162,000
17	Motor Vehicle Account—State Appropriation	\$656,000
18	Puget Sound Ferry Operations Account—State	
19	Appropriation	\$1,590,000
20	State Route Number 520 Corridor Account—State	
21	Appropriation	\$24,000
22	State Route Number 520 Civil Penalties Account—State	
23	Appropriation	\$2,000
24	Multimodal Transportation Account—State Appropriation	\$10,000
25	Tacoma Narrows Toll Bridge Account—State Appropriation	\$6,000
26	I-405 Express Toll Lanes Operation Account—State	
27	Appropriation	\$6,000
28	TOTAL APPROPRIATION.	\$2,810,000

29 The appropriations in this section are subject to the following
30 conditions and limitations: The appropriations in this section are
31 provided solely for expenditure into the state multimodal
32 transportation account to fund transit passes for state employees.

33 NEW SECTION. **Sec. 408. COMPENSATION AND BENEFITS**

34 Motor Vehicle Account—State Appropriation \$250,000

35 The appropriation in this section is subject to the following
36 conditions and limitations: Funding is provided for wage increases,

1 insurance benefits, and pension contributions for legislative and
2 judicial branch employees, as shown in OFM Transportation Document
3 19GOV001 as developed December 10, 2018.

4 NEW SECTION. **Sec. 409. FOR THE OFFICE OF FINANCIAL MANAGEMENT—**
5 **PUBLIC EMPLOYEES' AND RETIREES' INSURANCE ACCOUNT**

6	Aeronautics Account—State Appropriation	\$2,000
7	State Patrol Highway Account—State Appropriation	\$128,000
8	Motorcycle Safety Education Account—State Appropriation	\$2,000
9	Highway Safety Account—State Appropriation	\$348,000
10	Motor Vehicle Account—State Appropriation	\$594,000
11	Puget Sound Ferry Operations Account—State Appropriation	\$174,000
12	Ignition Interlock Device Revolving Account—State	
13	Appropriation	\$2,000
14	State Route Number 520 Corridor Account—State	
15	Appropriation	\$4,000
16	Multimodal Transportation Account—State Appropriation	\$2,000
17	Tacoma Narrows Toll Bridge Account—State Appropriation	\$2,000
18	Alaskan Way Viaduct Replacement Project Account—State	
19	Appropriation	\$6,000
20	TOTAL APPROPRIATION.	\$1,264,000

21 The appropriations in this section are subject to the following
22 conditions and limitations: The appropriations in this section are
23 provided solely for expenditure into the public employees' and
24 retirees' insurance account, to provide health flexible spending
25 accounts for certain state employees under that collective bargaining
26 agreements as specified in sections 503 through 520 of this act.

27 NEW SECTION. **Sec. 410. FOR THE DEPARTMENT OF LICENSING—**
28 **TRANSFERS**

29	Motor Vehicle Account—State Appropriation:	
30	For motor vehicle fuel tax refunds and	
31	transfers.	\$224,890,000

32 NEW SECTION. **Sec. 411.** The department of transportation is
33 authorized to undertake federal advance construction projects under
34 the provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
35 meeting approved highway construction and preservation objectives.

1 The legislature recognizes that the use of state funds may be
2 required to temporarily fund expenditures of the federal
3 appropriations for the highway construction and preservation programs
4 for federal advance construction projects prior to conversion to
5 federal funding.

6 NEW SECTION. **Sec. 412. FOR THE DEPARTMENT OF TRANSPORTATION**

7 Multimodal Transportation Account—State Appropriation . . \$13,000,000

8 The appropriation in this section is subject to the following
9 conditions and limitations: \$13,000,000 of the multimodal
10 transportation account—state appropriation is provided for the agency
11 to implement practical solutions projects to improve mobility in a
12 variety of ways. Specific activities funded may include: Bicycle and
13 pedestrian projects to enhance connectivity, traffic operations
14 solutions to manage traffic flow, and traffic demand management
15 projects to maximize efficiency on existing corridors by working with
16 local partners. The department shall provide an update on project
17 outcomes and efficiencies achieved in the Gray Notebook.

18 **COMPENSATION**

19 NEW SECTION. **Sec. 501. COLLECTIVE BARGAINING AGREEMENTS NOT**
20 **IMPAIRED**

21 Nothing in this act prohibits the expenditure of any funds by an
22 agency or institution of the state for benefits guaranteed by any
23 collective bargaining agreement in effect on the effective date of
24 this section.

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

26 Sections 503 through 520 of this act represent the results of the
27 2019-2021 collective bargaining process required under chapters
28 41.80, 47.64, and 41.56 RCW. Provisions of the collective bargaining
29 agreements contained in sections 503 through 520 of this act are
30 described in general terms. Only major economic terms are included in
31 the descriptions. These descriptions do not contain the complete
32 contents of the agreements. The collective bargaining agreements
33 contained in sections 503 through 520 of this act may also be funded
34 by expenditures from nonappropriated accounts. If positions are

1 funded with lidded grants or dedicated fund sources with insufficient
2 revenue, additional funding from other sources is not provided.

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

5 An agreement has been reached between the governor and the office
6 and professional employees international union local eight (OPEIU)
7 pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium.
8 Funding is provided for a four percent general wage increase
9 effective July 1, 2019, and a four percent general wage increase
10 effective July 1, 2020. The agreement also includes and funding is
11 provided for salary adjustments for targeted job classifications, a
12 restructure of the pay schedule and increased vacation leave.

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

15 An agreement has been reached between the governor and the ferry
16 agents, supervisors, and project administrators association pursuant
17 to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is
18 provided for a three percent general wage increase effective July 1,
19 2019, and a three percent general wage increase effective July 1,
20 2020. The agreement also includes and funding is provided for an
21 increase in the drug and alcohol sampling certification and a new
22 scheduling committee with two employee representatives.

23 NEW SECTION. **Sec. 505. DEPARTMENT OF TRANSPORTATION MARINE**
24 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—SEIU LOCAL 6**

25 An agreement has been reached between the governor and the
26 service employees international union local 6 pursuant to chapter
27 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for
28 a nine percent general wage increase effective July 1, 2019, and a
29 three percent general wage increase effective July 1, 2020. The
30 agreement also includes and funding is provided for an increase in
31 the shift premium rate.

32 NEW SECTION. **Sec. 506. DEPARTMENT OF TRANSPORTATION MARINE**
33 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—CARPENTERS**

34 An agreement has been reached between the governor and the
35 Pacific Northwest regional council of carpenters through an interest

1 arbitration award pursuant to chapter 47.64 RCW for the 2019-2021
2 fiscal biennium. Funding is provided for the awarded four percent
3 general wage increase effective July 1, 2019, and a four percent
4 general wage increase effective July 1, 2020.

5 NEW SECTION. **Sec. 507. DEPARTMENT OF TRANSPORTATION MARINE**
6 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—METAL TRADES**

7 An agreement has been reached between the governor and the Puget
8 Sound metal trades council pursuant to chapter 47.64 RCW for the
9 2019-2021 fiscal biennium. Funding is provided for a four percent
10 general wage increase effective July 1, 2019, and a four percent
11 general wage increase effective July 1, 2020.

12 NEW SECTION. **Sec. 508. DEPARTMENT OF TRANSPORTATION MARINE**
13 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA-UL**

14 An agreement has been reached between the governor and the marine
15 engineers' beneficial association unlicensed engine room employees
16 through an interest arbitration award pursuant to chapter 47.64 RCW
17 for the 2019-2021 fiscal biennium. Funding is provided for the
18 awarded three and one-half percent general wage increase effective
19 July 1, 2019, and a three and one-half percent general wage increase
20 effective July 1, 2020. The agreement also includes and funding is
21 provided for related watch turnover rate increases tied to salary
22 increases and reimbursement for safety-toed work boots.

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

25 An agreement has been reached between the governor and the marine
26 engineers' beneficial association licensed engineer officers through
27 an interest arbitration award pursuant to chapter 47.64 RCW for the
28 2019-2021 fiscal biennium. Funding is provided for the awarded three
29 and one-half percent general wage increase effective July 1, 2019,
30 and a three and one-half percent general wage increase effective July
31 1, 2020. The agreement also includes and funding is provided for
32 related watch turnover rate increases tied to salary increases and
33 reimbursement for safety-toed work boots.

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

1 An agreement has been reached between the governor and the marine
2 engineers' beneficial association port engineers pursuant to chapter
3 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for
4 an initial salary structure and for a one percent general wage
5 increase effective July 1, 2019, and a three percent general wage
6 increase effective July 1, 2020. The agreement also includes and
7 funding is provided for payment of a daily rate when required to be
8 on duty outside normal working hours, a minimum pay for call outs,
9 and reimbursement for safety shoes.

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

12 An agreement has been reached between the governor and the
13 masters, mates, and pilots - mates pursuant to chapter 47.64 RCW for
14 the 2019-2021 fiscal biennium. Funding is provided for a three
15 percent general wage increase effective July 1, 2019, and three
16 percent general wage increase effective July 1, 2020.

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

19 An agreement has been reached between the governor and the
20 masters, mates, and pilots - masters pursuant to chapter 47.64 RCW
21 for the 2019-2021 fiscal biennium. Funding is provided for a three
22 percent general wage increase effective July 1, 2019, and three
23 percent general wage increase effective July 1, 2020.

24 NEW SECTION. **Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE**
25 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P WATCH CENTER**
26 **SUPERVISORS**

27 An agreement has been reached between the governor and the
28 masters, mates, and pilots - watch center supervisors pursuant to
29 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 two percent general wage increase effective July 1, 2020.
32 The agreement also includes and funding is provided for call back and
33 an increase in relief pay.

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

1 An agreement has been reached between the governor and the
2 inlandboatmen's union of the Pacific pursuant to chapter 47.64 RCW
3 through an interest arbitration award for the 2019-2021 fiscal
4 biennium. Funding is provided for the awarded three percent general
5 wage increase effective July 1, 2019, a three percent general wage
6 increase effective July 1, 2020, and a two percent general wage
7 increase effective January 1, 2021. The agreement also includes and
8 funding is provided for salary adjustments for targeted job
9 classifications in the shoregang series, increased holiday pay and
10 increased premium pay for use of selected power tools.

11 NEW SECTION. **Sec. 515. COLLECTIVE BARGAINING AGREEMENT—WFSE**

12 An agreement has been reached between the governor and the
13 Washington federation of state employees under the provisions of
14 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is
15 provided for a three percent general wage increase effective July 1,
16 2019, and a three percent general wage increase effective July 1,
17 2020. The agreement also includes and funding is provided for salary
18 adjustments for targeted job classifications, premium pay for
19 employees who work in King county, and establishment of a new
20 information technology professional compensation structure.

21 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENT—PTE**
22 **LOCAL 17**

23 An agreement has been reached between the governor and the
24 professional and technical employees local 17 under the provisions of
25 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is
26 provided for a three percent general wage increase effective July 1,
27 2019, and a three percent general wage increase effective July 1,
28 2020. The agreement also includes and funding is provided for salary
29 adjustments for targeted job classifications and premium pay for
30 employees who work in King county.

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

32 An agreement has been reached between the governor and the
33 Washington public employees association under the provisions of
34 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is
35 provided for a three percent general wage increase effective July 1,
36 2019, and a three percent general wage increase effective July 1,

1 2020. The agreement also includes and funding is provided for salary
2 adjustments for targeted job classifications, premium pay for
3 employees who work in King county, and establishment of a new
4 information technology professional compensation structure.

5 NEW SECTION. **Sec. 518. COLLECTIVE BARGAINING AGREEMENT—**
6 **COALITION OF UNIONS**

7 An agreement has been reached for the 2019-2021 biennium between
8 the governor and the coalition of unions under the provisions of
9 chapter 41.80 RCW for the 2019-21 fiscal biennium. Funding is
10 provided for a three percent general wage increase effective July 1,
11 2019, and a three percent general wage increase effective July 1,
12 2020. The agreement also includes and funding is provided for salary
13 adjustments for targeted job classifications, premium pay for
14 employees who work in King county, loan repayments for eligible
15 physicians and psychiatrists, and recruitment incentives for
16 psychiatrists.

17 NEW SECTION. **Sec. 519. COLLECTIVE BARGAINING AGREEMENT—WSP**
18 **TROOPERS ASSOCIATION**

19 An agreement has been reached between the governor and the
20 Washington state patrol troopers association under the provisions of
21 chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is
22 provided for a two percent general wage increase effective July 1,
23 2019, and a two and one-half of one percent general wage increase
24 effective July 1, 2020.

25 NEW SECTION. **Sec. 520. COLLECTIVE BARGAINING AGREEMENT—WSP**
26 **LIEUTENANTS AND CAPTAINS ASSOCIATION**

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

33 NEW SECTION. **Sec. 521. COMPENSATION—REPRESENTED EMPLOYEES—**
34 **HEALTH CARE—COALITION—INSURANCE BENEFITS**

1 An agreement was reached for the 2019-2021 biennium between the
2 governor and the health care coalition under the provisions of
3 chapter 41.80 RCW. Appropriations in this act for state agencies,
4 including institutions of higher education, are sufficient to
5 implement the provisions of the 2019-2021 collective bargaining
6 agreement, including health flexible spending accounts for eligible
7 employees under the agreement, and are subject to the following
8 conditions and limitations:

9 The monthly employer funding rate for insurance benefit premiums,
10 public employees' benefits board administration, and the uniform
11 medical plan, shall not exceed nine hundred seventy-seven dollars per
12 eligible employee for fiscal year 2020. For fiscal year 2021, the
13 monthly employer funding rate shall not exceed nine hundred seventy-
14 eight dollars per eligible employee.

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

17 Appropriations for state agencies in this act are sufficient for
18 represented employees outside the coalition for health benefits, and
19 are subject to the following conditions and limitations: The monthly
20 employer funding rate for insurance benefit premiums, public
21 employees' benefits board administration, and the uniform medical
22 plan, may not exceed nine hundred seventy-seven dollars per eligible
23 employee for fiscal year 2020. For fiscal year 2021, the monthly
24 employer funding rate may not exceed nine hundred seventy-eight
25 dollars per eligible employee.

26 NEW SECTION. **Sec. 523. COMPENSATION—NONREPRESENTED EMPLOYEES—**
27 **INSURANCE BENEFITS**

28 Appropriations for state agencies in this act are sufficient for
29 nonrepresented state employee health benefits for state agencies,
30 including institutions of higher education, and are subject to the
31 following conditions and limitations:

32 (1) The employer monthly funding rate for insurance benefit
33 premiums, public employees' benefits board administration, and the
34 uniform medical plan, shall not exceed nine hundred seventy-seven
35 dollars per eligible employee for fiscal year 2020. For fiscal year
36 2021, the monthly employer funding rate shall not exceed nine hundred
37 seventy-eight dollars per eligible employee. These rates assume the

1 use of plan reserves in amounts equivalent to an additional eighteen
2 dollars per eligible employee in fiscal year 2020 (for an effective
3 funding rate of nine hundred ninety-five dollars per eligible
4 employee), and an additional seventy-six dollars per eligible
5 employee in fiscal year 2021 (for an effective funding rate of one
6 thousand fifty-four dollars per eligible employee). These rates
7 include up to sixty-three dollars per eligible employee in fiscal
8 year 2020, and seventy-six dollars per eligible employee in fiscal
9 year 2021, to support the retiree insurance subsidies.

10 (2) The health care authority, subject to the approval of the
11 public employees' benefits board, shall provide subsidies for health
12 benefit premiums to eligible retired or disabled public employees and
13 school district employees who are eligible for medicare, pursuant to
14 RCW 41.05.085. For calendar years 2020 and 2021, the subsidy shall be
15 up to one hundred sixty-eight dollars per month. Funds from reserves
16 accumulated for future adverse claims experience, from past favorable
17 claims experience, or otherwise, may not be used to increase this
18 retiree subsidy beyond what is authorized by the legislature in this
19 subsection.

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

21 (1) Appropriations for state agency employee compensation in this
22 act are sufficient to provide general wage increases to state agency
23 employees who are not represented or who bargain under statutory
24 authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or
25 41.56.475.

26 (2) Funding is provided for a three percent general wage increase
27 effective July 1, 2019, for all classified employees as specified in
28 subsection (1) of this section, employees in the Washington
29 management service, and exempt employees under the jurisdiction of
30 the office of financial management. The appropriations are also
31 sufficient to fund a three percent salary increase effective July 1,
32 2019, for executive, legislative, and judicial branch employees
33 exempt from merit system rules whose maximum salaries are not set by
34 the commission on salaries for elected officials.

35 (3) Funding is provided for a three percent general wage increase
36 effective July 1, 2020, for all classified employees as specified in
37 subsection (1) of this section, employees in the Washington
38 management service, and exempt employees under the jurisdiction of
39 the office of financial management. The appropriations are also

1 sufficient to fund a three percent salary increase effective July 1,
2 2020, for executive, legislative, and judicial branch employees
3 exempt from merit system rules whose maximum salaries are not set by
4 the commission on salaries for elected officials.

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

6 Funding is provided for salary adjustments for targeted job
7 classifications as specified by the office of financial management
8 for classified state employees, except those represented by a
9 collective bargaining unit under chapters 41.80 and 47.64 RCW and RCW
10 41.56.473 and 41.56.475.

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

12 Funding is also provided for a minimum starting wage of fourteen
13 dollars an hour, effective July 1, 2019, and for increases in wages
14 of job classes that are aligned with affected job classes, except
15 those represented by a collective bargaining unit under chapters
16 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475. This funding is
17 sufficient for general government agencies and higher education
18 institutions to comply with the provisions of Initiative Measure No.
19 1433 with respect to state employees.

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

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

24 NEW SECTION. **Sec. 528. COMPENSATION—REVISE PENSION CONTRIBUTION**
25 **RATES**

26 The appropriations in this act for school districts and state
27 agencies, including institutions of higher education, are subject to
28 the following conditions and limitations: Appropriations are adjusted
29 to reflect changes to agency appropriations to reflect pension
30 contribution rates adopted by the pension funding council and the law
31 enforcement officers' and firefighters' retirement system plan 2
32 board.

33 NEW SECTION. **Sec. 529. COMPENSATION—PENSION CONTRIBUTIONS**

34 Appropriations to state agencies include funding for an increase
35 in pension contribution rates for several state pension systems. An

1 increase of fourteen one-hundredths of one-percent is funded for
2 state employer contributions to the public employees' and public
3 safety employees' retirement systems. An increase of thirty-two one-
4 hundredths of one percent for school employer contributions to the
5 teachers' retirement system and an increase of fourteen one-
6 hundredths of one percent for employer contributions to the school
7 employees' retirement system are funded. These increases are provided
8 for the purpose of a one-time, ongoing pension increase for retirees
9 in the public employees' retirement system plan 1 and teachers'
10 retirement system plan 1.

11 **IMPLEMENTING PROVISIONS**

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

13 (1) The 2005 transportation partnership projects or improvements
14 and 2015 connecting Washington projects or improvements are listed in
15 the OFM Transportation Document 19GOV001 as developed December 10,
16 2018, which consists of a list of specific projects by fund source
17 and amount over a sixteen-year period. Current fiscal biennium
18 funding for each project is a line-item appropriation, while the
19 outer year funding allocations represent a sixteen-year plan. The
20 department of transportation is expected to use the flexibility
21 provided in this section to assist in the delivery and completion of
22 all transportation partnership account and connecting Washington
23 account projects on the OFM transportation document referenced in
24 this subsection. For the 2019-2021 project appropriations, unless
25 otherwise provided in this act, the director of the office of
26 financial management may provide written authorization for a transfer
27 of appropriation authority between projects funded with
28 transportation partnership account appropriations or connecting
29 Washington account appropriations to manage project spending and
30 efficiently deliver all projects in the respective program under the
31 following conditions and limitations:

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

34 (b) Transfers from a project may not be made as a result of the
35 reduction of the scope of a project or be made to support increases
36 in the scope of a project;

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

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

6 (e) Transfers may not be made while the legislature is in
7 session;

8 (f) Transfers to a project may not be made with funds designated
9 as attributable to practical design savings as described in RCW
10 47.01.480;

11 (g) Each transfer between projects may only occur if the director
12 of the office of financial management finds that any resulting change
13 will not hinder the completion of the projects as approved by the
14 legislature. Until the legislature reconvenes to consider the 2019
15 supplemental omnibus transportation appropriations act, any
16 unexpended 2017-2019 appropriation balance as approved by the office
17 of financial management, in consultation with the legislative staff
18 of the house of representatives and senate transportation committees,
19 may be considered when transferring funds between projects; and

20 (h) Transfers between projects may be made by the department of
21 transportation without the formal written approval provided under
22 this subsection (1), provided that the transfer amount does not
23 exceed two hundred fifty thousand dollars or ten percent of the total
24 project, whichever is less. These transfers must be reported
25 quarterly to the director of the office of financial management and
26 the chairs of the house of representatives and senate transportation
27 committees.

28 (2) The department of transportation must submit quarterly all
29 transfers authorized under this section in the transportation
30 executive information system. The office of financial management must
31 maintain a legislative baseline project list identified in the OFM
32 transportation documents referenced in this act, and update that
33 project list with all authorized transfers under this section.

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

37 (4) Before approval, the office of financial management shall
38 work with legislative staff of the house of representatives and
39 senate transportation committees to review the requested transfers in
40 a timely manner.

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

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

9 NEW SECTION. **Sec. 602.** To the extent that any appropriation
10 authorizes expenditures of state funds from the motor vehicle
11 account, special category C account, Tacoma Narrows toll bridge
12 account, transportation 2003 account (nickel account), transportation
13 partnership account, transportation improvement account, Puget Sound
14 capital construction account, multimodal transportation account,
15 state route number 520 corridor account, or other transportation
16 capital project account in the state treasury for a state
17 transportation program that is specified to be funded with proceeds
18 from the sale of bonds authorized in chapter 47.10 RCW, the
19 legislature declares that any such expenditures made before the issue
20 date of the applicable transportation bonds for that state
21 transportation program are intended to be reimbursed from proceeds of
22 those transportation bonds in a maximum amount equal to the amount of
23 such appropriation.

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

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

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

30 (1) As part of its 2020 supplemental budget submittal, the
31 department shall provide a report to the legislature and the office
32 of financial management that:

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

1 (b) Identifies, for each project, the amount of cost savings or
2 increases in funding that have been identified as compared to the
3 2015 enacted omnibus transportation appropriations act.

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

8 NEW SECTION. **Sec. 605. FOR THE DEPARTMENT OF TRANSPORTATION—WEB**
9 **SITE REPORTING REQUIREMENTS**

10 (1) The department of transportation shall post on its web site
11 every report that is due from the department to the legislature
12 during the 2019-2021 fiscal biennium on one web page. The department
13 must post both completed reports and planned reports on a single web
14 page.

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

18 NEW SECTION. **Sec. 606.** (1) By November 15, 2017, and annually
19 thereafter, the department of transportation must report on amounts
20 expended to benefit transit, bicycle, or pedestrian elements within
21 all connecting Washington projects in programs I, P, and Z identified
22 in OFM Transportation Document 19GOV001 as developed December 10,
23 2018. The report must address each modal category separately and
24 identify if eighteenth amendment protected funds have been used and,
25 if not, the source of funding.

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

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

31 (1) The legislature finds that in the course of efficiently
32 delivering connecting Washington projects, it is necessary to create
33 a process for the department of transportation to request and receive
34 approval of practical design-related project scope changes while the
35 legislature is not in session. During the 2019-2021 fiscal biennium,
36 the director of the office of financial management may approve
37 project scope change requests to connecting Washington projects in

1 the highway improvements program, provided that the requests meet the
2 criteria outlined in RCW 47.01.480 and are subject to the limitations
3 in this section.

4 (2) At the time the department of transportation submits a
5 request for a project scope change under this section, a copy of the
6 request must be submitted to the transportation committees of the
7 legislature.

8 (3) Before approval, the office of financial management shall
9 work with legislative staff of the house of representatives and
10 senate transportation committees to review the requested project
11 scope changes.

12 (4) No fewer than ten days after the receipt of a scope change
13 request, the director of the office of financial management must
14 provide written notification to the department of any decision
15 regarding project scope changes, with copies submitted to the
16 transportation committees of the legislature.

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

21 **NEW SECTION. Sec. 608. FOR THE DEPARTMENT OF TRANSPORTATION**

22 The department of transportation may provide up to three million
23 dollars in toll credits to Kitsap transit for its role in passenger-
24 only ferry service and ferry corridor-related projects. The number of
25 toll credits provided must be equal to, but no more than, the number
26 sufficient to meet federal match requirements for grant funding for
27 passenger-only ferry service, but must not exceed the amount
28 authorized in this section.

29 **MISCELLANEOUS**

30 **NEW SECTION. Sec. 701. INFORMATION TECHNOLOGY PROJECTS**

31 (1) Agencies must apply to the office of the state chief
32 information officer for approval before beginning a project or
33 proceeding with each discreet phase of a project subject to this
34 section. At each stage, except for project onset, the office of the
35 state chief information officer must certify that the project has an
36 approved technology budget and investment plan, complies with state

1 information technology and security requirements, and other policies
2 defined by the office of the state chief information officer.

3 (2) Agencies may apply to the office of financial management to
4 receive funding for the next stage of their project. Allocations and
5 allotments must be made for discrete stages of projects as determined
6 by the technology budget approved by the office of the state chief
7 information officer and office of financial management.

8 (3) Each agency shall provide the office of the state chief
9 information officer unique financial coding to include at least
10 expenditure authority index, program index, and subobject detail.
11 Each agency shall ensure the project financial budget and
12 expenditures can be tracked by subprojects, gates, deliverables, and
13 other necessary financial data as approved and required by the office
14 of financial management. The technology budget must use a method
15 similar to the state capital budget, identifying project costs, each
16 fund source, and anticipated deliverables through each stage of the
17 entire project investment and across fiscal periods and biennia from
18 project onset through implementation and close out.

19 (4) The office of the state chief information officer shall
20 report on the dashboard each fiscal month the financial status of
21 information technology projects under oversight.

22 (5) For certification purposes, each agency shall submit to the
23 office of the state chief information officer and office of financial
24 management:

25 (a) A technology budget that reflects project budget and costs by
26 fiscal month to include all funding sources used, anticipated
27 deliverables for each stage of the project and subproject, if
28 applicable, and across fiscal periods from project initiation through
29 implementation. Projects with estimated costs greater than one
30 hundred million dollars from initiation to implementation and close
31 out shall be split into subprojects as determined by the office of
32 the state chief information officer with individual technology
33 budgets made available for each subproject. The dashboard will retain
34 a roll up of the entire project, and will also have the subproject
35 detail available. If the project affects more than one agency, a
36 separate technology budget must be prepared for each agency. If the
37 project does impact more than one agency, a statewide project
38 technology budget rollup with each impacted agency will be compiled
39 and added to the dashboard.

40 (b) An investment plan that includes:

1 (i) An organizational chart of the project management team that
2 identifies team members and their roles and responsibilities;

3 (ii) The office of the state chief information officer staff
4 assigned to the project;

5 (iii) An implementation schedule covering activities, critical
6 milestones, and deliverables at each stage of the project for the
7 life of the project at each agency affected by the project;

8 (iv) Performance measures used to determine that the project is
9 on time, within budget, and meeting expectations for quality of work
10 product;

11 (v) Ongoing maintenance and operations cost of the project post
12 implementation and close out; and

13 (vi) Financial budget coding to include at least discreet program
14 index and subobject codes.

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

18 (a) Quality assurance for the project must report independently
19 to the office of the chief information officer;

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

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

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

31 (e) The agency must consult with the contracting division of the
32 department of enterprise services for a review of all contracts and
33 agreements related to the project's information technology
34 procurements.

35 (7) The office of the state chief information officer must
36 evaluate the project at each stage and certify whether the project is
37 planned, managed and meeting deliverable targets as defined in the
38 project's approved technology budget and investment plan.

39 (8) The office of the state chief information officer may suspend
40 or terminate a project at any time if it determines that the project

1 is not meeting or not expected to meet anticipated performance and
2 technology outcomes. Once suspension or termination occurs, the
3 agency shall unallot any unused funding and shall not make any
4 expenditure for the project without the approval of the office of
5 financial management.

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

10 NEW SECTION. **Sec. 702. ACQUISITION OF PROPERTIES AND FACILITIES**
11 **THROUGH FINANCIAL CONTRACTS**

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

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

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

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

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

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

10 (4) By December 1, 2009, the department of enterprise services
11 shall:

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

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

17 (5) During the 2015-2017 (~~and~~), 2017-2019, and 2019-2021 fiscal
18 biennia, the Washington state ferries is required to use a minimum of
19 five percent biodiesel as compared to total volume of all diesel
20 purchases made by the Washington state ferries for the operation of
21 the Washington state ferries diesel-powered vessels, as long as the
22 price of a B5 biodiesel blend does not exceed the price of
23 conventional diesel fuel by five percent or more.

24 **Sec. 704.** RCW 46.20.745 and 2017 c 313 s 704 are each amended to
25 read as follows:

26 (1) The ignition interlock device revolving account program is
27 created within the department to assist in covering the monetary
28 costs of installing, removing, and leasing an ignition interlock
29 device, and applicable licensing, for indigent persons who are
30 required under RCW 46.20.385, 46.20.720, and 46.61.5055 to install an
31 ignition interlock device in all vehicles owned or operated by the
32 person. For purposes of this subsection, "indigent" has the same
33 meaning as in RCW 10.101.010, as determined by the department. During
34 the 2017-2019 and 2019-2021 fiscal (~~biennium~~) biennia, the ignition
35 interlock device revolving account program also includes ignition
36 interlock enforcement work conducted by the Washington state patrol.

37 (2) A pilot program is created within the ignition interlock
38 device revolving account program for the purpose of monitoring

1 compliance by persons required to use ignition interlock devices and
2 by ignition interlock companies and vendors.

3 (3) The department, the state patrol, and the Washington traffic
4 safety commission shall coordinate to establish a compliance pilot
5 program that will target at least one county from eastern Washington
6 and one county from western Washington, as determined by the
7 department, state patrol, and Washington traffic safety commission.

8 (4) At a minimum, the compliance pilot program shall:

9 (a) Review the number of ignition interlock devices that are
10 required to be installed in the targeted county and the number of
11 ignition interlock devices actually installed;

12 (b) Work to identify those persons who are not complying with
13 ignition interlock requirements or are repeatedly violating ignition
14 interlock requirements; and

15 (c) Identify ways to track compliance and reduce noncompliance.

16 (5) As part of monitoring compliance, the Washington traffic
17 safety commission shall also track recidivism for violations of RCW
18 46.61.502 and 46.61.504 by persons required to have an ignition
19 interlock driver's license under RCW 46.20.385 and 46.20.720.

20 **Sec. 705.** RCW 46.68.060 and 2017 c 313 s 707 are each amended to
21 read as follows:

22 There is hereby created in the state treasury a fund to be known
23 as the highway safety fund to the credit of which must be deposited
24 all moneys directed by law to be deposited therein. This fund must be
25 used for carrying out the provisions of law relating to driver
26 licensing, driver improvement, financial responsibility, cost of
27 furnishing abstracts of driving records and maintaining such case
28 records, and to carry out the purposes set forth in RCW 43.59.010,
29 and chapters 46.72 and 46.72A RCW. During the 2013-2015 and 2015-2017
30 fiscal biennia, the legislature may transfer from the highway safety
31 fund to the Puget Sound ferry operations account, the motor vehicle
32 fund, and the multimodal transportation account such amounts as
33 reflect the excess fund balance of the highway safety fund. During
34 the 2017-2019 fiscal biennium, the legislature may direct the state
35 treasurer to make transfers of moneys in the highway safety fund to
36 the multimodal transportation account. During the 2019-2021 fiscal
37 biennium, the legislature may direct the state treasurer to make
38 transfers of moneys in the highway safety fund to the state patrol
39 highway account.

1 **Sec. 706.** RCW 46.68.280 and 2017 c 313 s 708 are each amended to
2 read as follows:

3 (1) The transportation 2003 account (nickel account) is hereby
4 created in the motor vehicle fund. Money in the account may be spent
5 only after appropriation. Expenditures from the account must be used
6 only for projects or improvements identified as transportation 2003
7 projects or improvements in the omnibus transportation budget and to
8 pay the principal and interest on the bonds authorized for
9 transportation 2003 projects or improvements. Upon completion of the
10 projects or improvements identified as transportation 2003 projects
11 or improvements, moneys deposited in this account must only be used
12 to pay the principal and interest on the bonds authorized for
13 transportation 2003 projects or improvements, and any funds in the
14 account in excess of the amount necessary to make the principal and
15 interest payments may be used for maintenance on the completed
16 projects or improvements.

17 (2) During the 2015-2017 fiscal biennium, the legislature may
18 transfer from the transportation 2003 account (nickel account) to the
19 connecting Washington account such amounts as reflect the excess fund
20 balance of the transportation 2003 account (nickel account).

21 (3) During the 2017-2019 and 2019-2021 fiscal (~~biennium~~)
22 biennia, the legislature may direct the state treasurer to make
23 transfers of moneys in the transportation 2003 account (nickel
24 account) to the connecting Washington account.

25 (4) The "nickel account" means the transportation 2003 account.

26 **Sec. 707.** RCW 46.68.325 and 2017 c 313 s 710 are each amended to
27 read as follows:

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

32 (2) Beginning September 2011, by the last day of September,
33 December, March, and June of each year, the state treasurer shall
34 transfer from the multimodal transportation account to the rural
35 mobility grant program account two million five hundred thousand
36 dollars.

37 (3) During the 2015-2017 fiscal biennium, the legislature may
38 transfer from the rural mobility grant program account to the

1 multimodal transportation account such amounts as reflect the excess
2 fund balance of the rural mobility grant program account.

3 (4) During the 2017-2019 and 2019-2021 fiscal (~~biennium~~)
4 biennia, the legislature may direct the state treasurer to make
5 transfers of moneys in the rural mobility grant program account to
6 the multimodal transportation account.

7 **Sec. 708.** RCW 47.56.403 and 2017 c 313 s 712 are each amended to
8 read as follows:

9 (1) The department may provide for the establishment,
10 construction, and operation of a pilot project of high occupancy toll
11 lanes on state route 167 high occupancy vehicle lanes within King
12 county. The department may issue, buy, and redeem bonds, and deposit
13 and expend them; secure and remit financial and other assistance in
14 the construction of high occupancy toll lanes, carry insurance, and
15 handle any other matters pertaining to the high occupancy toll lane
16 pilot project.

17 (2) Tolls for high occupancy toll lanes will be established as
18 follows:

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

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

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

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

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

6 (a) Freeway efficiency and safety;

7 (b) Effectiveness for transit;

8 (c) Person and vehicle movements by mode;

9 (d) Ability to finance improvements and transportation services
10 through tolls; and

11 (e) The impacts on all highway users. The department shall
12 analyze aggregate use data and conduct, as needed, separate surveys
13 to assess usage of the facility in relation to geographic,
14 socioeconomic, and demographic information within the corridor in
15 order to ascertain actual and perceived questions of equitable use of
16 the facility.

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

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

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

26 (b) If high occupancy vehicle tolls are being collected on June
27 30, (~~2019~~) 2021.

28 (6) The department of transportation shall adopt rules that allow
29 automatic vehicle identification transponders used for electronic
30 toll collection to be compatible with other electronic payment
31 devices or transponders from the Washington state ferry system, other
32 public transportation systems, or other toll collection systems to
33 the extent that technology permits.

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

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

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

3 **Sec. 709.** RCW 47.56.876 and 2017 c 313 s 713 are each amended to
4 read as follows:

5 A special account to be known as the state route number 520 civil
6 penalties account is created in the state treasury. All state route
7 number 520 bridge replacement and HOV program civil penalties
8 generated from the nonpayment of tolls on the state route number 520
9 corridor must be deposited into the account, as provided under RCW
10 47.56.870(4)(b)(vii). Moneys in the account may be spent only after
11 appropriation. Expenditures from the account may be used to fund any
12 project within the state route number 520 bridge replacement and HOV
13 program, including mitigation. During the 2013-2015 and 2015-2017
14 fiscal biennia, the legislature may transfer from the state route
15 number 520 civil penalties account to the state route number 520
16 corridor account such amounts as reflect the excess fund balance of
17 the state route number 520 civil penalties account. Funds transferred
18 must be used solely for capital expenditures for the state route
19 number 520 bridge replacement and HOV project. During the 2017-2019
20 and 2019-2021 fiscal (~~biennium~~) biennia, the legislature may direct
21 the state treasurer to make transfers of moneys in the state route
22 number 520 civil penalties account to the state route number 520
23 corridor account.

24 **Sec. 710.** RCW 81.53.281 and 2017 c 313 s 715 are each amended to
25 read as follows:

26 There is hereby created in the state treasury a "grade crossing
27 protective fund" to carry out the provisions of RCW 81.53.261,
28 81.53.271, 81.53.281, 81.53.291, and 81.53.295; for grants and/or
29 subsidies to public, private, and nonprofit entities for rail safety
30 projects authorized or ordered by the commission; and for personnel
31 and associated costs related to supervising and administering rail
32 safety grants and/or subsidies. During the 2013-2015 fiscal biennium,
33 funds in this account may also be used to conduct the study required
34 under section 102, chapter 222, Laws of 2014. The commission shall
35 transfer from the public service revolving fund's miscellaneous fees
36 and penalties accounts moneys appropriated for these purposes as
37 needed. At the time the commission makes each allocation of cost to
38 said grade crossing protective fund, it shall certify that such cost

1 shall be payable out of said fund. When federal-aid highway funds are
2 involved, the department of transportation shall, upon entry of an
3 order by the commission requiring the installation or upgrading of a
4 grade crossing protective device, submit to the commission an
5 estimate for the cost of the proposed installation and related work.
6 Upon receipt of the estimate the commission shall pay to the
7 department of transportation the percentage of the estimate specified
8 in RCW 81.53.295, as now or hereafter amended, to be used as the
9 grade crossing protective fund portion of the cost of the
10 installation and related work.

11 The commission may adopt rules for the allocation of money from
12 the grade crossing protective fund. During the 2015-2017 (~~and~~),
13 2017-2019, and 2019-2021 fiscal biennia, the commission may waive
14 rules regarding local matching fund requirements, maximum awards for
15 individual projects, and other application requirements as necessary
16 to expedite the allocation of money from the grade crossing
17 protective fund to address underprotected grade crossings as
18 identified by the commission.

19 **Sec. 711.** RCW 47.10.861 and 2007 c 519 s 3 are each amended to
20 read as follows:

21 In order to provide funds necessary for the location, design,
22 right-of-way, and construction of selected projects or improvements
23 that are identified as transportation 2003 projects or improvements
24 in the omnibus transportation budget including, during the 2019-2021
25 biennium, highway projects or improvements identified in this act,
26 there shall be issued and sold upon the request of the secretary of
27 the department of transportation a total of three billion two hundred
28 million dollars of general obligation bonds of the state of
29 Washington.

30 **Sec. 712.** RCW 46.68.370 and 2013 c 306 s 713 are each amended to
31 read as follows:

32 The license plate technology account is created in the state
33 treasury. All receipts collected under RCW 46.17.015 must be
34 deposited into this account. Expenditures from this account must
35 support current and future license plate technology and systems
36 integration upgrades for both the department and correctional
37 industries. Moneys in the account may be spent only after
38 appropriation. Additionally, the moneys in this account may be used

1 to reimburse the motor vehicle account for any appropriation made to
2 implement the digital license plate system. During the 2011-2013 and
3 2013-2015 fiscal biennia, the legislature may transfer from the
4 license plate technology account to the highway safety account
5 (~~(fund)~~) fund such amounts as reflect the excess fund balance of
6 the license plate technology account. During the 2019-2021 fiscal
7 biennium, the legislature may direct the state treasurer to make
8 transfers of moneys in the license plate technology account to the
9 highway safety fund.

10 **MISCELLANEOUS**

11 NEW SECTION. **Sec. 801.** If any provision of this act or its
12 application to any person or circumstance is held invalid, the
13 remainder of the act or the application of the provision to other
14 persons or circumstances is not affected.

15 NEW SECTION. **Sec. 802.** This act is necessary for the immediate
16 preservation of the public peace, health, or safety, or support of
17 the state government and its existing public institutions, and takes
18 effect immediately.

(End of Bill)

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