(2) There is appropriated from the motor vehicle fund to the department of transportation for the biennium ending June 30, 1983, the sum of fifty million dollars, or so much thereof as may be necessary, to carry out section 1(1)(b) of this act: PROVIDED, That the money available for expenditure under this appropriation may not exceed the amount of money derived from the sale of bonds authorized by section 1(1)(b) of this act and deposited to the credit of the motor vehicle fund.

NEW SECTION. Sec. 12. Sections 1 through 9 of this act shall be added to chapter 47.10 RCW.

<u>NEW SECTION.</u> Sec. 13. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

<u>NEW SECTION.</u> Sec. 14. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate April 26, 1981. Passed the House April 26, 1981. Approved by the Governor May 19, 1981. Filed in Office of Secretary of State May 19, 1981.

CHAPTER 317

[Engrossed Substitute Senate Bill No. 3104] TRANSPORTATION BUDGET

AN ACT Relating to transportation; making appropriations and authorizing expenditures for the operations and capital improvements of the state department of transportation, the urban arterial board, the board of pilotage commissioners, the Washington state patrol, the vehicle equipment safety commission, the traffic safety commission, and the county road administration board for the period ending June 30, 1983; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. (1) The transportation budget of the state is hereby adopted and, subject to the provisions hereinafter set forth, the several amounts hereinafter specified, or so much thereof as may be necessary to accomplish the purposes designated, are hereby appropriated from the several accounts and funds hereinafter named to the designated state agencies and offices for salaries, wages, and other expenses, for capital projects, and for other specified purposes, including the payment of any final judgments arising out of such activities, for the period ending June 30, 1983.

<u>NEW SECTION.</u> Sec. 2. FOR THE TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation—State Highway Safety Fund Appropriation—Fed-	\$	197,920
eral	\$	8,600,012
Total Appropriation	\$	8,797,932
NEW SECTION. Sec. 3. FOR THE BOARD COMMISSIONERS	OF	PILOTAGE
General Fund—Pilotage Account Appropria-		
tion—State	\$	55,000
The appropriation contained in this section is appropri		d to co out

The appropriation contained in this section is appropriated to carry out chapter 88.16 RCW.

The appropriation contained in this section is provided for implementing and administering the program of financial assistance to cities and counties in urban areas for urban arterial highways, roads, and streets and is subject to the following conditions and limitations:

- (1) The appropriation includes \$10,000,000 from the proceeds of the sale of first authorization bonds provided for by RCW 47.26.420 through 47.26.427.
- (2) During the 1981-83 biennium, the urban arterial board shall not authorize any additional projects which in the board's judgment cannot be placed under contract for construction within eighteen months of authorization.
- (3) If House Bill No. 452 is enacted and if a Series III urban arterial bond program is not authorized in the 1981 regular session of the legislature, the \$33,960,800 appropriation in this section shall be reduced to \$33,560,800 and such appropriation shall be made to the department of transportation.

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

(1) The highway safety fund appropriation in this section is provided for the vehicle equipment safety commission.

- (2) If either Substitute Senate Bill No. 3357 or Substitute Senate Bill No. 4283 is enacted during the 1981 regular session of the legislature, the motor vehicle fund appropriation shall be made from the state patrol highway account in the motor vehicle fund.
- (3) If House Bill No. 603 is enacted during the 1981 session of the legislature, the general fund...state appropriation contained in this section shall be reduced by \$1,064,000.

NEW SECTION. Sec. 7. FOR THE TRANSPOR	TATION
COMMISSION	
General Fund——Aeronautics Account Appro-	
priation—State\$	390
General Fund Appropriation—State\$	3,150
Motor Vehicle Fund——Puget Sound Capital	
Construction Account Appropriation—	
State \$	22,380
Motor Vehicle Fund—Puget Sound Ferry	
Operations Account Appropriation—	
State \$	49,710
Motor Vehicle Fund Appropriation—State\$	324,370
Total Appropriation\$	400,000

The appropriations contained in this section are contingent on the enactment of House Bill No. 75 during the 1981 regular session of the legislature. If House Bill No. 75 is enacted, the transportation commission shall submit to the legislative transportation committee prior to December 15, 1981, a detailed six-year plan for implementing House Bill No. 75. Upon legislative transportation committee approval of the plan, the department of transportation may transfer from any motor vehicle fund appropriation contained in sections 9 through 19 of this act sufficient amounts to implement the plan. If House Bill No. 75 is not enacted during the 1981 regular session of the legislature, \$300,000 of this appropriation may be expended for executive management under Programs S and Z, and \$100,000 of this appropriation may be expended for highway construction under Program B.

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State	441,773 15,417,283 16,467,240
The appropriations contained in this section are provided management, management services, and support costs of the transportation. The department of transportation may transfe of the motor vehicle fund appropriations in this section between and Z.	department of er any portion
NEW SECTION. Sec. 9. FOR THE DEPARTMENT PORTATION—HIGHWAY MANAGEMENT AND SUPROGRAM P	
Motor Vehicle Fund Appropriation—State \$	9,383,000
The appropriation contained in this section is provided fo ment and support of the highway programs, for any necessa stores, for necessary pit and stockpile sites and write—off of o pits, and stockpiles.	ry increase in
NEW SECTION. Sec. 10. FOR THE DEPARTMENT PORTATION—CONSTRUCTION MANAGEMENT PORT—PROGRAM D Motor Vehicle Fund Appropriation—State \$	
The appropriation contained in this section is provided for ment and construction of buildings and other highway plant for management and support to the highway construction prog administrative support necessary to support cities and countie federal aid.	t construction, grams, and for
<u>NEW SECTION.</u> Sec. 11. FOR THE DEPARTMENT PORTATION—PUBLIC TRANSPORTATION AND NING—PROGRAM T	OF TRANS- ND PLAN-
(1) For public transportation and rail programs:	
General Fund Appropriation—State\$	815,570
General Fund Appropriation—Federal \$ General Fund Appropriation—Local \$ (2) For planning and research:	9,839,000 185,000
Motor Vehicle Fund Appropriation—State	5,192,909
Motor Vehicle Fund Appropriation—Feder-	3,172,707
	(220 000

The appropriations contained in this section are provided for the management and support of the public transportation and planning division, urban mass transportation administration programs, for rail programs, for state loans for formation of public transportation districts, for studies which

 6,320,000

22,352,479

support local public transportation programs, for maintenance of the state transportation plan, for highway planning and research by the department of transportation, and for research and studies approved by the department of transportation and the legislative transportation committee.

OF TRANS-
4,050,900
67,300,000
67,420,000
10,080,000
148,850,900

The appropriations contained in this section are provided for the management and support of the marine transportation division of the department of transportation and for the operation, maintenance, and capital improvements of the Washington state ferry system. The appropriations are subject to the following conditions and limitations:

- (1) The Puget Sound reserve account appropriation is provided to carry out RCW 47.60.420.
- (2) The Puget Sound ferry operations account appropriation is provided for the operation and maintenance of the Washington state ferries, supplementing revenues available from the Washington state ferry system. The Puget Sound ferry operations account appropriation includes \$39,400,000 transferred from the Puget Sound capital construction account in accordance with RCW 47.60.505.
- (3) The Puget Sound ferry operations account appropriation includes \$5,400,000 to offset the loss of tolls on the Hood Canal bridge until the bridge is open to traffic, and for maintenance and operation of the existing portion of the Hood Canal bridge.
- (4) The Puget Sound capital construction account appropriations are provided for improving the Washington state ferry system, including, but not limited to, vessel acquisition, vessel construction, major and minor vessel improvements, and terminal construction and improvements. The appropriation of state funds from the Puget Sound capital construction account contains \$55,000,000 of the proceeds from the sale of bonds authorized by RCW 47.60.560. In the event anticipated federal funds contained in this section do not become available, the state funds appropriation in this section from the Puget Sound capital construction account shall be increased by

\$10,000,000 from the proceeds of a corresponding increase in the sale of bonds authorized by RCW 47.60.560.

- (5) The department of transportation may direct the state treasurer to transfer an amount less than \$39,400,000 from the Puget Sound capital construction account to the Puget Sound ferry operations account if the department of transportation, in consultation with the legislative transportation committee, determines that less subsidy for maintenance and operations of the ferries is required.
- (6) The department of transportation may transfer any appropriation contained in this section, subject to the prior approval of the transportation commission.
- (7) The ferry operations account appropriation provided by this section is contingent upon providing discounted fares at the rates and on the terms and conditions in effect for ferry system patrons on December 31, 1980. In restoring the rates and policies regarding discounted fares in effect on that date, the commission may provide for such additional discounts as it deems warranted, but in no case shall any of the discounts which were provided on December 31, 1980, be reduced or eliminated during the remainder of this biennium.

<u>NEW SECTION.</u> Sec. 13. FOR THE DEPARTMENT OF TRANS-PORTATION—HOOD CANAL BRIDGE

Motor Vehicle Fund—State \$	8,300,000
Motor Vehicle Fund——Federal\$	134,700,000
Total Appropriation \$	143,000,000

The appropriations contained in this section are provided for reconstruction of the Hood Canal bridge on state route 104 and for maintaining transportation services associated with the bridge failure. The appropriations are subject to the following conditions and limitations:

(1) The motor vehicle fund—state appropriation is provided for maintenance and operation of alternate transportation services across Hood Canal and for location, design, right of way, and construction of the Hood Canal bridge, and for capital projects necessary to maintain transportation service across Hood Canal and Puget Sound and on the Olympic and Kitsap peninsulas until the Hood Canal bridge is open to traffic. The motor vehicle fund—state appropriation includes \$8,000,000 of earnings from the investment of Hood Canal bridge insurance proceeds, or so much thereof as may be required to match federal bridge replacement funds: PROVIDED, That if the Hood Canal bridge insurance proceeds together with earnings of the proceeds are placed in the Hood Canal bridge account in the motor vehicle fund pursuant to the enactment of either Substitute House Bill No. 106 or Substitute Senate Bill No. 3063, then the \$8,000,000 of investment earnings referred to in this subsection, or so much thereof as may be required to reimburse the motor vehicle fund for expenditures used to match

federal bridge replacement funds expended for reconstruction of the Hood Canal bridge, shall be transferred from the Hood Canal bridge account to the motor vehicle fund: PROVIDED FURTHER, That \$300,000 of state funds, or so much thereof as may be necessary, shall be transferred from the Puget Sound capital construction account to the motor vehicle fund to reimburse the motor vehicle fund for capital costs associated with the Hood Canal bridge failure which are not eligible for federal participation.

- (2) The motor vehicle fund appropriation of federal funds shall include \$2,500,000 for maintenance and operations of alternate transportation services across Hood Canal and Puget Sound and on the Olympic and Kitsap peninsulas while traffic flow is not permitted across the Hood Canal bridge.
- (3) The department of transportation may reduce the state funds and increase by a like amount the federal funds contained in the appropriations described in subsections (1) and (2) of this section or may increase the state funds and decrease by a like amount the federal funds contained in the appropriations described in subsections (1) and (2) of this section to properly reflect the total amount of federal funds available to the state for assistance in restoring transportation services disrupted by the loss of the Hood Canal bridge. The department of transportation shall obtain the approval of the office of financial management and the legislative transportation committee prior to reducing or increasing either the state funds or the federal funds contained in these appropriations. The department of transportation may transfer any portion of the motor vehicle fund appropriations for construction, subsection (1) of this section, and for maintenance and operations, subsection (2) of this section, for the Hood Canal bridge between subsections (1) and (2).

The appropriations contained in this section are provided for management and support of the aeronautics division, state fund grants to local airports, development and maintenance of a state-wide airport system plan, maintenance of state-owned emergency airports, and the search and rescue program. \$2,100,000 of the aeronautics account—state appropriation is contingent on the enactment of Senate Bill No. 3946 during the 1981 regular session of the legislature.

NEW SECTION. Sec. 15. FOR THE DEPARTMENT OF TRANS-PORTATION—SEARCH AND RESCUE—PROGRAM F

General Fund——Search and Rescue Account	
Appropriation—State\$	105,000

The appropriation contained in this section is provided for directing and conducting searches for missing, downed, overdue, or presumed downed general aviation aircraft; for safety and education activities necessary to insure safety of persons operating or using aircraft; and for the Washington wing civil air patrol in accordance with RCW 47.68.370.

NEW SECTION. Sec. 16. FOR THE DEPARTMENT OF TRANS-PORTATION—HIGHWAY MAINTENANCE AND OPERA-TIONS—PROGRAM M Motor Vehicle Fund Appropriation—State \$ 141,060,000

Motor Vehicle Fund Appropriation——State \$	141,060,000
Motor Vehicle Fund Appropriation—Local \$	2,407,000
Total Appropriation \$	143,467,000

The appropriations contained in this section are for the maintenance and operations of state highways, maintenance and operations of highway plants, and associated management and support.

NEW SECTION. Sec. 17. FOR THE DEPARTMENT OF TRANS-PORTATION—HIGHWAY CONSTRUCTION—PROGRAM A Motor Vehicle Fund Appropriation—State \$ 139,060,000 Motor Vehicle Fund Appropriation—Federal and Local \$ 153,720,000 Total Appropriation \$ 292,780,000

The appropriations contained in this section are provided for the location, design, right of way, and construction of state highway projects designated as category "A" under RCW 47.05.030.

The appropriations contained in this section are provided for the location, design, right of way, and construction of state highway projects on the interstate system designated as category "B" under RCW 47.05.030. Estimated expenditures of \$17,300,000 (consisting of \$2,000,000 of state funds consisting of the proceeds from the sale of bonds authorized by RCW 47.10.790, and \$15,300,000 of federal and local funds) are included in this appropriation for SR 90 from SR 5 to SR 405. Such estimated expenditures are subject to revision pursuant to section 24 of this act. If sufficient federal funds become available for construction of SR 90 from SR 5 to SR 405, and/or SR 5 (Olympia Freeway), and/or SR 705 (Tacoma Spur) in the 1981–1983 biennium, the appropriation in this section shall be increased by

\$20,000,000 in state funds from the motor vehicle fund, or as much thereof as may be necessary, from the sale of bonds authorized by RCW 47.10.790 for state matching funds for construction of SR 90 from SR 5 to SR 405. It is the understanding of the legislature that the department of transportation would obtain the additional expenditure authorization for federal funds through the unanticipated receipts procedure as outlined in RCW 43.79.020.

NEW SECTION. Sec. 19. FOR THE DEPARTMENT OF TRANS-PORTATION—HIGHWAY CONSTRUCTION—PROGRAM C Motor Vehicle Fund Appropriation—State \$ 10,937,000 Motor Vehicle Fund Appropriation—Local \$ 3,000 Total Appropriation \$ 10,940,000

The appropriations contained in this section are provided for the location, design, right of way, and construction of state highway projects designated as category "C" under RCW 47.05.030.

NEW SECTION. Sec. 20. FOR THE DEPARTMENT	OF TRANS-
PORTATION—COUNTY-CITY PROGRAM—PROG	RAM R
Motor Vehicle Fund Appropriation—State \$	1,638,578
Motor Vehicle Fund Appropriation——Federal	
and Local\$	175,363,422
Total Appropriation\$	177,002,000

The appropriations contained in this section are provided for the County-City Program—Program R. The appropriations are subject to the following conditions and limitations:

- (1) The appropriations contain \$497,578 of state funds and \$168,402,422 of federal and local funds for reimbursable expenditures for the location, design, right of way, and construction on city streets and county roads and other nonstate highways, including the reconstruction of the West Seattle bridge and including the unexpended balance of state funds from the sale of bonds for Columbia Basin county roads authorized in chapter 121, Laws of 1951, chapter 311, Laws of 1955, and chapter 121, Laws of 1965, for reimbursable expenditures on cooperative projects authorized by state and/or federal laws, and for expenditures through federal emergency relief acts.
- (2) The appropriations contain \$241,000 of state funds and \$886,000 of local funds for reimbursable expenditures for maintenance on city streets, county roads, and other nonstate highways and for expenditures in accordance with RCW 47.56.720.
- (3) The appropriations contain \$900,000 of state funds for the guarantee, pursuant to RCW 47.56.712, for the payment of principal of and interest on the Spokane River toll bridge revenue refunding bonds as the bonds become due, but only to the extent that net revenues from the operation of the bridge are insufficient therefor.

(4) The appropriations contain \$6,075,000 of local funds for miscellaneous sales and services to others.

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

General Fund Appropriation—Federal 1,200,000

The appropriation contained in this section is provided for supportive services to off-the-job training programs for minority construction workers and for minority contractors' training programs: PROVIDED, That this appropriation or so much thereof as may be necessary shall be expended on or before June 30, 1983, and shall be fully reimbursable from federal funds.

<u>NEW SECTION.</u> Sec. 22. FOR THE DEPARTMENT OF TRANSPORTATION

Motor Vehicle Fund——RV Account Appropriation Transfer——State: For transfer to

the Motor Vehicle Fund\$ 657,000

The appropriation transfer contained in this section is provided for the construction and maintenance of recreation vehicle sanitary disposal systems at rest areas on federal—aid highways. This appropriation is part of the motor vehicle fund construction and maintenance appropriations.

NEW SECTION. Sec. 23. FOR THE STATE PATROL

If Substitute Senate Bill No. 3357 or Substitute Senate Bill No. 4283 is enacted during the 1981 regular session of the legislature, the motor vehicle fund appropriations in this section shall be made from the state patrol highway account in the motor vehicle fund.

(1) To construct and equip a port-of-entry weigh station, Plymouth.

	Reappropriation	Appropriation
Motor Vehicle Fund—State	125,000	
Motor Vehicle Fund——Federa	al	402,600
Project	Estimated	Estimated
Costs	Costs	Total
Through	7/1/83 and	Costs
6/30/81	Thereafter	
60,000		587,600

(2) To provide for emergency repairs at various radio communication relay sites.

	Reappropriation	Appropriation
Motor Vehicle Fund——State		44,800
Project	Estimated	Estimated
	[1501]	

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Costs	Costs	Total
Through	7/1/83 and	Costs
6/30/81	Thereafter	
		44,800

(3) To renovate and remodel existing facilities at various locations.

	Reappropriation	Appropriation
Motor Vehicle Fund—State		120,000
Project	Estimated	Estimated
Costs	Costs	Total
Through	7/1/83 and	Costs
6/30/81	Thereafter	
		120,000

(4) To construct high—and low-speed pursuit and basic skill development course, Shelton Training Academy: PROVIDED, The state patrol shall submit to the legislative transportation committee prior to December 15, 1981, a detailed analysis of future requirements for an expanded driving course at the Shelton Training Academy.

	Reappropriation	Appropriation
Motor Vehicle Fund-State	;	600,000
Project	Estimated	Estimated
Costs	Costs	Total
Through	7/1/83 and	Costs
6/30/81	Thereafter	
		600,000

(5) To renovate existing space and install equipment for vehicle mechanical service and repair shop, Bellevue.

	Reappropriation	Appropriation
Motor Vehicle Fund——St	ate	59,100
Project	Estimated	Estimated
Costs	Costs	Total
Through	7/1/83 and	Costs
6/30/81	Thereafter	
		59,100

<u>NEW SECTION.</u> Sec. 24. (1) The department of transportation may transfer any motor vehicle fund appropriations contained in sections 8 through 11 of this act into sections 16 through 19, and motor vehicle fund

appropriations contained in sections 16 through 19 may be transferred between programs for expenditure.

(2) The department of transportation shall submit amended allotment forms which reflect the operating budget adopted by the transportation commission to the office of financial management in accordance with the budget and accounting act, chapter 43.88 RCW.

NEW SECTION. Sec. 25. The legislature recognizes the economic importance to the state of attracting new environmentally suitable high—technology industrial development, and that the availability of transportation services is a significant factor in locating such industries. In furtherance of the provisions and objectives of House Concurrent Resolution No. 17, passed by the 1981 regular session of the legislature, the transportation commission and department of transportation shall, therefore, lend their cooperation and allocate so much of the funds provided by sections 17 through 19 of this act as are reasonably necessary to fund the state's fair share of the improvements contemplated by House Concurrent Resolution No. 17.

NEW SECTION. Sec. 26. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed in whole or in part by other than general fund moneys, the director of financial management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance the agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 27. (1) Funds appropriated under this act for both years of the fiscal biennium shall be initially allotted so that the total allotments for the first fiscal year do not exceed fifty percent of the total appropriation, unless the director of financial management determines that greater allotments for the first fiscal year are required by special circumstances. Allotments may be revised as provided in RCW 43.88.110, but the portion of an appropriation which has been initially allotted for the first fiscal year shall lapse at the end of the first fiscal year.

This section does not apply to allotments for agencies headed by elective officials.

<u>NEW SECTION</u>. Sec. 28. Unless the context clearly requires otherwise, the definitions in this section apply throughout this act.

- (1) "Provided solely" means that the specified amount may be spend only for the specified purpose. Unless otherwise stated in this act, any portion of an amount provided solely for a specified purpose which is unnecessary to fulfill the specified purpose shall lapse.
- (2) "Lapse" means the termination of authority to spend an appropriation or portion of an appropriation.

(3) "FTE" means full time equivalent. FTE staff years specified in this act shall not be exceeded except with the written authorization of the director of financial management. The director of financial management shall grant authority to exceed specified FTE staff years only in cases of severe unanticipated need and shall report each authorization to the legislative budget committee, the legislative evaluation and accountability program committee, and the committees on ways and means of the senate and house of representatives.

<u>NEW SECTION</u>. Sec. 29. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of financial management prior to implementation.

NEW SECTION. Sec. 30. The motor vehicle fund revenues, including revenues from staggered licensing, are received at a relatively even flow throughout the year. Expenditures exceed the revenue during the accelerated summer and fall highway construction season, creating a negative cash balance during the heavy construction season. The legislature recognizes that the department of transportation may require interfund loans or other short-term financing to meet temporary seasonal cash requirements.

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

<u>NEW SECTION.</u> Sec. 32. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate April 26, 1981. Passed the House April 26, 1981. Approved by the Governor May 19, 1981. Filed in Office of Secretary of State May 19, 1981.

CHAPTER 318

[Senate Bill No. 3776] VEHICLE TRIP PERMITS

AN ACT Relating to vehicle trip permits; amending section 46.16.160, chapter 12, Laws of 1961 as last amended by section 5, chapter 22, Laws of 1977 ex. sess. and RCW 46.16.160; amending section 2, chapter 136, Laws of 1979 ex. sess. as amended by section 7, chapter 148, Laws of 1980 and RCW 46.63.020; adding a new section to chapter 46.16 RCW; defining crimes; and providing penalties.

Be it enacted by the Legislature of the State of Washington: