

SENATE COMMITTEE SERVICES

BILLS PASSED
DURING THE 2007 LEGISLATIVE SESSION

FINAL REPORT INCLUDES GOVERNOR'S ACTION
MAY 18, 2007

BY COMMITTEE OF ORIGIN





DATE: May 18, 2007

TO: Washington State Senate Senators and Staff

FROM: Richard Rodger, Director (786-7401)
Senate Committee Services

SUBJECT: Bills Passed During the 2007 Legislative Session Final Report

We are pleased to provide you this final report of "Bills Passed During the 2007 Legislative Session, by Committee of Origin". This report includes a brief description of each Senate and House bill passed by the 2007 Legislature, including summaries of the Governor's final action. Bills are listed under their committee of origin in the Senate.

It was a pleasure to serve you this session, and we hope you find this report useful. Please feel free to contact me or any of our staff if you have any questions or need any further information or assistance.

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This document was prepared by non-partisan legislative staff for the use of legislative members. It is not a part of the legislation nor does it constitute a statement of legislative intent.

AGRICULTURE & RURAL ECONOMIC DEVELOPMENT

786-7411

SSB 5009: EXEMPTING BIODIESEL FUEL USED FOR NONHIGHWAY FARM USE FROM SALES AND USE TAX

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Sales of biodiesel and biodiesel blended with diesel to farm fuel users for non-highway use are exempted from sales and use taxes.

SB 5059: PROVIDING A BUSINESS AND OCCUPATION TAX RATE FOR CUSTOM FARMING SERVICES

Prime Sponsor: Senator Honeyford

(HB 1587 Representative Newhouse)

** SB 5059 was not enacted, but the provisions are similar to those in ESHB 2352.*

SSB 5108: CREATING THE OFFICE OF FARMLAND PRESERVATION

Prime Sponsor: Senator Haugen

(HB 1627 Representative Linville)

** Signed by the Governor/partial veto*

- Establishes an Office of Farmland Preservation within the State Conservation Commission to develop model programs for retaining agricultural lands and to serve as a clearinghouse for information on conservation programs.
- Creates a Farmland Preservation Task Force to provide advice and guidance to the State Conservation Commission in implementing the Agricultural Conservation Easements Program.
- With input from the Task Force, the Office of Farmland Preservation is to provide an analysis of the major factors that led to past declines of agricultural lands, and those that will likely affect retention and viability of agricultural lands in the future.
- Agricultural land is not to be acquired by a governmental entity for wetland mitigation purposes through eminent domain. (PV)

SB 5113: AUTHORIZING THE APPLICATION OF BARLEY STRAW TO WATERS OF THE STATE

Prime Sponsor: Senator Schoesler

** Signed by the Governor*

- Barley straw may be placed into waters of the state for algae control and water clarification without a waste discharge permit if certain conditions are met.
- The straw must be loosely packed in nylon or mesh bags, placed in the water in early spring prior to algae growth, staked in place, and removed prior to winter.

ESB 5204: ENFORCING ANIMAL HEALTH LAWS

Prime Sponsor: Senator Rasmussen

(HB 1310 Representative B. Sullivan)

** Signed by the Governor*

- Authorizes the Washington State Department of Agriculture (WSDA) to stop vehicles transporting animals on public roads to check for required animal health documents, and to impose a civil infraction upon persons not carrying required documents. WSDA officers may inspect vehicles at posted inspection points and, if they have reasonable cause to suspect a violation, at other places.
- WSDA may impose a civil penalty of up to \$1,000 per violation on persons violating animal health laws or rules.
- Livestock dealers must carry animal identification and health documents pursuant to rules adopted by WSDA.

SSB 5248: PRESERVING THE VIABILITY OF AGRICULTURAL LANDS

Prime Sponsor: Senator Hatfield

(HB 1167 Representative Blake)

** Signed by the Governor*

- Counties and cities may not adopt changes to critical area ordinances (CAOs) that apply to agricultural activities until July 1, 2010. This does not limit obligations to update ordinances pertaining to critical areas not associated with agricultural activities nor the ability to employ voluntary programs to protect or enhance critical areas associated with agricultural activities.
- The Ruckelshaus Center, administered jointly by the University of Washington and Washington State University, is to conduct a two-phase examination of the conflicts between agricultural activities and CAOs. The Center is to work to achieve agreement among stakeholders to develop agreed-upon changes and new approaches to protecting critical areas that can be considered by the 2010 Legislature.

SB 5390: EXTENDING THE SALES AND USE TAX CREDIT FOR CERTAIN PUBLIC FACILITIES DISTRICTS

Prime Sponsor: Senator Swecker

(HB 1164 Representative Alexander)

** SB 5390 is incorporated in its entirety into EHB 2388.*

ESB 5401: LICENSING CHRISTMAS TREE GROWERS

Prime Sponsor: Senator Rasmussen

(HB 1723 Representative B. Sullivan)

** Signed by the Governor*

- Licensing and acreage assessment fees on Christmas tree growers will fund an inspection program to certify that trees are free from infestation by plant pests to assure continued acceptance of trees by states that import Christmas trees from Washington.
- Christmas tree growers who sell fewer than 400 trees per year to the ultimate consumer are exempt from licensing requirements.
- The act expires on July 1, 2014.

ESSB 5403: CERTIFYING ANIMAL MASSAGE PRACTITIONERS

Prime Sponsor: Senator Rasmussen

(HB 1158 Representative B. Sullivan)

** Signed by the Governor*

- Allows a person to obtain certification to practice animal massage by taking 300 hours of training in either small or large animal massage courses approved by the Department of Health.
- Allows a determination to be made for persons who have received training in animal massage in another state as to what training is substantially equivalent to that required in this state.
- The bill does not restrict: (1) the practice of veterinary medicine; (2) the practice of animal massage by a licensed human massage therapist who has an additional endorsement to conduct animal massage; (3) students performing massage in the regular course of instruction; (4) animal owners or their employees that perform massage for the owner's animal; or (5) performing animal massage for free.

SSB 5568: EXTENDING THE DATE WHEN COUNTIES EAST OF THE CREST OF THE CASCADE MOUNTAINS THAT PLEDGED LODGING TAX REVENUE FOR PAYMENT OF BONDS PRIOR TO JUNE 26, 1975, MUST ALLOW A CREDIT FOR CITY LODGING TAXES

Prime Sponsor: Senator Rasmussen

** Signed by the Governor*

- A provision permitting Yakima County to impose a hotel-motel tax simultaneously with the City of Yakima in the same lodging transactions is extended to January 1, 2021. This provision has given Yakima County additional tax revenue to finance facilities at the Central Washington State Fair.
- Beginning January 1, 2009, Yakima County is authorized to spend hotel-motel tax revenue on tourism-related facilities, in addition to fair facilities. The County must perform an annual financial audit of organizations receiving funding on the use of the funds.

SB 5595: EXEMPTING PERSONS ENGAGED IN FARMING AND CERTAIN FARMING SERVICES FROM BUSINESS AND OCCUPATION TAXATION

Prime Sponsor: Senator Holmquist

** SB 5595 was not enacted, but the provisions are similar to those in ESHB 2352.*

ESB 5723: CREATING AND FUNDING THE COMMUNITY AGRICULTURAL WORKER SAFETY GRANT PROGRAM

Prime Sponsor: Senator Rasmussen

** ESB 5723 was not enacted, but one-time funding for a similar program was provided in the 2007-09 Operating Budget (SHB 1128).*

SB 5764: CONCERNING THE SALES AND USE TAXATION OF REPAIRS TO FARM MACHINERY AND EQUIPMENT

Prime Sponsor: Senator Schoesler

(HB 1901 Representative Grant)

** SB 5764 is incorporated in part into EHB 1902.*

SB 6056: REQUIRING A STUDY TO EVALUATE THE USE OF SUGAR BEETS FOR THE PRODUCTION OF BIOFUEL

Prime Sponsor: Senator Clements

* SB 6056 was not enacted, but the study is funded in the 2007-09 Operating Budget (SHB 1128) as a proviso.

HB 1305: REPEALING THE STATUTES REGULATING FOOD LOCKERS

Prime Sponsor: Representative Kretz

(SB 5057 Senator Rasmussen)

* Signed by the Governor

- Laws were enacted in 1943 to license and regulate businesses that rent refrigerated food lockers to consumers. Due to the invention of economical home refrigerators and freezers, renting of refrigerated food lockers is no longer a common practice. The laws regulating such businesses are repealed.

HB 1311: CONTINUING THE SMALL FARM DIRECT MARKETING ASSISTANCE PROGRAM

Prime Sponsor: Representative Grant

(SB 5056 Senator Rasmussen)

* Signed by the Governor

- Deletes the July 1, 2007, expiration date for the state Department of Agriculture's Small Farm and Direct Marketing Assistance Program, thus extending the program indefinitely. The program seeks to improve viability of small farms by reducing market barriers and developing or enhancing direct marketing opportunities for farmers.

HB 1331: CHANGING VETERINARY TECHNICIAN CREDENTIALING TO LICENSURE

Prime Sponsor: Representative Haigh

(SSB 5485 Senator Sheldon)

* Signed by the Governor

- Changes the professional status of veterinary technicians from the registered category to the licensed category.
- Requires the Board of Veterinary Governors to adopt rules to identify the standard tasks and procedures for determining whether the requirement for five years of practical experience has been met.
- Adds one licensed veterinary technician to the Board of Veterinary Governors.

SHB 1338: AUTHORIZING THE WASHINGTON BEER COMMISSION TO RECEIVE GIFTS, GRANTS, AND ENDOWMENTS

Prime Sponsor: Representative P. Sullivan

* Signed by the Governor

- The Washington Beer Commission may receive gifts, grants, and endowments from public or private sources for Commission purposes. Expenditures must be made according to the terms of the gifts, grants, or endowments. This authorization ends July 1, 2009.

HB 1416: EXTENDING AN ASPARAGUS EXCEPTION TO THE STANDARDS FOR FRUITS AND VEGETABLES

Prime Sponsor: Representative Grant

(SB 5397 Senator Rasmussen)

* Signed by the Governor

- The temporary exemption from grading standards for asparagus shipped out of state for fresh packing is extended two additional years and will expire on December 31, 2009.

HB 1443: CREATING A PUBLIC UTILITY TAX DEDUCTION FOR THE TRANSPORTATION OF AGRICULTURAL COMMODITIES

Prime Sponsor: Representative Grant

(SB 5431 Senator Rasmussen)

** Signed by the Governor*

- Authorizes a public utility tax deduction, under certain conditions, for transportation of agricultural commodities to interim storage facilities if the commodities are destined to be shipped by vessel out of state.

HB 1549: EXEMPTING WHOLESALE SALES OF BULK UNPROCESSED MILK FROM THE BUSINESS AND OCCUPATION TAX

Prime Sponsor: Representative Linville

(SB 5641 Senator Rasmussen)

** Signed by the Governor*

- Exempts wholesale sales of unprocessed milk from the state business and occupation tax.

HB 1556: DESIGNATING THE WALLA WALLA SWEET ONION AS THE OFFICIAL WASHINGTON STATE VEGETABLE

Prime Sponsor: Representative Walsh

** Signed by the Governor*

- Designates the Walla Walla sweet onion as the official state vegetable.

EHB 1648: INCREASING PROTECTIONS FOR AGRICULTURAL OPERATIONS, ACTIVITIES, AND PRACTICES

Prime Sponsor: Representative B. Sullivan

(SSB 5076 Senator Honeyford)

** Signed by the Governor*

- The Washington Right to Farm Act provides certain agriculture activities with limited protection in nuisance lawsuits by specifying that the activities are presumed to be reasonable if consistent with good agricultural practices and established prior to surrounding nonagricultural development. This legislation extends this protection to beekeeping for production of agricultural or apicultural products, clarifies that a change in the type of plant-related farm product being produced is protected, and protects use of new practices and equipment consistent with technological development within the agricultural industry.

EHB 1688: CONCERNING THE MARKETING OF FRUITS AND VEGETABLES

Prime Sponsor: Representative Newhouse

** Signed by the Governor*

- Inspection certificates for fruits and vegetables have long been considered as non-disclosable proprietary information because they contain sensitive business information such as shipment volume, destination and variety information. The Public Records Act is clarified to retain this long-standing interpretation.

HB 1888: REGARDING BRASSICA SEED PRODUCTION

Prime Sponsor: Representative Linville

(SB 5749 Senator Schoesler)

** Signed by the Governor*

- To avoid cross pollination between Brassica seed crops such as canola, cabbage, broccoli, or rutabaga, a process is established for creation of Brassica seed production districts.
- Authority is provided to develop Brassica production agreements for producing these seed crops within the seed production district.
- Growers in areas not covered by a Brassica seed production district are free to grow Brassica seed crops without restriction.

EHB 1902: CONCERNING THE SALES AND USE TAXATION OF REPAIRS TO FARM MACHINERY AND EQUIPMENT

Prime Sponsor: Representative Grant

(SB 5765 Senator Rasmussen)

** EHB 1902 is incorporated in part into SB 5764.*

- Extends the sales and use tax exemption for replacement parts for farm machinery and equipment to include replacement parts for farm vehicles. Labor to install replacement parts on qualifying farm machinery and equipment, as well as repairs made to such equipment, is exempt from sales and use tax.
- The exemption is available to farmers who sell or harvest over \$10,000 of agricultural products per year. To determine if the income requirement is met, either a copy of the federal income tax return or a signed declaration must be submitted to the Department of Revenue to receive an exemption certificate.

HB 2032: CONCERNING THE TAX DEFERRAL APPLICATION PROCESS FOR FRUIT AND VEGETABLE PROCESSING AND STORAGE

Prime Sponsor: Representative Takko

** Signed by the Governor*

- The Sales Tax Deferral Program enacted in 2005 for construction of fruits and vegetable warehouses and related equipment has an effective date of July 1, 2007. Applications must be approved by the Department of Revenue prior to the construction or the purchase of equipment.
- Entities are allowed to apply to the Department of Revenue for the program prior to July 1, 2007.

SHB 2115: CREATING THE HERITAGE BARN PRESERVATION PROGRAM

Prime Sponsor: Representative Newhouse

(SB 5542 Senator Jacobsen)

** Signed by the Governor*

- A Washington State Heritage Barn Preservation Program is created within the Department of Archeology and Historic Preservation. The program will be guided by an advisory board made up of representatives of barn owners, historic preservationists, county officials and others.
- The program consists of: (1) a thematic study identifying the state's most unique and significant barns; (2) a program under which barn owners may seek recognition of their barns as Heritage Barns by the Governor's Advisory Council on Historic Places; and (3) a cost-share program for the preservation of selected barns that includes funding with agreed-upon conditions providing the public with appropriate opportunities to view barn exteriors.

ESHB 2212: EXPRESSING PROGRESS IN BALANCING THE PRODUCTIVE USE OF AGRICULTURAL LANDS WITH THEIR PRESERVATION

Prime Sponsor: Representative Blake

** ESHB 2212 was not enacted, but the provisions are similar to those in SSB 5248.*

ESHB 2352: PROVIDING EXCISE TAX RELIEF FOR CERTAIN FARM SERVICES

Prime Sponsor: Representative Grant

** SB 5059 and SB 5595 were not enacted, but the provisions are similar to those in ESHB 2352.*

- Farmers who perform plowing, cultivation, planting, and harvesting for other farmers are not required to pay business and occupation (B&O) tax on the value of this farm work.
- Persons that perform farm management services for another farmer are exempt from the B&O tax if the persons are related.
- Hauling of agricultural products or farm machinery for a farmer is exempt from the public utility tax if the persons are related.
- To qualify for these exemptions, specified eligibility requirements must be met.

HB 2388: FINANCING REGIONAL CENTERS WITH SEATING CAPACITIES LESS THAN TEN THOUSAND THAT ARE ACQUIRED, CONSTRUCTED, FINANCED, OR OWNED BY A PUBLIC FACILITIES DISTRICT

Prime Sponsor: Representative Alexander

** SB 5390 was incorporated in its entirety into EHB 2388, as described below.*

- A city or county public facilities district (PFD) created before September 2007 in a county with no other PFDs in which the new PFD's population is over 70,000 may impose a 0.033 percent sales and use tax if it commences construction of a new regional center before 2009. This measure authorizes a proposed PFD in Lewis County to build and operate a regional equestrian center to host rodeos and other events.

ESHJM 4011: REQUESTING FEDERAL LEGISLATION TO PRESERVE THE USE AND ACCESS OF PACK AND SADDLE STOCK ANIMALS ON PUBLIC LANDS

Prime Sponsor: Representative Kessler

(SJM 8007 Senator Rasmussen)

- Congress is requested to enact legislation that preserves use and access of pack and saddle stock animals on public lands administered by the National Park Service, Bureau of Land Management, Fish and Wildlife Service, or Forest Service where there is a historical tradition of access.

CONSUMER PROTECTION & HOUSING

786-7458

SSB 5050: MODIFYING THE MILEAGE TOLLING CALCULATION IN THE MOTOR VEHICLE LEMON LAW

Prime Sponsor: Senator Weinstein

** Signed by the Governor*

- The calculation of the reasonable offset that a consumer is required to pay when a manufacturer replaces or repurchases a vehicle under the Motor Vehicle Warranties Act is changed.

ESSB 5726: CREATING THE INSURANCE FAIR CONDUCT ACT

Prime Sponsor: Senator Weinstein

(HB 1491 Representative Kirby)

** Signed by the Governor*

- An insurance company may not unreasonably deny an insurance claim.
- A first party claimant may recover actual damages, attorneys' fees, and treble damages if an insurer unreasonably denies an insurance claim or violates one of several enumerated provisions of the Washington Administrative Code regulating equitable insurance claims handling.

ESSB 5827: REGARDING CONSUMER PRIVACY

Prime Sponsor: Senator Hobbs

** Signed by the Governor*

- A non-employee's consumer report that contains information bearing on that non-employee's credit worthiness may only be procured for employment purposes if the information is either (1) substantially job related and proper disclosure is given, or (2) the information is required by law.

SSB 5895: REGARDING SELLERS' DISCLOSURES FOR RESIDENTIAL REAL PROPERTY SALES

Prime Sponsor: Senator Fraser

** Signed by the Governor*

- Currently, sellers of residential property must provide buyers with a form known as the seller's disclosure statement, unless the buyer waives the right to receive the statement.
- Sellers of both improved and unimproved residential real property must complete a seller disclosure statement, with a few exceptions.
- If any of the seller's answers would be "yes" under the new environmental section of the disclosure, the buyer may not waive the right to receive this portion of the seller disclosure statement.

SHB 1115: CREATING PROGRAMS TO END HOMELESSNESS

Prime Sponsor: Representative Miloscia

** SHB 1115 is incorporated in its entirety into E2SHB 1359.*

E2SHB 1359: CREATING AN AFFORDABLE HOUSING FOR ALL PROGRAM

Prime Sponsor: Representative Miloscia

** Signed by the Governor*

** SHB 1115 is incorporated in its entirety into E2SHB 1359, as described below.*

- The existing \$10 low-income housing document recording surcharge fee (RCW 36.22.178) is renamed and the state's portion of the revenue is deposited into the Affordable Housing for All account, which is subject to appropriation.
- The existing \$10 homeless document recording surcharge fee which funds the Homeless Housing and Assistance Act is renamed and the state's portion of revenue is deposited into the Home Security Fund, which is subject to appropriation.
- An additional \$8 homeless document recording surcharge fee is created, of which 90 percent of the funds are retained by the county for county homeless programs and the remaining funds are deposited into the Home Security Fund.
- The Home Security Funds are to be used by the Department of Community, Trade and Economic Development for program administration, housing and shelter assistance for homeless persons, and the Homeless Housing Grant program.

2SHB 1401: REGARDING THE ACQUISITION OF LAND FOR AFFORDABLE HOUSING

Prime Sponsor: Representative Pettigrew

** Signed by the Governor*

- The Affordable Housing Land Acquisition Program is created within the Department of Community, Trade, and Economic Development which will contract with the Washington State Housing Finance Commission (HFC) to implement and manage the program.
- The HFC will create and maintain a revolving loan fund for land acquisition for affordable housing and associated facility development.
- All receipts from loan payments and penalties will be remitted to this fund. Loan interest rates may not exceed 1 percent.

HB 1418: PROTECTING CONSUMERS FROM THE KEEPING OF DANGEROUS WILD ANIMALS

Prime Sponsor: Representative Lovick

(SB 5379 Senator Weinstein)

** Signed by the Governor*

- Prohibits possession of potentially dangerous wild animals such as large cats, wolves, bears, monkeys, primates, certain snakes, and crocodiles.
- Allows the current legal possessor of a potentially dangerous wild animal to keep the animal for the remainder of the animal's life.
- Establishes a civil penalty for violations of the act.
- Exempts certain entities or persons from the act, including: zoos, aquariums, wildlife sanctuaries, circuses, research facilities, and persons displaying animals at a fair.

HB 1450: MODIFYING PROVISIONS THAT EXEMPT HOUSING FOR VERY LOW-INCOME HOUSEHOLDS FROM TAXATION

Prime Sponsor: Representative Sells

** Signed by the Governor*

- Rental properties for very low-income households owned or used by nonprofit entities are exempt from property taxes if they have received financial assistance from a federal program administered by a city or county government. A document recording fee surcharge is imposed for the purpose of affordable housing development or to reduce homelessness.
- A property tax assessment may not consider a highest and best use for a property that is not permitted for that property under existing zoning or land use planning ordinances, statutes, or other government restrictions.

E2SHB 1461: ADDRESSING MANUFACTURED/MOBILE HOME COMMUNITY REGISTRATIONS AND DISPUTE RESOLUTION

Prime Sponsor: Representative Morrell

(SB 5477 Senator Kastama)

** Signed by the Governor/partial veto*

- Authorizes the Attorney General to administer and enforce a Manufactured/Mobile Home Dispute Resolution Program which includes making determinations, negotiating with opposing parties, and issuing notices of violation or non-violation.
- ~~Technical cross-reference.~~ (PV)

SHB 1583: REQUIRING DISCLOSURE TO CUSTOMERS OF THE PERCENTAGE OF AUTOMATIC SERVICE CHARGES PAID TO SERVERS

Prime Sponsor: Representative Moeller

(SB 5650 Senator Kauffman)

** Signed by the Governor*

- When service-oriented businesses include an automatic service charge in a bill to a customer, the business must disclose the percentage of the bill that is paid directly to service employees as a gratuity.

SHB 1777: REGULATING CHARITABLE ORGANIZATIONS THAT SOLICIT CONTRIBUTIONS FROM THE PUBLIC

Prime Sponsor: Representative Rodne

(SB 5662 Senator Weinstein)

** Signed by the Governor*

- Changes are made to the Secretary of State's registration requirements for charities that solicit donations from the public.
- Gives the Secretary the authority to develop educational programs on charitable giving and to collect additional registration fees to fund these programs.
- Authorizes the Secretary to establish financial reporting requirements for charitable organizations.
- The Secretary is authorized to create a charitable advisory council.

E2SHB 1910: MODIFYING PROPERTY TAX EXEMPTION PROVISIONS RELATING TO NEW AND REHABILITATED MULTIPLE-UNIT DWELLINGS IN URBAN CENTERS TO PROVIDE AFFORDABLE HOUSING REQUIREMENTS

Prime Sponsor: Representative Ormsby

(SSB 5404 Senator Jacobsen)

** Signed by the Governor/partial veto*

- The current ten-year property tax exemption is lowered to eight years and increased to twelve years if a city chooses to build, rehabilitate, or convert at least 20 percent of the units as affordable housing. Cities may develop more stringent affordable housing requirements.
- The city population threshold to qualify for the tax exemption is lowered from 30,000 to cities with a population of 15,000 or more and lowered to 5,000 in buildable lands counties (King, Pierce, Snohomish, Kitsap, Thurston, and Clark).
- ~~Emergency clause.~~ *(PV)*

SHB 2059: PROVIDING FOR THE PROPERTY VALUATION OF AFFORDABLE MULTIFAMILY RENTAL HOUSING

Prime Sponsor: Representative Miloscia

** Section one of SHB 2059 is incorporated into HB 1450.*

SHB 2118: TRANSFERRING RESPONSIBILITIES RELATED TO MOBILE AND MANUFACTURED HOME INSTALLATION

Prime Sponsor: Representative Conway

** Signed by the Governor/partial veto*

- All responsibilities for manufactured housing installation, including rule making authority, is transferred from the Department of Community, Trade & Economic Development to the Department of Labor and Industries.
- ~~Emergency clause.~~ *(PV)*

HB 2135: EXPANDING LEMON LAW COVERAGE TO OUT-OF-STATE CONSUMERS

Prime Sponsor: Representative Wood

(SB 5968 Senator Kilmer)

** Signed by the Governor*

- Makes the lemon law applicable to all vehicles that are purchased or leased in Washington regardless of what state the vehicle is initially registered in.

EARLY LEARNING & K-12 EDUCATION

786-7420

SSB 5097: REGARDING SAFE SCHOOLS

Prime Sponsor: Senator Rockefeller

(HB 1979 Representative Quall)

** Signed by the Governor*

- Schools and school districts are required to adopt and implement a safe school plan, consistent with the school mapping information system. Each plan must include specific information.
- School districts are required to annually review and update their safe school plans and school mapping information system and provide information on the use of emergency supplies and notification to all staff.
- Schools are required to conduct no less than one safety-related drill each month, and the types of drills are specified.
- A task force on gangs in schools is created to examine current adult and youth gang activities that are affecting school safety. The Superintendent of Public Instruction must select task force representatives who possess expertise relevant to gang activity in schools.

2SSB 5114: CHANGING STUDENT TRANSPORTATION FUNDING

Prime Sponsor: Senator Rockefeller

** Signed by the Governor*

- By December 1, 2008, the Office of Financial Management (OFM), in consultation with the Office of the Superintendent of Public Instruction and the Joint Legislative Audit and Review Committee, is required to contract for development of two options for replacing the current transportation funding system.
- OFM must consult experts in school funding, pupil transportation, and commercial transportation logistics.
- An OFM report on new funding formulae is required to include an evaluation of the feasibility of having some or all of the pupil transportation program supported by the transportation budget, including utilizing local transit agencies.
- Beginning with the 2007-08 school year, school districts must separate their "to and from" transportation costs from their "non to and from" costs.

ESSB 5269: ESTABLISHING THE FIRST PEOPLES' LANGUAGE AND CULTURE TEACHER CERTIFICATION PROGRAM

Prime Sponsor: Senator McAuliffe

** Signed by the Governor*

** ESHB 1226 was not enacted but the provisions are substantially similar to those in ESHB 5269.*

- The First Peoples' Language, Culture, and Oral Tribal Traditions Teacher Certification Program is established. This act may be known and cited as the "First Peoples' Language, Culture, and Oral Tribal Traditions Teacher Certification Act: Honoring Our Ancestors."
- The Professional Educator Standards Board must adopt rules to implement the program in collaboration with the sovereign tribal governments whose traditional lands and territories lie within the borders of the state of Washington.

- In-service training or continuing education in First Peoples' language, culture, or oral tribal traditions provided by sovereign tribal governments participating in the program will be considered approved in-service training or approved continuing education.

SSB 5288: REQUIRING CYBERBULLYING TO BE INCLUDED IN SCHOOL DISTRICT HARASSMENT PREVENTION POLICIES

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Electronic acts are added to the current definition of "harassment, intimidation, or bullying."
- The Washington State School Directors' Association and the Office of the Superintendent of Public Instruction must convene an advisory committee to develop a model policy prohibiting cyberbullying and sample materials for school districts to disseminate to parents by January 1, 2008.
- Each school district must have its own policy by August 1, 2008.

ESSB 5297: REGARDING PROVIDING MEDICALLY AND SCIENTIFICALLY ACCURATE SEXUAL HEALTH EDUCATION IN SCHOOLS

Prime Sponsor: Senator Haugen

(HB 1297 Representative Schual-Berke)

** Signed by the Governor*

** SHB 1855 was not enacted, but the provisions are substantially similar to those in ESSB 5297.*

- By September 1, 2008, every public school that offers sexual health education must assure that it is medically and scientifically accurate; age appropriate; appropriate for students regardless of gender, race, disability status, or sexual orientation; and include information about abstinence.
- Abstinence may not be taught to the exclusion of instruction on other methods of preventing unintended pregnancy and sexually transmitted disease prevention.
- The Superintendent of Public Instruction, in consultation with the Department of Health, must develop a list of sexual health education curricula, consistent with the January 2005 Guidelines for Sexual Health Information and Disease Prevention. Schools offering sexual health education are encouraged to review their curricula and choose a curriculum from the list.

SB 5382: AUTHORIZING RECORD CHECKS FOR EMPLOYEES AND APPLICANTS FOR EMPLOYMENT AT BUREAU OF INDIAN AFFAIRS-FUNDED SCHOOLS

Prime Sponsor: Senator Kauffman

(HB 1326 Representative P. Sullivan)

** Signed by the Governor*

- Washington State Patrol and Federal Bureau of Investigation record checks are authorized for Federal Bureau of Indian Affairs-funded school employees and applicants for employment using the same processes as used by school districts and educational service districts.

SB 5438: CREATING THE WASHINGTON COMMUNITY LEARNING CENTER LEARNING PROGRAM.

Sponsor: Senator Eide

(HB 1550 Representative McDermott)

** SB 5438 is incorporated in part in E2SSB 5841.*

ESSB 5450: ALLOWING STUDENTS WHOSE INDIVIDUALIZED EDUCATION PROGRAM CONTINUES BEYOND HIGH SCHOOL TO PARTICIPATE IN HIGH SCHOOL GRADUATION CEREMONIES

Prime Sponsor: Senator Rasmussen

** ESSB 5450 was not enacted, but provisions are substantially similar to those in ESHB 1050.*

SB 5501: IMPLEMENTING WASHINGTON LEARNS RECOMMENDATIONS

Prime Sponsor: Senator McAuliffe

(HB 1641 Representative McDermott)

** Provisions of SB 5501 are incorporated in part into E2SSB 5098, E2SSB 5528, 2SSB 5806, E2SSB 5828, E2SSB 5841, E2SSB 5843, 2SSB 5955, 2SHB 1096, ESHB 1179, E2SHB 1779, 2SHB 1871, ESHB 1883 and 2SHB 1906.*

E2SSB 5627: REQUIRING A REVIEW AND DEVELOPMENT OF BASIC EDUCATION FUNDING

Prime Sponsor: Senator McAuliffe

** Signed by the Governor*

- A joint task force comprised of legislators and others is created to review the definition of basic education and the current funding formulas and propose a new definition and options for a new funding structure.
- The Washington State Institute for Public Policy (WSIPP) will provide research support to the task force with assistance from staff from the Legislature, the Office of the Superintendent of Public Instruction, the legislative evaluation and accountability program and the Office of Financial Management.
- The first report of WSIPP to the task force is due by September 15, 2007, and must include a plan of action. The second report is due by December 1, 2007, and must include two to four options for allocating school employee compensation. The final report is due September 15, 2008, and must include two to four options for revising the remaining K-12 funding structure.

SB 5728: REGARDING THE SALARY SCHEDULE FOR EDUCATIONAL STAFF ASSOCIATE POSITIONS AND VOCATIONAL CERTIFIED INSTRUCTORS

Prime Sponsor: Senator Rasmussen

** SB 5728 was not enacted, but the provisions are substantially similar to those in E2SHB 1432.*

SB 5775: CHANGING SPECIAL EDUCATION PROVISIONS

Prime Sponsor: Senator Kauffman

** Signed by the Governor*

- Some of the language and terms in the special education laws are changed to better align with the federal Individuals with Disabilities Education Act (IDEA).

2SSB 5790: REGARDING SKILL CENTERS

Prime Sponsor: Senator Hobbs

(SHB 1977 Representative Quall)

** Signed by the Governor/partial veto*

- The definition of skill centers and the provisions addressing skill centers are codified in a new chapter of law.

- The Office of the Superintendent of Public Instruction (OSPI) is directed to review and revise the guidelines for skill centers, create rules to encourage expansion of skill center programs, and take additional specified actions to support skill centers.
- The maximum funding for skill center students is changed from 1.0 FTEs to 1.6 FTEs or as determined in the omnibus appropriations act. OSPI must develop procedures for determining how to allocate the FTEs between the resident high school and the skill center.
- The position of Director of Skill Centers is created within OSPI.
- ~~OSPI must ensure that the property-tax revenues generated by skill center students under Initiative 728 are returned to skill centers. (PV)~~

SSB 5814: CREATING EDUCATIONAL OPPORTUNITIES IN MATHEMATICS, SCIENCE, AND TECHNOLOGY

Prime Sponsor: Senator McAuliffe

** SSB 5814 is incorporated in its entirety into 2SHB 1906.*

E2SSB 5828: REGARDING EARLY CHILD DEVELOPMENT AND LEARNING

Prime Sponsor: Senator Kauffman

(SHB 1663 Representative Kagi)

** Signed by the Governor*

** Provisions of SB 5501 are incorporated in part as described below.*

- A 25-member Early Learning Advisory Council is established to advise the Department of Early Learning (DEL).
- When funded, DEL must implement a Voluntary Quality Rating and Improvement System that will provide parents with information about the quality of child care providers.
- DEL must collaborate with a nongovernmental private-public partnership focused on supporting high-quality early learning.
- DEL must have a process and timeline in place for reviewing and revising child care provider rules by July 2007.

E2SSB 5841: ENHANCING STUDENT LEARNING OPPORTUNITIES AND ACHIEVEMENT

Prime Sponsor: Senator Hobbs

(SHB 1872 Representative Santos)

** Signed by the Governor/partial veto*

** SB 5501 is incorporated in part into E2SSB 5841, as described below.*

- The goal of the Basic Education Act and the student learning goals are expanded.
- Beginning in the 2007-08 school year, voluntary all-day kindergarten will be phased-in, beginning with the schools with the highest percentages of students qualifying for a free or reduced lunch. If funds are provided, the Office of Superintendent of Public Instruction (OSPI) must designate lighthouse all-day kindergarten programs to provide technical assistance to school districts.
- Demonstration projects in grades K-3 and English as a Second Language programs are created. The Northwest Regional Educational Laboratory (NWREL) will evaluate the projects, and report to the Legislature by November 1, 2008, and December 1, 2009.
- ~~Subject to funding, OSPI will provide grants to support a nonprofit health organization and high school partnerships to create Career Pathways Programs in high-demand fields. (PV)~~

* SB 5438 was not enacted, but the provisions are substantially similar to those in E2SSB 5841, as described below.

- The Washington Community Learning Center Program is established, subject to funding, to provide students with tutoring and educational enrichment when school is not in session. The OSPI will evaluate the program and report to the Legislature by November 1, 2008, and December 1, 2009.
* HB 1517 is incorporated in part into E2SSB 5841, as described below.
- ~~Subject to funding, the OSPI must assign at least one person to serve as World Languages Supervisor, with specified duties. (PV)~~
* SB 6115 is incorporated in part into E2SSB 5841, as described below.
- The OSPI must streamline the application process to access special education safety net funds, provide technical assistance to school districts, and annually survey school districts regarding improvements to the process.

SB 5842: REGARDING EDUCATION SYSTEM BENCHMARKS AND MONITORING

Prime Sponsor: Senator Oemig

(2SHB 1871 Representative Santos)

* SB 5842 was not enacted, but some of the provisions are substantially similar to those in E2SSB 5843.

E2SSB 5843: REGARDING EDUCATIONAL DATA AND DATA SYSTEMS

Prime Sponsor: Senator Oemig

(HB 1541 Representative Hunter)

* Signed by the Governor

- The Office of the Superintendent of Public Instruction (OSPI) is authorized to establish a longitudinal student data system for and on behalf of school districts in the state.
- OSPI will conduct a feasibility study, with the assistance of a workgroup with specified membership, on expanding the longitudinal student data system by identifying a preliminary set of data elements to be pilot tested and provide a report to the Legislature by November 1, 2008.
* Provisions of SB 5501, 2SHB 1871 and HB 1641 are incorporated into E2SSB 5843, as described below.
- An education data center is established within the Office of Financial Management to collect information across the P-20 education system.
- By the 2008-09 school year, each school district must electronically submit to OSPI student and teacher information for each class offered at each school.
- OSPI will develop standards for school data systems that focus on validation and verification, and develop a reporting format for school districts.

SSB 5952: CORRECTING PROVISIONS FOR THE DEPARTMENT OF EARLY LEARNING

Prime Sponsor: Senator McAuliffe

(HB 1959 Representative Kagi)

* Signed by the Governor

- Several technical changes are made to the chapter of law that established the Department of Early Learning (DEL) last year, including:
- The Director of DEL is authorized to charge agencies fees for licenses. DEL is authorized to deny, suspend, revoke, modify, or not renew a license or assess a civil monetary penalty when an agency has failed or refused to comply with the licensing requirements.
- The Director of DEL is given the power to engage in negotiated rule making with the exclusive representative of the family child care licensees.

2SSB 5955: REGARDING EDUCATOR PREPARATION, PROFESSIONAL DEVELOPMENT, AND COMPENSATION

Prime Sponsor: Senator Tom

(2SHB 1907 Representative P. Sullivan)

** Signed by the Governor/partial veto*

- Guidance and expected outcomes are provided for the professional development through the learning improvement days in the Omnibus Appropriations Act.
** SB 5501 is incorporated in part into 2SSB 5955, as described below.*
- A school district leadership academy is created to enhance leadership skills of school and district administrators.
- Within specified timelines, the Professional Educator Standards Board must adopt new teacher certification requirements addressing mathematics for all teachers, a uniform, externally administered professional-level teacher certification assessment, and teacher preparation program requirements to focus on diversity in cultural knowledge and respect.
- Subject to funds appropriated, an initiative is created to improve mathematics, science, and targeted secondary reading education through professional development delivered through the Educational Service Districts ~~over a four-year period through a three-tiered system in the form of competitive grants, improvement agreements and intensive intervention, and support for specified targeted activities. (PV)~~
** HB 2043 is incorporated in its entirety into 2SSB 5955, as described below.*
- A Recruiting Diverse Washington Teachers Program is created to recruit and provide training and support for diverse high school students to enter the teaching profession.

SB 5969: CREATING THE CIVIC EDUCATION TRAVEL GRANT PROGRAM

Prime Sponsor: Senator Kilmer

** SB 5969 is incorporated in its entirety into ESHB 1052.*

ESSB 6023: CONCERNING THE WASHINGTON ASSESSMENT OF STUDENT LEARNING (WASL)

Prime Sponsor: Senator McAuliffe

** Signed by the Governor/partial veto*

** 2SHB 2327 was not enacted, but the provisions are substantially similar to those in ESSB 6023.*

- Students in the graduating classes of 2008 through 2012 may graduate from high school without passing the math WASL if they keep taking math courses and taking the WASL or an alternative assessment. The graduation requirement to pass the science WASL is delayed until no later than 2013. By rule, the State Board of Education (SBE) may adopt an earlier year.
- Additional alternative assessments to the WASL are approved and additional eligibility requirements are defined for the GPA Cohort alternative.
- ~~By January 2008, the SBE must review changes that should be made to the mathematics and science WASL, with the primary change to be implementing end-of-course examinations in Algebra I, Geometry, and Biology. A regional appeals process is created at educational service districts for students to demonstrate they have the knowledge expected on the WASL, but not been able to demonstrate it. (PV)~~

- The Office of the Superintendent of Public Instruction and the Workforce Training and Education Coordinating Board must convene an advisory committee, including four legislators, to identify career and technical education curricula to assist students in preparing for the WASL. A report is due by January 2008.
- ~~English language learners who are not proficient in English are not required to take the WASL, except for high school graduation and to comply with federal law. (PV)~~
- ~~Emergency clause. (PV)~~

SB 6094: CREATING THE IMPROVING CORE SUBJECT INSTRUCTION FOR ALL STUDENTS PILOT PROGRAM

Prime Sponsor: Senator Pridemore

(HB 2136 Representative Fromhold)

- * SB 6094 was not enacted, but provisions are incorporated into the 2007-09 Operating Budget (SHB 1128) as a proviso.

SB 6115: CREATING SPECIAL EDUCATION SAFETY NET AWARDS

Prime Sponsor: Senator Brandland

- * SB 6115 is incorporated in part into E2SSB 5841.

SSJM 8011: PETITIONING CONGRESS TO RAISE FUNDING LEVELS OF THE NO CHILD LEFT BEHIND ACT

Prime Sponsor: Senator McAuliffe

- * SHJM 4012 was not enacted, but the provisions are substantially similar to those in SSJM 8011.

- The President, Congress, and the Governor of Washington State are asked to work together with state legislatures to raise the authorized funding levels of the No Child Left Behind Act and to make improvements to specific provisions, including those addressing limited English proficient students, students with disabilities, the uniform bar of performance, annual yearly progress, and others.
- * HJM 4015 is incorporated in part into SSJM 8011, as described below.
- Adds the request for a change in the definition of highly qualified teacher under the No Child Left Behind Act to include career and technical teachers who come into the teaching profession directly from industry.

ESHB 1050: ALLOWING CERTAIN STUDENTS WITH DISABILITIES TO PARTICIPATE IN GRADUATION CEREMONIES

Prime Sponsor: Representative Upthegrove

- * Signed by the Governor
- * ESSB 5450 was not enacted, but the provisions are substantially similar to those in ESHB 1050.

- Beginning July 1, 2007, school districts are required to have policies and procedures permitting students who are receiving special education services and have attended four years of high school to participate in graduation ceremonies.
- Participating in graduation exercises does not entitle a student to a high school diploma or a certificate of individual achievement.

HB 1051: EXPANDING HIGH SCHOOL COMPLETION PROGRAMS

Prime Sponsor: Representative Upthegrove

** Signed by the Governor/partial veto*

- Eligible students under age 21 who have completed all state and local graduation requirements, except the Certificate of Academic Achievement (CAA) or the Certificate of Individual Achievement (CIA), can enroll in a high school completion pilot program and earn a high school diploma.
- The programs will be offered at one of two community or technical college pilot sites for students from school districts within the pilot colleges' districts.
- Colleges cannot charge students in the programs tuition or fees for courses that lead to a high school diploma.
- If the college delivers a program directly, it will be reimbursed by the Office of the Superintendent of Public Instruction (OSPI) for each full-time equivalent student. If the college contracts with a school district for the program, it will receive funding based on the contract provisions.
- ~~Any school board may adopt a policy to award a certificate of academic completion (CAC) to students who complete all state and local high school graduation requirements except the CAA or CIA. A CAC is not the equivalent of a high school diploma. OSPI must notify school districts of their authority to adopt a policy and provide technical assistance. (PV)~~

ESHB 1052: MODIFYING THE LEGISLATIVE YOUTH ADVISORY COUNCIL

Prime Sponsor: Representative Upthegrove

(SSB 5102 Senator McAuliffe)

** Signed by the Governor*

- The application process for becoming a member of the Legislative Youth Advisory Council is changed to require students to complete an on-line application form, submit the form to the Council for new members to be chosen, and then the Lieutenant Governor will notify the new members.
- The Council is encouraged to use technology to conduct meetings and polling of other students.
- The Council expires June 30, 2009.
 - * SB 5969 is incorporated in its entirety, as described below.*
- A competitive grant program, funded by private and public funds, is created to provide travel grants to students participating in statewide, regional, national, or international civic education competitions or events.

ESSB 1226: ESTABLISHING THE FIRST PEOPLES' LANGUAGE, CULTURE, AND HISTORY TEACHER CERTIFICATION PROGRAM

Prime Sponsor: Representative Sells

** ESHB 1226 was not enacted, but the provisions are substantially similar as those in ESHB 5269.*

2SHB 1280: PROVIDING FOR THE USE OF THE SCHOOL DISTRICT CAPITAL PROJECTS FUNDS FOR TECHNOLOGY

Prime Sponsor: Representative Ericks

(ESSB 5267 Senator McAuliffe)

** Signed by the Governor*

- School districts may use capital project funds for ongoing technology payments.
- School districts must transfer funds used for ongoing technology payments to the General Fund.
- Two-year through six-year levies may support ongoing technology fees.
- The Office of the Superintendent of Public Instruction must establish guidelines for transfers consistent with IRS regulations.

E2SHB 1432: GRANTING SERVICE CREDIT TO EDUCATIONAL STAFF ASSOCIATES FOR NONSCHOOL EMPLOYMENT

Prime Sponsor: Representative P. Sullivan

** Signed by the Governor*

** SB 5728 was not enacted, but the provisions are substantially similar as to those in E2SHB 1432.*

- Beginning in the 2007-08 school year, occupational and physical therapists, speech-language pathologists, audiologists, nurses, social workers, counselors, and psychologists may include one year of experience in a nonschool position as one year of service under the state salary allocation schedule.
- Up to two years of nonschool experience may be counted. No years can be applied toward retirement benefits.

HB 1517: ENHANCING PUBLIC SCHOOL WORLD LANGUAGE INSTRUCTION

Prime Sponsor: Representative Schual-Berke

** HB 1517 is incorporated in part into E2SSB 5841.*

2SHB 1573: AUTHORIZING A STATEWIDE PROGRAM FOR COMPREHENSIVE DROPOUT PREVENTION, INTERVENTION, AND RETRIEVAL

Prime Sponsor: Representative Quall

(ESSB 5497 Senator McAuliffe)

** Signed by the Governor/partial veto*

- The Office of the Superintendent of Public Instruction (OSPI) must create a grant program and award grants to local partnerships of schools, families, and communities to phase in a statewide comprehensive dropout prevention, intervention, and retrieval system.
- OSPI must identify criteria for grants and evaluate proposals with the Workforce Training and Education Coordinating Board. Grant applicants must meet several requirements to be eligible.
- OSPI must establish a state-level work group consisting of specified members including legislators. The group will provide annual recommendations to the Legislature and Governor.
- ~~For the 2007-09 biennium, criteria to provide for school districts to continue to use state allocations to fund contracts with alternative educational service providers. (PV)~~

HB 1670: ARTICULATING THE PURPOSE AND ROLE OF SCHOOL COUNSELORS

Prime Sponsor: Representative Quall

** Signed by the Governor*

- Codifies into law the purpose and role of school counselors in public schools.

2SHB 1677: CREATING THE OUTDOOR EDUCATION AND RECREATION GRANT PROGRAM FOR SCHOOLS AND OTHERS

Prime Sponsor: Representative Quall

(SSB 5265 Senator McAuliffe)

** Signed by the Governor*

- The Washington State Parks and Recreation Commission must establish an Outdoor Education and Recreation Grant Program subject to the availability of funds in the outdoor education and recreation account. The program will provide funds to a variety of schools and community-based programs.
- The Director of the Commission must set priorities and develop criteria for awarding grants and create an advisory committee with specified representation to help develop and administer the program.

SHB 1855: REGARDING SEX EDUCATION IN SCHOOLS

Prime Sponsor: Representative Schual-Berke

** SHB 1855 was not enacted, but provisions are substantially similar to those in ESSB 5297.*

2SHB 1871: REGARDING EDUCATION SYSTEM BENCHMARKS AND MONITORING

Prime Sponsor: Representative Santos

(SSB 5842 Senator Oemig)

** 2SHB 1871 is incorporated in part into E2SSB 5843.*

2SHB 1906: IMPROVING MATHEMATICS AND SCIENCE EDUCATION

Prime Sponsor: Representative Hunter

(E2SSB 5813 Senator McAuliffe)

** Signed by the Governor*

** Portions of SB 5501 and HB 1641 are incorporated into 2SHB 1906, as described below.*

- The State Board of Education (SBE) must conduct an independent review of mathematics and science standards, essential academic learning requirements, and grade level expectations, with advice from two advisory panels. The Office of the Superintendent of Public Instruction (OSPI) must recommend three mathematics and science curriculums for each grade span. The SBE must revise the graduation requirements to include a minimum of three credits in mathematics.
- An after-school mathematics competitive grant program is created. The OSPI will evaluate the program and report to the Legislature by November 1, 2008, and December 1, 2009.
- A mathematics and science instructional coach program is established. A report is due to the Legislature by November 1, 2008, and December 1, 2009.
- Conditional scholarship programs are expanded, aimed at new teachers in mathematics, science, special education, and English as a second language.
- Under the leadership of the Transition Math Project, state education agencies and 2- and 4-year institutions of higher education will revise the mathematics placement test. Subject to funding, school districts must provide all high school students the option of taking the test at no cost to the student.

** SSB 5814 is incorporated in its entirety into 2SHB 1906, as described below.*

- Middle schools that have approved career and technical programs will be funded at the same rate as similar approved programs offered at the high school level.
- A statewide director for math, science, and technology is created at OSPI, with specified duties.
- OSPI must develop essential academic learning requirements and grade level expectations for educational technology literacy and technology fluency.
- The Higher Education Coordinating Board must assess the need for additional baccalaureate degree programs in Washington that specialize in teacher preparation in mathematics, science, and technology and, if there is a need, encourage such programs.

2SHB 1980: REGARDING THE FINANCIAL LITERACY PUBLIC-PRIVATE PARTNERSHIP

Prime Sponsor: Representative Kelley

(SB 5965 Senator Hobbs)

** Signed by the Governor*

- The Financial Literacy Public-Private Partnership is continued for two more years to identify strategies to increase financial literacy in public school students.

HB 2043: ESTABLISHING THE RECRUITING DIVERSE WASHINGTON TEACHERS PROGRAM

Prime Sponsor: Representative Santos

** HB 2043 was not enacted but is incorporated in part into 2SSB 5955.*

HB 2154: REGARDING ELECTION DATES FOR EDUCATIONAL SERVICE DISTRICT BOARD MEMBERS

Prime Sponsor: Representative Fromhold

(SB 5812 Senator Rasmussen)

** Signed by the Governor*

- A technical correction is made to the election dates for educational service districts with members whose terms expire the following January. The correction changes elections from even-numbered years to odd-numbered years.

2SHB 2262: PROVIDING SALARY BONUSES FOR INDIVIDUALS CERTIFIED BY THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS

Prime Sponsor: Representative Barlow

** Signed by the Governor*

** Provisions of SB 5501 and 2SSB 5955 are incorporated in part as described below.*

- Two bonuses are established in statute for certificated instructional staff (CIS) who obtain a National Board for Professional Teaching Standards certificate: (1) an annual bonus of \$5,000 for CIS for the life of the ten-year national board certificate. In subsequent years, the amount increases with inflation; and (2) an annual bonus of \$5,000 for CIS with a national board certificate teaching in school with 70 percent or more of the students eligible for free and reduced price lunch.
- The bonuses are in addition to other compensation and not included in state salary limitations for CIS, nor as earned compensation for retirement purposes.

**2SHB 2327: REGARDING A SYSTEM OF STANDARDS, INSTRUCTION, AND ASSESSMENTS
FOR MATHEMATICS AND SCIENCE**

Prime Sponsor: Representative P. Sullivan

** 2SHB 2327 was not enacted, but the provisions are substantially the same as ESSB 6023.*

**SHJM 4012: PETITIONING CONGRESS TO RAISE FUNDING LEVELS OF THE NO CHILD
LEFT BEHIND ACT**

Prime Sponsor: Representative Quall

** SHJM 4012 was not enacted, but the provisions are substantially similar to those in SSJM 8011.*

**HJM 4015: PETITIONING CONGRESS TO CHANGE THE DEFINITION OF HIGHLY
QUALIFIED TEACHERS TO INCLUDE CAREER AND TECHNICAL TEACHERS
HIRED DIRECTLY FROM INDUSTRY**

Prime Sponsor: Representative Ormsby

** HJM 4015 is incorporated in part into SSJM 8011.*

**EHJR 4204: AMENDING THE CONSTITUTION TO PROVIDE FOR A SIMPLE MAJORITY OF
VOTERS VOTING TO AUTHORIZE A SCHOOL LEVY**

Prime Sponsor: Representative Schual-Berke

(SJR 8207 Senator Eide)

** SJR 8202 was not enacted, but the provisions are substantially the same to those in EHJR 4204.*

- An amendment to the Washington State Constitution is proposed to provide for a simple majority of voters to authorize excess capital, maintenance and operation, and transportation levies for school districts.
- The amendment removes the 40 percent election validation requirement for a levy election.
- In order to be approved, the Constitutional amendment would need to be approved by a majority of the voters at the November 2007 general election.

ECONOMIC DEVELOPMENT, TRADE & MANAGEMENT

786-7409

2SSB 5092: REVISING PROVISIONS FOR CONTRACTS WITH ASSOCIATE DEVELOPMENT ORGANIZATIONS FOR ECONOMIC DEVELOPMENT SERVICES

Prime Sponsor: Senator Marr

(2SHB 1178 Representative Rolfes)

** Signed by the Governor*

- Contracts with Associate Development Organizations (ADOs) will require the delivery of direct assistance to companies needing support to survive, expand, or relocate. The contracts will also require support for regional economic research and regional planning efforts to implement economic development strategies.
- ADO contracts are to require the development of a countywide economic development plan consistent with the State Economic Development Commission's state comprehensive plan for economic development. Also required are the provision of business retention and expansion services and marketing, and other data; identifying and filling gaps in business start-up assistance; and additional regional efforts.
- ADOs are required to provide the department with measures of their performance. Contracts may be terminated for failure to achieve performance goals. Up to five ADOs that apply for the Washington Quality Award are to be reimbursed for the award application fee.

ESSB 5339: AUTHORIZING THE ACQUISITION AND OPERATION OF TOURISM-RELATED FACILITIES BY PORT DISTRICTS

Prime Sponsor: Senator Kilmer

(HB 1372 Representative Rolfes)

** Signed by the Governor*

- A port district has the authority to acquire and operate tourism-related facilities either individually or with any other municipality, or person, or combination thereof.
- Port districts may not use this act as authority for exercising the power of eminent domain.
- A port district and any municipality or other entity engaged in a joint venture or project with a port district must follow prevailing wage laws.

SB 5434: REGARDING EXCISE TAXATION OF SALES OF TANGIBLE PERSONAL PROPERTY ORIGINATING FROM OR DESTINED TO FOREIGN COUNTRIES

Prime Sponsor: Senator Poulsen

(HB 1382 Representative Ericks)

- Codifies the Department of Revenue's tax policies regarding the business and occupation and retail sales taxation of products in import and export commerce.

ESB 5508: PROVIDING FOR ECONOMIC DEVELOPMENT PROJECT PERMITTING

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- Permit applicants should receive information from city, county, or state agencies on the time an agency will need to make a permit decision, the minimum amount of information required for a decision, when an application is complete, the expected fees, and the reasons for denial of a permit.

- When a local government applies for Public Works Board funding, Community Economic Revitalization Board funding, or Job Development Fund Program funding, the criteria to be considered will include whether the applicant has developed and adhered to guidelines regarding its permitting process for those applying for development permits.
- The Office of Regulatory Assistance (ORA) is to help local jurisdictions by providing information about best practices in complying with permit timeline requirements and by providing technical assistance in reducing the turnaround time between submittal and issuance of a development permit. The termination date for the ORA is extended to June 30, 2011.

ESB 5513: ESTABLISHING A STATE GOVERNMENT EFFICIENCY HOTLINE

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- The State Auditor is required to establish a toll-free telephone line for public employees and members of the public to recommend measures to improve efficiency in state and local government and to report waste, inefficiency, abuse, efficiency or outstanding achievement by state and local agencies, public employees, or persons under contract with state and local agencies.

**E2SSB 5557: CONCERNING PUBLIC FACILITIES FOR ECONOMIC DEVELOPMENT
PURPOSES**

Prime Sponsor: Senator Hargrove

** Signed by the Governor*

- The 0.08 percent rural county sales and use tax used for economic development facilities is increased to 0.09 percent. Monies from the tax may not be used to fund judicial system facilities.
- Counties collecting the tax are required to provide yearly reports to the State Auditor within 150 days after the close of each fiscal year. The reports will include information on expenditures made on projects begun in prior years.

SB 5613: CONCERNING ENTREPRENEURIAL TRAINING OPPORTUNITIES

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- The Workforce Training and Education Coordinating Board (WTECB) is to develop policy objectives for the Workforce Investment Act in the state and ensure that entrepreneurial training opportunities are available through programs of each local work force investment board in the state.
- The WTECB is also to facilitate the development of programs for school-to-work transition that include entrepreneurial education and training.

**SSB 5647: CLARIFYING THE USE OF EXISTING LODGING TAX REVENUES FOR TOURISM
PROMOTION**

Prime Sponsor: Senator Fraser

(HB 1342 Representative Takko)

** Signed by the Governor*

- Revenues from the lodging tax may be used for operations expenditures for tourism promotion. The tax revenues may be used to market and operate special events and festivals. Revenues may also be used for tourism-related facilities owned by a public entity or a nonprofit organization.

- The definitions of "tourism promotion" and "tourism-related facility" are amended.
- Local jurisdictions must submit an annual report to the Department of Community, Trade and Economic Development regarding the use and economic impact of lodging tax revenues. A Joint Legislative Audit and Review Committee report on the use and economic impact of lodging tax revenues must be filed with the Governor and the Legislature.

2SSB 5652: ESTABLISHING THE MICROENTERPRISE DEVELOPMENT PROGRAM

Prime Sponsor: Senator Kauffman

** Signed by the Governor*

- The Microenterprise Development Program is established in the Department of Community, Trade and Economic Development. The department is to provide organizational support to a statewide microenterprise association and contract with it for the delivery of capacity building services to microenterprise development organizations as well as grants for technical assistance and training to microentrepreneurs.
- The department is also to identify other sources of funds for microenterprise development and develop criteria for the distribution of grants. The statewide microenterprise assistance association and microenterprise development organizations receiving funds must garner matching funds from foundations, financial institutions, or other sources.
- The statewide microenterprise assistance association may use no greater than 10 percent of state funds to cover administrative expenses and must provide the department with annual accounting and report on outcomes. The Joint Legislative Audit and Review Committee is to use outcome data to evaluate the program's effectiveness by January 1, 2012.

SSB 5653: AUTHORIZING THE DEVELOPMENT OF SELF-EMPLOYMENT ASSISTANCE PROGRAMS

Prime Sponsor: Senator Kauffman

** Signed by the Governor*

- Individuals enrolled in self-employment assistance programs approved by the Commissioner of Employment Security are eligible to continue receiving regular unemployment insurance benefits if they have been identified by the department as likely to exhaust their regular unemployment insurance benefits.
- Enrollment in a self-employment assistance program satisfies the weekly work search requirement that an individual must meet to be eligible to receive weekly benefits. Enrollment in a self-employment assistance program does not entitle the enrollee to any additional benefit payments.
- Persons completing a self-employment program may not directly compete with their former employer.

2SSB 5995: PROVIDING FOR THE ROLE OF THE ECONOMIC DEVELOPMENT COMMISSION IN STATE GOVERNMENT

Prime Sponsor: Senator Kastama

** Signed by the Governor*

- The Legislature intends for the Washington State Economic Development Commission to provide planning, coordination, evaluation, monitoring, and policy analysis and development for the state economic development system as a whole.

- The commission is to consist of 11 voting members and seven ex officio nonvoting members. The Executive Director of the commission is to serve as chief executive officer, employ such personnel as are necessary, and use staff of existing operating agencies.
- The commission is to review the appropriate state role in economic development and the appropriate administrative and regional structure for the provision of economic development services by September 1, 2008. The Economic Climate Council is to consult with the commission when selecting economic benchmarks and the commission is to involve the public in the selection of benchmarks.

SHB 1091: PROMOTING INNOVATION PARTNERSHIP ZONES

Prime Sponsor: Representative VanDeWege (2SSB 5090 Senator Kastama)

** Signed by the Governor*

- The Director of the Department of Community, Trade and Economic Development is to designate local areas as innovation partnership zones if the areas have research capacity, globally competitive firms in a research-based industry, and training capacity. Applicants must show that they will promote commercialization, innovation, and collaboration.
- The Economic Development Commission has oversight of implementation of innovation partnerships and will develop a plan to strengthen research teams, fund researchers and labs, and increase commercialization capacity. The plan is to include the best approach to take in the recruitment of ten significant entrepreneurial researchers over the next ten years to lead innovation research teams.
- The Commission is also to: (1) provide direction in developing comprehensive entrepreneurial programs at research institutions to accelerate the commercialization process; (2) develop performance measures for innovation research teams and innovation partnership zone grant recipients; and (3) perform an assessment and report on commercialization of technologies and outcomes of innovation zones.

SHB 1276: CREATING A PUBLIC-PRIVATE TOURISM PARTNERSHIP

Prime Sponsor: Representative Linville (SSB 5116 Senator Kastama)

** Signed by the Governor*

- The Washington Tourism Development Advisory Committee is to be replaced by the Washington Tourism Commission. The commission is to have 19 members.
- The commission is to develop and update a six-year strategic plan that includes: (1) promoting Washington as a destination; (2) providing information on tourism opportunities; (3) assisting with local tourism partnerships and tourism plans; and (4) coordinating the development of a statewide tourism marketing plan.
- The commission is to administer a tourism competitive grant program to enhance local tourism-related activities and is to report annually to the Legislature on its activities and the return on the state's investment.
- The Department of Community, Trade and Economic Development's current tourism-related statutory duties are eliminated.

2SHB 1277: EXPANDING COMPETITIVE LOCAL INFRASTRUCTURE FINANCING TOOLS PROJECTS

Prime Sponsor: Representative Kelley

(E2SSB 5115 Senator Kilmer)

** Signed by the Governor*

- Authorizes \$2.5 million in additional competitive Local Infrastructure Financing Tool (LIFT) Program projects, lifting the limit of the annual state contribution to LIFT projects in the state from \$5 million to \$7.5 million.
- Allows more than one LIFT project per county in certain circumstances involving cities that have territory in more than one county.
- Adds criteria to be considered by the Community Economic Revitalization Board when approving competitive LIFT awards, including: the project's ability to encourage transit-oriented development; and whether over the life of the project local excise or local property taxes allocated under LIFT will exceed 80 percent of the total local funds.
- Makes technical corrections to the LIFT statute.

HB 1430: CLARIFYING HOW CITIES, TOWNS, COUNTIES, PUBLIC CORPORATIONS, AND PORT DISTRICTS MAY PARTICIPATE IN THE FEDERAL NEW MARKETS TAX CREDIT PROGRAM.

Prime Sponsor: Representative Pettigrew

(SB 5630 Senator Kastama)

** Signed by the Governor*

- Cities, towns, counties, public corporations, and port districts are authorized to create partnerships and limited liability companies, and enter into public or private agreements, to implement the federal New Markets Tax Credit Program.

HB 1543: AUTHORIZING THE USE OF LOCAL RETAIL TAXES TO FINANCE ECONOMIC DEVELOPMENT OFFICERS

Prime Sponsor: Representative Buri

(SB 5388 Senator Sheldon)

** Signed by the Governor*

- Funds collected through the rural county 0.08 percent sales and use tax may be used to finance economic development office staff.
- The yearly reports to the State Auditor are due within 150 days after the close of each fiscal year. The reports will include information on expenditures made on projects which were begun in prior years.
- Port districts are eligible to receive the funds collected through the rural county 0.08 percent sales and use tax to promote economic development purposes within the county.

FINANCIAL INSTITUTIONS & INSURANCE

786-7408

SSB 5039: PROVIDING FOR THE STATE INVESTMENT BOARD TO MANAGE SCHOLARSHIP ENDOWMENT FUNDS

Prime Sponsor: Senator Eide

** Signed by the Governor*

- Transfers management and investment authority of the scholarship funds administered by the Higher Education Coordinating Board (HECB) from the State Treasurer to the Washington State Investment Board.
- HECB retains authority over all other aspects of administering the scholarship funds.

SB 5042: REGULATING THE BUSINESS OF INSURANCE

Prime Sponsor: Senator Berkey

** Signed by the Governor*

- Various aspects of the Office of the Insurance Commissioner's (OIC) administrative and oversight functions are updated, clarified and conformed to the National Association of Insurance Commissioner's (NAIC) model and to recent enforcement findings.

SSB 5052: PROHIBITING INTERESTED THIRD PARTIES FROM PROCESSING INSURANCE CLAIMS

Prime Sponsor: Senator Eide

(SHB 1066 Representative Kirby)

** Signed by the Governor*

- If an insurance company contracts with an auto glass repair facility to administer the insurance company's auto glass insurance claims, disclosures are required concerning the relationship among that administrator, the claimant, and other auto glass repair facilities.
- The auto glass repair facility, that also acts as the claims administrator, must disclose to the claimant that a business relationship exists between the administrator and the insurance company and that the claimant may choose any auto glass repair facility to make the repair.

SB 5199: RESTRICTING SMALL LOAN PRACTICES

Prime Sponsor: Senator Berkey

(HB 1027 Representative Strow)

** Signed by the Governor*

- Small loans made by businesses licensed by the Department of Financial Institutions as check cashers and sellers, and payday lenders, are uncollectible and unenforceable if the business engaged in fraud, deception, or unlicensed electronic lending.

SSB 5263: MODIFYING MEDICAL MALPRACTICE CLOSED CLAIM REPORTING REQUIREMENTS

Prime Sponsor: Senator Franklin

(SHB 1237 Representative Kirby)

** Signed by the Governor*

- Medical professionals and medical facilities insured by risk retention groups or surplus lines insurance must, themselves, report their closed malpractice claims to the Office of the Insurance Commissioner.

SSB 5715: CONCERNING PERSONS SELLING, SOLICITING, OR NEGOTIATING INSURANCE

Prime Sponsor: Senator Benton

(SHB 1533 Representative Kirby)

** Signed by the Governor*

- Following the National Association of Insurance Commissioners' (NAIC) model, the terms, agent, and broker, are replaced by the term, producer.
- Requirements and procedures for licensing insurance producers are standardized with those of 38 other states by addressing temporary licensing, adding provisions for probationary licensing, introducing a formal procedure of oversight and discipline, and clarifying the nature of reciprocity with other states.
- Instead of requiring a disclosure for only property and casualty insurance, a disclosure to the client that the producer is paid by both the client and the insurance company is required for all lines of insurance sold by producers.
- Bonding requirements for producers are changed from a flat \$20,000 to a sliding scale based on the dollar value of brokered premiums from the previous year, up to a maximum bond of \$100,000.
- The two-year licensing fee for insurance producers is raised by \$5, to \$55.
- The effective date is July 1, 2009.

ESSB 5717: ESTABLISHING A PROGRAM OF MARKET CONDUCT OVERSIGHT WITHIN THE OFFICE OF THE INSURANCE COMMISSIONER

Prime Sponsor: Senator Berkey

(HB 1532 Representative Kirby)

** Signed by the Governor*

- The Office of Insurance Commissioner's (OIC) regulatory examination functions are separated into the financial examination and the market conduct examination.
- The National Association of Insurance Commissioner's (NAIC) model for market conduct examinations of insurance companies is adopted by the state of Washington.
- The OIC must report to the Legislature after rules are adopted to implement the NAIC provisions as mandated by this legislation so that the Legislature can understand the role played by the NAIC in Washington law.

SSB 5826: MODIFYING CONSUMER CREDIT REPORT PROVISIONS

Prime Sponsor: Senator Berkey

(SSB 1755 Representative Hurst)

** Signed by the Governor*

- Effective September 1, 2008, all consumers who reside in Washington may place a security freeze on their credit reports.
- The fee for each action by the credit reporting agency (placement of the freeze, temporary lift, and removal) is limited to no more than \$10.
- The fee to place a security freeze cannot be charged to victims of the crime of identity theft or to consumers aged 65 years or older.
- The temporary lift of the freeze must be accomplished within 15 minutes of the electronic request.

SSB 5919: PROVIDING RELIEF FROM RETALIATORY TAXES ON INSURANCE PREMIUM TAXES

Prime Sponsor: Senator Hobbs

** Signed by the Governor*

- The fee that the Office of the Insurance Commissioner charges insurers to pay its operating costs is now named the "regulatory surcharge."
- Insurers may recoup this regulatory surcharge from policyholders.

HB 1231: MODIFYING PROVISIONS CONCERNING PAWNBROKERS

Prime Sponsor: Representative Kirby

(SB 5469 Senator Prentice)

** Signed by the Governor*

- The maximum loan preparation fees that pawnbrokers may charge through the 56 brackets of loan amounts are each raised by \$1.
- A new \$3 storage charge is allowed.
- An additional, new \$3 storage charge is allowed for firearms.
- The term of the loan is simplified to 90 days, rather than being a 30-day term with an additional mandatory 60-day grace period.

HB 1235: PROVIDING CONFIDENTIALITY TO CERTAIN INSURANCE COMMISSIONER EXAMINATIONS

Prime Sponsor: Representative Kirby

** Signed by the Governor*

- Financial analysis and market conduct desk audits are provided the same protection from public disclosure as financial and market conduct examinations currently have.

HB 1236: ESTABLISHING CERTAIN CAPITAL AND SURPLUS REQUIREMENTS NECESSARY TO TRANSACT INSURANCE

Prime Sponsor: Representative Roach

(SB 5262 Senator Franklin)

** Signed by the Governor*

- Ocean marine and foreign trade insurance are assigned minimum levels of surplus and capital to qualify to transact business in Washington.
- Once attained, minimum levels of surplus and capital must be maintained for all insurance, despite originally having been grandfathered in the 1994 legislation that established the minimums.
- All insurance companies must meet the surplus and capital requirements if they merge or are acquired by another insurance company.

HB 1270: MODIFYING PROVISIONS OF THE CONSUMER LOAN ACT WITH RESPECT TO LOAN RESTRICTIONS

Prime Sponsor: Representative Kirby

** Signed by the Governor*

- Removes the six-year and 15-day term limitation on loans made by consumer loan companies.

ESHB 1512: INCREASING THE AMOUNT THE TREASURER MAY USE FOR THE LINKED DEPOSIT PROGRAM

Prime Sponsor: Representative Hasegawa

(SB 5666 Senator Marr)

** Signed by the Governor*

- The amount of funds that the State Treasurer may deposit for the linked deposit program is increased from \$100 million to \$150 million.

SHB 1953: REQUIRING PREMIUM REDUCTIONS FOR OLDER INSUREDS COMPLETING AN ACCIDENT PREVENTION COURSE

Prime Sponsor: Representative Wood

** Signed by the Governor*

- Accident prevention courses, which may be taken by drivers over age 55 to get an insurance premium reduction, may be taken through technological means, such as the internet or through video regardless of whether a classroom is available.

SHB 2286: REGULATING INTERSTATE BRANCHING

Prime Sponsor: Representative Simpson

(SSB 6029 Senator Hobbs)

** Signed by the Governor*

- Out-of-state banks may establish branches in Washington that are within one mile of the retail business to which they are affiliated, only to the extent permitted for a Washington bank under state and federal law.

GOVERNMENT OPERATIONS & ELECTIONS

786-7432

SSB 5032: CONCERNING THE VANCOUVER NATIONAL HISTORIC RESERVE

Prime Sponsor: Senator Pridemore

(HB 1049 Representative Fromhold)

** Signed by the Governor*

- The Washington State Historical Society is designated as the state's representative for the Vancouver National Historic Reserve.
- The Historical Society is directed to participate in coordination meetings and in the development of plans and policies associated with the Reserve.

2SSB 5122: PRESERVING REGULATORY ASSISTANCE PROVISIONS

Prime Sponsor: Senator Rockefeller

(HB 1195 Representative Linville)

** Signed by the Governor*

- The existing sunset date for the Regulatory Assistance Program is repealed and a new sunset date of June 30, 2012, is established.
- The Joint Legislative Audit and Review Committee must, by July 1, 2008, provide a status report to the Governor and appropriate committees of the Legislature on the compliance of the Office of Regulatory Assistance with the recommendations contained in the 2007 sunset review proposed final report.

SB 5123: PROTECTING PERSONS WITH VETERAN OR MILITARY STATUS FROM DISCRIMINATION

Prime Sponsor: Senator Hobbs

(HB 1664 Representative Kelley)

** Signed by the Governor*

- The Washington Law Against Discrimination is amended to prohibit discrimination based on a person's status as a veteran or member of the military as it relates to employment; commerce; real estate transactions; places of public resort, accommodation, or amusement; insurance transactions; and credit transactions.

ESB 5166: DESIGNATING KOREAN-AMERICAN DAY

Prime Sponsor: Senator Shin

** Signed by the Governor*

- January 13th is designated as Korean-American Day, to be treated as a nonlegal holiday.

SSB 5231: REVISING PROVISIONS RELATING TO WATER-SEWER DISTRICTS

Prime Sponsor: Senator Berkey

(SHB 1238 Representative Takko)

** Signed by the Governor*

- As an alternative to the petition/election and petition methods of annexation, a water-sewer district that acquires water and/or sewer facilities from a city may enter into an annexation agreement with the city.
- Cities and counties must consult with public utilities operating water-sewer systems during the pre-design phase of construction projects that involve relocation of sewer and/or water facilities.
- Water-sewer district facilities may include facilities which result in methane gas generation as a byproduct of the sewer system.

- The maximum term for district leases of unused property is increased from 25 to 50 years.
- A state association of water/wastewater districts is removed from the coverage of a statute requiring associations of municipal corporations to submit biennial reports to the Governor and Legislature regarding changes which would affect the efficiency of the municipal corporations.

SB 5253: CREATING A LIST OF AND DECAL FOR VETERAN-OWNED BUSINESSES

Prime Sponsor: Senator Kilmer

(HB 1665 Representative Kelley)

** Signed by the Governor*

- The Department of Veterans Affairs must maintain a list of veteran-owned businesses, and post the list on the Department's web site.
- The Department must create a logo and decal identifying veteran-owned businesses.

SSB 5336: PROTECTING INDIVIDUALS IN DOMESTIC PARTNERSHIPS BY GRANTING CERTAIN RIGHTS AND BENEFITS

Prime Sponsor: Senator Murray

(HB 1351 Representative McDermott)

** Signed by the Governor*

- The state domestic partnership registry is created in the Office of the Secretary of State (OSOS).
- Individuals seeking to register domestic partnerships must meet specific eligibility criteria and file the appropriate paperwork with the OSOS.
- Certain powers and rights granted to spouses are granted to state-registered domestic partners.

SB 5408: MODIFYING PROVISIONS ON PRIMARY ELECTION BALLOTS

Prime Sponsor: Senator Fairley

(HB 1420 Representative Kelley)

** Signed by the Governor*

- If a voter fails to select a major party in the check-off box on a consolidated primary election ballot, the ballot will be counted if the voter votes only for candidates of one political party in partisan races.
- Nonpartisan races and ballot measures must be included on physically separate major party primary ballots.

SSB 5435: CREATING THE PUBLIC RECORDS EXEMPTIONS ACCOUNTABILITY COMMITTEE

Prime Sponsor: Senator Kauffman

(HB 1444 Representative Kessler)

** Signed by the Governor*

- Creates a 13-member Public Records Exemptions Accountability Committee, charged with reviewing all exemptions from public disclosure.
- The Public Records Exemptions Accountability Committee must develop a schedule to review each public disclosure exemption.
- The Office of the Attorney General and the Office of Financial Management provide staff support.

ESB 5498: REVISING VOTER-APPROVED FUNDING SOURCES FOR LOCAL TAXING DISTRICTS

Prime Sponsor: Senator Regala

** Signed by the Governor*

- Any taxing district may request voters to approve a levy over the statutory and constitutional limit (a "levy lid lift") that lasts for up to six years.
- "Existing funds" which may not be supplanted by funds raised by levy lid lifts or the county sales and use tax do not include some losses and expenditures such as lost grants or loans, extraordinary events, or major nonrecurring capital expenditures.

SSB 5511: REQUIRING STATE AGENCIES TO ALLOW VOLUNTEER FIREFIGHTERS TO RESPOND WHEN CALLED TO DUTY

Prime Sponsor: Senator Sheldon

** Signed by the Governor*

- State agencies must allow employees who are volunteer firefighters to respond to a fire, natural disaster, or medical emergency when called to duty.
- The agencies have discretion to grant leave with or without pay.

SB 5525: ADDING CITY OFFICIALS TO THE LIST OF PUBLIC AGENCIES ELIGIBLE FOR MEDICAL INSURANCE COVERAGE OUTSIDE OF COMPENSATION

Prime Sponsor: Senator Oemig

(HB 1392 Representative Moeller)

** Signed by the Governor*

- The cost of medical insurance provided to elected officials in specified categories of municipalities is not deemed to be additional compensation.

SB 5620: CLARIFYING THE AUTHORITY OF THE CIVIL SERVICE COMMISSIONS FOR SHERIFFS' OFFICES

Prime Sponsor: Senator Fairley

** Signed by the Governor*

- The Civil Service Commission for sheriffs' offices has supervisory responsibilities over the chief examiner.

SB 5640: AUTHORIZING TRIBAL GOVERNMENTS TO PARTICIPATE IN PUBLIC EMPLOYEES' BENEFITS BOARD PROGRAMS

Prime Sponsor: Senator Kauffman

(HB 1758 Representative Ormsby)

** Signed by the Governor*

- Tribal governments may apply to participate in Public Employee Benefit Board health care and other benefit programs under the same conditions and requirements as political subdivisions.

SSB 5674: AUTHORIZING REGISTERED VOTERS WHO RESIDE OUTSIDE OF, BUT OWN LAND IN, A WATER DISTRICT TO BE ELECTED AS A WATER DISTRICT COMMISSIONER

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- In water-sewer districts with fewer than 100 residents, if the candidate filing period is reopened for a district commissioner, any registered voter who resides or holds title or evidence of title to land in the district may file as a candidate.

SB 5732: REVISING RESTRICTIONS ON THE COUNTY TREASURER REGARDING RECEIPTING CURRENT YEAR TAXES

Prime Sponsor: Senator Fraser

(HB 1496 Representative Hunt)

** Signed by the Governor*

- A county treasurer may accept tax payments and issue receipts for such payments once he or she has completed the tax roll for the current year's collection and provided the requisite notification.

ESSB 5836: ADDRESSING THE TIMING OF ACCRUAL OF PROPERTY TAX REVENUES

Prime Sponsor: Senator Fairley

(SHB 2031 Representative Eddy)

** Signed by the Governor*

- When territory that is part of a fire or library district is annexed to a city or town, any taxes on annexed property that were levied, but not collected, must be paid to the annexing city or town when collected.
- Cities or towns annexing fire or library district property must notify the district of the annexation.
- The date that official boundaries are established for counties, cities, and other taxing districts is changed from the first day of March to the first day of August.

SB 5879: AUTHORIZING PAYROLL DEDUCTIONS FOR RETIREE ORGANIZATION DUES

Prime Sponsor: Senator Fairley

(HB 2033 Representative Ormsby)

** Signed by the Governor*

- State employees may elect to have payroll deductions for contributions to retiree organizations.

SB 5957: REVISING PROVISIONS RELATING TO ADMINISTRATIVE PRACTICES CONCERNING THE INFORMATION PROCESSING AND COMMUNICATIONS SYSTEMS OF THE LEGISLATURE OVERSEEN BY THE JOINT LEGISLATIVE SYSTEMS COMMITTEE

Prime Sponsor: Senator Kohl-Welles

(HB 2144 Representative Cody)

** Signed by the Governor*

- The Joint Legislative Systems Committee, the Joint Legislative Systems Advisory Committee, and the Legislative Service Center are exempted from Information Services Board and Department of Information Services oversight.
- The legislative systems revolving fund is abolished.
- The authority of the Legislative Service Center to provide services to agencies of the judicial and executive branches, as well as provide public access to legislative information, is clarified.

SB 6014: AUTHORIZING INDUSTRIAL DEVELOPMENT ON RECLAIMED SURFACE COAL MINE SITES

Prime Sponsor: Senator Swecker

** Signed by the Governor*

- Certain qualified counties planning under the Growth Management Act may designate a master planned location for major industrial activity outside urban growth areas on lands formerly used or designated for surface coal mining and supporting uses.

SB 6075: INCREASING COMPETITIVE BID LIMITS FOR THE PURCHASE OF MATERIALS, EQUIPMENT, OR SUPPLIES

Prime Sponsor: Senator Haugen

(HB 2274 Representative McIntire)

** Signed by the Governor*

- A county may dispense with competitive bidding on purchase contracts worth less than \$5,000.

ESB 6128: REQUIRING THE NAMING OF THE PERSON OR PERSONS AUTHORIZED TO MAKE EXPENDITURES ON BEHALF OF A CANDIDATE OR COMMITTEE

Prime Sponsor: Senator Keiser

** Signed by the Governor*

- The statement of organization filed by a political committee must include the name, address, and title of the person or persons who direct expenditures on behalf of the candidate or committee.
- For the purposes of campaign financing laws, the definition of "contribution" is amended to include an expenditure made by a person in cooperation with the person named on the candidate's or committee's registration form who directs expenditures on behalf of the candidate or committee.
- "Contribution" does not include the performance of ministerial functions by a person on behalf of two or more candidates or political committees either as volunteer services or for payment by the candidate.

SJM 8008: ASKING THAT THE FEDERAL GOVERNMENT PROVIDE VETERANS' BENEFITS OWED TO FILIPINO VETERANS

Prime Sponsor: Senator Prentice

- The Senate and House of Representatives of the state of Washington petition the President and Congress of the United States to grant to Filipino veterans full United States veteran status with military benefits.

SSJM 8012: REQUESTING THE WASHINGTON AIR AND ARMY NATIONAL GUARD NOT BE FEDERALIZED

Prime Sponsor: Senator Brown

- The President and Congress are requested not to federalize the Washington Air and Army National Guard so that it may continue to serve our state in its unique capacity.

HB 1005: DETERMINING RATES FOR THE RENTAL OF COUNTY EQUIPMENT

Prime Sponsor: Representative Kessler

** Signed by the Governor*

- County governments may designate an appointee to set rates for the rental of equipment owned by the county's road equipment revolving fund.

HB 1054: MODIFYING MEMBERSHIP OF THE INFORMATION SERVICES BOARD

Prime Sponsor: Representative Hudgins

** Signed by the Governor*

- One of the 15 members of the Information Services Board must have direct experience using the software projects considered by the Board.

HB 1064: ADDRESSING VETERANS' BENEFITS

Prime Sponsor: Representative Seaquist

(SB 5030 Senator Hobbs)

** Signed by the Governor*

- The statute that prohibits sending veterans and their families to almshouses or orphan asylums is repealed.

HB 1065: REVISING VETERANS' SCORING CRITERIA IN EXAMINATIONS

Prime Sponsor: Representative Kelley

(SB 5029 Senator Hobbs)

** Signed by the Governor*

- The score adjustment on civil service exams for eligible veterans must be applied whether the state hires a private company to administer the exams or administers the exams itself.
- For veterans returning to employment with the state after active military service for one or more years, five percentage points will be added to the score of every promotional examination until the veteran's first promotion, instead of one promotional examination only.

HB 1069: DESIGNATING THE PACIFIC CHORUS FROG AS THE STATE AMPHIBIAN

Prime Sponsor: Representative Williams

** Signed by the Governor*

- The Pacific chorus frog is designated as the official amphibian of the state of Washington.

HB 1073: CONCERNING LIMITED EMERGENCY WORKER VOLUNTEER IMMUNITY

Prime Sponsor: Representative Schual-Berke

(SB 5054 Senator Kastama)

** Signed by the Governor*

- Indemnity is provided to emergency workers for acts done or attempted during or while traveling to or from an emergency or disaster, search and rescue, or training or exercise authorized by the Military Department.
- The immunity currently afforded to registered retired volunteer medical workers is extended to all volunteer emergency workers.
- The types of activities covered by the immunity provisions are expanded to include search and rescue activities.

HB 1084: DESIGNATING THE LADY WASHINGTON AS THE OFFICIAL SHIP OF THE STATE OF WASHINGTON.

Prime Sponsor: Representative Blake

** Signed by the Governor*

- Designates the Lady Washington as the official ship of the state of Washington.

SHB 1135: ALLOWING CERTAIN CITIES TO DESIGNATE AQUIFER CONSERVATION ZONES

Prime Sponsor: Representative Appleton

** Signed by the Governor*

- Certain qualified cities may designate one or more aquifer conservation zones.
- Cities may consider whether an area is within an aquifer conservation zone when determining the residential density of that area.

HB 1166: MODIFYING COUNTY TREASURER ADMINISTRATIVE PROVISIONS

Prime Sponsor: Representative Takko

(SB 5149 Senator Pridemore)

** Signed by the Governor*

- Metropolitan Park Districts are granted the authority to use electronic fund disbursement.
- Land bought by a county for lack of other bidders at a foreclosure sale is exempt from property owner association dues and fees.
- Counties may assess liens for penalties owed and for costs of foreclosure.
- Mobile homes, manufactured homes, and park model trailers are identified as types of private property which may be seized for non-payment of personal property tax.

SHB 1255: PROHIBITING MUNICIPAL OFFICERS FROM BEING BENEFICIALLY INTERESTED IN ANY PERSONAL SERVICES CONTRACT THAT IS MADE BY, THROUGH, OR UNDER THE SUPERVISION OF THAT OFFICER

Prime Sponsor: Representative Simpson

** Signed by the Governor*

- A municipal officer may not have a beneficial interest in any contract for legal services related to his or her office.

SHB 1258: CHANGING THE DISBURSEMENT OF FUNDS BY AIR POLLUTION CONTROL AGENCIES

Prime Sponsor: Representative Alexander

** Signed by the Governor*

- Monies collected for an air pollution control authority in accordance with specified provisions may be disbursed upon warrants drawn either by the authority or county auditor designated by the authority's board of directors.

SHB 1279: ESTABLISHING THE POET LAUREATE PROGRAM

Prime Sponsor: Representative Skinner

(SB 5649 Senator Tom)

** Signed by the Governor*

- The Washington State Arts Commission must establish and administer the Poet Laureate Program.
- The poet laureate must be a published poet, a resident of Washington, active in the poetry community, and willing and able to promote poetry throughout a two-year term.

HB 1292: ESTABLISHING THE EASTERN WASHINGTON STATE VETERANS' CEMETERY

Prime Sponsor: Representative Barlow

(SB 5058 Senator Marr)

** Signed by the Governor*

- The Eastern Washington State Veterans' Cemetery is established, to be operated by the Department of Veterans Affairs.
- The cemetery will be located in Spokane County.

SHB 1328: CONCERNING SMALL WORKS ROSTER CONTRACTING PROCEDURES

Prime Sponsor: Representative Santos

(SB 5546 Senator Kline)

** Signed by the Governor*

- A state agency or authorized local government may use the limited public works process to solicit and award small works roster contracts to small business that are registered contractors with gross revenues under \$1 million annually as reported on their federal tax return.
- A state agency or authorized local government may adopt additional procedures to encourage small businesses that are registered contractors with gross revenues under \$250,000 to submit quotations or bids on small works roster contracts.
 - * HB 1782 is incorporated in its entirety into SHB 1328, as described below.*
- The alternative administration of the prevailing wage contract requirements that applies to public works projects of \$2,500 or less applies to public works projects under \$35,000 that use the limited public works process found in RCW 39.04.155 (3).

ESHB 1368: CONCERNING SPECIAL PURPOSE DISTRICT COMMISSIONER PER DIEM COMPENSATION

Prime Sponsor: Representative Simpson

(SSB 5233 Senator Hatfield)

** Signed by the Governor*

- Increases the daily per diem rate for a member of a governing body of a special purpose district to \$90 per day or portion of a day, spent in actual attendance at official meetings or in performance of other official services or duties on behalf of the business of a district.
- The per diem amount must be adjusted for inflation by the Office of Financial Management every five years, beginning July 1, 2008.
- A special purpose district commissioner can only collect per diem compensation from one district.

SHB 1445: MAKING ADJUSTMENTS TO THE RECODIFICATION OF THE PUBLIC RECORDS ACT

Prime Sponsor: Representatives Kessler

(SSB 5437 Senator Pflug)

** Signed by the Governor*

- The statement of statutory intent is amended to state that in the event of a conflict between the provisions of the Public Records Act and any other act, the provisions of the Public Records Act must govern.
- The exemption relating to the conditions in which law enforcement may request a person's utility records is restored to its meaning prior to re-codification of the Public Records Act.

HB 1475: ADDING MEMBERS TO THE STATE BOARD FOR VOLUNTEER FIREFIGHTERS AND RESERVE OFFICERS

Prime Sponsor: Representative Hurst

(SB 5593 Senator Fairley)

** Signed by the Governor*

- Two members are added to the State Board for Volunteer Firefighters and Reserve Officers, for a total of five.
- At least three of the Board members must be active volunteers or reserve officers.

2SHB 1506: CHANGING ALTERNATIVE WORKS PROVISIONS

Prime Sponsor: Representative Haigh

(SB 5489 Senator Rockefeller)

** Signed by the Governor*

- Extends and expands the use of the design-build and general contractor/construction manager contracting procedures.
- Establishes a project review committee to approve and certify the use of design-build and general contractor/construction manager contracting procedures.
- Requires data collection for evaluation of alternative contracting procedures.

SHB 1507: CREATING THE UNIFORMED SERVICE SHARED LEAVE POOL

Prime Sponsor: Representative Seaquist

(SB 5430 Senator Hobbs)

** Signed by the Governor*

- A uniformed services shared leave pool is created.
- State employees who are called to service in the uniformed services may use leave from the pool.

HB 1526: MODIFYING THE FORM OF THE PRESIDENTIAL PRIMARY BALLOT

Prime Sponsor: Representative Hunt

(SB 5602 Senator Roach)

** Signed by the Governor*

- Unaffiliated presidential primary ballots are eliminated.

HB 1528: PROVIDING FOR ELECTRONIC VOTER REGISTRATION

Prime Sponsor: Representative Hunt

(SB 5663 Senator Oemig)

** Signed by the Governor*

- Online voter registration is permitted for people who possess a Washington driver's license or identification card.

SHB 1654: MODIFYING CANVASSING PROVISIONS

Prime Sponsor: Representative Appleton

(SB 5629 Senator Oemig)

** Signed by the Governor*

- If the auditor is in possession of more than 500 ballots, instead of 25 ballots, the ballots must be counted on a daily basis, or every third day, depending on the population of the county.
- Ballots are not required to be counted on Saturdays.
- In counties voting entirely by mail, a random check of the ballot counting equipment may be conducted in three precincts or on six batches of ballots.

HB 1759: AUTHORIZING SHARED LEAVE FOR DECLARED EMERGENCIES.

Prime Sponsor: Representative McIntire

- * *HB 1759 is incorporated in its entirety into HB 2281.*

HB 1782: MODIFYING PUBLIC WORKS CONTRACT COMPLETION REPORTING THRESHOLD REQUIREMENTS.

Prime Sponsor: Representative Hinkle

- * *HB 1782 is incorporated in its entirety into HB 1328.*

HB 1831: MODIFYING THE DATES OF AN ELECTION CYCLE

Prime Sponsor: Representative Hunt

- * *Signed by the Governor*

- For campaign contribution purposes, the election cycle is changed to start on the first day of January after the date of the previous general election for the office the candidate seeks, and ends on December 31 after the next election for that office.

SHB 1832: SHORTENING THE STATUTE OF LIMITATIONS ON CLAIMS UNDER CHAPTER 42.17 RCW

Prime Sponsor: Representative Hunt

- * *Signed by the Governor*

- Any citizen's action brought under Chapter 42.17 RCW must be commenced within two years of the violation.

HB 1870: RECOGNIZING JUNETEENTH AS A DAY OF REMEMBRANCE

Prime Sponsor: Representative Pedersen

- * *Signed by the Governor*

- June 19 is declared a day of remembrance for the day the slaves learned of their freedom and will be recognized as Juneteenth.

2SHB 1896: PROVIDING FOR A LEGISLATIVE GIFT CENTER

Prime Sponsor: Representative Hunt

- * *Signed by the Governor*

- A legislative gift shop is created, to be located on the Capitol campus.
- Proceeds from the gift shop will benefit specific state programs.

SHB 1897: EXPRESSING THE LEGISLATURE'S INTENT THAT PUBLIC DISCLOSURE REQUIREMENTS DO NOT ALLOW ATTORNEY INVOICES TO BE EXEMPT IN THEIR ENTIRETY

Prime Sponsor: Representative Williams

- * *Signed by the Governor*

- It is the intent of the Legislature to clarify that no reasonable construction of the Public Records Act has ever allowed attorney invoices to be withheld in their entirety by a public entity.

- It is further the intent of the Legislature that specific descriptions of work performed be redacted only if they would reveal an attorney's mental impressions, actual legal advice, theories, opinion, or are otherwise exempt.

**HB 1940: REQUIRING STATE AGENCIES TO NOTIFY LOCAL GOVERNMENTS OF
PROPOSED LAND DISPOSITIONS**

Prime Sponsor: Representative Schindler

** Signed by the Governor*

- Certain state agencies must provide written notice of proposed land dispositions to the legislative authorities of the counties, cities, and towns in which the land is located.

**SHB 1965: AUTHORIZING MAJOR INDUSTRIAL DEVELOPMENT WITHIN INDUSTRIAL
LAND BANKS**

Prime Sponsor: Representative Eddy

** Signed by the Governor*

** SB 5684 was not enacted, but the provisions are substantially the same as SHB 1965.*

- The process for designating industrial land banks and approving major industrial developments (MIDs) is changed such that the county first designates an industrial land bank in the comprehensive plan, and then approves specific MIDs through a local master plan process.
- Requirements regarding the siting and approval of MIDs are specified.
- Existing termination dates on the authority to site industrial land banks are eliminated.

HB 1972: REGARDING PROCEEDS FROM IRRIGATION DISTRICT FORECLOSURE SALES

Prime Sponsor: Representative Ross

** Signed by the Governor*

- After a property foreclosure sale for nonpayment of irrigation district assessments, any excess proceeds must be awarded to the person who owned the property on the date that the irrigation district assessments first became delinquent.

**SHB 2147: PROVIDING VOCATIONAL REHABILITATION SERVICES FOR VOLUNTEER
FIREFIGHTERS AND RESERVE OFFICERS**

Prime Sponsor: Representative Kristiansen

** Signed by the Governor*

- When vocational rehabilitation is likely to make a disabled volunteer firefighter or reserve officer return to employment, benefits may be paid from the Volunteer Fire Fighters' and Reserve Officers' Relief and Pension System.
- Up to \$4,000 may be paid for the costs of education and associated costs, including on-the-job training fees or tools necessary for self-employment or re-employment.
- An additional \$5,000 may be authorized for physician-approved accommodations necessary for participation in a retraining plan, or for performing the essential functions of an occupation.

HB 2152: REGARDING ELECTION CERTIFICATION

Prime Sponsor: Representative Appleton

** Signed by the Governor*

- Candidates are considered elected when the county canvassing board certifies the results of an election, regardless of when the candidate actually receives a ceremonial certificate of election.

HB 2161: PROVIDING FOR CONSISTENCY BETWEEN CODE CITIES AND NONCODE CITIES IN THE APPORTIONMENT OF INVESTMENT FUNDS

Prime Sponsor: Representative Simpson

** Signed by the Governor*

- In code cities, income derived from a commingled investment portfolio may be apportioned to the general or current expense fund of the city.

HB 2281: REVISING PROVISIONS FOR SHARED LEAVE

Prime Sponsor: Representative Appleton

** Signed by the Governor*

- Before an agency head makes a determination to return unused leave in connection with an illness or injury, or any other qualifying condition, he or she must receive from the affected employee a statement from the employee's doctor verifying that the illness or injury is resolved.
** HB 1759 is incorporated in its entirety as described below.*
- An agency head may permit an employee to receive leave under the shared leave program if a state of emergency has been declared anywhere within the United States by the federal or any state government and the employee has needed skills to assist in responding to the emergency or its aftermath.

HEALTH & LONG-TERM CARE

786-7456

SB 5024: INCREASING FEES TO FUND COMMUNITY TRAUMATIC BRAIN INJURY SERVICES

Prime Sponsor: Senator Jacobsen

* *SB 5024 was not enacted, but the provisions are substantially similar to those in 2SHB 2055.*

2SSB 5093: CONCERNING ACCESS TO HEALTH CARE SERVICES FOR CHILDREN

Prime Sponsor: Senator Marr

(HB 1071 Representative Clibborn)

* *Signed by the Governor*

- The Department of Social and Health Services (DSHS) must create one seamless program to provide health insurance for children under age 19 with family incomes at or below 250 percent of the Federal Poverty Level (FPL).
- Effective January 2009, eligibility is expanded to 300 percent FPL, subject to appropriation.
- Children with family incomes between 200 and 300 percent FPL will be charged premiums.
- Beginning January 2009, children with family incomes above 300 percent FPL will have an opportunity to purchase coverage from DSHS without state subsidy.
- A legislative task force on comprehensive school health reform is established, with recommendations due October 2008, and goals are established for healthy food choices and physical activity in all school districts.

SB 5223: PROVIDING INSURANCE COVERAGE TO DEPENDENT CHILDREN

Prime Sponsor: Senator Keiser

* *SB 5223 is incorporated in part into E2SSB 5930.*

ESSB 5292: REQUIRING THE LICENSING OF PHYSICAL THERAPIST ASSISTANTS

Prime Sponsor: Senator Fairley

(HB 1309 Representative Morrell)

* *Signed by the Governor*

- Physical therapist assistants must be of good moral character, complete a board approved physical therapy assistant program and pass a board approved physical therapist assistant examination in order to be licensed by the state.

SSB 5305: EXTENDING MEDICAID COVERAGE FOR FOSTER YOUTH

Prime Sponsor: Senator Franklin

* *SB 5305 was not enacted, but the provisions are substantially similar to those in 2SHB 1201.*

SB 5398: LICENSING SPECIALTY HOSPITALS

Prime Sponsor: Senator Marr

(HB 1378 Representative Cody)

* *Signed by the Governor*

- Specialty hospitals are defined and specific requirements for their licensing are described.

2SSB 5467: CREATING THE INDIVIDUAL AND FAMILY SERVICES PROGRAM FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

Prime Sponsor: Senator Keiser

(HB 1548 Representative Pettigrew)

** Signed by the Governor*

- An individual and family services program for persons with developmental disabilities is created. Eligibility to receive services will be determined by an assessment of individual need. Respite care is available to parents who provide care in their home to an adult child with developmental disabilities. Dollar caps for service priorities will be determined by vendor rate increases authorized by the Legislature.

SB 5490: ADDING A LAW ENFORCEMENT REPRESENTATIVE TO THE ADULT FAMILY HOME ADVISORY COMMITTEE

Prime Sponsor: Senator Brandland

** Signed by the Governor*

- A representative from a general authority Washington law enforcement agency is added to the adult family home advisory committee.

SB 5523: ADDRESSING SPECIFIED DISEASE, HOSPITAL CONFINEMENT, OR OTHER FIXED PAYMENT INSURANCE

Prime Sponsor: Senator Franklin

** SB 5523 was not enacted, but the provisions are substantially similar to those in SHB 1233.*

2SSB 5597: CONCERNING CONTRACTS WITH CHIROPRACTORS

Prime Sponsor: Senator Franklin

(HB 1630 Representative Curtis)

** Signed by the Governor*

- The circumstances under which health carriers are required to reimburse chiropractors for medical services are described.

SSB 5619: ADDRESSING UNWARRANTED VARIATION IN HEALTH CARE

Prime Sponsor: Senator Pflug

** SSB 5619 is incorporated in part into E2SSB 5930.*

SB 5658: ESTABLISHING A HEALTH CARE REINSURANCE PROGRAM FOR SMALL BUSINESSES

Prime Sponsor: Senator Keiser

** SB 5658 is incorporated in part into E2SSB 5930.*

SB 5665: ESTABLISHING THE STATE EMPLOYEE HEALTH PROGRAM AND A STATE EMPLOYEE HEALTH DEMONSTRATION PROJECT

Prime Sponsor: Senator Keiser

** SB 5665 is incorporated in part into E2SSB 5930.*

SB 5684: REGARDING GROWTH MANAGEMENT PLANNING

Prime Sponsor: Senator Swecker

(HB 1752 Representative Eddy)

* SB 5684 was not enacted, but the provisions are substantially similar to those in SHB 1965.

E2SSB 5712: REVISING PROVISIONS FOR THE WASHINGTON STATE HEALTH INSURANCE POOL

Prime Sponsor: Senator Parlette

* E2SSB 5712 is incorporated in its entirety into E2SSB 5930.

SB 5716: REGULATING RETAINER HEALTH CARE PRACTICES

Prime Sponsor: Senator Keiser

(HB 1818 Representative Cody)

* Provisions of SB 5716, are incorporated in part into E2SSB 5958.

E2SSB 5930: PROVIDING HIGH QUALITY, AFFORDABLE HEALTH CARE TO WASHINGTONIANS BASED ON THE RECOMMENDATIONS OF THE BLUE RIBBON COMMISSION ON HEALTH CARE COSTS AND ACCESS

Prime Sponsor: Senator Keiser

(HB 2098 Representative Cody)

* Signed by the Governor/partial veto

- State health agencies will initiate a number of projects to improve quality, control costs, and expand access, including: modifying the reimbursement system; expanding chronic care programs; capturing health data to inform quality and evidence-based standards and statewide resource planning; designing health information technology pilots; studying emergency room utilization, administrative costs, and reinsurance options; expanding access to insurance for young adults; exploring public program expansions and waiver opportunities; creating public health performance standards; and modifying the high risk pool.
 - * SSB 5619 is incorporated in part into E2SSB 5930, as described below.
- A patient shared decision making demonstration project will be initiated.
 - * ESHB 2023 is incorporated in part into E2SSB 5930, as described below.
- A newborn screening fee of \$3.50 is established in statute to continue testing for genetic diseases.
 - * ESHB 1809 is incorporated in part into E2SSB 5930, as described below.
- Department of Health (DOH) will capture hospital adverse health event reporting and submit data to the newly created Quality Forum.
 - * SB 6083 is incorporated in part into E2SSB 5930, as described below.
- Health professionals will have access to the University of Washington health sciences library for clinical research.
 - * SB 5223 is incorporated in part into E2SSB 5930, as described below.
- Insurance carriers will provide access to insurance for dependents up to age 25, effective January 2009.
 - * HB 1490 is incorporated in part into E2SSB 5930, as described below.
- Discussions for Medicaid waivers will include potential use of health opportunity accounts for the transitional medical assistance program.

- * *SB 5658 is incorporated in part into E2SSB 5930, as described below.*
- Reinsurance will be studied for the individual and small group insurance markets, and the high risk pool.
 - * *E2SSB 5712 is incorporated in its entirety into E2SSB 5930, as described below.*
- The Washington State Health Insurance Pool (WSHIP) is modified with benefit changes, policy changes, a study of eligibility, and immunity protection for the employees and Board members.
 - * *HB 1915 is incorporated in its entirety into E2SSB 5930, as described below.*
- The WSHIP enrollment limit linked to 2003 enrollment levels for Evergreen Health Insurance Program enrollees is removed.
 - * *HB 1602 is incorporated in part into E2SSB 5930, as described below.*
- Basic Health program eligibility is expanded for foster parents with income up to 300 percent of the federal poverty level with expanded premium subsidies.
 - * *SB 5665 is incorporated in part into E2SSB 5930, as described below.*
- Health Care Authority will create employee wellness demonstration projects.
 - * *SB 5973 is incorporated in part into E2SSB 5930, as described below.*
- DOH will create a prescription drug monitoring program for controlled substances.
 - * *HB 2100 is incorporated in its entirety into E2SSB 5930, as described below.*
- The Office of Financial Management will coordinate a health planning process and create the statewide health resources strategy that will guide certificate of need.
 - * *E2SHB 1569 is incorporated in part into E2SSB 5930, as described below. Similar provisions remain in E2SHB 1569.*
- Duties and responsibilities of the Health Insurance Partnership Board are outlined. ~~The nine-member Health Insurance Partnership Board is created to guide the development of the newly created Health Insurance Partnership program, with a July 1 effective date. (PV)~~
 - * *E2SHB 1825 is incorporated in part into E2SSB 5930, as described below.*
- Outcome goals are created for local health jurisdictions. DOH will identify core public health functions and adopt performance measures for local health jurisdictions.
 - * *HB 2126 is incorporated in part into E2SSB 5930, as described below.*
- Responsibility for local inmate medical expenses is clarified; the local government charging the inmate will be responsible.

E2SSB 5958: CREATING INNOVATIVE PRIMARY HEALTH CARE DELIVERY

Prime Sponsor: Senator Keiser

* *Signed by the Governor*

- Direct patient-provider primary care practices are recognized in insurance laws explicitly not as insurance carriers, and allowed to continue direct fee arrangements with patients, charging a monthly fee for primary care services outlined in the direct agreement.
 - * *Provisions of SSB 5716, are incorporated in part into E2SSB 5958 as described below.*
- Direct agreements must include a disclaimer that the arrangement is not comprehensive health insurance coverage. Providers may participate in insurance carriers provider networks for purposes other than billing, and may not submit claims for health care services provided to direct patients as covered by their agreement.

- Direct practices must register annually with the Office of Insurance Commissioner (OIC), and the OIC will serve as the consumer protection agency, monitor direct practices, and submit reports to the Legislature beginning December 2009.

SB 5973: ESTABLISHING A CONTROLLED SUBSTANCES PRESCRIPTION MONITORING PROGRAM

Prime Sponsor: Senator Parlette

(HB 1553 Representative Hinkle)

* *SB 5973 is incorporated in part into E2SSB 5930.*

ESSB 6032: CONCERNING THE MEDICAL USE OF MARIJUANA

Prime Sponsor: Senator Kohl-Welles

* *Signed by the Governor*

- The Department of Health will adopt rules defining a presumed 60-day supply of medical marijuana for qualifying patients and report to the Legislature on findings regarding access to a source of medical marijuana for qualifying patients.

SB 6083: PROVIDING ACCESS TO MEDICAL INFORMATION FOR HEALTH PROFESSIONALS

Prime Sponsor: Senator Pflug

* *SB 6083 is incorporated in part into E2SSB 5930.*

2SHB 1095: IMPLEMENTING THE PART D DRUG COPAYMENT PROGRAM

Prime Sponsor: Representative Barlow

(SB 5091 Senator Fairley)

* *Signed by the Governor*

- The Department of Social and Health Services is authorized to offer Medicare Part D co-payment coverage to individuals who are dually eligible for Medical Assistance and Medicare, subject to available funds.

SHB 1098: AUTHORIZING SUSPENSION OF RESTRICTION ON THE AVAILABILITY OF VACCINES DURING OUTBREAKS

Prime Sponsor: Representative Cody

* *Signed by the Governor*

- Pregnant or lactating women, or parents of a child under 18 are to be provided with information regarding mercury-containing products if the woman or child is to be vaccinated with a product which contains more than current mercury limits per dose.

SHB 1099: REGULATING CERTAIN DENTAL PROFESSIONS

Prime Sponsor: Representative Cody

** Signed by the Governor*

- Two new categories of dental assistive personnel are created along with experience, education, and licensing criteria for these categories. The categories are dental assistant and expanded function dental auxiliary.

2SHB 1106: REQUIRING REPORTING OF HOSPITAL-ACQUIRED INFECTIONS IN HEALTH CARE FACILITIES

Prime Sponsor: Representative Campbell

** Signed by the Governor*

- By December 1, 2009, and annually thereafter, the Department of Health must publish a report on the agency website comparing health care associated infection rates at individual hospitals.

2SHB 1201: EXTENDING MEDICAID COVERAGE FOR FOSTER CARE YOUTH WHO REACH AGE EIGHTEEN

Prime Sponsor: Representative Roberts

** Signed by the Governor*

** SSB 5305 was not enacted but has substantially the same provisions as 2SHB 1201.*

- Eligibility for Medical Assistance is extended to age 21 for foster youth that are in foster care on their 18th birthday.

SHB 1233: ADDRESSING SPECIFIED DISEASE, HOSPITAL CONFINEMENT, OR OTHER FIXED PAYMENT INSURANCE

Prime Sponsor: Representative Ericks

** Signed by the Governor*

** SB 5523 was not enacted, but has provisions substantially similar to those in SHB 1233.*

- Insurance laws are modified to exclude illness-triggered fixed payment insurance that is offered as an independent non-coordinated benefit.
- The Office of Insurance Commissioner (OIC) will adopt rules for consumer protection, including a standard disclosure form that indicates the policy does not cover most hospital or other medical services, and beginning June 1, 2009, the OIC will report annually on the enrollment in the products and any consumer complaints.

HB 1247: CONCERNING ELIGIBILITY FOR LONG-TERM CARE SERVICES

Prime Sponsor: Representative Morrell

(SB 5284 Senator Keiser)

** Signed by the Governor*

- The exemption status of homes owned by Medicaid applicants is changed.
- As of May 2006, individuals are no longer eligible for publically funded long-term care services if their equity interest in their home exceeds \$500,000.

SHB 1298: REGARDING DENTAL HYGIENIST EMPLOYMENT BY HEALTH CARE FACILITIES AND SEALANT PROGRAMS IN SCHOOLS

Prime Sponsor: Representative Green

(SB 5293 Senator Franklin)

** Signed by the Governor*

- For a limited time period and with certain reporting requirements, dental hygienists can perform basic services without on-site dental supervision at specified facilities, including senior centers and in school based sealant programs.

SHB 1337: REGARDING COVERAGE FOR COLORECTAL CANCER EXAMINATIONS AND LABORATORY TESTS

Prime Sponsor: Representative Kenney

(SB 5494 Senator Franklin)

** Signed by the Governor*

- Insurance plans issued or renewed after July 1, 2008, must cover colorectal cancer examinations and laboratory tests consistent with the guidelines of the United States Preventive Services Task Force or the Centers for Disease Control and Prevention.
- These benefits must be provided to individuals at least 50 years old, and to those under 50 if they are at high risk for colorectal cancer.

HB 1341: LIMITING THE REGULATION OF THE PRACTICE OF MASSAGE BY POLITICAL SUBDIVISIONS

Prime Sponsor: Representative Simpson

(SB 5536 Senator Fairly)

** Signed by the Governor*

- Statutes authorizing local governments to license and regulate the practice of massage are repealed.

EHB 1379: REVISING THE QUALIFICATIONS OF AN APPLICANT FOR LICENSURE AS A HEARING INSTRUMENT FITTER/DISPENSER

Prime Sponsor: Representative Hinkle

** Signed by the Governor*

- Hearing instrument fitters and dispensers may use an alternative to the education requirement if they meet certain criteria.

SHB 1397: ESTABLISHING AN INTRAORAL MASSAGE ENDORSEMENT FOR MASSAGE THERAPISTS

Prime Sponsor: Representative Campbell

** Signed by the Governor*

- Intraoral massage is defined and requirements for massage therapist training and endorsement are identified.

ESHB 1414: LICENSING AMBULATORY SURGICAL FACILITIES

Prime Sponsor: Representative Cody

** Signed by the Governor*

- Ambulatory surgical centers are defined, standards are set, and ambulatory surgical centers are required to obtain a license from the Department of Health to operate in Washington.

HB 1447: PROVIDING FOR TEMPORARY MANAGEMENT IN BOARDING HOMES

Prime Sponsor: Representative Morrell

(SB 5417 Senator Keiser)

** Signed by the Governor*

- The Department of Social and Health Services is authorized to appoint temporary management in boarding homes when the department suspends the facility license after confirming that the health, safety, or welfare of residents is at immediate risk.

EHB 1460: EXTENDING EXISTING MENTAL HEALTH PARITY REQUIREMENTS TO INDIVIDUAL AND SMALL GROUP PLANS

Prime Sponsor: Representative Schual-Berke

(SSB 5446 Senator Keiser)

** Signed by the Governor*

- Extends the current requirements for mental health parity in the large group insurance market to the small group and the individual insurance markets.
- Beginning January 1, 2008, all insurance policies are required to include coverage for mental health services that is equal to coverage for other medical and surgical services.
- Copayments or coinsurance must be no more than other medical and surgical services.

HB 1490: REQUIRING THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES TO SUBMIT A CONSUMER-DIRECTED MEDICAID COVERAGE PLAN

Prime Sponsor: Representative Hinkle

** HB 1490 is incorporated in part into E2SSB 5930.*

HB 1505: REGARDING PHYSICIAN ASSISTANTS DETERMINING DISABILITY FOR SPECIAL PARKING PRIVILEGES

Prime Sponsor: Representative Clibborn

(SB 5795 Senator Kilmer)

** Signed by the Governor*

- Physician assistants are permitted to determine if an individual with a disability meets the criteria to qualify for special parking privileges.

E2SHB 1569: REFORMING THE HEALTH CARE SYSTEM IN WASHINGTON STATE

Prime Sponsor: Representative Cody

** Signed by the Governor/partial veto*

- The current Small Employer Health Insurance Partnership (SEHIP) program that has been established in statute within the Health Care Authority is modified and will be known as the Health Insurance Partnership to be available for small businesses with two to 50 employees, with a premium subsidy for employees with incomes below 200 percent of the federal poverty level.
- Benefit plans will be private small group insurance products approved by the Office of Insurance Commissioner; a seven-member Board is created to guide the development of the Health Insurance Partnership. ~~Some duties and responsibilities of the Board are outlined.~~ (PV)
** Similar provisions of E2SHB 1569 are incorporated into E2SSB 5930.*
- Two studies are required on the impacts of including additional markets in the Health Insurance Partnership: the first preliminary study on the individual market and the rest of the small group market is due December 2008; the second study is due September 2009 and will look at the high risk pool, Basic

Health, Public Employees Benefits Board, and K-12 employees; and a requirement for all adults to maintain insurance, as well as final recommendations on the individual and small group markets.

HB 1602: PROVIDING FOR THE ENROLLMENT OF FOSTER PARENTS IN THE WASHINGTON BASIC HEALTH PLAN

Prime Sponsor: Representative Kagi

* *HB 1602 is incorporated in part into E2SSB 5930.*

HB 1645: AUTHORIZING THE ADMINISTRATOR OF THE HEALTH CARE AUTHORITY TO ADMINISTER GRANTS ON BEHALF OF THE AUTHORITY

Prime Sponsor: Representative Pedersen (SB 5564 Senator Marr)

* *Signed by the Governor*

- Specific authority is placed in statute for the Health Care Authority to issue, distribute, and administer grants that further its mission and goals.

HB 1722: CLARIFYING THE AUTHORITY OF PHYSICIAN ASSISTANTS TO EXECUTE CERTAIN CERTIFICATES AND OTHER FORMS FOR LABOR AND INDUSTRIES

Prime Sponsor: Representative Conway

* *Signed by the Governor*

- Physician assistants (PA's) are permitted to sign documents that the PA's supervising physician would be able to sign as long as it is within the PA's scope of practice and the terms of the practice arrangement plan.

SHB 1802: PROVIDING INFORMATION ABOUT THE HUMAN PAPILLOMAVIRUS DISEASE AND VACCINE

Prime Sponsor: Representative Darneille

* *Signed by the Governor*

- Starting with sixth grade and continuing each year thereafter, public schools must provide parents and guardians with information about the human papillomavirus disease and its vaccine. The information will be developed by the Department of Health.

ESHB 1809: CREATING THE WASHINGTON STATE PATIENT SAFETY ACT

Prime Sponsor: Representative Morrell (SB 5696 Senator Franklin)

* *ESHB 1809 is incorporated in part into E2SSB 5930.*

E2SHB 1825: PROVIDING DEDICATED FUNDING FOR PUBLIC HEALTH SERVICES

Prime Sponsor: Representative Schual-Berke (SB 5729 Senator Franklin)

* *E2SHB 1825 is incorporated in part into E2SSB 5930*

SHB 1826: MODIFYING PROVISIONS AFFECTING MEDICAL BENEFITS

Prime Sponsor: Representative Seaquist

(SB 5699 Senator Keiser)

** Signed by the Governor*

- Provisions of the Deficit Reduction Act are placed in statute for Medicaid third party recovery.
- Health insurers must accept the Department of Social and Health Services' timely claims, and share information with the department on enrollees to assist with third party recovery of claims, if the claim is submitted within three years of the date of service.

SHB 1837: CONCERNING THE TRANSPORT OF CERTAIN NONAMBULATORY PERSONS

Prime Sponsor: Representative Newhouse

** Signed by the Governor*

- Persons who must be carried on a stretcher or who use a mobility aid may be exempted from specific safety regulations when they are being transported, if they obtain written authorization from a physician. The Department of Health must develop guidelines for safe non-ambulance transport of these individuals.

SHB 1848: REQUIRING THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES AND THE HEALTH CARE AUTHORITY TO ENTER INTO DATA-SHARING AGREEMENTS WITH OREGON AND IDAHO AGENCIES

Prime Sponsor: Representative Curtis

** Signed by the Governor*

- The Department of Social and Health Services and Health Care Authority must enter into data-sharing agreements with Oregon and Idaho to assure the valid residency of applicants for health care services.

HB 1915: MODIFYING HUMAN IMMUNODEFICIENCY VIRUS INSURANCE PROGRAM PROVISIONS

Prime Sponsor: Representative Darnelle

** HB 1915 is incorporated in its entirety into E2SSB 5930.*

HB 1966: CLARIFYING THE AUTHORITY OF PHYSICIAN ASSISTANTS TO SIGN AND ATTEST TO DOCUMENTS

Prime Sponsor: Representative Curtis

** Signed by the Governor*

- Physician assistants (PAs) have authority to sign any document that the PA's supervising physician may sign as long as it is within the PA's scope of practice and consistent with the PA's practice arrangement plan.

ESHB 2023: ESTABLISHING NEWBORN SCREENING FEES

Prime Sponsor: Representative Schual-Berke

** ESHB 2023 is incorporated in part into E2SSB 5930.*

2SHB 2055: CONCERNING TRAUMATIC BRAIN INJURIES

Prime Sponsor: Representative Flannigan

** Signed by the Governor*

** 2SSB 5024 was not enacted, but the provisions are substantially similar to those in 2SHB 2055.*

- Creates the Washington Traumatic Brain Injury Strategic Partnership Advisory Council to help with the development of a comprehensive statewide plan to address the needs of individuals with traumatic brain injuries.
- The Department of Social and Health Services will provide staff support and coordinate reports to the Legislature with recommendations for a comprehensive statewide plan. The final report is due December 2008.
- Creates the traumatic brain injury account which is funded by a \$2 increase on traffic infractions.

HB 2100: ESTABLISHING A STATEWIDE HEALTH RESOURCES STRATEGY

Prime Sponsor: Representative Cody

** HB 2100 is incorporated in its entirety into E2SSB 5930.*

HB 2126: LIMITING RATES PAID FOR MEDICAL CARE PROVIDED TO JAIL INMATES

Prime Sponsor: Representative Ross

** HB 2126 is incorporated in part into E2SSB 5930.*

SHB 2209: ALLOWING ADVANCED REGISTERED NURSE PRACTITIONERS TO EXAMINE AND OBTAIN COPIES OF AUTOPSY REPORTS

Prime Sponsor: Representative Seaquist

** Signed by the Governor*

- The confidential record of an autopsy may be released to an advanced registered nurse practitioner upon the request of the decedent's family or authorized person.

SHB 2304: PROVIDING FOR THE ISSUANCE OF A CERTIFICATE OF NEED FOR CERTAIN CARDIAC CARE SERVICES

Prime Sponsor: Representative Morrell

** Signed by the Governor*

- The Department of Health must establish criteria for issuing a certificate of need to perform percutaneous coronary interventions at hospitals that do not provide on-site cardiac surgery.

HJM 4016: REQUESTING THAT CONGRESS REAUTHORIZE THE STATE CHILDREN'S HEALTH INSURANCE PROGRAM

Prime Sponsor: Representative Seaquist

- Congress is requested to reauthorize the State Children's Health Insurance Program and appropriate sufficient funds to cover all eligible children.

HIGHER EDUCATION

786-7415

SSB 5002: CHANGING TUITION WAIVERS FOR FAMILIES OF FALLEN VETERANS AND NATIONAL GUARD MEMBERS

Prime Sponsor: Senator Hewitt

(HB 1454 Representative Haler)

** Signed by the Governor*

- State higher education institutions must waive all tuition and fees for the children and spouses of eligible veterans or National Guard members who died, are permanently and totally disabled, are missing in action, or are prisoners of war.
- To be eligible, a child must be a Washington domiciliary between the age of 17 and 26.
- A surviving spouse, to be eligible, must be a Washington domiciliary, it must have been ten years or less since the loss, and must not have remarried.

E2SSB 5098: CREATING THE WASHINGTON COLLEGE BOUND SCHOLARSHIP PROGRAM

Prime Sponsor: Senator Rockefeller

** Signed by the Governor*

** Provisions of SB 5501 are incorporated in part as described below.*

- The Washington College Bound Scholarship is created. The scholarship is equal to the difference between the cost of the student's tuition and fees at a public college or university, plus \$500 for books and materials minus the value of any other state financial aid received for those items. The maximum award is for four years.
- To be awarded the scholarship an eligible student must pledge, during their seventh or eighth grade years, that they will: (1) graduate from high school; (2) graduate with a C average; and (3) not have any felony convictions. To receive the scholarship, the student must have kept the pledge, must have a family income at high school graduation below 65 percent of the state median, and must be a resident student.
- The first scholarships are awarded to students graduating in 2012.

SSB 5101: EXPANDING HIGHER EDUCATION TUITION WAIVERS TO INCLUDE CERTAIN CERTIFICATED INSTRUCTIONAL STAFF

Prime Sponsor: Senator Hobbs

** Signed by the Governor*

- Teachers and certified instructional staff employed at public common and vocational schools are eligible for a waiver of all or a portion of their tuition, services, and activity fees.
- This waiver is available only for teachers and instructional staff and is limited to those holding or seeking an endorsement or assignment in a state-identified shortage area.

ESB 5385: PROVIDING THE WASHINGTON HIGHER EDUCATION FACILITIES AUTHORITY THE ABILITY TO ORIGINATE AND PURCHASE EDUCATIONAL LOANS AND TO ISSUE STUDENT LOAN REVENUE BONDS

Prime Sponsor: Senator Shin

(EHB 1436 Representative McIntire)

** Signed by the Governor*

- The Washington higher education facilities authority is authorized to originate and purchase educational loans and to issue student loan revenue bonds.
- The authority has the power to form nonprofit special purpose corporations or may contract with nonprofit corporations for this purpose.
- Members who participate in meetings by a means of communication that allows all members to hear each other during a meeting are deemed to be present in person.

SB 5402: ESTABLISHING ADDITIONAL REQUIREMENTS FOR PRIVATE VOCATIONAL SCHOOLS

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- It is clarified that private vocational schools must meet the minimum requirements to maintain an operating license.
- Private vocational schools must demonstrate their financial viability and responsibility to the Workforce Training and Education Coordinating Board (WTECB).
- Before enrolling students for whom English is a second language, the private vocational schools must administer an English as a second language examination, unless the student graduated from a United States high school or passes an approved assessment in English.
- If a private vocational school closes without providing adequate student notice, the WTECB provides transition assistance to the students including information regarding: transfer options; financial aid discharge procedures; labor market and job placement assistance; and other available support services.

SB 5501: IMPLEMENTING WASHINGTON LEARNS RECOMMENDATIONS

Prime Sponsor: Senator McAuliffe

(HB 1641 Representative McDermott)

** Provisions of SB 5501 are incorporated in part into E2SSB 5098, E2SSB 5528, 2SSB 5806, E2SSB 5828, E2SSB 5841, E2SSB 5843, 2SSB 5955, 2SHB 1096, ESHB 1179, E2SHB 1779, 2SHB 1871, ESHB 1883 and 2SHB 1906.*

SSB 5731: CREATING A COMMITTEE ON THE EDUCATION OF STUDENTS IN HIGH DEMAND FIELDS

Prime Sponsor: Senator Shin

** Signed by the Governor*

- A committee on the education of students in high demand fields is established.
- The committee: (1) develops a plan to increase the capacity of Washington institutions of higher education by 10,000 students per year by 2020 to produce degrees in high demand areas of study; (2) develops a marketing project for opportunities in high demand fields; (3) investigates ways to motivate students to take more mathematics and science courses; and (4) identifies ways that the business

community can enter into more partnerships with the state to ensure that Washington institutions of higher education produce graduates in high demand fields.

- The committee reports its findings and recommendations to the Legislature by December 1, 2007.

SB 5759: INCLUDING THE BOARDS OF TRUSTEES OF TECHNICAL COLLEGES IN THE DEFINITION OF "EXECUTIVE STATE OFFICER"

Prime Sponsor: Senator Schoesler

** Signed by the Governor*

- The members of boards of trustees at public technical colleges are defined as executive state officers.
- These trustees must file yearly statements of financial affairs.

ESSB 5770: CHANGING PUBLIC WORKS PROVISIONS FOR INSTITUTIONS OF HIGHER EDUCATION

Prime Sponsor: Senator Shin

** Signed by the Governor*

- Community college projects must comply with the statutory public bid process.
- The threshold monetary values for determining whether building, construction, renovation, remodeling, or demolition must be put out for bid, are raised to \$55,000 generally and \$35,000 if the work involves one trade or craft area.
- The dollar amounts for prevailing wage and publication requirements are changed to conform with the new bid limits.
- It is clarified that prevailing wage laws apply to any project that is publicly bid.

SSB 5855: IMPLEMENTING THE WASHINGTON LEARNS MODIFICATIONS

Prime Sponsor: Senator Delvin

(HB 1881 Representative Wallace)

** Provisions of SSB 5855 are incorporated in part into ESHB 1883.*

2SSB 5806: REGARDING TUITION LIMITS AND BILLING DISCLOSURES

Prime Sponsor: Senator Schoesler

(HB 1882 Representative Wallace)

** Signed by the Governor*

- Resident undergraduate tuition increases are limited to no more than 7 percent per year.
- It is the goal of the state to increase funding at state colleges and universities, using state funds plus tuition combined, to at least the 60th percentile of comparable institutions in the Global Challenge States within ten years.
- Decreasing student enrollment below 2007 budgeted levels is not allowed as a method of increasing per-student funding.
- On billing statements to students, each institution reports the full cost of instruction, the amount collected from student tuition and fees, and the difference between the two amounts.

SCR 8404: APPROVING THE 2006 UPDATE TO THE STATE COMPREHENSIVE PLAN FOR WORKFORCE TRAINING

Prime Sponsor: Senator Shin

(HCR 4404 Representative Kenney)

- The Senate and the House approved the 2006 update to the state comprehensive plan submitted by the Workforce Training and Education Coordinating Board.

2SHB 1096: CREATING POSTSECONDARY OPPORTUNITY PROGRAMS

Prime Sponsor: Representative Kenney

(SB 5410 Senator Berkey)

** Signed by the Governor*

** Provisions of SB 5501 are incorporated in part as described below.*

- Creates the Opportunity Grant Program for Washington residents enrolled in "opportunity grant-eligible programs of study" at community and technical colleges, private career schools, and Washington State Apprenticeship and Training Council-approved apprenticeship programs.
- Students receive tuition and fees at the public community and technical college rate, plus \$1,000 per academic year for books, tools, and supplies.
- Funding is limited to 45 credits or the equivalent of three years, whichever comes first.
- Public colleges receive an enhancement of \$1,500 per FTE student enrolled in the program whose income is below 200 percent of the federal poverty level.
- Community and technical colleges and local workforce development councils develop the Opportunity Partnership Program to provide mentoring to opportunity grant students.

ESHB 1131: CREATING THE PASSPORT TO COLLEGE PROMISE PROGRAM

Prime Sponsor: Representative Dunshee

(2SSB 5155 Senator Kilmer)

** Signed by the Governor*

- Establishes a six-year pilot program to provide current and former foster care youth with educational planning, financial aid, and student support services. Supplemental financial aid to students may equal the cost of tuition and fees at the highest-priced public college or university.
- Students are eligible if they have spent at least one year in foster care after their sixteenth birthday and "age out" of foster care at age eighteen.
- The Higher Education Coordinating Board and the State Board for Community and Technical Colleges report every two years on program progress and the Washington State Institute for Public Policy completes an evaluation of program outcomes by December 2012.

ESHB 1179: ALLOWING PART-TIME STUDENTS AT POSTSECONDARY INSTITUTIONS TO QUALIFY FOR A STATE NEED GRANT

Prime Sponsor: Representative Hasegawa

** Signed by the Governor*

** Provisions of SB 5501 are incorporated in part as described below.*

- Until June 30, 2011, students enrolled for at least three quarter credits at an institution of higher education in Washington may be eligible for a prorated portion of the State Need Grant.
- The minimum number of credits required to receive a loan or aid from an institution's institutional financial aid fund is also changed from six credits per term to three.
- Child support payments received by students who are parents attending less than half-time are not used in calculating financial need.

- A student may be eligible for a State Need Grant on a provisional basis before the student completes the required federal aid application under specified circumstances.

HB 1224: REGARDING COST SAVINGS ON COURSE MATERIALS FOR COMMUNITY AND TECHNICAL COLLEGE STUDENTS

Prime Sponsor: Representative Kelley (SSB 5183 Senator Hatfield)

** Signed by the Governor*

- Community and technical colleges must adopt rules for their affiliated bookstores that provide students with the option to purchase unbundled materials when possible, provide for the disclosure of changes to textbooks and costs, and promote book buy-backs.
- Faculty are required to consider the least costly practices in assigning course materials.

ESHB 1497: INCREASING THE OPERATING FEE WAIVER AUTHORITY FOR CENTRAL WASHINGTON UNIVERSITY

Prime Sponsor: Representative Wallace

** Signed by the Governor*

- Tuition waiver authority for Central Washington University is increased from 8 percent to 10 percent.

HB 1644: MODIFYING HEALTH CARE ELIGIBILITY PROVISIONS FOR PART-TIME ACADEMIC EMPLOYEES OF COMMUNITY AND TECHNICAL COLLEGES

Prime Sponsor: Representative Kenney (SB 5609 Senator Murray)

** Signed by the Governor*

- Part-time employees are eligible for benefits during the summer, regardless of the summer workload, if they have worked an average of half-time or more in each of the three preceding quarters.
- Employees who work at least two quarters of the academic year and have an average workload of half-time or more for three quarters of the academic year are able to maintain continuous benefits.
- Average workload is calculated using the previous two years instead of just the previous year.
- Benefits cease as soon as the employee no longer meets eligibility requirements.

E2SHB 1779: CREATING THE GET READY FOR MATH AND SCIENCE SCHOLARSHIP PROGRAM

Prime Sponsor: Representative Wallace (SSB 5555 Senator Shin)

** Signed by the Governor*

** Provisions of SB 5501 are incorporated in part as described below.*

- The GET Ready for Math and Science Scholarship Program is created. Maximum annual scholarship amount cannot be more than the annual cost of undergraduate tuition and fees at the University of Washington.
- Eligible students must: (1) score a four on the tenth grade Washington Assessment of Student Learning in either math or science or score in the 95th percentile on mathematics on the SAT or ACT; (2) have a family income no greater than 125 percent of the median family income in Washington at the time they apply for the scholarship and for up to the two previous years; (3) agree to major in a math, science, or related field; and (4) work for at least three years in Washington in a mathematics, science, or related field after graduation.

- If a student receives a scholarship but does not fulfill the obligations, the student is required to pay back some or all of the scholarship funds received.

ESHB 1883: MODIFYING THE HIGHER EDUCATION COORDINATING BOARD

Prime Sponsor: Representative Wallace

** Signed by the Governor/partial veto*

- The Higher Education Coordinating Board's (HECB) statewide strategic master plan for higher education and institutional plans at the four-year institutions covers a ten-year time period. The plan is updated every four years.
** SB 5501 and SSB 5855 are incorporated in part into ESHB 1883, as described below.*
- The institution's deadlines for submitting budget recommendations are moved up one month. The operating and capital budget outlines submitted to the HECB include all policy changes and enhancements that will be requested and a prioritized ranking of capital requests.
- *Emergency clause: (PV)*

SHB 2300: CONCERNING COLLEGE TEXTBOOKS

Prime Sponsor: Representative Hasegawa

(SB 6077 Senator Kilmer)

** Signed by the Governor*

- When presenting marketing materials to a faculty member, college textbook publishers must disclose the intended price of their products at the institution's bookstore.
- The publisher must also disclose the history of revisions to the products.

HB 2319: SUPPORTING EARLY LEARNING AND PARENTING EDUCATION OPPORTUNITIES AT COMMUNITY COLLEGES

Prime Sponsor: Representative Kagi

** Signed by the Governor*

- The State Board for Community and Technical Colleges (SBCTC) conducts a survey and inventory for the purpose of creating a coordinated system of course offerings and early learning education opportunities including parenting education and on-campus child care.
- The SBCTC consults with the Department of Early Learning to establish processes for creating articulation standards for course work and training in early childhood development.

HUMAN SERVICES & CORRECTIONS

786-7414

E2SSB 5070: CHANGING PROVISIONS AFFECTING OFFENDERS WHO ARE LEAVING CONFINEMENT

Prime Sponsor: Senator Carrell

* *E2SSB 5070 was not enacted, but the provisions are substantially similar to those in 6157.*

SSB 5190: MODIFYING PROVISIONS RELATING TO THE COLLECTION OF LEGAL FINANCIAL OBLIGATIONS

Prime Sponsor: Senator Hargrove

* *Signed by the Governor*

- Legal financial obligations may be collected from funds other than wages received by an inmate sentenced to life imprisonment.
- County clerks and restitution recipients may take direct action to collect legal financial obligations from an inmate's assets regardless if funds were collected through the mandatory statutory deductions.
- County clerks may obtain certified copies of death certificates for offenders without paying a fee so that they may close the offender's account.

SSB 5243: INCREASING THE LENGTH OF CONFINEMENT FOR A PAROLE VIOLATION COMMITTED BY CERTAIN JUVENILE SEX OFFENDERS

Prime Sponsor: Senator Brandland

(HB 1682 Representative Dickerson)

* *Signed by the Governor*

- Under certain circumstances, a juvenile confined for committing a "sex offense," as defined by RCW 9A.44.130, who violates parole, may be returned to confinement by the Secretary of the Department of Social and Health Services (DSHS) for a period of up to 24 weeks, not to exceed the remainder of his or her disposition.

SSB 5244: IMPLEMENTING THE DEFICIT REDUCTION ACT

Prime Sponsor: Senator Hargrove

(HB 1329 Representative Flannigan)

* *Signed by the Governor*

- Changes are made to state laws to comply with the federal Deficit Reduction Act.
- In cases in which a family has never received Temporary Aid to Needy Families (TANF) cash assistance from the state and \$500 has been collected, the Department of Social and Health Services (DSHS) must charge a custodial parent receiving child support enforcement services a \$25 annual fee.
- Starting October 1, 2008, a TANF family may keep any child support owed to them from before the family began receiving TANF assistance, instead of assigning that amount to the state.
- Starting October 1, 2008, DSHS must pass-through to TANF families up to \$100 per month in collected child support for one child and up to \$200 per month in child support for two or more children.
- Either or both parents to a child support order are required to provide health insurance coverage for the child.

SB 5258: CONCERNING MEMBERS OF THE WASHINGTON COUNCIL FOR THE PREVENTION OF CHILD ABUSE AND NEGLECT

Prime Sponsor: Senator Regala

(HB 1791 Representative Schual-Berke)

** Signed by the Governor*

- The Director of the Department of Early Learning, or the Director's designee, is added to the Washington Council on the Prevention of Child Abuse and Neglect.

ESSB 5317: CREATING ADDITIONAL SAFEGUARDS FOR CHILD CARE

Prime Sponsor: Senator Kohl-Welles

(HB 1462 Representative Dickerson)

** Signed by the Governor*

- The Department of Early Learning (DEL) and a child care provider must notify parents at the first opportunity, but in all cases within 48 hours, of any report of sexual misconduct or abuse by any employee of the provider.
- When determining a person is of appropriate character, suitability, and competence to provide child care services, the DEL is authorized to consider certain child abuse and neglect history information or criminal history information.
- Rather than requiring the DEL to disclose information about complaints upon request, as under current law, information must be posted on a web site or in a physical location that is easily accessible by parents and potential employers.
- Licensed day care centers must provide proof of insurance to the DEL.
- Family day care providers must provide proof of insurance or meet certain requirements for informing parents of their insurance status.

SSB 5321: ADDRESSING CHILD WELFARE

Prime Sponsor: Senator Carrell

** Signed by the Governor*

- Effective October 1, 2008, at the completion of an investigation of reported child abuse or neglect, the Department of Social and Health Services (DSHS) may no longer make a finding of inconclusive and must determine a report is either founded or unfounded.
- Records pertaining to a report of child abuse or neglect that was not investigated because it was found not to be credible must be destroyed within three years of the report. Unless other reports are received, records pertaining to unfounded reports of child abuse or neglect must be destroyed within six years of completion of the investigation.
- DSHS must disclose behavioral information about a child to the foster parent. A foster parent may not be found to have failed to supervise a child when the child was not within the reasonable control of the parent at the time of the incident or the foster parent did not know of the special behavioral requirements of the child which were the cause of the allegations.

SB 5332: CREATING A STATEWIDE AUTOMATED VICTIM INFORMATION AND NOTIFICATION SYSTEM

Prime Sponsor: Senator Roach

** Signed by the Governor*

- Requires the Washington Association of Sheriffs and Police Chiefs (WASPC) to integrate a victim notification system into its statewide electronic booking and reporting system. Crime victims may subscribe to the system and elect to be notified by e-mail, telephone, or post.
- Requires WASPC to provide 24-hour live operator assistance, and the ability for crime victims to register online or via an 800 number.

2SSB 5381: CONCERNING DEPENDENT CHILDREN

Prime Sponsor: Senator Hargrove

** 2SSB 5381 was not enacted, but the provisions are substantially similar to those in SHB 1333.*

SB 5429: CONCERNING DEDUCTIONS FROM MONEYS RECEIVED BY AN INMATE

Prime Sponsor: Senator Franklin

** Signed by the Governor*

- When an inmate receives funds from sources other than wages or legal awards and settlements, the amount to be deducted for child support is increased from 15 to 20 percent.
- When an inmate receives funds from an inheritance, amounts may only be deducted for the cost of incarceration after any child support obligation owed by the inmate is paid in full.

2SSB 5470: REVISING PROVISIONS CONCERNING DISSOLUTION PROCEEDINGS

Prime Sponsor: Senator Hargrove

** Signed by the Governor*

- Eliminates the presumption that a child will reside with the parent who has taken greater responsibility for the daily needs of the child and instead emphasizes the ability of the court to order the child to frequently alternate between residences if it is in the best interests of the child.
- Establishes an initial point of contact program for the parties seeking to file petitions for a dissolution that will provide information about alternatives to the dissolution and litigation, effective July 1, 2009.
- Establishes a reduced fee mediation services pre- and post-decree for parties within one year of the filing of a dissolution petition, effective January 1, 2009.
- Provides interpreters for parties to a dissolution.
- Establishes a task force to study dissolution matters and make recommendations.
- Establishes data tracking of orders for division of residential time in each county to be reported annually and itemized by quarter.

SSB 5533: REVISING PROCEDURES FOR INDIVIDUALS WHO ARE MENTALLY ILL AND ENGAGED IN ACTS CONSTITUTING CRIMINAL BEHAVIOR

Prime Sponsor: Senator Pflug

** Signed by the Governor*

- Authorizes police officers to divert misdemeanants who have a documented history of mental illness to mental health treatment in lieu of prosecution.

- Requires the Department of Social and Health Services to certify crisis stabilization units, which are defined as a short term facility designed to assess, diagnose, and treat individuals experiencing an acute crisis without the use of long-term hospitalization.
- Modifies procedure for non-emergent civil detentions, establishing an "order to detain" process.

SSB 5625: AUTHORIZING COUNTIES AND CITIES TO CONTRACT FOR JAIL SERVICES WITH COUNTIES AND CITIES IN ADJACENT STATES

Prime Sponsor: Senator Hargrove

** Signed by the Governor*

- Cities or counties are permitted to contract with the authorities of adjacent cities or counties across state borders for jail services, in order to send prisoners convicted in the courts of this state to complete their terms of confinement in the jails of the adjacent cities or counties.

SSB 5634: REVISING CORRECTIONS PERSONNEL TRAINING PROVISIONS

Prime Sponsor: Senator Brandland

(HB 1607 Representative O'Brien)

** Signed by the Governor*

- Corrections personnel who receive core training must complete certification requirements, prescribed by rule of the Criminal Justice Training Commission, within a year of completing core training.
- The supervisory and management training requirement for corrections personnel is moved to a section of the statutes concerning law enforcement supervisory and management training requirements.
- A reference to a section of the statutes that has been repealed is eliminated.

SSB 5718: IMPOSING PENALTIES FOR ENGAGING IN THE COMMERCIAL SEXUAL ABUSE OF MINORS

Prime Sponsor: Senator Kohl-Welles

(HB 2291 Representative Kenney)

** Signed by the Governor/partial veto*

- The crime of Patronizing a Juvenile Prostitute is renamed to the crime of Commercial Sexual Abuse of a Minor.
- New crimes are created: Promoting Commercial Sexual Abuse of a Minor, Permitting Commercial Sexual Abuse of a Minor, and Promoting Travel for the Commercial Sexual Abuse of a Minor. Lack of knowledge of the victim's age is not a defense to Promoting Commercial Sexual Abuse of a Minor or Promoting Travel for the Commercial Sexual Abuse of a Minor.
- An additional 12 months will be added to the standard sentence range for the offenses of Rape of a Child or Child Molestation when the prosecutor obtains a special verdict. A special verdict may be charged when the perpetrator engaged, agreed, or offered to engage the victim in sexual conduct for a fee.
- ~~Funds received or appropriated to the Prostitution Prevention and Intervention Account must first be used by the Department of Community, Trade, and Economic Development to provide services to minors who are victims of commercial sexual abuse of a minor as well as education and outreach to law enforcement and the community. (PV)~~

SB 5773: MODIFYING TREATMENT RECORDS PROVISIONS

Prime Sponsor: Senator Hargrove

(HB 1852 Representative Green)

** Signed by the Governor*

- The Department of Social and Health Services is authorized to share drug, emergency room, and hospital information that may contain a mental health diagnosis with the individual's prescribing providers for the purposes of care coordination.

ESSB 5774: REVISING BACKGROUND CHECK PROCESSES

Prime Sponsor: Senator Hargrove

(HB 1854 Representative Dickerson)

** Signed by the Governor/partial veto*

- Prior to placing a child in a home, the state must conduct a criminal background check of any prospective foster parent or other adult living in the home and a search of applicable state child abuse and neglect registries.
- ~~The Department of Social and Health Services must convene a workgroup to study the issues of background checks, sharing of confidential information, feasibility of a clearinghouse of information, and desirability of future verification of citizenship or immigration status. A report is due November 30, 2008. (PV)~~

SSB 5830: PROVIDING HOME VISITATION SERVICES FOR FAMILIES

Prime Sponsor: Senator Kauffman

** Signed by the Governor*

- The Washington Council on the Prevention of Child Abuse and Neglect (WCPCAN) is renamed the Children's Trust of Washington.
- Within available funds, the Children's Trust of Washington must fund evidence-based and research-based home visitation programs for parents to improve parenting skills and improve outcomes for children.
- "Evidence-based program," "home visitation," and "research-based program" are all defined.

SSB 5839: REVISING PROVISIONS RELATING TO FALSE REPORTING OF CHILD ABUSE OR NEGLECT

Prime Sponsor: Senator Benton

** Signed by the Governor*

- Children's Administration is required to include a warning statement regarding making false reports in any materials relating to the reporting of child abuse or neglect.
- Children's Administration is required to send a certified letter to individuals determined to have made a false report, warning that a subsequent false report will be referred to law enforcement for investigation.
- The term "malicious" is eliminated from the criminal false reporting statute.

SB 5971: ANALYZING AND REMEDYING RACIAL DISPROPORTIONALITY AND RACIAL DISPARITY IN CHILD WELFARE

Prime Sponsor: Senator Kauffman

** SB 5971 was not enacted, but the provisions are substantially similar to those in SHB 1472.*

2SSB 6016: CONCERNING GOOD CAUSE REASONS FOR FAILURE TO PARTICIPATE IN WORKFIRST PROGRAM COMPONENTS

Prime Sponsor: Senator Regala

** Signed by the Governor*

- A parent who is a recipient of Temporary Assistance to Needy Families (TANF) and who has a child under the age of one year is not required to participate in certain work related activities.
- The Department of Social and Health Services may require a TANF recipient with a child under the age of one year to complete mental health treatment, drug or alcohol treatment, domestic violence services, or parenting education if a need for those services is indicated by a comprehensive evaluation of the parent.
- The good cause exemption for a parent with a child under the age of one year is limited to a maximum of 12 months over the parent's lifetime.

ESB 6018: CHANGING PROVISIONS CONCERNING DETENTION OF PERSONS WITH A MENTAL DISORDER OR CHEMICAL DEPENDENCY

Prime Sponsor: Senator Brandland

** Signed by the Governor*

- The process for detaining adults with a chemical dependency or mental disorders through the designated crisis responder pilot programs is modified.
- In non-emergent cases the summons process and 24-hour reporting period are replaced with an "order to detain" process.

ESSB 6157: CHANGING PROVISIONS AFFECTING OFFENDERS WHO ARE LEAVING CONFINEMENT

Prime Sponsor: Senator Prentice

** Signed by the Governor*

** E2SSB 5070 is incorporated in its entirety into ESSB 6157, as described below.*

- The Department of Corrections (DOC) and local governments are encouraged to collaborate in establishing networks for supervision and services once an offender returns to the community.
- DOC is required to develop a reentry plan for all offenders and connect the offender with treatment and services such as education, job training, and other needs. Offenders may obtain post-secondary degrees if the program is financed by the offender or by a third party.
- An offender may not qualify for 50 percent earned release if the offender does not participate in education or treatments activities. Stiffer penalties are imposed for repeat violators of supervision.
- A legislative Task Force is established to review laws and policy related to community custody and community supervision.

SJR 8212: REVISING LIMITATIONS ON USE OF INMATE LABOR

Prime Sponsor: Senator Hargrove

- The Secretary of State must submit a constitutional amendment to the voters that would allow the state to establish and operate an inmate work program by contracting with profit or non-profit businesses to provide inmate labor.
- The amendment requires that inmate labor programs be operated so that they do not unfairly compete with Washington businesses.

2SHB 1009: ESTABLISHING WORK GROUPS TO PERIODICALLY REVIEW AND UPDATE THE CHILD SUPPORT SCHEDULE

Prime Sponsor: Representative Moeller

** Signed by the Governor*

- Court clerks must forward Order Summary Reports containing a summary of information from all child support orders entered in the state to the Division of Child Support (DCS) on a monthly basis.
- DCS is required to convene a work group to examine current laws, administrative rules, and practices regarding the child support schedule by August 2007.
- The Joint Legislative Audit and Review Committee will analyze data and research regarding the application of the child support schedule by July 2010.
- Beginning in 2011, and every four years thereafter, DCS must convene a work group to review the child support schedule and determine if the application of the schedule results in appropriate support orders.

2SHB 1088: IMPROVING DELIVERY OF CHILDREN'S MENTAL HEALTH SERVICES

Prime Sponsor: Representative Dickerson

** Signed by the Governor*

- Department of Social and Health Services (DSHS) must revise access to care standards for children by January 1, 2009.
- Outpatient mental health visits for children increased from 12 to 20 per year.
- Pilot program allowed in up to four regions to provide wraparound services for children with serious emotional or behavioral disturbances.
- Evidence-based practice institute established for children's mental health at the University of Washington as a statewide resource.
- DSHS must review psychotropic medications of all children under the age of five and establish mechanisms to evaluate the appropriateness of that medication. DSHS must encourage the use of cognitive behavioral therapies instead of medication, as appropriate. DSHS must report to the Legislature on progress and findings with respect to medication practices by January 1, 2009.

EHB 1217: ESTABLISHING STANDARDS FOR CLUBHOUSE REHABILITATION SERVICES

Prime Sponsor: Representative Hinkle

(SB 5644 Senator Regala)

** Signed by the Governor*

- Clubhouses are defined as community-based facilities that are certified by Department of Social and Health Services to provide rehabilitation services.
- Minimum standards for certification of clubhouses are established.

HB 1220: MODIFYING PROVISIONS AFFECTING THE APPOINTMENT OF INDETERMINATE SENTENCE REVIEW BOARD MEMBERS

Prime Sponsor: Representative Hurst

(SB 5222 Senator Hargrove)

** Signed by the Governor*

- Two full-time board members are added to the Indeterminate Sentence Review Board (ISRB).
- The chair of the ISRB is designated as a fully participating member of the Board and Director of the agency.
- The title of the Secretary to the ISRB is changed to Executive Director.

SHB 1256: PREVENTING SERIOUS INJURY AND STRANGULATION FROM WINDOW BLIND CORDS OR OTHER SIGNIFICANT SAFETY HAZARDS IN CHILD CARE SETTINGS

Prime Sponsor: Representative Dickerson

** Signed by the Governor*

- The Department of Early Learning must establish minimum licensing requirements for child care providers prohibiting the use of window blinds with cords capable of strangling young children.

SHB 1287: MODIFYING FOSTER CHILDREN PLACEMENT PROVISIONS

Prime Sponsor: Representative Kagi

(SB 5245 Senator Hargrove)

** Signed by the Governor/partial veto*

- Following a shelter care hearing, the court must authorize the Department of Social and Health Services (DSHS) to obtain the child's most recent health and educational records, and authorize DSHS to manage the child's enrollment in school and educational services.
- Foster parents and other child care givers must be notified of their right to be heard in each dependency hearing involving a child under their care.
- ~~Requires the court to consider out of state placements for children where appropriate in written findings and parenting plans. (PV)~~

SHB 1319: PROTECTING EMPLOYEES, CONTRACT STAFF, AND VOLUNTEERS OF A CORRECTIONAL AGENCY FROM STALKING

Prime Sponsor: Representative O'Brien

(SB 5307 Senator Hargrove)

** Signed by the Governor*

- Employees, contract staff, and volunteers of correctional agencies are included in the list of victims that would aggravate the crime of stalking from a gross misdemeanor to a Class C felony.
- "Correctional agency" is defined as any person working for the Department of Natural Resources in a correctional setting or any state, county, or municipally operated agency with the authority to direct the release of a person serving a sentence or term of confinement. The definition includes but is not limited to the Department of Corrections, the Indeterminate Sentence Review Board, and the Department of Social and Health Services.

SHB 1333: CONCERNING CHILD WELFARE PROTECTIONS

Prime Sponsor: Representative Hinkle

** Signed by the Governor*

** 2SSB 5381 was not enacted, but the provisions are substantially similar to those in SHB 1333.*

- The Department of Social and Health Services (DSHS) must coordinate within its divisions, and with service providers with whom it contracts, to require that parents in dependency proceedings receive priority access to court-ordered services, to the extent that funding is appropriated in the operating budget, and the Joint Legislative Audit and Review Committee must analyze gaps in services statewide.
- The DSHS must identify any person who will act as a caregiver for a child, before the child is returned home, and determine whether that caregiver is in need of any services in order to ensure the safety of the child.
- If a child is removed from home due to allegations of abuse or neglect, returned home, and removed again, the court must hold a hearing no later than 30 days after the later removal.

- The bill calls for multidisciplinary team training sessions intended to improve the coordination and communication between agencies involved in investigations of child fatalities, sexual abuse, physical abuse, and neglect.

2SHB 1334: REQUIRING THE PETITIONER IN A CHILD WELFARE CASE TO PROVIDE THE COURT WITH RELEVANT DOCUMENTATION

Prime Sponsor: Representative Hinkle

** Signed by the Governor*

- The Department of Social and Health Services (DSHS) must provide relevant original supporting documents to the court in dependency proceedings. For example, the DSHS must provide progress reports or evaluations from providers of substance abuse or mental health treatment; anger management or domestic violence classes; visitation reports; psychological reports; physician's reports relevant to a child's injuries; home studies; or background check information.

HB 1377: CHANGING PROVISIONS AFFECTING THE PLACEMENT OF CHILDREN

Prime Sponsor: Representative Pettigrew

(SB 5246 Senator Hargrove)

** Signed by the Governor*

- Second cousins and relatives of any half-sibling of a child who has been removed from home due to allegations of abuse, neglect, or abandonment are added to the list of relatives who may receive and care for that child without being licensed as a foster home, as long as certain conditions are met to safeguard the child's health and safety.
- The Department of Social and Health Services or any other agency supervising the child's placement also has the authority to place the child in the home of another suitable person if the child or family has a preexisting relationship with the person, the person has completed the required criminal history background checks, and the court finds that the placement is in the best interest of the child.

E2SHB 1422: ADDRESSING CHILDREN AND FAMILIES OF INCARCERATED PARENTS

Prime Sponsor: Representative Roberts

(SB 5643 Senator Regala)

** Signed by the Governor*

- The Secretaries of the Department of Corrections and the Department of Social and Health Services, the Director of the Department of Early Learning, and the Superintendent of Public Instruction must all review their agencies' policies and assess the adequacy and availability of programs for children and families with a family member in jail or prison.
- The Department of Community, Trade, and Economic Development must establish an advisory committee to monitor, guide, and report on recommendations related to policies and programs for children and families with incarcerated parents.

HB 1431: CHANGING CERTIFICATE OF DISCHARGE REQUIREMENTS

Prime Sponsor: Representative Goodman

(SB 5407 Senator Regala)

** Signed by the Governor*

- The process for filing and tracking certificates of discharge for convicted felons is simplified by charging the Administrative Office of the Courts, which already keeps this information, with the responsibility for maintaining the database of certificates.
- Every signed certificate of discharge for persons convicted of a crime committed after July 1, 1984, must be filed with the county clerk of the sentencing court.

- When the Indeterminate Sentence Review Board (ISRB) issues a certificate of discharge for a person convicted of a crime committed before July 1, 1984, the ISRB must send a copy of the certificate to the Department of Corrections.

SHB 1456: PROVIDING BACKUP FOR MENTAL HEALTH PROFESSIONALS DOING HOME VISITS

Prime Sponsor: Representative Green

(SB 5563 Senator Hargrove)

** Signed by the Governor*

- Designated Mental Health Professionals or other mental health crisis outreach workers will not be required to conduct home visits alone.
- Mental health workers who engage in home visits will be provided with a communication device and prompt access to any history of dangerousness. They will also receive annual training on safety and violence prevention.

SHB 1472: ANALYZING AND REMEDYING RACIAL DISPROPORTIONALITY AND RACIAL DISPARITY IN CHILD WELFARE

Prime Sponsor: Representative Pettigrew

** Signed by the Governor*

** SSB 5971 was not enacted, but the provisions are substantially similar to those in SHB 1472.*

- The Secretary of the Department of Social and Health Services is directed to convene an advisory committee to address racial disproportionality and disparity in Washington's child welfare system.
- The advisory committee is required to examine and analyze the impact of poverty and family structure, the level of involvement, and outcomes for children of color in the child welfare system.

SHB 1565: REVISING PROVISIONS RELATING TO PUBLIC ACCESS TO CHILD IN NEED OF SERVICES AND AT-RISK YOUTH HEARINGS

Prime Sponsor: Representative Kagi

** Signed by the Governor*

- A Children in Need of Services hearing must be open to the public unless the court determines that it is in the best interest of the child to close the hearing to the public.
- An At Risk Youth hearing is open to the public unless the court determines that it is in the best interest of the child to close the hearing to the public or if either parent requests that the hearing be closed to the public.

HB 1592: REVISING PROVISIONS RELATING TO THE INDETERMINATE SENTENCE REVIEW BOARD

Prime Sponsor: Representative Hurst

(SSB 5221 Senator Hargrove)

** Signed by the Governor*

- The amount of time the Indeterminate Sentence Review Board (ISRB) may set as a new minimum term for an offender who the ISRB has determined may not be released is increased from two to five years. The ISRB must adopt rules permitting an offender to petition for an earlier review if circumstances change or the ISRB receives new information.
- The ISRB may sanction a person who violates the terms of his or her community custody with a term of confinement up to 60 days; a certificate of discharge may be issued to an offender who has performed all the obligations of his or her release, including the payment of legal financial obligations.

- Statutory references are changed from hearing examiner to presiding hearing officer.

ESHB 1624: RELATING TO CHILD WELFARE

Prime Sponsor: Representative Kagi

** Signed by the Governor*

- Establishes a process for reunification of dependent children with parents whose parental rights had been terminated because of child abuse or neglect.
- Changes provisions of the dependency statutes to make clear what a court must consider at each stage of the proceedings.
- Requires the Department of Social and Health Services to consult with foster parents at least quarterly.

2SHB 1922: CREATING AN INDEPENDENT YOUTH HOUSING PROGRAM

Prime Sponsor: Representative Pedersen

** Signed by the Governor*

- The Independent Youth Housing Program is created in the Department of Community, Trade, and Economic Development (CTED) to provide housing stipends to eligible youth to secure independent housing.
- Eligible youth are defined as those aging out of foster care between the ages of 18 and 23, and who have income that does not exceed 50 percent of the area median income.
- CTED, the Department of Social and Health Services, and local organizations contracting to provide housing services must collaborate to provide services under the Independent Youth Housing Program.

JUDICIARY

786-7455

SB 5079: INCLUDING SUPREME COURT AND COURT OF APPEALS COMMISSIONERS TO SOLEMNIZE MARRIAGES

Prime Sponsor: Senator Marr

** Signed by the Governor*

- Supreme court commissioners and court of appeals commissioners are authorized to solemnize marriages.

SSB 5191: MODIFYING MISSING PERSONS PROVISIONS

Prime Sponsor: Senator Hatfield

(HB 1182 Representative Ericks)

** Signed by the Governor*

- The Criminal Justice Training Commission is required to provide training on the implementation and use of missing persons protocols to law enforcement officers with the least disruption.
- The mandate requiring the Washington Association of Sheriffs and Police Chiefs to remove information from the missing persons website on overdue persons who subsequently reappear is eliminated.
- Local law enforcement officers are authorized to submit collected deoxyribonucleic acid (DNA) samples taken for a missing person investigation to any appropriate laboratory instead of the Washington State Patrol Crime Laboratory in their jurisdiction or the Federal Bureau of Investigation.

SSB 5193: AUTHORIZING DONATION OF UNCLAIMED PERSONAL PROPERTY TO NONPROFIT CHARITABLE ORGANIZATIONS

Prime Sponsor: Senator Brandland

(SHB 1268 Representative Goodman)

** Signed by the Governor*

- County sheriffs, city police, and state patrol officers are authorized to donate unclaimed items to nonprofit charitable organizations for the benefit of needy persons.

SSB 5202: CONCERNING PERMISSIBLE WEAPONRY FOR ON-DUTY LAW ENFORCEMENT OFFICERS

Prime Sponsor: Senator Delvin

** Signed by the Governor*

- A law enforcement officer who carries a spring blade knife in the discharge of official duty is exempt from current law that prohibits possession of a spring blade knife.
- Law enforcement officers may not be prosecuted for possession of a spring blade knife when the officer is not on official duty and is transporting the knife to and from the location where it is stored.

SSB 5227: INCREASING THE PENALTY FOR ANIMAL ABANDONMENT

Prime Sponsor: Senator Tom

** Signed by the Governor*

- The crime of second degree animal cruelty, if committed by an owner who abandons the animal, is a gross misdemeanor offense. If the abandonment results in bodily harm to the animal or creates an imminent and substantial risk of substantial bodily harm to the animal, the affirmative defense of economic distress does not apply.

- "Abandons" is defined as the knowing or reckless desertion of an animal by its owner or the causing of the animal to be abandoned by its owner, in any place, without making provisions for the animal's adequate care.

SSB 5228: REVISING PROVISIONS CONCERNING ACTIONS UNDER THE CONSUMER PROTECTION ACT

Prime Sponsor: Senator Kline

(HB 1177 Representative Lantz)

** Signed by the Governor*

- The Attorney General is authorized to bring consumer protection cases on behalf of state residents.
- In these cases, the court is authorized to provide relief to a consumer injured due to an antitrust violation, regardless of whether the injury arose from a direct or indirect purchase of goods or services.
- The state may sue for monetary relief in consumer protection cases when it is indirectly injured due to an antitrust violation.

SB 5247: MODIFYING PROVISIONS RELATING TO SUPERIOR COURT JUDICIAL POSITIONS

Prime Sponsor: Senator Spanel

(HB 1269 Representative Quall)

** Signed by the Governor*

- In the county of San Juan, there is one superior court judge and, in the county of Island, there are two judges of the superior court.
- This additional judicial position becomes effective if: (1) the legislative authority of San Juan County documents its approval of the additional position and its agreement to pay the expenses of the position out of county funds, without reimbursement from the state; and (2) the legislative authority of Island County documents its approval and its agreement to pay, out of county funds, the expenses of the two judicial positions currently serving San Juan and Island Counties jointly, without reimbursement from the state.

ESSB 5312: ADDRESSING THE ISSUE OF STOLEN METAL PROPERTY

Prime Sponsor: Senator Tom

** Signed by the Governor*

** ESHB 1251 was not enacted, but the provisions are substantially similar to those in ESSB 5312.*

- Record keeping requirements are established for scrap metal businesses engaging in non-ferrous metal transactions with the general public.
- Limitations are established as to when scrap metal businesses may engage in transactions involving commercial metal property, metallic wire, and beer kegs.
- Scrap metal businesses are prevented from paying cash for transactions involving metal property valued at greater than \$30, and penalties for metal theft are established.
- The crimes of first and second degree Theft and first and second degree Possession of Stolen Property are added to the list of aggravating factors when: (1) the property damage to the victim caused in the course of the theft of metal property is more than three times the value of the stolen metal property; or (2) the theft of the metal property creates a public hazard.

SSB 5320: CREATING AN OFFICE OF PUBLIC GUARDIANSHIP AS AN INDEPENDENT AGENCY OF THE JUDICIARY

Prime Sponsor: Senator Franklin

(HB 1130 Representative Lantz)

** Signed by the Governor/partial veto*

- An office of public guardianship (Office) is created within the Administrative Office of the Courts, and the Supreme Court is directed to appoint a public guardianship administrator.
- The initial implementation of the public guardianship services are on a pilot basis in at least two geographical areas, one that is urban and one that is rural.
- The Office will contract with public or private entities or individuals to provide guardianship services to people whose income does not exceed 200 percent of the federal poverty level or who are receiving long-term care through the Department of Social and Health Services.
- ~~An 18 member Public Guardianship Advisory Committee is created to review the activities of the Office of Public Guardianship and the performance of the public guardianship administrator. The Advisory Committee will also make recommendations relating to public guardianship services. (PV)~~

**SSB 5340: DEFINING DISABILITY IN THE WASHINGTON LAW AGAINST
DISCRIMINATION**

Prime Sponsor: Senator Kline

** Signed by the Governor*

** SHB 1322 was not enacted, but its provisions are substantially similar to those in SSB 5340.*

- "Disability" is defined as a sensory, mental, or physical impairment that is medically diagnosable, exists in a record, or is perceived to exist.
- For purposes of qualifying for reasonable accommodation from an employer, the impairment must substantially limit the employee in his or her employment.

**SB 5351: CHANGING TRAVEL REIMBURSEMENT PROVISIONS AFFECTING JUDGES OF
THE COURT OF APPEALS**

Prime Sponsor: Senator Kline

(HB 1960 Representative Williams)

** Signed by the Governor*

- Rules may be adopted by the Court of Appeals to provide reimbursement to a judge of the Court of Appeals for work-related travel expenses from the judge's customary residence to the division headquarters of the court and back.

**SSB 5405: PROVIDING PROCEDURES FOR JUDICIAL ORDERS CONCERNING DISTRAINT
OF PERSONAL PROPERTY**

Prime Sponsor: Senator Carrell

** Signed by the Governor*

- The sheriff, to whom a writ of execution is directed and delivered, has discretion to execute the writ without delay.
- If the property at issue is personal property and it is concealed in a building or enclosure, the sheriff has the authority to publicly demand delivery of the property.
- If the property is not relinquished and if the order of execution states, the sheriff has the authority to cause the building or enclosure to be broken open and to take possession of the property.

**SB 5444: REQUIRING NOTICE TO PROPERTY OWNERS BEFORE CONDEMNATION
DECISIONS**

Prime Sponsor: Senator Carrell

** SB 5444 was not enacted, but the provisions are substantially similar to those in SHB 1458.*

SB 5635: REVISING PROVISIONS RELATING TO LIMITATIONS ON POLYGRAPH TESTS

Prime Sponsor: Senator Brandland

(HB 1608 Representative O'Brien)

** Signed by the Governor*

- Allows law enforcement agencies and juvenile court services agencies to require those who apply for employment, or return after a break of more than 24 consecutive months in service as a fully commissioned law enforcement officer, to be subjected to a lie detector or similar test.

SB 5711: EXPANDING THE OFFENDER SCORE TO INCLUDE OFFENSES CONCERNING THE INFLUENCE OF INTOXICATING LIQUOR OR ANY DRUG

Prime Sponsor: Senator Parlette

** Signed by the Governor*

- Amends the method of calculating the offender score for persons convicted of felony traffic offenses, homicide by watercraft, and assault by watercraft.

SSB 5720: CONFORMING LEGAL NOTICE BROADCAST REQUIREMENTS TO CURRENT PRACTICE

Prime Sponsor: Senator Marr

(SHB 1552 Representative McDermott)

** Signed by the Governor*

- Notices by political subdivisions may be made only by stations whose signal is received within the county of origin of the legal notice.
- It is no longer required that only radio or television personnel make the broadcast of legal notices.
- Written proof, provided by the radio or television station broadcasting the notice, that legal notice was given is sufficient. Affidavits are no longer required.

SSB 5910: MODIFYING THE NOTICE REQUIREMENT OF INTENT TO FILE A MEDICAL MALPRACTICE CLAIM

Prime Sponsor: Senator Brandland

** Signed by the Governor*

- Notice of intent to commence an action against a health care provider for negligence must be provided by regular mail, registered mail, or certified mail with return receipt requested or by depositing the notice, postage prepaid, in the post office addressed to the defendant.
- The notice may be addressed to the chief executive officer, administrator, Office of Risk Management, or registered agent for service of process of the health care entity if the defendant is a health care provider entity or an agent or employee of the health care entity at the time of the alleged negligence.
- If the notice of intent to commence an action against a health care provider is served within 90 days of the expiration of the applicable statute of limitations, the time for the commencement of the action will be extended 90 days from the date the notice was mailed. After the 90 day extension passes, the claimant has an additional five court days to commence the action.

SB 5953: INCREASING PENALTIES FOR ACTS OF DOMESTIC VIOLENCE INVOLVING STRANGULATION

Prime Sponsor: Senator Eide

(HB 2119 Representative Lovick)

** Signed by the Governor*

- A person may be charged with assault in the second degree when, under circumstances not amounting to assault in the first degree, he or she assaults another by strangulation.
- "Strangulation" is defined as compressing a person's neck, thereby obstructing the person's blood flow or ability to breathe, or doing so with the intent to obstruct the person's blood flow or ability to breathe.

SSB 5987: INCREASING PENALTIES FOR GANG-RELATED OFFENSES

Prime Sponsor: Senator Clements

(HB 2224 Representative Newhouse)

** Signed by the Governor*

- The Washington Association of Sheriffs and Police Chiefs is directed to establish and convene a work group to evaluate the problem of gang-related crime in Washington State.
- The work group must evaluate and make recommendations regarding: (1) additional legislative measures to combat gang-related crime; (2) the creation of a statewide gang information database; (3) possible reforms to the juvenile justice system for gang-related offenses; (4) best practices for prevention and intervention of youth gang membership; and (5) the adoption of legislation authorizing a civil anti-gang injunction.
- Results of the evaluation must be reported to the Legislature on or before January 1, 2008.

SB 6005: REVISING PROVISIONS INVOLVING COURT INTERPRETERS

Prime Sponsor: Senator Shin

(E2SHB 2176 Representative Lantz)

** SB 6005 was not enacted, but the provisions are substantially similar to a proviso in the 2007-09 Operating Budget (SHB 1128).*

SB 6059: ALLOWING ATTORNEYS TO RECOVER ACTUAL COSTS FOR SERVICE OF PROCESS

Prime Sponsor: Senator Carrell

(HB 2269 Representative Kirby)

** Signed by the Governor*

- The prevailing party, upon judgment, is allowed certain sums by way of indemnity for expenses in the action including the actual amount of money charged and incurred for the service of a process server.
- An exempt or registered process server is allowed to charge and collect, for each service assignment delivered to the process server for service, the following fees: (1) the actual amount if the fee is less than \$100; or (2) a reasonable amount if the fee is greater than \$100.

SSB 6100: LIMITING THE USE OF CHARITABLE DONATIONS IN CHARGING DECISIONS

Prime Sponsor: Senator Kline

** Signed by the Governor*

- A city attorney, county prosecutor, or other prosecuting authority may not dismiss, amend, or agree not to file a criminal charge or traffic infraction in exchange for a contribution, donation, or payment to any person, corporation, or organization.
- Payments to any specific fund authorized by state statute, or collection of costs associated with actual supervision, treatment, or collection of restitution under a pretrial diversion program are permitted.

E3SHB 1001: COMBATING AUTO THEFT

Prime Sponsor: Representative Lovick

(SB 5038 Senator Eide)

** Signed by the Governor*

- Penalties are increased for some automobile related crimes and prior offenses of theft, possession of a stolen vehicle, and taking a vehicle without permission are triple scored for purposes of sentencing.
- Home detention is established as an option for first-time adult offenders.
- Juvenile offenders are subject to risk assessments, home detention, and increased penalties for motor vehicle related offenses.
- The crime of making or possessing motor vehicle theft tools is created.
- A Statewide Auto Theft Prevention Authority is created to study motor vehicle theft in Washington.

ESHB 1008: PROTECTING VULNERABLE ADULTS

Prime Sponsor: Representative Moeller

** Signed by the Governor*

- A petition for an order for protection for a vulnerable adult may be brought by an interested person on behalf of the vulnerable adult, or the Department of Social and Health Services (DSHS) may bring such a petition on behalf of the vulnerable adult without his or her consent if DSHS believes the person lacks the ability or capacity to consent.
- A process is created for resolving a petition brought on behalf of the vulnerable adult where he or she does not consent to the petition. A process is created for a competent vulnerable adult or for the person's guardian to petition for a modification or termination of a protection order.
- A deceased vulnerable adult's cause of action for damages resulting from abandonment, abuse, financial exploitation, or neglect while residing at a facility or receiving care from a home health, hospice, or home care agency survives to the deceased person's estate for recovery of the economic losses to the estate if there are no surviving statutory beneficiaries.

SHB 1041: MODIFYING PLURALITY VOTING FOR DIRECTORS

Prime Sponsor: Representative Pedersen

** Signed by the Governor*

- Unless prohibited or contradicted by the articles of incorporation, the bylaws of a corporation may specify a number, percentage, or level of votes required for the election of directors.
- A bylaw providing for any manner of election that has been adopted by the shareholders may not be amended by the board of directors unless the bylaw allows it. However, such a bylaw that has been adopted by the board of directors may be amended by either the board or the shareholders.
- Bylaws may provide for the counting of votes cast against or votes withheld in determining whether a candidate has received a specified number, percentage, or level of votes.
- Corporations are authorized to alter the provision requiring that directors remain in office until a successor is elected or appointed.

HB 1042: MODIFYING THE SHARE ACQUISITION TIME PERIOD FOR ENGAGING IN A SIGNIFICANT BUSINESS TRANSACTION

Prime Sponsor: Representative Rodne

** Signed by the Governor*

- A person who acquired a significant percentage of company stock without approval from the company's board of directors can still engage in a significant business transaction with the company, if a majority of the board members and a supermajority of the shareholders agree.

SHB 1097: PROTECTING FRAIL ELDERLY AND VULNERABLE ADULTS AND PERSONS WITH DEVELOPMENTAL DISABILITIES FROM PERPETRATORS WHO COMMIT THEIR CRIMES WHILE PROVIDING TRANSPORTATION, WITHIN THE COURSE OF THEIR EMPLOYMENT, TO FRAIL ELDERLY AND VULNERABLE ADULTS AND PERSONS WITH DEVELOPMENTAL DISABILITIES

Prime Sponsor: Representative Miloscia

(SB 5439 Senator Eide)

** Signed by the Governor*

- A new subsection is created under the crimes of rape in the second degree and indecent liberties.
- An individual who has sexual intercourse with a frail elder, a vulnerable adult, or a person with a developmental disability while providing transportation, within the course of employment, to the victim at the time of the offense can be charged with rape in the second degree.
- An individual who has sexual contact with a frail elder, a vulnerable adult, or a person with a developmental disability while providing transportation, within the course of employment, to the victim at the time of the offense can be charged with indecent liberties.

ESHB 1114: PROHIBITING THE MARKETING OF ESTATE DISTRIBUTION DOCUMENTS BY PERSONS NOT AUTHORIZED TO PRACTICE LAW IN THIS STATE OR WHO ARE NOT A FINANCIAL INSTITUTION

Prime Sponsor: Representative Rodne

(SSB 5229 Senator Kline)

** Signed by the Governor*

- It is unlawful for anyone who is not authorized to practice law in this state to market estate distribution documents in or from the state, and it is a violation of the Consumer Protection Act.
- "Estate distribution documents" are documents like wills or trusts that are prepared for a specific person or have been prepared as marketing materials. Such documents do not include payable on death accounts in a financial institution and the act does not apply to financial institutions.

SHB 1144: PROVIDING A UNIFORM METHOD OF TRANSFERRING A MUNICIPAL COURT JUDGMENT INTO DISTRICT COURT

Prime Sponsor: Representative Williams

** Signed by the Governor*

- District courts have jurisdiction to enforce municipal court money judgments transferred to district court.

HB 1145: MODIFYING THE DEFINITION OF AN "ACCOUNT RECEIVABLE" FOR PURPOSES OF COMMENCING AN ACTION

Prime Sponsor: Representative Lantz

** Signed by the Governor*

- A person or business who sues for a customer's non-payment of goods or services has six years (rather than three years) to bring the case if it involves an "account receivable."
- An "account receivable" is defined as any payment obligation arising in the ordinary course of business, regardless of whether it involved one or more transactions, or if the customer owing the obligation received the goods or services.

HB 1168: REGARDING DISORDERLY CONDUCT

Prime Sponsor: Representative Roach

** Signed by the Governor*

- The disorderly conduct statute is amended to include certain disruptive behavior at or near a funeral, funeral procession, or memorial service.
- A person is guilty of disorderly conduct if the person does the following: intentionally engages in fighting or tumultuous conduct, or makes unreasonable noise, within 500 feet of a funeral or burial, a funeral home during the viewing of a deceased person, the location of a memorial service, or a funeral procession if the person knows that the procession is taking place; and knows that the activity adversely affects the funeral, burial, viewing, funeral procession, or memorial service.

HB 1181: MODIFYING THE POWERS AND FUNDING OF THE FORENSIC INVESTIGATIONS COUNCIL

Prime Sponsor: Representative Ericks

(SB 5192 Senator Hatfield)

** Signed by the Governor*

- Washington State Forensic Investigations Council may spend up to \$25,000 per biennium from the Death Investigations Account to assist local jurisdictions in need of forensic anthropology services or other testing to determine the identity of human remains.
- The state and local fee for all certified copies of vital records is increased from \$17 to \$20.
- Eight dollars of each fee imposed for the issuance of a certified copy of a vital record is dedicated to the Death Investigations Account.

ESHB 1251: ADDRESSING THE ISSUE OF STOLEN METAL PROPERTY

Prime Sponsor: Representative Morrell

** ESHB 1251 was not enacted, but the provisions are substantially similar to those in ESSB 5312.*

SHB 1322: DEFINING DISABILITY IN THE WASHINGTON LAW AGAINST DISCRIMINATION

Prime Sponsor: Representative McCoy

** SHB 1322 was not enacted, but its provisions are substantially similar to those in SSB 5340.*

HB 1366: PROTECTING THE NEWS MEDIA FROM BEING COMPELLED TO TESTIFY IN LEGAL PROCEEDINGS

Prime Sponsor: Representative Kessler

** Signed by the Governor*

- No judicial, legislative, administrative, or other body with subpoena power may compel the news media to testify, produce, or disclose the identity of a source of any news or information where such source has a reasonable expectation of confidentiality.
- News or information, other than physical evidence of a crime, obtained or prepared by the news media, may not be compelled to be disclosed or produced, unless certain conditions can be established by clear and convincing evidence.
- "News media" is defined.

HB 1437: CONCERNING FEES FOR PETITIONERS OF SEXUAL ASSAULT PROTECTION ORDERS

Prime Sponsor: Representative Eddy

(SB 5637 Senator Regala)

** Signed by the Governor*

- Petitioners for sexual assault protection orders are no longer required to pay service of process fees.

SHB 1458: REQUIRING NOTICE TO PROPERTY OWNERS BEFORE CONDEMNATION DECISIONS

Prime Sponsor: Representative Van De Wege

** Signed by the Governor*

** SB 5444 was not enacted, but the provisions are substantially similar to those in SHB 1458*

- Government agencies and other entities with condemnation authority must provide landowners at least 15 days' notice of the public meeting in which the entity will decide whether or not to condemn the landowner's property.

HB 1520: CONCERNING POLYGRAPH EXAMINATIONS OF SEXUAL ASSAULT VICTIMS

Prime Sponsor: Representative Williams

** Signed by the Governor*

- Law enforcement officers, prosecutors, and other government officials may not ask or require a victim of an alleged sex offense to submit to a polygraph exam or other truth telling device as a condition of proceeding with the investigation of the offense. The victim's refusal to take one of these tests will not, by itself, prevent the investigation, charging, or prosecution of the offense.

SHB 1555: ADDRESSING SEXUAL ASSAULT PROTECTION ORDERS

Prime Sponsor: Representative Williams

** Signed by the Governor*

- It is clarified that a sexual assault protection order is a remedy available for victims who do not qualify for a domestic violence protection order.

SHB 1642: CONCERNING CRIMINAL VIOLATIONS OF NO-CONTACT ORDERS, PROTECTION ORDERS, AND RESTRAINING ORDERS

Prime Sponsor: Representative Pedersen

(SB 5697 Senator Hargrove)

** Signed by the Governor*

- It is a criminal offense to violate restraint provisions prohibiting stalking, acts or threats of violence, or contact with a protected party.

SHB 1669: CONCERNING THE DISTRICT AND MUNICIPAL COURT'S PROBATION AND SUPERVISION SERVICES

Prime Sponsor: Representative Strow

** Signed by the Governor*

- A limited jurisdiction court that provides misdemeanor supervision services is not liable for damages based on the inadequate supervision or monitoring of a misdemeanor defendant or probationer unless the inadequate supervision or monitoring constitutes gross negligence.
- "Misdemeanor supervision services" means pre-conviction or post-conviction misdemeanor probation or supervision services, or the monitoring of a misdemeanor defendant's compliance with a pre-conviction or post-conviction order of the court, including but not limited to community corrections programs, probation supervision, pretrial supervision, or pretrial release services.

HB 1793: REMOVING THE LIMIT ON THE NUMBER OF CITIES ELIGIBLE FOR INDIGENT DEFENSE GRANTS THROUGH THE OFFICE OF PUBLIC DEFENSE

Prime Sponsor: Representative Lantz

** Signed by the Governor*

- The limit on the number of eligible cities that can receive indigent defense money through grants administered by the Office of Public Defense is removed.

SHB 1805: INCREASING THE HOMESTEAD EXEMPTION AMOUNT

Prime Sponsor: Representative Morrell

(SB 5866 Senator Kline)

** Signed by the Governor*

- The homestead exemption amount cannot exceed the lesser of: (1) the total net value of the lands, mobile home, improvements, and other personal property; or (2) the sum of \$125,000 in the case of lands, mobile home, manufactured homes, and improvements.
- Taxes due, that were not collected in trust, would be subject to the homeowner exemption and would only be collected above the exemption amount.

HB 1859: REVISING THE STATUTE LAW COMMITTEE'S PUBLICATION AUTHORITY

Prime Sponsor: Representative Goodman

(SB 5638 Senator Rockefeller)

** Signed by the Governor*

- Monies received from the sale of surplus copies of the session laws are paid into the Statute Law Committee (SLC) Publication Account.
- The SLC may publish the Washington State Register (Register) exclusively by electronic means on the Code Reviser website and it will be considered the official copy of the Register.
- County law libraries may satisfy their requirement of maintaining the Register for inspection by providing on-site access to the Register.
- The Code Reviser is required to provide a paper copy of any issue of the Register upon request.

HB 1939: MODIFYING PRIVILEGED COMMUNICATIONS PROVISIONS

Prime Sponsor: Representative Goodman

(SB 5357 Senator Kline)

** Signed by the Governor*

- The testimonial privilege for confessions made to clergy is extended to sacred confidences made to a Christian Science practitioner in his or her professional role.
- The privilege only applies for sacred confidences made to a Christian Science practitioner who is officially listed in the Christian Science Journal, the monthly magazine of the Christian Science church.

HB 1994: ADDRESSING OVERPAYMENTS RECEIVED BY COURTS

Prime Sponsor: Representative Curtis

(SB 5847 Senator Kline)

** Signed by the Governor*

- Courts are allowed to retain overpayments of \$10 or less made in connection with any litigation, including traffic, criminal, or noncriminal matters. The overpayments must be deposited in the local current expense fund.

HB 2034: PROVIDING A CIVIL CAUSE OF ACTION FOR VICTIMS OF MOTOR VEHICLE THEFT

Prime Sponsor: Representative Jarrett

** Signed by the Governor*

- A victim of one of the car theft statutes may civilly sue the perpetrator.
- The recovery of actual damages is limited to the value of any damage to the vehicle and any property stolen from the vehicle; the costs of the suit, including reasonable attorneys' fees; and civil damages of up to \$5,000.

EHB 2070: CONCERNING EXCEPTIONAL SENTENCES

Prime Sponsor: Representative O'Brien

(SB 6004 Senator Oemig)

** Signed by the Governor*

- In any case where a new sentencing hearing is required, the superior court has the authority to impanel a jury to consider any alleged aggravating circumstances listed in statute that were relied upon by the superior court in imposing the previous sentence.
- The act takes effect immediately.

SHB 2130: PROVIDING A MEANS TO DETERMINE "PRIOR OFFENSES" TO IMPLEMENT CHAPTER 73, LAWS OF 2006, REGARDING DRIVING UNDER THE INFLUENCE

Prime Sponsor: Representative Goodman

** Signed by the Governor*

- For the purposes of determining prior offenses under the felony DUI law, the term "within ten years" means that the arrest for a prior offense occurred within ten years of the arrest for the current offense.

HB 2236: DISPOSING OF CERTAIN ASSETS

Prime Sponsor: Representative Goodman

(SB 5377 Senator Weinstein)

** Signed by the Governor*

- If one's right to inherit is dependent on the survivorship of another, and the two individuals die in a common catastrophe, the first individual must survive the other by 120 hours to inherit, unless a contrary intent is specified.
- Updates and clarifies the definitions of "posthumous child," "surviving spouse," "representation," and "nonprobate assets."
- Allows for the use of tangible personal property lists with trusts, as is currently permitted with wills.

LABOR, COMMERCE, RESEARCH & DEVELOPMENT

786-7426

SB 5011: REMOVING THE EXPIRATION DATE ON THE 2006 BEER AND WINE DISTRIBUTION BILL

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Removes the June 30, 2008, expiration date for the direct shipment of beer and wine from manufacturers to in-state retailers.

SSB 5053: CREATING THE OFFICE OF THE OMBUDSMAN FOR WORKERS OF INDUSTRIAL INSURANCE SELF-INSURED EMPLOYERS

Prime Sponsor: Senator Keiser

** Signed by the Governor*

- Creates the Office of the Ombudsman for employees of industrial insurance self-insured employers.
- The Ombudsman is to act as an advocate for and provide information to injured employees of self-insured employers.

ESB 5063: REMOVING GENDER REFERENCES

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Gender-specific terms are changed to be gender-neutral terms in the statute. References to "firemen" are changed to "fire fighter"; "policemen" is changed to "police officers."
- The Code Reviser's Office, in consultation with the Statute Law Committee, is required to develop and implement a plan to correct gender-specific references in the code, making annual recommendations to the Legislature, with completion by June 30, 2015.
 - * HB 1327 is incorporated in its entirety, as described below.*
- Statutory references to "materialmen" are changed to "material supplier."

ESSB 5112: ALLOWING AUCTIONEERS TO AUCTION VESSELS WITHOUT REGISTERING AS A VESSEL DEALER

Prime Sponsor: Senator Schoesler

(HB 1894 Representative Chase)

** Signed by the Governor*

- Allows auction companies that are also licensed as motor vehicle dealers to sell vessels up to 25 feet long without registering as vessel dealers.

SSB 5118: DEVELOPING SEXUAL HARASSMENT POLICIES, PROCEDURES, AND MANDATORY TRAINING FOR ALL STATE EMPLOYEES

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Codifies existing policy on sexual harassment for state agencies contained in Executive Order 89-01 in which the state is to provide and maintain a working environment free from sexual harassment for its employees and all citizens participating in state programs.

- Requires all state agencies to maintain policy statements on sexual harassment, conduct training and education for all employees, and respond promptly and effectively to sexual harassment concerns.

SB 5121: MODIFYING PROVISIONS AFFECTING SUSPENSION OF LIQUOR LICENSES

Prime Sponsor: Senator Kohl-Welles

** SB 5121 is incorporated in its entirety into E2SSB 5859.*

SB 5241: DEFINING WAGES FOR INDUSTRIAL INSURANCE PURPOSES

Prime Sponsor: Senator Kohl-Welles

** SB 5241 was not enacted, but the provisions are substantially similar to those in HB 1244.*

ESB 5251: ESTABLISHING THE TERM OF EXISTENCE OF A COLLECTIVE BARGAINING AGREEMENT

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Increases from three to six years the maximum allowable term for certain collective bargaining agreements between cities, counties, municipal corporations, and school districts and their respective employees.

ESSB 5290: ESTABLISHING INDUSTRIAL INSURANCE MEDICAL AND CHIROPRACTIC ADVISORY COMMITTEES

Prime Sponsor: Senator Keiser

(SHB 1562 Representative Conway)

** Signed by the Governor*

- Requires the Department of Labor and Industries to establish an industrial insurance Medical Advisory Committee and an industrial insurance Chiropractic Advisory Committee.
- Establishes requirements for the appointment of members of the industrial insurance Medical Advisory Committee and the industrial insurance Chiropractic Advisory Committee.
- Requires a report to the Legislature in 2011 related to the work of the industrial insurance Medical Advisory Committee and the industrial insurance Chiropractic Advisory Committee.

SB 5291: CLARIFYING WHAT WORKERS ARE EXCLUDED FROM PREVAILING WAGES ON PUBLIC WORKS PROVISIONS

Prime Sponsor: Senator Murray

** SB 5291 was not enacted, but provisions are substantially similar to those in HB 1370.*

ESSB 5373: REGARDING REPORTING, PENALTY, AND CORPORATE OFFICER PROVISIONS OF THE UNEMPLOYMENT INSURANCE SYSTEM

Prime Sponsor: Senator Kohl-Welles

(SHB 1406 Representative Conway)

** Signed by the Governor*

- Services performed by corporate officers is added to employment covered by unemployment compensation, with certain exceptions. Corporate officers are personally liable for certain contributions owed by corporations that have gone out of business. Certain benefits resulting from an employer's reporting errors are charged to the employer's experience rating account. Penalties for employers who file untimely, incomplete, and incorrectly formatted tax and wage reports are modified. The number of weeks

of disqualification from unemployment compensation is increased and penalties for claimants who make false statements involving material facts are added. Professional employer organizations and client employers are considered coemployers.

SB 5389: APPROVING THE IMPORTING OF ONE SIMULCAST RACE OF REGIONAL OR NATIONAL INTEREST ON HORSE RACE DAYS

Prime Sponsor: Senator Hewitt

(HB 1593 Representative Grant)

** Signed by the Governor*

- Nonprofit horse racing associations may import one simulcast race of regional or national interest, such as the Kentucky Derby and the Preakness, on each live race day.

SSB 5443: SUPPRESSING WORKERS' COMPENSATION CLAIMS

Prime Sponsor: Senator Kohl-Welles

(HB 1502 Representative Williams)

** Signed by the Governor*

- Industrial insurance claim suppression is prohibited.
- Claim suppression is defined as intentionally inducing employees to fail to report injuries; inducing employees to treat injuries as off-the-job injuries; or acting to suppress legitimate industrial insurance claims.
- The Director of the Department of Labor and Industries must investigate claim suppression complaints and is granted subpoena authority related to these investigations.

SSB 5503: LICENSING PERSONS WHO OFFER ATHLETIC TRAINING SERVICES

Prime Sponsor: Senator Marr

(HB 1585 Representative Seaquist)

** Signed by the Governor*

- Establishes athletic trainers as a new health profession to be licensed by the Department of Health (DOH). Athletic trainers provide services relating to the prevention, immediate care, evaluation, treatment, rehabilitation, reconditioning, and management of athletic injuries. There are exemptions to the licensing requirements.
- Requires DOH to develop rules and establish licensing, examination, and renewal fees.

SSB 5534: CREATING AN EXEMPTION FROM UNEMPLOYMENT COMPENSATION FOR CERTAIN SMALL PERFORMING ARTS INDUSTRIES

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Excludes services performed by certain persons participating in performances sponsored by certain theater companies and dinner theaters, dance companies, musical groups and artists, and museums from employment for purposes of unemployment benefits and taxes.

SB 5551: ENHANCING ENFORCEMENT OF LIQUOR AND TOBACCO LAWS

Prime Sponsor: Senator Prentice

(HB 1603 Representative Conway)

** Signed by the Governor*

- Expands the authority of the Liquor Control Board to inspect books and records for enforcement of tobacco and cigarette tax laws and authorizes issuance of subpoenas for production of documents for enforcement of liquor laws and tobacco and cigarette tax laws.
- Provides a business and occupation tax exemption for the stamping allowance granted to wholesalers and retailers for affixing cigarette tax stamps.
- Provides a credit on the other tobacco products tax for products sold to the federal government and tribes.

SSB 5554: CONCERNING SELF-SERVICE STORAGE FACILITIES

Prime Sponsor: Senator McAuliffe

** Signed by the Governor*

- Clarifies that the first notice sent to a renter when rent in a self-storage facility is more than 14 days past due is a preliminary lien notice and the second notice is a final lien notice.
- Specifies the order of expenses to which the proceeds of a lien sale are applied.

SB 5611: ALLOWING MICROBREWERIES AND BREWERIES TO OPEN A SECOND RETAIL ONLY LOCATION

Prime Sponsor: Senator Jacobsen

** SB 5611 is incorporated in its entirety into E2SSB 5859.*

SSB 5622: CHANGING COLLECTIVE BARGAINING ELIGIBILITY REQUIREMENTS FOR CERTAIN EMPLOYEES OF HIGHER EDUCATION INSTITUTIONS AND RELATED BOARDS

Prime Sponsor: Senator Kohl-Welles

(HB 1399 Representative Conway)

** SSB 5622 was not enacted, but provisions are substantially similar to those in SHB 2361.*

SSB 5639: AUTHORIZING A CATERER'S ENDORSEMENT FOR LICENSED MICROBREWERIES

Prime Sponsor: Senator Spanel

** Signed by the Governor*

- It is clarified that a microbrewery or brewery holding a spirits, beer, and wine restaurant license is also eligible to hold all other privileges and endorsements, including a caterer's endorsement, that are permitted to those licensees.

E2SSB 5659: ESTABLISHING FAMILY AND MEDICAL LEAVE INSURANCE

Prime Sponsor: Senator Keiser

** Signed by the Governor*

- Provides for family leave insurance benefits of \$250 per week for up to five weeks for individuals on leave for the birth or adoptive placement of a child.
- Provides for job protection following leave for individuals who work for an employer with more than 25 employees for at least 12 months, and who have worked for at least 1,250 hours over the previous 12 months.

- Creates a joint legislative task force to recommend how the family leave insurance program should be funded and administered.
- Authorizes the Director of the Department of Labor and Industries to loan funds from the Supplemental Pension Fund to the Family Leave Insurance Account.
- Appropriates up to \$18 million from the Family Leave Insurance Account to the Department of Labor and Industries for the initial administration of the family leave insurance program.

ESB 5675: INCREASING MINIMUM INDUSTRIAL INSURANCE BENEFITS

Prime Sponsor: Senator Franklin

(HB 1499 Representative Green)

** Signed by the Governor*

- The minimum industrial insurance benefit is increased to 15 percent of the state average monthly wage plus an additional \$10 per month if a worker is married and an additional \$10 per month for each child of the worker up to a maximum of five children.
- The worker may not receive a monthly payment that exceeds his or her monthly wages or is less than the benefit the worker would have received under the previous calculation method.

SSB 5676: REVISING PROVISION FOR RECEIPT OF TEMPORARY TOTAL DISABILITY

Prime Sponsor: Senator Keiser

(HB 1571 Representative Conway)

** Signed by the Governor*

- The prior closure of a workers' compensation claim may not affect the rate at which loss of earning power benefits are calculated by the Department of Labor and Industries upon the re-opening of a claim.
- An employer may not require an employee to use accrued holiday pay, vacation pay, sick leave, or other similar benefits if the employee is injured at work and eligible to receive temporary total disability benefits.

SSB 5688: MODIFYING WHO MAY RECEIVE INDUSTRIAL INSURANCE CLAIMANTS' NOTICES, ORDERS, OR WARRANTS

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- If requested by a workers' compensation claimant, the Department of Labor and Industries may forward a claimant's written notices, orders, or warrants to a representative of the claimant before an appealable order has been entered on a claim.

SSB 5702: REQUIRING NOTICE TO CERTAIN EMPLOYEES OF A CLAIM OF EXEMPTION FROM PAYING UNEMPLOYMENT INSURANCE TAXES

Prime Sponsor: Senator Benton

** Signed by the Governor*

- Requires churches, conventions or associations of churches, and certain organizations operated for religious purposes, to inform employees that they may not be eligible to receive unemployment benefits based on that employment.

SSB 5721: CONCERNING FINANCIAL ARRANGEMENTS INVOLVING SPORTS/ENTERTAINMENT FACILITY LICENSE HOLDERS

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- Allows a liquor manufacturer, importer, or distributor to enter into an arrangement with a sports/entertainment facility licensee or an affiliated business for brand advertising at the licensed facility or promoting events held at the facility.

ESSB 5788: STUDYING THE LICENSING OF HOME INSPECTORS

Prime Sponsor: Senator Spanel

** Signed by the Governor*

- Requires the Department of Licensing to conduct a study of the regulation of home inspectors.

SB 5822: ALLOWING CERTAIN ACTIVITIES BETWEEN MANUFACTURERS, IMPORTERS, OR DISTRIBUTORS AND RETAIL SELLERS OF WINE

Prime Sponsor: Senator Kohl-Welles

** SB 5822 was not enacted, but the provisions are substantially similar to those in HB 2240.*

SB 5838: ADDRESSING SPIRITS, BEER, AND WINE RESTAURANT LICENSES

Prime Sponsor: Senator Kohl-Welles

** SB 5838 is incorporated in its entirety into E2SSB 5859.*

E2SSB 5859: CHANGING PROVISIONS FOR RETAIL LIQUOR LICENSES

Prime Sponsor: Senator Kohl-Welles

(HB 2021 Representative Conway)

** Signed by the Governor*

- Lowers spirits, beer, and wine restaurant density cap to one license for every 1,300 people in the state.
 - * SB 5899 is incorporated in its entirety into E2SSB 5859, as described below.*
- Expands the list of organizations eligible for a special occasion license to include local wine industry associations.
 - * SB 5838 is incorporated in its entirety into E2SSB 5859, as described below.*
- Allows restaurants that do catering to store liquor off-premises under certain conditions.
 - * SB 5611 is incorporated in its entirety into E2SSB 5859, as described below.*
- Allows a brewery or microbrewery with a restaurant license to operate a second restaurant off-premises of the brewery or microbrewery.
 - * SB 5121 is incorporated in its entirety into E2SSB 5859, as described below.*
- Authorizes an extension of time for the summary suspension of a liquor license under specified circumstances.
 - * SB 6078 is incorporated in its entirety into E2SSB 5859, as described below.*
- Creates a new hotel liquor license.

SSB 5898: AUTHORIZING THE USE OF A COMMON CARRIER FOR THE SHIPMENT OF WINE

Prime Sponsor: Senator Kohl-Welles

** Signed by the Governor*

- An in-state or out-of-state winery may use a common carrier to deliver up to 100 cases of its production per month, in the aggregate, to a licensed Washington retailer. Neither an in-state nor an out-of-state winery may arrange for a common carrier to ship wine that it has not produced to licensed retailers.

SB 5899: DEFINING SOCIETY OR ORGANIZATION FOR ALCOHOLIC BEVERAGE CONTROL PURPOSES

Prime Sponsor: Senator McAuliffe

** SB 5899 is incorporated in its entirety into E2SSB 5859.*

ESSB 5915: PROVIDING UNEMPLOYMENT AND INDUSTRIAL INSURANCE NOTICES TO EMPLOYERS

Prime Sponsor: Senator Honeyford

** Signed by the Governor*

- Requires the Employment Security Department to send employers printed material on unemployment insurance that the Department recommends or requires employers to post.
- Requires the Department of Labor and Industries to send employers printed material on industrial insurance that the Department recommends or requires employers to post.

ESSB 5920: ESTABLISHING A PILOT PROGRAM FOR VOCATIONAL REHABILITATION SERVICES

Prime Sponsor: Senator Kohl-Welles

(ESHB 2073 Representative Conway)

** Signed by the Governor*

- Creates an industrial insurance vocational rehabilitation pilot program from January 1, 2008, until June 30, 2013.
- Increases allowable costs for vocational rehabilitation plans to \$12,000 and increases time for retraining to two years.
- Establishes time frames for the vocational plan development process so that vocational plan development does not extend beyond 90 days without good cause, as determined by the Department of Labor and Industries.
- Creates an option for workers who, after vocational plan development, decline to participate in an approved vocational plan.
- Contains provisions related to future vocational assistance that limit the time and allowable costs for vocational rehabilitation in certain subsequent or re-opened claims.

SB 5926: CREATING A JOINT LEGISLATIVE TASK FORCE TO REVIEW THE UNDERGROUND ECONOMY IN THE CONSTRUCTION INDUSTRY

Prime Sponsor: Senator Kohl-Welles

(HB 2086 Representative Conway)

** Signed by the Governor*

- Creates a Joint Legislative Task Force on the Underground Economy in the Construction Industry.

SB 5927: REGARDING NONDISCLOSURE OF CERTAIN INFORMATION OF GAMBLING COMMISSION LICENSEES

Prime Sponsor: Senator Delvin

** SB 5927 was not enacted, but the provisions are substantially similar to those in HB 1449.*

SSB 5984: ALLOWING ONLY STRUCTURAL ENGINEERS TO PROVIDE ENGINEERING SERVICES FOR SIGNIFICANT STRUCTURES

Prime Sponsor: Senator Murray

(HB 1958 Representative Williams)

** Signed by the Governor*

- An engineer must be registered as a structural engineer to provide structural engineering services for significant structures.
- Significant structures include hazardous facilities that contain explosive substances, hospitals, fire and police stations, standby power-generating equipment facilities, aviation control towers, buildings of five stories or more, and bridges with a span of more than 200 feet.

SB 6078: CREATING HOTEL LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES

Prime Sponsor: Senator Murray

(HB 2299 Representative Williams)

** SB 6078 is incorporated in its entirety into E2SSB 5859.*

SB 6090: REGARDING PERSONS WHO PERFORM CROWD MANAGEMENT OR GUEST SERVICES

Prime Sponsor: Senator Delvin

** Signed by the Governor*

- Modifies the exemption for guest services or crowd management employees within the statutes requiring licensing of private security guards.
- Requires that this exemption only apply when a crowd has assembled for the purpose of attending or taking part in an organized event, including pre-event assembly, event operation hours, and post-event departure activities.

ESHB 1047: CONCERNING ALCOHOL CONTENT IN FOOD PRODUCTS AND CONFECTIONS

Prime Sponsor: Representative Williams

** Signed by the Governor*

- Allows grocery stores licensed by the Liquor Control Board that have a snack bar license to sell confections with up to 10 percent alcohol to persons 21 or older.

HB 1218: MODIFYING GAMBLING COMMISSION POWERS AND DUTIES TO TEMPORARILY ISSUE, SUSPEND, AND RENEW LICENSES

Prime Sponsor: Representative Conway

(SB 5376 Senator Murray)

** Signed by the Governor*

- The Director of the Gambling Commission may issue temporary licenses and suspend licenses issued by the Gambling Commission.
- The Gambling Commission may renew licenses held by persons who are discharged from active military service if the service members apply for renewal of a license within six months of being honorably discharged, removed, or released from active military service.

SHB 1244: DEFINING WAGES FOR INDUSTRIAL INSURANCE PURPOSES

Prime Sponsor: Representative Conway

- * *Signed by the Governor*
- * *SB 5241 was not enacted, but the provisions are substantially similar to those in HB 1244.*

- Modifies the statutory definition of wages used to calculate workers' compensation benefits to include an employer's payment or contributions, or appropriate portions thereof, for health care benefits unless the employer continues ongoing and current payment or contributions for these benefits at the same level as provided at the time of injury.

SHB 1278: MODIFYING INDUSTRY AVERAGE UNEMPLOYMENT CONTRIBUTION RATES

Prime Sponsor: Representative Conway (SSB 5137 Senator Kohl-Welles)

- * *Signed by the Governor*

- Makes unemployment insurance contribution rates for new employers 90 percent, 100 percent, or 115 percent of average industry rates, depending on benefits charged and contributions paid by new employers in a three-year period.

HB 1291: ALLOWING ADVANCE DEPOSIT WAGERING TO CONTINUE BEYOND OCTOBER 1, 2007

Prime Sponsor: Representative Quall (SB 5270 Senator Kohl-Welles)

- * *Signed by the Governor*

- Removes the expiration date on the statute that authorizes advance deposit wagering in horse racing.

HB 1327: CONCERNING MATERIAL PERSONS

Prime Sponsor: Representative Santos (SB 5945 Senator Kline)

- * *HB 1327 is incorporated in its entirety in ESB 5063.*

HB 1349: AUTHORIZING THE SALE BY SPIRIT, BEER, AND WINE LICENSEES OF MALT LIQUOR IN CONTAINERS THAT ARE CAPABLE OF HOLDING FOUR GALLONS OR MORE AND ARE REGISTERED IN ACCORDANCE WITH RCW 66.28.200

Prime Sponsor: Representative Condotta

- * *Signed by the Governor*

- Allows restaurants holding a spirits, beer and wine restaurant license to sell kegs of malt liquor.

HB 1370: REGARDING PUBLIC WORKERS EXCLUDED FROM PREVAILING WAGES ON PUBLIC WORKS PROVISIONS

Prime Sponsor: Representative Green

- * *Signed by the Governor*
- * *SB 5291 was not enacted, but its provisions are substantially similar to those in HB 1370.*

- Excludes public employees from prevailing wage requirements and surveys to determine prevailing wages.

SHB 1407: FUNDING THE ADMINISTRATION OF TITLE 50 RCW, UNEMPLOYMENT COMPENSATION

Prime Sponsor: Representative Conway

(2SSB 5230 Senator Kohl-Welles)

** Signed by the Governor*

- Makes existing monies generally available for administering the unemployment compensation system and other programs under the Employment Security Act.
- The Employment Security Department (ESD) will retain the entire fee charged to employers for administering the training-benefits program.
- Allows ESD to use all of the penalties and interest funds to support the administration of the unemployment insurance program.

HB 1449: REGARDING NONDISCLOSURE OF CERTAIN INFORMATION OF GAMBLING COMMISSION LICENSEES

Prime Sponsor: Representative Condotta

** Signed by the Governor*

** SB 5927 was not enacted, but the provisions are substantially similar to those in HB 1449.*

- Independent auditor reports and financial statements of licensees submitted to the Gambling Commission are exempt from the Public Disclosure Act.

HB 1457: CONCERNING THE EMPLOYMENT OF YOUTH SOCCER REFEREES

Prime Sponsor: Representative Lovick

(SSB 5559 Senator Kohl-Welles)

** Signed by the Governor*

- Excludes employment of nationally certified youth soccer referees under the age of 14 years old from child labor criminal provisions.

SHB 1500: MODIFYING PROVISIONS ON PERMANENT PARTIAL DISABILITY CLAIMS

Prime Sponsor: Representative Conway

(SSB 5687 Senator Keiser)

** Signed by the Governor*

- A worker may choose how the Department of Labor and Industries will make a deduction in a current pension payment when a permanent partial disability award precedes a pension award.
- The worker may choose: to have the amount deducted from monthly pension benefits in an amount that does not exceed 25 percent of the monthly amount or one-sixth of the total overpayment, whichever is less; or to have the amount deducted from the pension reserve and have monthly compensation payments reduced accordingly.

HB 1501: CONCERNING ADJUSTMENTS TO INDUSTRIAL INSURANCE TOTAL DISABILITY COMPENSATION REDUCTIONS

Prime Sponsor: Representative Wood

(SB 5677 Senator Murray)

** Signed by the Governor*

- Eliminates the expiration date on the authority of the Department of Labor and Industries (L&I) to recalculate an injured worker's time-loss benefits and pay additional benefits to the worker in situations when a reduction in federal social security disability entitlement is made for a time period during which L&I also reduced benefits.

EHB 1525: REDUCING THE IMPACT OF REGULATORY PROVISIONS ON SMALL BUSINESSES

Prime Sponsor: Representative Chase

** Signed by the Governor*

- As part of the small business economic impact statement requirements, an agency must provide a clear explanation as to why it cannot reduce the costs imposed by the proposed rule and it must include an estimate of the number of jobs expected to be lost as a result of compliance with the proposed rule.
- A person affected by an agency's proposed rule may petition the joint administrative rules review committee to review the agency's small business economic impact statement.

SHB 1574: MODIFYING PROVISIONS CONCERNING THE UNIFORM REGULATION OF BUSINESS AND PROFESSIONS

Prime Sponsor: Representative Wood

(SB 5582 Senator Clements)

** Signed by the Governor*

- Makes a number of changes to the business and profession programs administered by the Department of Licensing (DOL) and to the uniform disciplinary procedures for businesses and professions regulated by the DOL.

HB 1599: ALLOWING RAFFLES BY EXECUTIVE BRANCH STATE EMPLOYEES

Prime Sponsor: Representative Hunt

(SB 5693 Senator Fraser)

** Signed by the Governor*

- Executive branch state employees may conduct raffles to raise money for charitable purposes and in doing so may solicit donations from persons who have no business dealings with the employees' agency.

HB 1666: REPEALING THE EXPIRATION PROVISION IN THE ACT AUTHORIZING NURSE PRACTITIONERS TO TREAT THOSE COVERED BY INDUSTRIAL INSURANCE

Prime Sponsor: Representative Green

(SB 5951 Senator Kohl-Welles)

** Signed by the Governor*

- Permanently gives advanced registered nurse practitioners nearly the same worker's compensation roles and responsibilities as physicians, including the authority to sign accident report forms and time loss cards.

HB 1671: MODIFYING PROVISIONS RELATING TO RECLASSIFICATIONS, CLASS STUDIES, AND SALARY ADJUSTMENTS

Prime Sponsor: Representative Green

(SB 5537 Senator Fairley)

** Signed by the Governor*

- Replaces Washington Personnel Resources Board (Resource Board) with the Director of Personnel (Director) in all of RCW 41.06.152.
- Modifies and gives authority to the Director to define the criteria used to adopt classification revisions, class studies, and salary adjustments.
- Deletes the subsections that describe the Resources Board's functions in classification revisions, class studies, and salary adjustments.

SHB 1693: MODIFYING TIME PERIODS FOR COLLECTIVE BARGAINING BY STATE FERRY EMPLOYEES

Prime Sponsor: Representative Appleton

(SSB 5082 Senator Spanel)

** Signed by the Governor*

- Changes time frames for collective bargaining for state ferry employees.
- Provides a procedure for the selection of an interest arbitrator prior to bargaining.

HB 1706: CONCERNING JURISDICTION UNDER THE INDIAN GAMING REGULATORY ACT

Prime Sponsor: Representative Conway

(SB 5055 Senator Prentice)

** Signed by the Governor*

- Removes the expiration date on the statute that consents to federal jurisdiction over actions to settle disputes under the federal Indian Gaming Regulatory Act.

2SHB 1811: REGARDING AUTOMATIC SPRINKLER SYSTEMS IN NIGHTCLUBS

Prime Sponsor: Representative Pedersen

(SSB 5832 Senator Kohl-Welles)

** Signed by the Governor/partial veto*

- The date by which nightclubs must install automatic fire sprinkler systems is extended to December 1, 2009.
- Nightclub lessees who pay property taxes may apply for a special property tax exemption which previously was available only to property owners.
- ~~Emergency clause: (PV)~~

ESHB 1833: EXPANDING THE PRESUMPTION OF OCCUPATIONAL DISEASE FOR FIREFIGHTERS

Prime Sponsor: Representative Conway

(SB 5741 Senator Franklin)

** Signed by the Governor/partial veto*

- The industrial insurance presumption of occupational disease for firefighters is modified to include certain heart problems experienced after strenuous physical exertion or exposure to smoke, fumes, or toxic substances and certain cancers, including prostate cancer if diagnosed before the age of 50.
- Firefighters who prevail on an appeal of their occupational disease claim may recover litigation fees and costs.
- ~~Makes legislative findings, declares legislative intent. (PV)~~

SHB 1843: MODIFYING PROVISIONS REGULATING CONTRACTORS

Prime Sponsor: Representative Conway

(SSB 5735 Senator Kohl-Welles)

** Signed by the Governor*

- Makes numerous changes to the Contractor Registration Act, including changes relating to definitions, registration, exemptions, bonds, disclosure statements, collections, investigations, civil infractions, and criminal violations.

EHB 1898: PROVIDING APPRENTICESHIP UTILIZATION REQUIREMENTS FOR SCHOOL DISTRICT PUBLIC WORKS PROJECTS

Prime Sponsor: Representative Quall

** Signed by the Governor*

- Extends apprenticeship utilization requirements to public works contracts awarded by school districts unless the project was funded by a bond issue approved before July 1, 2007.
- Increases incrementally the percentage of labor hours to be performed by apprentices in school district public works projects over the next three years, so by January 1, 2010, the apprentice labor hours is 15 percent for projects estimated to cost \$1 million or more.

ESHB 1916: APPLYING INTEREST ARBITRATION TO CERTAIN CARE PROVIDERS

Prime Sponsor: Representative Conway

(SB 5783 Senator Kohl-Welles)

** Signed by the Governor*

- Specifies factors to be considered by an interest arbitration panel resolving an impasse in collective bargaining involving individual providers or family child care providers under the Public Employees' Collective Bargaining Act.

HB 1949: PROVIDING INDUSTRIAL INSURANCE COVERAGE FOR WORKERS INVOLVED IN HARVESTING GEODUCK CLAMS

Prime Sponsor: Representative Williams

** Signed by the Governor*

- Applies the state Industrial Insurance Act to certain employers and workers involved in the business of harvesting geoducks.

ESHB 1968: REQUIRING CERTIFICATION FOR SPRINKLER FITTERS

Prime Sponsor: Representative Simpson

** Signed by the Governor*

- Establishes a certification requirement for sprinkler fitters to be administered by the state Director of Fire Protection.
- Specifies qualifications for certification of journey-level and residential sprinkler fitters with and without examination.

SHB 1988: CHANGING PROVISIONS AFFECTING SECURITY GUARDS

Prime Sponsor: Representative Morrell

(SSB 5845 Senator Keiser)

** Signed by the Governor*

- Modifies requirements for post-assignment training for security guards.
- Allows waiver of initial post-assignment training for guards who transfer from another company and have completed the training provided by their previous company.

SHB 2010: PROVIDING RESPONSIBLE BIDDER CRITERIA AND RELATED REQUIREMENTS FOR PUBLIC WORKS CONTRACTS

Prime Sponsor: Representative Haigh

(SSB 5856 Senator Rockefeller)

** Signed by the Governor*

- Responsible bidder is defined for purposes of public works contracts.

- To be considered a responsible bidder, the bidder must have a certificate of registration at the time of bid submittal; a current state unified business identifier number; and if applicable, industrial insurance coverage for the bidder's employees working in Washington, an Employment Security Department number, and a state excise tax registration number.
- A state or municipality may adopt relevant supplemental criteria for determining bidder responsibility that is applicable to a particular project. The Capital Projects Advisory Review Board is to develop guidelines to assist the state and municipalities in developing supplemental responsibility criteria.
- If the state or municipality determines that a bidder is not responsible, it must provide the bidder the reasons, in writing, for that determination.

HB 2079: CONCERNING USE OF AGENCY SHOP FEES

Prime Sponsor: Representative McDermott

(SB 5921 Senator Fairley)

** Signed by the Governor*

- Provides that when labor organizations are making political campaign contributions, the contribution is not considered to be use of agency shop fees when the organization's general treasury has sufficient funds to cover the contributions from other revenue sources.

EHB 2105: REQUIRING PAYMENT OF PRESCRIPTION DRUGS FOR INDUSTRIAL INSURANCE MEDICAL AID CLAIMS FOR INITIAL VISITS

Prime Sponsor: Representative Conway

** Signed by the Governor*

- The Department of Labor and Industries must pay for any initial prescription drugs provided to an injured worker under a state fund claim.
- Payment must be made without regard to whether the worker's claim for benefits is ultimately allowed.

ESHB 2111: MAKING THE GOVERNOR THE PUBLIC EMPLOYER OF ADULT FAMILY HOME PROVIDERS

Prime Sponsor: Representative Williams

(SB 5949 Senator Keiser)

** Signed by the Governor*

- Provides for collective bargaining between the Governor and a statewide unit of adult family home providers under the Public Employees' Collective Bargaining Act.
- Provides for negotiated rule-making with a statewide unit of adult family home licensees under the Administrative Procedure Act.

EHB 2113: REGARDING OBJECTIONS BY CITIES, TOWNS, AND COUNTIES TO THE ISSUANCE OF LIQUOR LICENSES

Prime Sponsor: Representative Williams

** Signed by the Governor*

- Directs the Liquor Control Board to give substantial weight to the objections of a local jurisdiction to the issuance or renewal of a liquor license based on chronic illegal activity associated with the applicant's operation of the premises or other licensed premises, or the conduct of the applicant's patrons inside or outside the premises.

ESHB 2171: REGARDING CRANE SAFETY

Prime Sponsor: Representative Eddy

(SSB 5990 Senator Kohl-Welles)

** Signed by the Governor*

- The Department of Labor and Industries (L&I) must establish a crane certification program for cranes used in construction.
- L&I must establish certification requirements for crane inspectors and cranes must be annually inspected.
- L&I must establish qualified crane operator requirements and only qualified crane operators may operate cranes used in construction. The bill takes effect January 1, 2010.

HB 2240: ALLOWING CERTAIN ACTIVITIES BETWEEN DOMESTIC WINERIES, DOMESTIC BREWERIES, MICROBREWERIES, CERTIFICATE OF APPROVAL HOLDERS, AND RETAIL SELLERS OF BEER OR WINE

Prime Sponsor: Representative Conway

** Signed by the Governor*

** SSB 5822 was not enacted, but the provisions are substantially similar to those in HB 2240.*

- Allows domestic wineries and retailers to produce tourism materials with regional, state, or local wine industry associations. Allows wineries to provide personal services for a retailer, including participation and pouring at restaurants, specialty wine shops, and bottle signings. Allows internet listings and links between wineries and breweries and retailers.

ESHB 2284: ADDRESSING THE TRAINING OF AND COLLECTIVE BARGAINING OVER THE TRAINING OF CARE PROVIDERS

Prime Sponsor: Representative Green

(SB 6066 Senator Kohl-Welles)

** Signed by the Governor*

- The Joint Legislative and Executive Task Force on Long-Term Care Financing and Chronic Care Management (Task Force) is to establish a Home and Community Long-Term Care Workforce Development Workgroup (Workgroup).
- The Workgroup is to evaluate current training requirements. The Workgroup is to make recommendations for any changes to the Governor and legislative committees by December 1, 2007, and the Task Force is to include the Workgroup's findings and recommendations in the Task Force's final report.
- The scope of collective bargaining over training costs is narrowed to refer to other training intended to promote the career development of individual providers.
- The due date for the Task Force's final report is changed from June 30, 2007, to December 30, 2007.

SHB 2361: REGARDING COLLECTIVE BARGAINING FOR CERTAIN EMPLOYEES OF INSTITUTIONS OF HIGHER EDUCATION AND RELATED BOARDS

Prime Sponsor: Representative Conway

(SSB 5622 Senator Kohl-Welles)

** Signed by the Governor*

** SSB 5622 was not enacted, but the provisions are substantially similar to those in SHB 2361.*

- Makes the Public Employees' Collective Bargaining Act applicable to certain employees of institutions of higher education who are exempted from civil service under the Personnel System Reform Act.

NATURAL RESOURCES, OCEAN & RECREATION

786-7419

SB 5128: CLARIFYING RECORDKEEPING REQUIREMENTS FOR FISH OR SHELLFISH STORAGE FACILITIES

Prime Sponsor: Senator Jacobsen

* *SB 5128 is incorporated in its entirety into SHB 1646.*

SB 5131: AUTHORIZING DEPARTMENT OF FISH AND WILDLIFE EMPLOYEES TO PARTAKE IN CERTAIN INSPECTIONS AND SAMPLINGS

Prime Sponsor: Senator Swecker

(HB 1075 Representative Blake)

* *SB 5131 was not enacted, but the provisions are substantially similar to those in SHB 1646.*

2SSB 5164: EXPANDING THE VETERANS CONSERVATION CORPS PROGRAM

Prime Sponsor: Senator Jacobsen

(HB 1767 Representative B. Sullivan)

* *Signed by the Governor*

- The Department of Veterans Administration is required to assist veterans who are enrolled in the Veterans Conservation Corps (VCC) with obtaining job skill training and employment in environmental restoration projects.
- The Department is required to submit a report to the Legislature by December 1, 2008, on the status of the VCC program, including the number of enrollees employed in projects and training, certifications earned, employment placement achieved, and program funding provided.

2SSB 5188: ESTABLISHING A WILDLIFE REHABILITATION PROGRAM

Prime Sponsor: Senator Haugen

* *Signed by the Governor*

- The Department of Fish and Wildlife must establish a wildlife rehabilitation grant program.
- A fee of two dollars is added to the cost of a personalized license plate and dedicated to the Wildlife Response and Rehabilitation Account to support the new grant program.

SSB 5214: CONCERNING SPECIALIZED FOREST PRODUCTS

Prime Sponsor: Senator Jacobsen

(HB 1040 Representative B. Sullivan)

* *SSB 5214 is incorporated in part into SHB 1909.*

SSB 5219: REGARDING THE NORTHWEST WEATHER AND AVALANCHE CENTER

Prime Sponsor: Senator Jacobsen

* *Signed by the Governor*

- The State Parks and Recreation Commission (Commission) is directed to work cooperatively with relevant federal, state, local government, and private entities to develop a plan and recommendations regarding the future of the Northwest Weather and Avalanche Center (NWAC). The NWAC provides weather and avalanche information for areas in the Northwest.
- The plan and recommendations must address the future administration of, as well as long-term funding sources for, the NWAC.

- The Commission will report to the Legislature on the status of the plan and recommendations in December 2007 and 2008.

SSB 5224: CONCERNING THE GOVERNOR'S SALMON RECOVERY OFFICE

Prime Sponsor: Senator Jacobsen

(HB 1577 Representative Sullivan)

** Signed by the Governor*

- The expiration date for the Governor's Salmon Recovery Office (GSRO) is extended to June 30, 2015, and the purpose of the GSRO is expanded to provide coordination and assistance for the implementation and revision of regional salmon recovery plans.
- The Governor's Monitoring Forum is codified and is renamed the Forum on Monitoring Salmon Recovery and Watershed Health. An expiration date of June 30, 2015, is provided for the Forum.

SSB 5236: CONCERNING THE MANAGEMENT OF PUBLIC LANDS

Prime Sponsor: Senator Parlette

** Signed by the Governor*

- The Habitat and Recreation Lands Coordinating Group is created to implement the recommendations of the Interagency Committee for Outdoor Recreation's 2005 report, *Toward a Coordination Strategy for Habitat and Recreation Land Acquisitions in Washington State*, to the Legislature.

SB 5259: MODIFYING PROVISIONS GOVERNING THE SALE OF UNNEEDED PARK LAND

Prime Sponsor: Senator Jacobsen

(HB 1514 Representative B. Sullivan)

** Signed by the Governor*

- The State Parks and Recreation Commission is authorized to sell surplus land to the highest bidder by soliciting sealed bids, electronic bids, and oral bids at auction.

SSB 5315: REGARDING ACCESS TO PROPERTY DURING A FOREST FIRE

Prime Sponsor: Senator Schoesler

** Signed by the Governor*

- The Washington Association of Sheriffs and Police Chiefs is directed to convene a work group to develop model policy regarding landowner access to their property during a wildfire.
- Until the model policy is developed and implemented, counties are authorized to maintain a registry of landowners allowed to access their property during a wildfire.

SSB 5447: REGARDING THE COASTAL DUNGENESS CRAB FISHERY

Prime Sponsor: Senator Hatfield

** Signed by the Governor*

- The Department of Fish and Wildlife (DFW) is directed to develop a proposed buyback program for the coastal Dungeness crab fishery. DFW must provide a report to the Legislature detailing the proposal by December 1, 2007.

SSB 5461: IMPROVING FOREST HEALTH ON STATE TRUST LANDS BY CONTINUING THE USE OF CONTRACT HARVESTING FOR SILVICULTURAL TREATMENTS

Prime Sponsor: Senator Morton

(HB 1122 Representative Kretz)

** Signed by the Governor*

- The Department of Natural Resources' (DNR) temporary authority to utilize the contract harvest process to conduct timber harvests and silvicultural treatments for forest health purposes is made permanent.
- DNR is directed to prioritize forest health treatments to fulfill land management and landscape plans and to protect public health and safety, public resources, and the long-term value of trust lands.

SSB 5463: MODIFYING FOREST FIRE PROTECTION ASSESSMENTS

Prime Sponsor: Senator Jacobsen

(HB 1125 Representative B. Sullivan)

** Signed by the Governor*

- The assessment rates paid by forest landowners to the Department of Natural Resources to fund fire protection activities are increased.
- The rate forest landowners pay for each parcel is increased from \$14.50 to \$17.50. The rate for each parcel acre exceeding 50 acres is increased from \$0.25 to \$0.27.

SB 5656: CREATING A REGIONAL TRANSFER OF DEVELOPMENT RIGHTS PROGRAM

Prime Sponsor: Senator Jacobsen

** SB 5656 was not enacted, but the provisions are substantially similar to those in HB 1636.*

SB 5748: REGARDING BALLAST WATER MANAGEMENT

Prime Sponsor: Senator Jacobsen

(HB 1738 Representative B. Sullivan)

** SB 5748 is incorporated in its entirety in E2SSB 5923.*

SSB 5844: CONCERNING SPECIALIZED FOREST PRODUCTS AND SPECIALTY WOOD

Prime Sponsor: Senator Roach

** SSB 5844 is incorporated in part into SHB 1909.*

2SSB 5883: CONCERNING CONVERSION OF FOREST LAND TO NONFORESTRY USES

Prime Sponsor: Senator Fraser

(HB 1408 Representative Orcutt)

** Signed by the Governor*

- The six-year building moratorium that generally attaches to property when a landowner submits a Forest Practices Application is removed.
- New procedures are created for the conversion of certain forest lands to nonforestry uses under the Forest Practices Act. The new procedures require increased communication between the Department of Natural Resources, the Department of Ecology, local governments, and landowners.

E2SSB 5923: REGARDING AQUATIC INVASIVE SPECIES ENFORCEMENT AND CONTROL

Prime Sponsor: Senator Swecker

** Signed by the Governor/partial veto*

- The Department of Fish and Wildlife's Aquatic Invasive Species Enforcement and Prevention programs are modified to allow for the Department to set up check points to inspect vessels for aquatic invasive species. Criminal penalties are provided for persons who intentionally avoid the check stations.
- The Department of Fish and Wildlife is required to post signs regarding the danger of aquatic invasive species and provide free inspections of vessels.

** SSB 5748 is incorporated in its entirety into E2SSB 5923 as described below.*

- ~~The Ballast Water Work Group is codified, and its duties and membership are modified. (PV)~~
- The safety exemption is modified to allow discharge of untreated or unexchanged ballast water into Washington waters when weather, equipment failure or other extraordinary conditions make exchange or treatment a threat to the safety of the vessel and its crew.

SSB 5972: PROVIDING THE DEPARTMENT OF NATURAL RESOURCES WITH MORE CONSISTENT ENFORCEMENT AUTHORITY FOR PROTECTION AGAINST MINING WITHOUT A PERMIT

Prime Sponsor: Senator Morton

(HB 2186 Representative Blake)

** Signed by the Governor*

- The Department of Natural Resources' (DNR) authority to take enforcement actions against those illegally mining without a surface mining reclamation permit is specifically authorized.
- Several new enforcement authorities are provided to DNR. A notice of correction may be used to provide notice of a surface mining violation and to set a reasonable time for correction. An order to stop surface mining may be used to require a person to stop certain unlawful surface mining activities.
- Surface mining permit holders are allowed to seek cancellation of a permit in circumstances where the former mining site is to be developed.

E2SSB 6044: REGARDING THE REMOVAL OF DERELICT VESSELS

Prime Sponsor: Senator Rockefeller

** Signed by the Governor*

- Authorized public entities are given the authority to take temporary possession of a vessel when the vessel poses an imminent danger to public health and safety or to the environment.
- A derelict vessel surcharge will be collected on vessels registering with the Department of Licensing, and the funds used to remove the current backlog of derelict vessels.
- The Department of Natural Resources and other stakeholders must study the use of alternative revenue sources and the vessels that are subject to certain fees and taxes, and report back on ways to more equitably distribute the financial responsibility of supporting the derelict vessel removal program.

SSB 6141: REGARDING FOREST HEALTH

Prime Sponsor: Senator Jacobsen

** Signed by the Governor*

- The Department of Natural Resources (DNR) is designated to lead the state's development and implementation of a comprehensive forest health program.
- A three-tiered approach is created to address the state's forest health problems. Tier one consists of voluntary landowner actions and technical assistance provided by DNR. Tier two consists of landowner

actions recommended by DNR to manage developing or existing threats to forest health. Tier three consists of landowner actions required by DNR to manage significant threats to forest health.

- Requirements and procedures are set for the administration of the state's forest health program.

2SHB 1076: CREATING A ROCKFISH RESEARCH PROGRAM

Prime Sponsor: Representative Blake

(SB 5127 Senator Jacobsen)

* 2SHB 1076 is incorporated in its entirety in HB 1476.

HB 1077: MODIFYING REQUIREMENTS CONCERNING THE PUBLIC DISCLOSURE OF SENSITIVE FISH AND WILDLIFE INFORMATION

Prime Sponsor: Representative Blake

(SB 5126 Senator Hargrove)

* Signed by the Governor

- The types of entities to which Department of Fish and Wildlife (DFW) may release sensitive fish and wildlife data for land management purposes or scientific research needs is broadened.
- The DFW is required to post on its web site, all reported predatory wildlife interactions, including human safety confrontations and livestock depredations.

SHB 1079: MERGING FISHING AND HUNTING LICENSE FEES FOR CERTAIN VETERANS AND PERSONS WITH DISABILITIES

Prime Sponsor: Representative Kretz

(SB 5125 Senator Jacobsen)

* Signed by the Governor

- The reduced rates for hunting and fishing licenses for persons with disabilities are consolidated into one statutory section.
- Respectful language updates are made to the Fish and Wildlife Code.

SHB 1082: REQUIRING THAT CERTAIN SHELLFISH AND SEAWEED HARVEST LICENSE BE AVAILABLE FOR INSPECTION

Prime Sponsor: Representative Blake

* Signed by the Governor

- The requirement that a person harvesting shellfish, razor clams, or seaweed must display their license on the person's outer clothing is removed.
- The Department of Fish and Wildlife is required to monitor sales data for personal use shellfish and seaweed licenses and razor clam licenses for the next four years and report to the Legislature if the number of license sales drop more than 10 percent.

ESHB 1249: AUTHORIZING A ONE-YEAR DEFERRAL OF HUNTER EDUCATION TRAINING

Prime Sponsor: Representative Blake

* Signed by the Governor

- The Department of Fish and Wildlife (DFW) is authorized to allow a once in a lifetime, one year deferral of the requirement that a person complete hunter education training before obtaining a hunting license. Persons hunting under the deferral must be accompanied by an experienced hunter over 18 years old.
- DFW is authorized to suspend the hunting privileges of a person hunting under the deferral and the accompanying hunter if either is convicted of a violation of the Fish and Wildlife Code.

SHB 1259: ALLOWING THE PARKS AND RECREATION COMMISSION TO DENY OR REVOKE THE ISSUANCE OF A PARK PASS IN CERTAIN CIRCUMSTANCES

Prime Sponsor: Representative B. Sullivan

(SB 5260 Senator Jacobsen)

** Signed by the Governor*

- The State Parks and Recreation Commission (Commission) is authorized to deny or revoke discount park passes issued to low-income seniors, disabled persons, and disabled veterans under certain circumstances. These circumstances include residency outside of Washington State, eviction from a state park, fraud involving a park pass, or assaulting a Commission employee.
- The Commission is authorized to allow scientific wildlife research within state parks by issuing researchers a pass, permit, or other approval.

SHB 1409: TRANSFERRING JURISDICTION OVER CONVERSION-RELATED FOREST PRACTICES TO LOCAL GOVERNMENTS

Prime Sponsor: Representative B. Sullivan

** Signed by the Governor*

- A new, more flexible, process is created for local governments to assume jurisdiction over forest practices involving forest land conversion. Certain local governments are required to assume jurisdiction over conversion-related forest practices and all others are provided the option to do so.
- Local governments regulating conversion-related forest practices are required to report timber harvest information to the Department of Revenue in order to improve the administration of the Forest Excise Tax.

HB 1476: MODIFYING PROVISIONS WITH REGARD TO NONSALMON CHARTER LICENSES

Prime Sponsor: Representative Blake

** Signed by the Governor*

- The operator of a charter boat wishing to fish for albacore tuna must acquire a salmon charter license.
** HB 1076 is incorporated in its entirety into HB 1476, as described below.*
- The Department of Fish and Wildlife is required to develop and implement a program that will research and conduct a stock assessment of the rockfish populations in the state.
- The required rockfish research is funded through a series of surcharges on both commercial and recreational fishing licenses.

HB 1598: REQUIRING RECIPIENTS OF MONEY FROM THE SALMON RECOVERY FUNDING BOARD TO AGREE TO DISCLOSE INFORMATION REGARDING THE FUNDING IN COMPLIANCE WITH CHAPTER 42.56 RCW

Prime Sponsor: Representative Kretz

** Signed by the Governor*

- Before a project sponsor may receive funds from the Salmon Recovery Funding Board, it must contractually agree to disclose information related to expenditure of the funds as if the project sponsor were subject to the Public Records Act.

2SHB 1636: CREATING A REGIONAL TRANSFER OF DEVELOPMENT RIGHTS PROGRAM

Prime Sponsor: Representative Simpson

** Signed by the Governor*

* *SB 5656 was not enacted, but the provisions are substantially similar to those in HB 1636.*

- The Department of Community Trade and Economic Development, in conjunction with the Puget Sound Regional Council, is directed to establish a process for creating a regional transfer of development rights marketplace in Kitsap, King, Pierce, and Snohomish counties.
- The Department is also to work with stakeholder groups and report back to the Legislature with recommendations.

SHB 1646: AUTHORIZING DEPARTMENT OF FISH AND WILDLIFE EMPLOYEES TO SAMPLE FISH, WILDLIFE, AND SHELLFISH

Prime Sponsor: Representative Blake

* *Signed by the Governor*

* *SB 5131 was not enacted, but the provisions are substantially similar to those in SHB 1646.*

- Employees of the Department of Fish and Wildlife (DFW) are given express authority to collect samples of fish, wildlife, and shellfish located on public lands or state waters.
- Persons that prevent or interfere with a DFW employee collecting samples of fish, wildlife, or shellfish are guilty of interfering in DFW operations, a gross misdemeanor.
- * *SB 5128 is incorporated in its entirety into SHB 1646.*
- Record keeping requirements are provided for secondary commercial fish receivers.
- Penalties are provided for a secondary commercial fish receiver's failure to account for commercial harvest.

ESHB 1651: CREATING THE BOATING ACTIVITIES PROGRAM

Prime Sponsor: Representative Fromhold

(SB 6015 Senator Jacobsen)

* *Signed by the Governor*

- The Boating Activities Grant Program is established in the Interagency Committee on Outdoor Recreation (IAC) to provide for more boating safety education programs, environmental programs and boater access to the water.
- The IAC on Outdoor Recreation is required to conduct a boater needs study and report back to the Legislature by December 1, 2007.

ESHB 1756: AUTHORIZING ONE ADDITIONAL HOUND HUNTING COUGAR SEASON

Prime Sponsor: Representative Kretz

* *Signed by the Governor*

- The Department of Fish and Wildlife is authorized to allow a fourth and final pilot season for pursuing or hunting cougars with the aid of dogs.
- The legislative authority of any county that is not currently included in the cougar hunting pilot project may request the Fish and Wildlife Commission to include the county in the final year of the pilot project, subject to certain conditions.

HB 1813: CHANGING THE NAME OF THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION TO THE RECREATION AND CONSERVATION FUNDING BOARD

Prime Sponsor: Representative Kelley

(SB 5257 Senator Jacobsen)

** Signed by the Governor/partial veto*

- The name of the Interagency Committee for Outdoor Recreation is changed to the Recreation and Conservation Funding Board.
- ~~Technical cross-reference.~~ (PV)

SHB 1909: PROTECTING FROM THE THEFT OF SPECIALIZED FOREST PRODUCTS

Prime Sponsor: Representative Orcutt

** Signed by the Governor*

- The Department of Natural Resources is directed to review the status of the state's huckleberry resource and make recommendations on whether the harvest, possession, and transportation of huckleberries should be regulated.
 - * SSB 5844 was not enacted, but contains several similar provisions to those in SHB 1909 as described below.*
- An affirmative defense is provided to persons prosecuted for certain violations of the specialized forest products statute. A work group is created to study the specialized forest products statute and to make recommendations for the statute's improvement.
 - * SSB 5214 was not enacted, but contains a similar provision to SHB 1909.*
- The harvest of huckleberries using a rake, mechanical device, or other method that damages the huckleberry bush is made unlawful.

ESHB 2049: AUTHORIZING THE CREATION OF MARINE RESOURCE COMMITTEES

Prime Sponsor: Representative Rolfes

** Signed by the Governor*

- Counties located in the Puget Sound and on the outer coast are authorized to establish marine resources committees (MRC) to address the needs of the marine ecosystem local to that county.
- Outer coast MRCs are required to meet and consult with key state, local, federal and private stakeholders to develop a collaborative process to address ocean policy issues.

2SHB 2220: REGARDING SHELLFISH AQUACULTURE

Prime Sponsor: Representative Lantz

** Signed by the Governor*

- The Sea Grant Program at the University of Washington must review existing research on the effects of geoduck aquaculture on the environment, commission new research as necessary, and report back to the Legislature by 2013.
- The Department of Ecology is required to develop guidelines for shoreline master programs regarding the appropriate siting and operation of geoduck aquaculture.
- The Department of Natural Resources is limited to leasing 15 acres per year for the purpose of geoduck aquaculture, until 2014.

SHB 2275: REGARDING FUNDING OF STATE PARKS

Prime Sponsor: Representative Kessler

** Signed by the Governor/partial veto*

- The Department of Licensing is directed to provide persons making an initial or renewal vehicle registration the opportunity to donate five dollars to the State Parks and Recreation Commission for the operation and maintenance of state parks.
- * SSB 5163 is incorporated in its entirety into SHB 2275 as described below.*
- ~~A task force is created to develop proposals to improve tourism and educational opportunities at the Capitol Campus. The task force must submit its proposals to the Legislature by November 1, 2007. (PV)~~

HB 2395: REGARDING LEASING AND DEVELOPMENT RIGHTS ON STATE LANDS

Prime Sponsor: Representative Fromhold

** Signed by the Governor/partial veto*

- The Department of Natural Resources is authorized to lease land and development rights on common school trust lands to public agencies for terms not to exceed 99 years.
- ~~Emergency clause. (PV)~~

ESHJM 4011:REQUESTING FEDERAL LEGISLATION TO PRESERVE THE USE AND ACCESS OF PACK AND SADDLE STOCK ANIMALS ON PUBLIC LANDS

Prime Sponsor: Representative Kessler

(SJM 8007 Senator Rasmussen)

- Congress is requested to enact legislation that preserves the use and access of pack and saddle stock animals on public lands administered by federal agencies, where there is a historical tradition of access.

TRANSPORTATION

786-7300

SB 5036: REPEALING THE APPLICATION OF THE SUNSET ACT TO THE INTERMEDIATE DRIVER'S LICENSE PROGRAM

Prime Sponsor: Senator Eide

** Signed by the Governor*

- In 2000, the Washington Legislature created the intermediate driver's license (IDL) for drivers under the age of 18. The IDL restricts the number of passengers permitted and prohibits driving between 1 a.m. and 5 a.m. unless accompanied by an adult.
- By repealing application of the sunset act, the IDL becomes a permanent part of Washington law.

ESSB 5037: RESTRICTING THE USE OF A WIRELESS COMMUNICATIONS DEVICE WHILE OPERATING A MOVING MOTOR VEHICLE

Prime Sponsor: Senator Eide

(HB 1868 Representative Seaquist)

** Signed by the Governor*

- Makes operating a vehicle while holding a wireless communications device to one's ear a secondary traffic infraction.
- The traffic infraction created in the bill does not apply to: (1) drivers of tow trucks responding to disabled vehicles, or drivers of emergency vehicles; (2) a person using the wireless device in hands-free mode; (3) a person reporting illegal activity or summoning emergency help; or (4) a person using a hearing aid.
- Infractions from the use of a wireless communications device while driving do not become part of the driver's driving record, and are not reported to insurance companies or employers.

SSB 5078: IMPLEMENTING RULES FOR DRIVERS WHEN APPROACHING STATIONARY EMERGENCY, ROADSIDE ASSISTANCE, AND POLICE VEHICLES ON HIGHWAYS HAVING LESS THAN FOUR LANES

Prime Sponsor: Senator Honeyford

** Signed by the Governor*

- Tow trucks and roadside assistance vehicles are added to the list of stationary emergency vehicles to which drivers must yield on approach; drivers must proceed with caution, reduce speed, and if reasonable and safe, yield the right-of-way by passing to the left.
- The requirement that drivers yield to stationary emergency or roadside assistance vehicles is expanded to highways with fewer than four lanes.
- The circumstances under which a vehicle may be driven on the left side of a roadway are expanded to include when approaching stationary emergency or roadside assistance vehicles.

SB 5084: UPDATING RAIL TRANSIT SAFETY PLAN PROVISIONS TO COMPLY WITH FEDERAL REGULATION

Prime Sponsor: Senator Murray

(HB 1643 Representative Flannigan)

** Signed by the Governor*

- Requires that rail transit operators prepare System Safety Program Plans and System Security and Emergency Preparedness Plans in accordance with federal laws.

- Fees charged by the Department of Transportation must be related to actual oversight costs.
- Only information currently exempt from public disclosure continues to remain exempt.

SSB 5085: PROVIDING THAT TRANSPORTATION ACCOUNTS RECEIVE ONE HUNDRED PERCENT OF THEIR PROPORTIONATE SHARE OF EARNINGS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Effective July 1, 2009, transportation accounts that currently receive 80 percent of the interest income earned in the account will instead retain 100 percent of the interest income earned, subject to the treasurer's service fee.

SB 5086: INCREASING THE POPULATION THRESHOLD FOR STATE HIGHWAY MAINTENANCE RESPONSIBILITY IN CITIES AND TOWNS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- The population threshold at which cities and towns must assume additional responsibility for streets that are part of the state highway system is raised from 22,500 to 25,000.

SSB 5087: ADDRESSING WASHINGTON STATE COMPLIANCE WITH THE FEDERAL REAL ID ACT OF 2005

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- No state agency may expend funds to implement the Real ID Act of 2005 in Washington unless: (1) all reasonable privacy and data security protections are included; (2) the implementation does not place unreasonable costs or recordkeeping burdens on driver's license or identicard applicants; and (3) sufficient federal funds are received by Washington to implement the Real ID Act of 2005 requirements.

SB 5088: REGULATING FERRY QUEUES

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Makes it a traffic infraction for a driver of a motor vehicle intending to board certain Washington State ferries to block a residential driveway or move in front of another vehicle in a queue already waiting to board the ferry.

SB 5134: AUTHORIZING POLICE OFFICERS TO IMPOUND VEHICLES OPERATED BY DRIVERS WITHOUT SPECIALLY ENDORSED LICENSES

Prime Sponsor: Senator Haugen

(HB 1316 Representative Hudgins)

** Signed by the Governor*

- Upon a determination that a driver does not possess a special endorsement required for the type of motor vehicle operated, an officer may impound the vehicle.

SB 5206: ADDRESSING THE USE OF TIRES WITH RETRACTABLE STUDS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- Allows a vehicle to be equipped year-round with tires that have retractable studs, so long as the studs retract below the tire wear bar and are only used between November 1 and April 1.

SSB 5207: CONCERNING A STUDY TO EVALUATE THE IMPOSITION OF A FEE ON THE PROCESSING OF SHIPPING CONTAINERS, PORT-RELATED USER FEES, AND OTHER FUNDING MECHANISMS TO IMPROVE FREIGHT CORRIDORS; CREATING THE FREIGHT RELIEF ACCOUNT

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- The Joint Transportation Committee (JTC) is directed to study funding mechanisms as a means to fund freight infrastructure improvements. The study is subject to appropriation and due to the Legislative Transportation Committees prior to the start of the 2008 Legislative Session.
- Creates the Freight Congestion Relief Account in the State Treasury.

SSB 5242: ESTABLISHING AN INTERNSHIP PROGRAM FOR WOUNDED COMBAT VETERANS

Prime Sponsor: Senator Hobbs

** Signed by the Governor*

- Establishes an internship program for wounded combat veterans at the Washington State Department of Transportation (WSDOT).
- WSDOT may offer full or part time temporary positions in areas such as mapping, planning, procurement and quality control.

SSB 5250: REGARDING THE TRANSFER OF MOTOR VEHICLE OWNERSHIP

Prime Sponsor: Senator Swecker

** Signed by the Governor*

- When selling a vehicle with a lien on it, the lien-holder and the registered owner's interest may be released at the same time. The Department of Licensing must provide instructions regarding the process on the appropriate forms.

SB 5264: AUTHORIZING THE TRANSPORTATION COMMISSION TO NAME OR RENAME STATE TRANSPORTATION FACILITIES

Prime Sponsor: Senator Haugen

(HB 1626 Representative Sells)

** Signed by the Governor*

- Provides explicit legal authority to the Washington Transportation Commission to name or rename state transportation facilities, such as state highways, bridges, rest areas, and roadside viewpoints.

SB 5272: MODIFYING THE ADMINISTRATION OF FUEL TAXES

Prime Sponsor: Senator Haugen

(ESHB 1426 Representative Clibborn)

** Signed by the Governor/partial veto*

- Current statutory language declaring that motor vehicle and special fuel taxes are imposed on the end user are eliminated from state motor vehicle and special fuel tax statutes. Certain refunds, credits, ~~and allowances~~ (PV) available to licensed fuel distributors are also removed.
- New sections are added to the motor fuel and special fuel tax chapters authorizing the Governor to enter into fuel tax compact agreements with federally recognized tribes operating or licensing retail fuel stations on reservation or trust lands. The Department of Licensing is required to prepare and submit an annual report to the Legislature on the status of existing compact agreements and ongoing negotiations with the tribes.
- Various administrative changes are also addressed including: moving the racing fuel exemption from the special fuels to the motor fuels chapter; inserting International Fuel Tax Agreement provisions; and moving compliance language to more appropriate subsections of the two fuel tax chapters.

SB 5273: MODIFYING MOTORCYCLE DRIVER'S LICENSE ENDORSEMENT AND EDUCATION PROVISIONS

Prime Sponsor: Senator Swecker

(HB 1315 Representative Hudgins)

** Signed by the Governor*

- The \$5 special endorsement fee is directed from the Highway Safety Account to the Motorcycle Safety Education Account.
- The maximum fee that Department of Licensing may charge for its subsidized motorcycle safety education class is increased from \$100 to \$125.
- Additional changes are made regarding motorcycle safety training and driver training course curriculum.

SB 5313: ESTABLISHING THE RETIREMENT AGE FOR MEMBERS OF THE WASHINGTON STATE PATROL RETIREMENT SYSTEM

Prime Sponsor: Senator Haugen

(HB 1325 Representative Dickerson)

** Signed by the Governor/partial veto*

- Changes the mandatory retirement age for members of the Washington State Patrol Retirement System, other than a member serving as Chief of the Washington State Patrol, from 60 to 65.
- ~~Emergency clause:~~ (PV)

SSB 5391: MODIFYING PHOTO ENFORCEMENT OF TRAFFIC INFRACTION PROVISIONS

Prime Sponsor: Senator Kilmer

(HB 1373 Representative Lantz)

** Signed by the Governor*

- Provides that toll violations detected through the use of photo enforcement systems must be processed in the same manner as parking infractions and the penalty is set at \$40, plus three times the toll.
- Provides that the \$40 penalty remains with the local jurisdiction processing the violation, and the three times the toll penalty must be deposited into the statewide account that supports the respective tolling facility.

SSB 5412: CLARIFYING GOALS, OBJECTIVES, AND RESPONSIBILITIES OF CERTAIN TRANSPORTATION AGENCIES

Prime Sponsor: Senator Murray

** Signed by the Governor*

** HB 2041 was not enacted, but the provisions are substantially similar to those in SSB 5412.*

- Streamlines the state's policy goals for the planning, operation, performance of, and investment in, the state's transportation system.
- Requires the Office of Financial Management to submit objectives and performance measures to the Legislature and a report measuring state transportation agencies' progress towards attaining the state transportation policy goals and objectives.
- Requires the state Department of Transportation to perform certain duties to support achievement of the policy goals.
- Establishes a formal statutory process for dissolving the Seattle Popular Monorail Authority.

SSB 5483: RETAINING THE DISTRIBUTION OF CITY HARDSHIP ASSISTANCE PROGRAM FUNDS TO CITIES AND TOWNS FOR STREET MAINTENANCE

Prime Sponsor: Senator Kauffman

** Signed by the Governor*

- City Hardship Assistance Program (CHAP) funds are moved to the Small City Preservation and Sidewalk Account (SCPSA).
- The SCPSA was created and funded at a level of \$2 million per biennium by the Legislature in 2006 for the purpose of funding preservation programs in cities with populations of less than 5,000.
- CHAP eligible projects would continue to be funded first, and any remaining CHAP funds would be used to fund additional small city preservation projects instead of being ratably returned to cities.

SB 5798: PRESERVING THE USE OF DESIGN-BUILD CONSTRUCTION ON CERTAIN TRANSPORTATION PROJECTS

Prime Sponsor: Senator Swecker

(HB 1849 Representative Flannigan)

** Signed by the Governor*

- Allows design-build construction to continue on transportation projects by removing the remaining sunset clause, which would have lapsed legislation relating to design-build construction for transportation projects in 2008.

E2SSB 5862: REGARDING PASSENGER-ONLY FERRY SERVICE

Prime Sponsor: Senator Kilmer

(HB 2273 Representative Rolfes)

** Signed by the Governor*

- Fuel purchased by a public transportation benefit area or a county ferry for passenger-only-ferry (POF) services is exempt from the sales and use tax.
- The date by which those proposing to take over the Seattle/Vashon POF route must begin operations is extended to July 1, 2008.
- The uses to which a ferry district can put property tax revenues is expanded and county ferry districts are granted the ability to incur indebtedness and issue bonds to finance the construction, purchase, and preservation of POF vessels and associated terminals.

SSB 5937: PROVIDING FOR ADDITIONAL PATROLS ALONG HIGH-ACCIDENT CORRIDORS

Prime Sponsor: Senator Haugen

** Signed by the Governor*

- The fee for an abstract of driving record is increased from \$5 to \$10. The \$5 increase will be deposited into the State Patrol Highway Account and may be used for enhanced State Patrol resources to address locations that have been identified as having higher than average collision rates.

ESSB 6099: HIRING A MEDIATOR TO HELP THE DEPARTMENT OF TRANSPORTATION DEVELOP A STATE ROUTE NUMBER 520 EXPANSION IMPACT PLAN

Prime Sponsor: Senator Murray

** Signed by the Governor/partial veto*

- The Office of Financial Management (OFM) must hire a mediator and planning staff to develop a project impact plan that will address the impacts of the State Route (SR) 520 Bridge replacement and High Occupancy Vehicle (HOV) Project.
- The SR 520 project design is described as having six total lanes, with four general purpose lanes and two lanes for HOV travel that could also accommodate high capacity transit, including bus rapid transit.
- Requires that certain interested parties jointly develop a multimodal transportation plan that ensures coordination of bus services and light rail throughout the corridor.
- ~~The mediator may contract with an engineering firm to review certain other designs for the west end of the project.~~
- ~~The department may not commence any on-site construction on the project until a financial plan containing state, federal, regional & tolling funds has been submitted to the Governor & the Joint Transportation Committee. (PV)~~

ESSB 6120: ADDRESSING RAIL AND FREIGHT INFRASTRUCTURE

Prime Sponsor: Senator Marr

** ESSB 6120 was not enacted, but it was incorporated in part into ESHB 1094, as described below.*

- Requires the Department of Transportation to undertake a cost benefit analysis of prospective state-funded rail projects using specified priorities.
- Requires the Freight Mobility Strategic Investment Board to use the same specified priorities, to the greatest extent possible, in developing its portfolio of freight projects.

SB 6129: PROVIDING ADDITIONAL FUNDING FOR THE STATE PATROL HIGHWAY ACCOUNT

Prime Sponsor: Senator Murray

** Signed by the Governor*

- The fee for a temporary permit is raised to \$15 and the documentary service fee is raised to \$50 per vehicle sale or lease.
- Revenue derived from the fee increase on temporary permits is deposited in the Washington State Patrol Highway Account.

HB 1000: ADDING PORPHYRIA TO THE LIST OF DISABILITIES FOR SPECIAL PARKING PRIVILEGES

Prime Sponsor: Representative Kessler

** Signed by the Governor/partial veto*

- Extends special parking privileges to those who suffer from an acute sensitivity to light.
- ~~Emergency clause.~~ (PV)

ESHB 1094: MAKING TRANSPORTATION APPROPRIATIONS FOR THE 2005-07 AND 2007-09 FISCAL BIENNIA

Prime Sponsor: Representative Clibborn (SB 5136 Senator Haugen)

** Signed by the Governor/partial veto*

- Appropriations are made for state transportation agencies and programs for the 2007-09 fiscal biennium.
- Appropriations for various transportation agencies and programs are modified for the 2005-07 biennium.
- (Partial veto of 16 items) (PV)

EHB 1214: REGARDING THE USE OF ELECTRONIC WIRELESS COMMUNICATIONS DEVICES FOR TEXT MESSAGING WHILE OPERATING A MOVING MOTOR VEHICLE

Prime Sponsor: Representative McDonald

** Signed by the Governor*

- Makes operating a vehicle while sending, reading, or writing a text message a secondary traffic infraction.
- The traffic infraction created in the bill does not apply to: (1) drivers of emergency vehicles; (2) a person reporting illegal activity or summoning emergency help; or (3) the relay of information between a transit or for-hire operator and that operator's dispatcher.
- Infractions from the use of a wireless communications device while driving do not become part of the driver's driving record, and are not reported to insurance companies or employers.

ESHB 1260: RELATING TO CONTRIBUTION RATES IN THE WASHINGTON STATE PATROL RETIREMENT SYSTEM

Prime Sponsor: Representative Conway (SSB 5171 Senator Schoesler)

** Signed by the Governor*

- The member contribution rate for Washington State Patrol Retirement System is reduced to the lesser of: one-half of the adjusted total contribution rate; or 7 percent, plus 50 percent of the contribution rate increase caused by any benefit improvement effective on or after July 1, 2007.

SHB 1267: MODIFYING COMMERCIAL DRIVER'S LICENSE REQUIREMENTS

Prime Sponsor: Representative Wallace (SB 5133 Senator Haugen)

** Signed by the Governor*

- Adds a requirement that those applying for a commercial driver's license endorsement successfully complete a course of instruction in the operation of a commercial motor vehicle or be certified by an employer as having the necessary skills and training.
- The maximum skill exam fee is raised from \$50 to \$100.

ESHB 1289: AUTHORIZING THE ISSUANCE OF ENHANCED DRIVERS' LICENSES AND IDENTICARDS TO FACILITATE CROSSING THE CANADIAN BORDER

Prime Sponsor: Representative Clibborn

(SSB 5366 Senator Haugen)

** Signed by the Governor*

- Authorizes the Department of Licensing (DOL) to develop, in consultation with federal and Canadian authorities, a voluntary, enhanced driver's license and identicard to facilitate crossing of the border between Washington and British Columbia.
- Directs DOL to implement a statewide public information campaign to educate Washington citizens about border crossing requirements, and the availability of the enhanced driver's license and identicard.

SHB 1304: MODIFYING COMMERCIAL MOTOR VEHICLE CARRIER PROVISIONS

Prime Sponsor: Representative Kagi

** Signed by the Governor*

- Authorizes the Washington State Patrol (WSP) to use data-driven analysis to prioritize motor carriers for inspection and compliance reviews.
- Requires certain intrastate motor carriers to have United States Department of Transportation numbers.
- Authorizes the WSP to place motor carriers out of service until violations have been corrected.
- Increases penalties for commercial vehicle compliance and safety violations.

SHB 1312: MODIFYING PROVISIONS CONCERNING TRANSPORTATION PROVIDERS

Prime Sponsor: Representative Hudgins

(SB 5298 Senator Haugen)

** Signed by the Governor*

- Laws related to railroad rates, routes, and services are repealed or amended in order to reflect changes in federal preemption.
- Obsolete provisions, archaic terminology, and inaccurate or out-of-date references to state or federal agencies are eliminated or modernized.

HB 1344: PROVIDING A WINDOW TINT EXEMPTION FOR LAW ENFORCEMENT VEHICLES

Prime Sponsor: Representative Lovick

(SB 5331 Senator Swecker)

** Signed by the Governor*

- The side and rear windows of law enforcement vehicles are exempt from the window tinting restriction that requires minimum light transmission of 35 percent as compared to clear glass.
- When law enforcement vehicles are sold to private individuals, the film sunscreening or coloring material must comply with the window tinting restrictions, or documentation must be provided to the buyer communicating that the windows must comply with window tinting restrictions before operation of the vehicle.

HB 1343: ADDING A PHYSICAL EXAMINATION REQUIREMENT FOR CERTIFICATE OF OWNERSHIP APPLICATIONS

Prime Sponsor: Representative Takko

(SB 5303 Senator Haugen)

** Signed by the Governor*

- A physical examination of a vehicle is not required before the Department of Licensing may reissue a title where the vehicle is retained by the owner of record after being destroyed or declared a total loss.
- To the extent that Washington State Patrol (WSP) has a backlog of vehicle inspections to perform, nothing in the act reduces WSP's vehicle inspection workload.

- The fee for physical examination of a vehicle is raised from \$50 to \$65, \$15 dollars of which is deposited into the State Patrol Highway Account.

HB 1371: ADDRESSING TRAFFIC INFRACTIONS INVOLVING RENTAL VEHICLES

Prime Sponsor: Representative Appleton

(SB 5338 Senator Kilmer)

** Signed by the Governor*

- Establishes a process for relieving a rental car business of liability for certain parking infractions at private parking facilities that occur while the vehicle was being rented.

SHB 1396: PROVIDING A SINGLE BALLOT PROPOSITION FOR REGIONAL TRANSPORTATION INVESTMENT DISTRICTS AND REGIONAL TRANSIT AUTHORITIES AT THE 2007 GENERAL ELECTION

Prime Sponsor: Representative Flannigan

(SB 5282 Senator Murray)

** Signed by the Governor*

- Requires Sound Transit and the Regional Transportation Investment District to submit a single ballot proposition to regional voters at the 2007 general election that contains both agencies' respective transit and highway improvement plans.
- The single ballot proposition must pass in both taxing districts for the measure to take effect.

SHB 1417: PROVIDING REIMBURSEMENT FOR CERTAIN WASHINGTON STATE PATROL SURVIVOR BENEFITS

Prime Sponsor: Representative Lovick

(SB 5499 Senator Eide)

** Signed by the Governor/partial veto*

- Eligibility to enroll in Public Employees Benefits Board health benefit plans is expanded to include surviving spouses and dependent children of members of the Washington State Patrol Retirement System (WSPRS) killed in the line of duty.
- Reimbursement for survivor and dependent health benefit premium payments is added to the death benefits provided to survivors of members of the WSPRS killed in the line of duty.
- ~~An uncodified emergency section of a bill passed in 2001.~~ (PV)

SHB 1694: REQUIRING THE AGENCY COUNCIL ON COORDINATED TRANSPORTATION TO COORDINATE SPECIAL NEEDS TRANSPORTATION

Prime Sponsor: Representative Flannigan

** Signed by the Governor*

- The Agency Council for Coordinated Transportation (ACCT) is reauthorized.
- The makeup of the Council is modified and its duties streamlined.
- Regional transportation planning organizations must submit plans to ACCT.
- The Council is directed to participate in statewide emergency planning for persons with special transportation needs.
- The Council is directed to establish guidelines for a complaint process applicable to transportation providers; applicants for special needs grants must establish processes following the guidelines.
- The Joint Transportation Committee will study ways to improve coordination between agencies.

HB 1747: REMOVING THE DEADLINE FOR REGIONAL TRANSIT AUTHORITIES TO ACQUIRE INSURANCE BY BID OR BY NEGOTIATION ON CERTAIN PROJECTS

Prime Sponsor: Representative Simpson

(SB 5283 Senator Weinstein)

* Signed by the Governor

- Removes the expiration date on a regional transit authority's ability to acquire owner-controlled insurance, also called "wrap-up" insurance, for construction projects over \$100 million.

HB 1820: REDUCING AIR POLLUTION THROUGH THE LICENSING AND USE OF MEDIUM-SPEED ELECTRIC VEHICLES

Prime Sponsor: Representative Dickerson

* Signed by the Governor

- Includes medium-speed electric vehicles in the definition of motor vehicles and legalizes their use on local roads at speeds of up to 35 mph.

ESHB 1858: REGARDING THE IMPOSITION OF FEES BY TRANSPORTATION BENEFIT DISTRICTS

Prime Sponsor: Representative Fromhold

(SB 5767 Senator Jacobsen)

* Signed by the Governor

- Allows certain Transportation Benefit Districts to impose, by a majority vote of its governing body and without voter approval, transportation impact fees or up to \$20 of a local option vehicle fee.

SHB 1892: ADDRESSING THE IMPOUNDMENT OF VEHICLES PARKED ON PUBLIC STREETS BY POLICE OFFICERS

Prime Sponsor: Representative Goodman

* Signed by the Governor

- A police officer may take custody of a motor vehicle and have it impounded when it is parked on a public street with a registration that expired more than 45 days previously.

HB 2004: PROVIDING COMPREHENSIVE MEMBERSHIP OF SIGNIFICANT JURISDICTIONS ON THE EXECUTIVE BOARD OF REGIONAL TRANSPORTATION PLANNING ORGANIZATIONS

Prime Sponsor: Representative Rolfes

(SB 6143 Senator Murray)

* Signed by the Governor

- Requires the Puget Sound Regional Council to provide certain jurisdictions voting membership on its executive board.

HB 2041: CLARIFYING GOALS, OBJECTIVES, AND RESPONSIBILITIES OF CERTAIN TRANSPORTATION AGENCIES

Prime Sponsor: Representative Jarrett

* HB 2041 was not enacted, but the provisions are substantially similar to those in SSB 5412.

ESHB 2358: REGARDING STATE FERRIES

Prime Sponsor: Representative Rolfes

(ESSB 6127 Senator Spanel)

** Signed by the Governor*

- The Transportation Commission is directed to conduct a survey of ferry users to help make ferry fare decisions.
- The Department of Transportation is given guidelines for developing fare policies, operational strategies, terminal design standards, and long range capital plans, and directed to use these in determining the most efficient balance of operating and capital investments.
- A process is put into place for capital funding requests whereby they must adhere to adopted standards and strategies, and must be accompanied by a pre-design study with various elements.

SHB 2378: EXPEDITING NEW VESSEL CONSTRUCTION FOR WASHINGTON STATE FERRIES

Prime Sponsor: Representative Flannigan

** Signed by the Governor*

- Authorizes the current qualified proposers to meet, confer, and submit a single joint proposal for the construction of ferry vessels.
- Modifies the provisions related to ferry vessel procurement through the design-build process to allow for the negotiation of a contract if there is only a single qualified proposer or a single proposal.

SHB 2394: REQUESTING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS FOR HIGHWAY IMPROVEMENTS

Prime Sponsor: Representative Clibborn

** Signed by the Governor*

- Authorization is provided for the sale of \$1.1 billion of general obligation bonds for transportation and safety and improvement projects.
- The bonds are backed by the motor and special fuels tax and the full faith and credit of the state.

HJM 4017: NAMING PORTIONS OF HIGHWAYS 112 AND 113 THE KOREAN WAR VETERAN'S BLUE STAR MEMORIAL HIGHWAY

Prime Sponsor: Representative Kessler

- The Legislature asks that the Washington Transportation Commission name portions of highways 112 and 113 the "Korean War Veteran's Blue Star Memorial Highway."

WATER, ENERGY & TELECOMMUNICATIONS

786-7406

SSB 5074: DIVIDING WATER RESOURCE INVENTORY AREA 29 INTO WRIA 29A AND WRIA 29B

Prime Sponsor: Senator Honeyford

** Signed by the Governor*

- Divides Water Resource Inventory Area (WRIA) 29 by assigning all areas within WRIA 29 that are located entirely within the White Salmon sub-basin and the sub-basins east into WRIA 29b. The remaining areas of WRIA 29 are designated as WRIA 29a.
- Makes WRIA 29a and 29b each eligible for one-half of the funding available for a single WRIA.

SSB 5225: MODIFYING GAS AND HAZARDOUS LIQUID PIPELINE PROVISIONS

Prime Sponsor: Senator Oemig

(SHB 1314 Representative Morris)

** Signed by the Governor*

- Provisions for pipeline safety violations are changed, allowing the Washington Utilities and Transportation Commission to match federal penalty limits by rule.
- The terms applying to gas and hazardous liquid pipelines are consolidated, redefined, or removed as consistent with federal law.

ESSB 5372: CREATING THE PUGET SOUND PARTNERSHIP

Prime Sponsor: Senator Rockefeller

(E2SHB 1374 Representative Uptegrove)

** Signed by the Governor*

- A new state agency, the Puget Sound Partnership (Partnership), is created to oversee restoration of Puget Sound by 2020. The Puget Sound Action Team is abolished and most of its authority is transferred to the Partnership.
- The Partnership will be led by a Leadership Council (Council) consisting of seven members appointed by the Governor and confirmed by the Senate for four-year terms. An Executive Director appointed by the Governor will administer the Partnership.
- Two groups will advise the Council: (1) a 23-member Ecosystem Coordination Board made up of gubernatorial and Council appointees representing seven regional "action areas," business and environmental interests, and government and tribal entities, with an additional four legislative liaisons; and (2) a Science Panel with nine scientists appointed by the Council to four-year terms.
- The Council will develop and implement an Action Agenda to achieve restoration goals. The Action Agenda will: be based upon several environmental goals and objectives and existing watershed programs compiled by local groups in seven regional "action areas"; be science-based, set benchmarks and objectives, and identify strategies, actions, and responsible entities; and incorporate existing recovery plans, as appropriate.
- The Council will adopt accountability measures for Action Agenda funding. Entities receiving funding must publicly disclose information regarding expenditures.
- The Partnership will designate entities that achieve outstanding progress in implementing the Action Agenda as Puget Sound Partners, qualifying them for state grant and loan preferences. After 2009, certain projects will not be funded if they conflict with the Action Agenda.

- The Council is accountable for achieving Action Agenda goals and will in turn hold participating entities accountable through conferences, public meetings and reports. The Council may recommend that funds to participating entities be withheld.
- Several progress reports, scientific programs and audits are mandated. An emergency clause specifies that the act takes effect July 1, 2007.

SB 5421: CONCERNING ENVIRONMENTAL COVENANTS

Prime Sponsor: Senator Fraser

** Signed by the Governor*

- Enacts the Uniform Environmental Covenants Act, establishing standards regarding negotiated land use controls (environmental covenants) that are intended to protect people and the environment from exposure to residual contamination after a toxic waste cleanup.
- Ensures that environmental covenants will run with the land and remain valid, protected from possible invalidation under common law doctrines.
- Requires the Department of Ecology to periodically review and, if necessary, enforce the environmental covenants it imposes as part of its cleanups of contaminated land under the state Model Toxics Control Act.

SSB 5445: REGARDING COST-REIMBURSEMENT AGREEMENTS

Prime Sponsor: Senator Jacobsen

(HB 1459 Representative Kretz)

** Signed by the Governor*

- The Department of Natural Resources may enter into cost reimbursement agreements for activities needed to establish oil and gas development units and pooling agreements, including monitoring for permit compliance.
- The current prohibition that the department may not enter into cost reimbursement agreements after July 1, 2007, is removed.

SSB 5475: MODIFYING PROVISIONS AFFECTING UNDERGROUND STORAGE TANKS

Prime Sponsor: Senator Poulsen

(HB 2029 Representative B. Sullivan)

** Signed by the Governor*

- To meet federal requirements, the Department of Ecology (DOE) must ensure ground water protection measures include secondary containment and monitoring for new installation or replacement of all underground storage tank systems or components; implement a program to prevent delivery of regulated substance to underground storage tanks that have significant violations; and develop a program for owner/operator training.
- DOE must adopt rules to implement statewide requirements for underground storage tanks that are consistent with and no less stringent than the federal requirements.

SSB 5481: INCLUDING CONSERVATION MEASURES IN PERFORMANCE-BASED CONTRACTING

Prime Sponsor: Senator Oemig

** Signed by the Governor*

- The provisions concerning energy saving performance contracting are amended to allow for measures to conserve water and to reduce wastewater and solid waste.

SB 5552: CHANGING COMPENSATION AND PENALTIES FOR OIL SPILLS

Prime Sponsor: Senator Rockefeller

** Signed by the Governor*

- Oil spill penalty limits are increased up to \$100,000 per day for a negligent discharge and up to \$500,000 per day for an intentional or reckless discharge. (Limits were formerly \$20,000 per day and \$100,000 per day, respectively.) The Department of Ecology must consider the size of a violator's business when assessing penalties, in addition to other factors.
- The assessment limit in the oil spill damage compensation schedule is raised from \$50 to \$100 per gallon of oil spilled.

ESB 5669: REQUIRING AGENCIES TO EXPEDITE DECISIONS REGARDING THE IMPLEMENTATION OF RENEWABLE FUEL STANDARDS

Prime Sponsor: Senator Holmquist

** Signed by the Governor*

- State agencies authorizing infrastructure improvements or activities necessary to implement renewable fuel standards must minimize application processing and review times. Expedited processing requirements apply to applications for installing or replacing storage tanks and pumps, increasing refining and blending capacity, and certain other improvements. The requirements expire at the end of 2009.

SSB 5745: REGARDING THE USE OF SOLID FUEL BURNING DEVICES DURING IMPAIRED AIR QUALITY CONDITIONS

Prime Sponsor: Senator Brown

(SHB 2261 Representative Campbell)

** SSB 5745 was not enacted, but the provisions are substantially similar to those in SHB 2261.*

SB 5778: CONCERNING SHELLFISH PROTECTION PROGRAMS

Prime Sponsor: Senator Fraser

(HB 1928 Representative Jarrett)

** Signed by the Governor*

- Requires a county establishing a shellfish protection district to consult with the Conservation Commission or the Departments of Health, Ecology or Agriculture about the elements of the shellfish protection program.
- Requires the county to implement the shellfish protection program within 60 days after the program is established.
- Requires the shellfish protection program to address the causes or suspected causes of pollution affecting water quality.

SSB 5881: MODIFYING WATER POWER LICENSE FEES

Prime Sponsor: Senator Poulsen

(HB 2038 Representative B. Sullivan)

** Signed by the Governor*

- Adjusts the annual license fee based on theoretical water power claimed for projects in operations.
- Requires Federal Energy Regulatory Commission projects in operation to pay an additional fee based on theoretical horsepower. These fees expire June 30, 2017.

ESSB 5894: CLARIFYING THE REGULATORY AUTHORITY FOR ON-SITE SEWAGE SYSTEMS

* Signed by the Governor

- Authorizes the Department of Health (DOH) as the agency to regulate large on-site sewage systems.
- Requires DOH to establish state-wide operation, maintenance, and permitting regulations for large on-site sewage systems and to ensure compliance with the Clean Water Act and consistency with the Growth Management Act, and to provide for public notification of permit applications.

ESSB 6001: MITIGATING THE IMPACTS OF CLIMATE CHANGE

Prime Sponsor: Senator Pridemore

* Signed by the Governor/partial veto

- Establishes goals to reduce statewide greenhouse gases (GHG) emissions and increase the number of clean energy sector jobs.
- Regulates GHG emissions by requiring certain electric power plants to emit the lower of 1,100 pounds of GHG per megawatt-hour or an average metric as developed by the Department of Community, Trade, and Economic Development.
- Requires the Department of Ecology and other agencies to review the emissions standard every five years.
- ~~The governor may approve or deny amendments to a site certification plan. (PV)~~

SSB 6046: ALLOWING UTILITIES TO MITIGATE THE ENVIRONMENTAL IMPACTS OF THEIR OPERATIONS

Prime Sponsor: Senator Kilmer

* SSB 6046 was not enacted, but provisions are substantially similar to those in SHB 1929.

E2SSB 6117: REGARDING RECLAIMED WATER

Prime Sponsor: Senator Fraser

* Signed by the Governor/partial veto

- Exempts the owner of a wastewater treatment facility that uses, distributes, or recovers reclaimed water from aquifer storage from water rights permitting requirements.
- ~~States that facilities reclaiming water must not impair downstream water rights unless the impairment is mitigated or the water right holder receives just compensation. (PV)~~
- Sets forth a process to determine if there is an impairment to a water right with a time frame for issuing a written decision and an appeal procedure.
- ~~Requires Department of Ecology (DOE) to convene a task force to review potential barriers to reclaimed water projects with respect to water rights impairment. (PV)~~
- Requires DOE to form a subtask force to identify and recommend actions to increase the promotion of reclaimed water as a water supply and water resource management option, as well as make recommendations for a long-term dedicated funding program to construct reclaimed water facilities.

ESHB 1024: PHASING OUT THE USE OF POLYBROMINATED DIPHENYL ETHERS (PBDES)

Prime Sponsor: Representative Hunter

(SB 5034 Senator Regala)

** Signed by the Governor*

- Prohibits the manufacture, sale, and distribution of products containing PBDEs.
- Exempts from the prohibition products containing deca-bde, except for mattresses containing deca-bde, which are banned as of January 1, 2008.
- Prohibits the manufacture, sale, and distribution of upholstered residential furniture, or televisions or computers with electronic enclosures containing deca-bde, if a safer and technically feasible alternative is available as determined by the Departments of Ecology and Health.
- Requires a fire safety committee to determine if alternatives to deca-bde meet applicable fire safety standards and requires the State Fire Marshal to report the determination to the Department of Ecology.

SHB 1029: DEFINING E85 MOTOR FUEL

Prime Sponsor: Representative B. Sullivan

** Signed by the Governor*

- The Motor Fuel Quality Act is amended to include definitions for "alcohol fuel," "alternative fuel," "E85 motor fuel," and "nonhazardous motor fuel."
- The business and occupation tax deduction for the sale of biodiesel or E85 fuels is extended from 2009 to 2015.
- The retail sales and use tax exemptions for the distribution of biodiesel or E85 fuels are extended from 2009 to 2015.

SHB 1037: REGARDING ELECTRICAL TRANSMISSION

Prime Sponsor: Representative Morris

** Signed by the Governor*

- Creates an opt-in provision for Energy Facility Site Evaluation Council (EFSEC) jurisdiction over the following electrical transmission facilities: (1) lines of at least 115,000 volts in completely new corridors located in more than one jurisdiction; and (2) all other lines in excess of 115,000 volts in corridors that are not new or that are not in national interest electric transmission corridors.
- Maintains the current EFSEC jurisdiction over national interest electric transmission corridors.
- Creates a preapplication process that requires negotiations and hearings before EFSEC can make siting recommendations in jurisdictions that have not identified corridors.

HB 1038: DEVELOPING REGIONAL COMPACTS FOR SITING ELECTRIC TRANSMISSION LINES

Prime Sponsor: Representative Morris

** Signed by the Governor*

- Establishes a task force with legislative members and gubernatorial appointees to negotiate the terms of an interstate compact to create a regional process for siting national interest electric transmission corridors under the National Energy Policy Act of 2005.
- The task force must report its preliminary and final recommendations to the Legislature by January 1, 2008, and September 1, 2008, respectively.

SHB 1039: ALLOWING THE DEPARTMENT OF ECOLOGY TO ISSUE OPINIONS FOR A PORTION OF A FACILITY UNDER THE MODEL TOXICS CONTROL ACT

Prime Sponsor: Representative B. Sullivan

** Signed by the Governor*

- The Department of Ecology may issue an opinion on whether further remedial action is necessary for a portion of a toxic waste cleanup site, even if further remedial action is still necessary elsewhere at the same site. Such an opinion must also provide an opinion on the status of the site as a whole.

SHB 1140: ALLOWING FOR THE NET METER AGGREGATION OF ELECTRICITY

Prime Sponsor: Representative McCoy

** Signed by the Governor*

- Electric utilities must provide meter aggregation for a net metering customer within their service territory upon request of the customer.
- No more than a total of 100 kilowatts may be aggregated, nor may the underlying rate class be changed.

E2SHB 1303: ENCOURAGING THE USE OF CLEANER ENERGY

Prime Sponsor: Representative Dickerson

(SB 5586 Senator Murray)

** Signed by the Governor/partial veto*

- Authorizes: (1) incentives to replace old school buses; and (2) purchases of equipment to control air pollution in ports.
- Requires state agencies to be 100 percent fueled by electricity or biodiesel by 2015, if practicable, as determined by the Department of Community, Trade, and Economic Development (CTED).
- Transfers administration of the Energy Freedom Program from the Department of Agriculture to CTED and authorizes alternative fuel stations under the program.
- Requires various studies concerning vehicle electrification, biofuels, and climate change by the Department of Ecology, CTED, Washington State University, and University of Washington.
- Creates a vehicle electrification grant program administered by CTED.
- ~~Department of Agriculture has expanded reporting requirements of the Energy Freedom Program. (PV)~~

HB 1412: PROVIDING FOR A ONE-YEAR EXTENSION FOR SHORELINE MASTER PROGRAM UPDATES IN RCW 90.58.080

Prime Sponsor: Representative Eddy

(SB 5474 Senator Oemig)

** Signed by the Governor*

- The Department of Ecology (DOE) may provide local governments one additional year beyond the development or amendment deadlines specified in the Shorelines Management Act to complete their master program or amendment. DOE must grant a requested extension if it determines that the local government is likely to adopt or amend its master program within the additional year.

EHB 1413: CHANGING THE DEFINITION OF FLOODWAY IN THE SHORELINE MANAGEMENT ACT

Prime Sponsor: Representative Eddy

(SB 5473 Senator Oemig)

** Signed by the Governor*

- The definition of "floodway" in the Shoreline Management Act is revised to specify that a floodway may be the area, as identified in a master program, that either has been established in Federal Emergency Management Agency flood insurance rate maps or floodway maps, or consists of portions of a river

valley meeting certain requirements. The definition is also clarified to provide that floodways may be identified by topography or other indicators of past flooding that occurs with reasonable regularity, although not necessarily annually.

2SHB 1488: ENHANCING THE STATE'S OIL SPILL RESPONSE PROGRAM

Prime Sponsor: Representative B. Sullivan

(SB 5553 Senator Spanel)

** Signed by the Governor*

- The Department of Ecology must: request federal agencies to require or fund a year-round response tug at Neah Bay; and seek federal reimbursement for state funding for that purpose commencing with fiscal year 2008 expenditures.
- By September 2008 the Joint Legislative Audit and Review Committee must examine funding mechanisms for state oil spill prevention and response programs, with a review of existing risk evaluations and options to allocate state costs to major risk categories, by sector.

2SHB 1656: ESTABLISHING THE PUGET SOUND SCIENTIFIC RESEARCH ACCOUNT

Prime Sponsor: Representative Rolfes

** Signed by the Governor/partial veto*

- A Puget Sound Scientific Research Account is created. Monies in the account may be spent only after appropriation and used only for research programs and projects selected by the Puget Sound Partnership created pursuant to ESSB 5372. (PV)
- The Partnership must identify gaps in scientific research related to restoring Puget Sound, develop a competitive process for soliciting research, solicit and prioritize research, select and fund priority programs, and develop and implement a peer review process to review results. (PV)

HB 1676: ALLOWING PUBLIC UTILITY DISTRICTS TO DISBURSE LOW-INCOME ENERGY ASSISTANCE CONTRIBUTIONS

Prime Sponsor: Representative Fromhold

(SB 5686 Senator Zarelli)

** Signed by the Governor*

- Allows public utility districts to retain voluntary contributions from their regular customers to provide assistance to low-income residential customers with their electricity bills.
- Requires all contributions to be used to supplement assistance to low-income residents to pay their electricity bills.

SHB 1761: REGARDING CLEANUP OF HAZARDOUS WASTE

Prime Sponsor: Representative Linville

** Signed by the Governor*

- Requires the Department of Ecology to: (1) develop a comprehensive ten-year financing report that identifies long-term remedial action project costs, tracks expenses, and projects future funding needs; (2) identify remedial action needs for orphaned, abandoned, and other cleanup sites; and (3) provide an accounting of cleanup activities supported by funds from the State and Local Toxics Control Account.

HB 1789: MINIMIZING THREATS TO THE ENVIRONMENT CAUSED BY LEAKING HOME HEATING OIL TANKS

Prime Sponsor: Representative Kagi

** Signed by the Governor*

- The Pollution Liability Insurance Agency (PLIA) must identify design criteria for heating oil tanks providing superior leak protection than standard steel tank designs. Designs must include fiberglass construction or provide at least an equivalent level of protection.
- PLIA must, under certain conditions, reimburse an owner or operator the difference in price between a standard steel heating tank and a new tank satisfying the new design standards.

SHB 1929: AUTHORIZING UTILITIES TO ENGAGE IN ENVIRONMENTAL MITIGATION EFFORTS

Prime Sponsor: Representative Hurst

** Signed by the Governor*

** SSB 6046 was not enacted, but the provisions are substantially similar to those in SHB 1929.*

- Authorizes cities or towns to mitigate the environmental impacts from the operation of the following utilities: water, sewerage, storm water, surface water, or solid waste handling.
- Authorizes counties to mitigate the environmental impacts from their utilities or other ratepayer funded activities.

SHB 2007: REGARDING ALLOWABLE FUEL BLENDS

Prime Sponsor: Representative Eddy

** Signed by the Governor*

- Lowers the allowable amount of methyl tertiary-butyl ether (MTBE) in gasoline to 15/100 of 1 percent by volume.

SHB 2056: REQUIRING RECYCLING RECEPTACLES AT OFFICIAL GATHERINGS AND SPORTS FACILITIES

Prime Sponsor: Representative Lantz

** Signed by the Governor*

- Requires vendors who sell beverages in single-use aluminum, glass, or plastic bottles or cans at official gatherings or at sports facilities to provide a recycling program.
- Requires the vendor to provide recycling receptacles and transportation of and recycle services for collected materials.
- These requirements only apply in communities with established residential curbside and business recycling.

SHB 2103: MODIFYING THE COMPETITIVE CLASSIFICATION OF TELECOMMUNICATIONS SERVICES

Prime Sponsor: Representative Morris

(SSB 5888 Senator Poulsen)

** Signed by the Governor*

- The Washington Utilities and Transportation Commission (WUTC) may consider the number and size of alternative providers of telecommunications services not subject to the commission's jurisdiction when determining the competitive classification of a service.

- A noncompetitive telecommunications company may petition the WUTC to have packages or bundles of telecommunications services subject to minimal regulation.

SHB 2129: REGARDING GEOTHERMAL CORE HOLES

Prime Sponsor: Representative VanDe Wege

** Signed by the Governor/partial veto*

- Requires geothermal core holes, which are exploratory holes used to gather preliminary geothermal data, to follow the same safety, bonding, and reporting requirements as geothermal wells.
- Clarifies that the current cost reimbursement statute applies to geothermal permits.
- Adds "~~monitoring for permit compliance~~" to the activities covered by a cost reimbursement agreement.
(PV)

SHB 2261: PROVIDING FOR THE EVALUATION OF ADDITIONAL MEASURES TO REDUCE WOOD SMOKE EMISSIONS

Prime Sponsor: Representative Campbell

** Signed by the Governor*

** SSB 5745 was not enacted, but the provisions are substantially similar to those in SHB 2261.*

- Allows the Spokane Air Pollution Control Authority to determine, by rule, an alternative ambient air level of fine particulates that defines a first or second stage of impaired air quality.
- Requires the Department of Ecology to convene a workgroup to study the impacts of wood smoke from wood stoves.

WAYS & MEANS

786-7715

SB 5014: AMENDING THE PROCESS FOR ADOPTING CONTRIBUTION RATES FOR THE STATE RETIREMENT SYSTEMS

Prime Sponsor: Senator Pridemore

(HB 1044 Representative Fromhold)

** Signed by the Governor*

- Changes the deadline for the adoption of retirement system contribution rates by the Pension Funding Council from September 30th of even-numbered years to July 31st of even-numbered years.

SSB 5089: CONFORMING WASHINGTON'S TAX STRUCTURE TO THE STREAMLINED SALES AND USE TAX AGREEMENT

Prime Sponsor: Senator Regala

(HB 1072 Representative McIntire)

** Signed by the Governor*

- This bill brings Washington into full compliance with the national Streamlined Sales and Use Tax Agreement.
- Sales and use tax sourcing provisions are changed from place of origination to place of destination.
- Full mitigation is provided to local jurisdictions negatively impacted from sales and use tax sourcing changes.
- Relief is provided to help small businesses adjust to sourcing changes.

SSB 5174: MAKING CORRECTIONS IN THE PUBLIC RETIREMENT SYSTEMS

Prime Sponsor: Senator Pridemore

(HB 1265 Representative Fromhold)

** Signed by the Governor*

- Makes a number of technical corrections to retirement system statutes, such as adding erroneously omitted cross-references.
- Affirms the 2000 legislative act that suspended employer and member contributions of Plan 1 of the Law Enforcement Officers' and Fire Fighters' (LEOFF) retirement system.

SB 5175: PROVIDING ANNUAL INCREASES IN CERTAIN RETIREMENT ALLOWANCES

Prime Sponsor: Senator Pridemore

(HB 1263 Representative Fromhold)

** Signed by the Governor*

- To be eligible for the Uniform Cost-of-Living Adjustment (Uniform COLA) in a given year, a member of Plan 1 of the Public Employees' or Teachers' Retirement Systems (PERS 1 or TRS 1) must have been retired for one year by July 1st and must reach age 66 by December 31st of that year.

SSB 5184: MODIFYING SALES AND USE TAX PROVISIONS FOR PUBLIC FACILITIES DISTRICTS

Prime Sponsor: Senator Hatfield

(HB 1152 Representative Takko)

** SSB 5184 was not enacted, but the provisions are substantially similar to those in EHB 2388.*

ESSB 5311: CREATING THE BUDGET STABILIZATION ACCOUNT

Prime Sponsor: Senator Brown

(HB 1090 Representative Hunter)

** Signed by the Governor*

- Enacts legislation implementing the state constitutional amendment establishing the Budget Stabilization Account (see entry for ESSJR 8206).

SB 5390: EXTENDING THE SALES AND USE TAX CREDIT FOR CERTAIN PUBLIC FACILITIES DISTRICTS

Prime Sponsor: Senator Swecker

(HB 1164 Representative Alexander)

** SB 5390 was not enacted, but the provisions are substantially the same as EHB 2388.*

SB 5434: REGARDING EXCISE TAXATION OF SALES OF TANGIBLE PERSONAL PROPERTY ORIGINATING FROM OR DESTINED TO FOREIGN COUNTRIES

Prime Sponsor: Senator Poulsen

(HB 1382 Representative Ericks)

** Signed by the Governor*

- Sales of tangible personal property in import or export commerce are exempt from business and occupation and retail sales taxation for codifying the existing administrative rule.

SB 5440: MODIFYING PROVISIONS RELATING TO PUBLIC FACILITIES DISTRICTS

Prime Sponsor: Senator Keiser

(HB 1435 Representative P. Sullivan)

** SB 5440 was not enacted, but the provisions are substantially similar to those in EHB 2388.*

SB 5468: REGARDING THE ADMINISTRATION OF TAX PROGRAMS ADMINISTERED BY THE DEPARTMENT OF REVENUE

Prime Sponsor: Senator Oemig

(HB 1480 Representative Roach)

** Signed by the Governor*

- The Department of Revenue may provide certain taxpayer notifications electronically instead of by mail if the taxpayers authorize them to do so.
- The Department of Revenue must waive or cancel the penalty that is otherwise imposed if a centrally-assessed utility fails to comply with reporting requirements if good cause is shown.
- Nonprofit organizations that are subject to application and renewal for purposes of a property tax exemption may submit them electronically. In addition, the fees for property tax exemptions and renewals are eliminated.

SB 5512: MODIFYING FINANCING PROVISIONS FOR HOSPITAL BENEFIT ZONES

Prime Sponsor: Senator Kilmer

** Signed by the Governor*

- Modifies the Hospital Benefit Zone (HBZ) program by allowing a local government with a HBZ to use tax increment financing revenues for payment of other bonds used to pay for public improvements within the HBZ and to pay the cost of public improvements directly (pay-as-you-go), rather than limiting revenues to payment of the principal and interest on the revenue bonds.
- The bill makes other changes to clarify the legislative intent, to allow additional flexibility for the use of revenues, to add boundary requirements, to require the annual report be filed with the State Auditor, and to provide technical corrections.

SB 5572: PROVIDING EXCISE TAX RELIEF FOR CERTAIN LIMITED PURPOSE PUBLIC CORPORATIONS, COMMISSIONS, AND AUTHORITIES

Prime Sponsor: Senator Murray

(HB 1323 Representative McIntire)

** Signed by the Governor*

- An exemption from the Business and Occupation (B&O) tax is provided for amounts received by a Public Development Authority (PDA) for providing services to: (1) a limited liability company, if the PDA is the managing member; (2) a limited partnership, if the PDA is the general partner; and (3) a single asset entity required under a governmental housing assistance program, if the entity is controlled by the PDA.
- An exemption from sales and use tax is provided for amounts received by a PDA for the provision of services subject to sales and use tax if the amounts received are exempt from B&O tax under this act.

SB 5607: MODIFYING PROVISIONS REGARDING THE LEASEHOLD EXCISE TAXATION OF HISTORICAL PROPERTY OWNED BY THE UNITED STATES GOVERNMENT

Prime Sponsor: Senator Pridemore

(HB 1701 Representative Fromhold)

** Signed by the Governor*

- Leasehold interests in historic property owned by the United States government are exempt from leasehold excise tax, if the property is listed on any federal or state register of historical sites and is wholly contained within a national historic reserve.

SSB 5882: FUNDING THE WASHINGTON STATE HERITAGE CENTER

Prime Sponsor: Senator Fraser

(HB 2060 Representative Hankins)

** Signed by the Governor*

- Increases fees by \$5 for articles of incorporations and \$2 for recording documents to finance the Washington Heritage Center.

SB 5918: REVISING RETIREMENT BENEFITS FOR JUDGES

Prime Sponsor: Senator Fraser

** Signed by the Governor*

- Judicial Retirement Accounts are subject to division pursuant to a divorce decree or judgment that awards part of a judge's account balance to an ex-spouse.

SB 6119: CHANGING THE DISTRIBUTION TO AND ALLOCATION OF THE FIRE SERVICE TRAINING ACCOUNT

Prime Sponsor: Senator Eide

(HB 2097 Representative Conway)

** Signed by the Governor*

- The Washington State Patrol is authorized to contract with the Washington State Firefighters Apprenticeship Trust to operate the firefighter joint apprenticeship training program.
- Any appropriations from the state General Fund to the Fire Service Training Account are to be used for the firefighter joint apprenticeship training program.

SSB 6156: RELATING TO STATE GOVERNMENT

Prime Sponsor: Senator Prentice

** Signed by the Governor/partial veto*

** 2SHB 1992 is incorporated in its entirety into SSB 6156, as described below.*

- Authorizes the establishment of Community Development and Preservation Authorities to mitigate the impact of locating major public facilities in local communities.
- Establishes the International District-Pioneer Square Community Development and Preservation Authority.
- ~~Makes legislative findings, declares legislative intent, and provides definitions of terms used in the bill.~~
(PV)

ESSB 6158: CONCERNING THE BIENNIAL REBASING OF NURSING FACILITY MEDICAID PAYMENT RATES

Prime Sponsor: Senator Prentice

** Signed by the Governor*

- Noncapital component rate allocations used for determining Medicaid payments to nursing homes are required to be rebased each biennium to more recent costs. Noncapital rate components include: direct care, support services, therapy care, and operations.
- Effective July 1, 2007, nursing home component rate allocations for the noncapital rate components are rebased to calendar year 2005 cost report data, excluding the quality maintenance fee.
- Only for the 2007-09 biennium, certain providers are held harmless if their estimated rebased rates for the noncapital components plus a 3.2 percent adjustment for economic trends and conditions would be less than their current rates as of June 30, 2007, for the noncapital components.
- Those providers held harmless will receive their June 30, 2007 rates for the noncapital components adjusted for the 3.2 percent increase required for all nursing facility payment rates by the 2007-09 Biennial Appropriations Act.
- The quality maintenance fee is made an unallowable cost as of July 1, 2007.
- Vital local provider provisions expire as of June 30, 2007.

SB 6167: CLARIFYING THE DIRECTOR'S AUTHORITY TO DETERMINE INTEREST IN CERTAIN PUBLIC RETIREMENT SYSTEMS

Prime Sponsor: Senator Pridemore

** Signed by the Governor*

- Clarifies the statutory authority of the Director of Retirement Systems to calculate interest to be credited to members' retirement contributions.

ESSJR 8206: CREATING THE BUDGET STABILIZATION ACCOUNT IN THE STATE CONSTITUTION

Prime Sponsor: Senator Brown

(HJR 4202 Representative Hunter)

- The state Constitution is amended to establish a Budget Stabilization Account.
- Monies may be appropriated from the Budget Stabilization Account by a majority vote of each house of the Legislature if: (1) forecasted state employment growth for any fiscal year is less than 1 percent; or (2) the Governor declares an emergency resulting from a catastrophic event that requires government action to protect life or public safety.
- Other withdrawals from the Budget Stabilization Account may be made only by a three-fifths vote of the Legislature.

SHB 1002: MODIFYING THE SALES AND USE TAXATION OF VESSELS

Prime Sponsor: Representative O'Brien

(SSB 5007 Senator Jacobsen)

* *Signed by the Governor*

- A retail sales tax exemption is provided for vessels 30 feet or longer sold to bona fide residents of another state or possession or province of Canada.
- The vessel owner must purchase and display a use permit provided by the vessel dealer at the time of purchase. The use permit is good for just one year.
- The fee for a use permit is \$500 for vessels 50 feet in length or less and \$800 for vessels over 50 feet in length. The fees are deposited in the General Fund.

HB 1025: RECOMMENDING AUTHORIZATION FOR PROJECTS BY THE PUBLIC WORKS BOARD

Prime Sponsor: Representative Rolfes

(SB 5006 Senator Fraser)

* *Signed by the Governor*

- Nineteen public works construction loans are authorized for a total of \$71 million.

ESHB 1092: MAKING APPROPRIATIONS AND AUTHORIZING EXPENDITURES FOR CAPITAL IMPROVEMENTS

Prime Sponsor: Representative Fromhold

(SB 5156 Senator Fraser)

* *Signed by the Governor/partial veto*

- Provides funding for \$4 billion of various construction projects and community grants for education, higher education, environmental clean up and protection, recreation, public safety, and general state government.
- (Partial veto of eight items) *(PV)*

SHB 1124: ADDING THE DEPARTMENT OF NATURAL RESOURCES TO THE DEFINITION OF "EMPLOYER" UNDER RCW 41.37.010

Prime Sponsor: Representative VanDeWege

(SB 5464 Senator Jacobsen)

* *Signed by the Governor*

- Adds the Department of Natural Resources (DNR) to the list of eligible employers in the Public Safety Employees' Retirement System (PSERS).
- New DNR enforcement officers will be enrolled in PSERS from the start.
- Current DNR employees that become eligible for PSERS may choose to remain in the Public Employees' Retirement System (PERS) or to join PSERS for periods of future service.

SHB 1128: MAKING OPERATING APPROPRIATIONS FOR THE 2005-07 AND 2007-09 FISCAL BIENNIA

Prime Sponsor: Representative Sommers

(SB 5140 Senator Prentice)

** Signed by the Governor/partial veto*

- The bill enacts the 2007-09 Biennial Operating Budget and the 2005-07 Supplemental Operating budget. For additional detail, please see the budget summary materials published by the Senate Ways & Means Committee and available on the committee website.
- (Partial veto of 14 items) (PV)

HB 1137: CREATING THE WATER QUALITY CAPITAL ACCOUNT

Prime Sponsor: Representative Fromhold

(SB 5110 Senator Fraser)

** Signed by the Governor*

- The Water Quality Capital Account (WQCA) is created. Expenditures from the WQCA may only be used after biennial appropriation and for purposes related to water quality capital projects.

SHB 1138: CONCERNING GENERAL OBLIGATION BONDS

Prime Sponsor: Representative Fromhold

(SB 5111 Senator Fraser)

** Signed by the Governor*

- Authorizes the State Treasurer to issue general obligation bonds in support of the capital budget.

HB 1185: EXTENDING THE EXPIRATION DATE FOR REPORTING REQUIREMENTS ON TIMBER PURCHASES

Prime Sponsor: Representative VanDeWege

(SB 5035 Senator Hatfield)

** Signed by the Governor*

- The expiration date of the requirement that data about certain timber purchases be reported to the Department of Revenue is extended from 2007 until 2010.
- Information gathered in the reports is used by the department to establish tables of stumpage values, which are used to calculate the excise tax due from certain timber harvesters.

SHB 1261: PURCHASING SERVICE CREDIT FOR PERIODS OF TEMPORARY DUTY DISABILITY IN THE LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' RETIREMENT SYSTEM PLAN 2, THE TEACHERS' RETIREMENT SYSTEM, THE SCHOOL EMPLOYEES' RETIREMENT SYSTEM, AND THE PUBLIC SAFETY EMPLOYEES' RETIREMENT SYSTEM

Prime Sponsor: Representative Crouse

(SB 5172 Senator Fraser)

** Signed by the Governor*

- Allows a member of one of a number of state retirement systems to purchase up to 24 consecutive months of service credit for each period of temporary duty disability, provided that the disability is a result of an injury sustained in the course of employment.
- Affected plans include the Law Enforcement Officers' and Fire Fighters' Retirement System Plan 2, the Teachers' Retirement System, the School Employees' Retirement System, and the Public Safety Employees' Retirement System.
- This benefit was already offered in the Public Employees' Retirement System.

SHB 1262: ADDRESSING THE PUBLIC EMPLOYMENT OF RETIREES FROM THE TEACHERS' RETIREMENT SYSTEM PLAN 1 AND THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM PLAN 1

Prime Sponsor: Representative Bailey

(SB 5173 Senator Pridemore)

** Signed by the Governor*

- For members of Plan 1 of the Teachers' Retirement System participating in the retire-rehire program, hiring procedures are established that are comparable to the procedures currently required for members of the Public Employees' Retirement System, including a three-year lifetime cumulative limit on participation in the program.

SHB 1264: ADDRESSING THE PORTABILITY OF PUBLIC RETIREMENT BENEFITS

Prime Sponsor: Representative Fromhold

(SB 5176 Senator Pridemore)

** Signed by the Governor*

- Allows employees belonging to two of the state retirement systems to include in their base salary any form of pay (such as overtime pay) that is already reportable under both of the retirement systems that they belong to.
- Removes certain restrictions from a dual member's maximum benefit plan when that member belongs to a plan with a benefit cap (such as the Teachers' Retirement System Plan 1) and an "uncapped plan" (such as the Public Employees' Retirement System Plan 2 or 3).

ESHB 1266: ADDRESSING DEATH BENEFITS FOR PUBLIC EMPLOYEES

Prime Sponsor: Representative Conway

(SB 5177 Senator Fraser)

** Signed by the Governor*

- Allows survivors of employees that die as a result of an occupational disease or infection that arises in the course of employment to collect the lump sum death benefit.
- Increases the value of the refund of pension contributions that a PERS Plan 2 member's survivor may receive if the member is killed after January 1, 2007, while serving in the military in the Persian Gulf as part of Operation Enduring Freedom or Operation Iraqi Freedom.

HB 1293: MODIFYING INSURANCE COMMISSIONER REGULATORY ASSESSMENT FEE PROVISIONS

Prime Sponsor: Representative Cody

(SB 5041 Senator Prentice)

** Signed by the Governor*

- The rate of the regulatory assessment paid to the Insurance Commissioner is equalized for all companies providing health insurance in the state, including conventional insurance companies, health care service contractors, and health maintenance organizations. The regulatory fee imposed by the Insurance Commissioner cannot exceed one-eighth of one percent of the company's revenue in the state.

SHB 1381: MAKING CHANGES OF A TECHNICAL NATURE TO TAX LAWS

Prime Sponsor: Representative Hasegawa

(SSB 5560 Senator Schoesler)

** Signed by the Governor*

- Technical corrections are made to various provisions related to property and excise taxes, including: correcting drafting errors, structural problems such as RCW strings that are not in numeric order, inaccurate references to terms that have been changed, and inaccurate cross-references; adding or

modifying language to clarify statutory provisions; reenacting sections of code to merge multiple amendments; and repealing several obsolete provisions of code.

SHB 1398: EXPANDING THE UNIVERSITY OF WASHINGTON'S AND WASHINGTON STATE UNIVERSITY'S LOCAL BORROWING AUTHORITY

Prime Sponsor: Representative Fromhold

(SB 5384 Senator Fraser)

** Signed by the Governor*

- Authorizes the University of Washington and Washington State University to issue bonds for any university purpose, pledged against any non-appropriated fund source.

SHB 1508: PROVIDING AN EXEMPTION FROM BUSINESS AND OCCUPATION TAX FOR THE RESALE OF NATURAL OR MANUFACTURED GAS BY CONSUMERS

Prime Sponsor: Representative Orcutt

(SB 5575 Senator Hobbs)

** Signed by the Governor*

- A business and occupation tax exemption is provided for consumers of natural gas if they sell no more than 20 percent of the amount of natural gas that is consumed by the company in the same calendar year.

SHB 1513: MODIFYING PROVISIONS RELATING TO THE EXCISE TAXATION OF FOREST PRODUCTS BUSINESSES

Prime Sponsor: Representative Kessler

(SSB 5493 Senator Hargrove)

** Signed by the Governor*

- The reduced business and occupation (B&O) rate will expressly apply to pay-as-cut-sales of timber.
- Pay-as-cut sales are exempt from real estate excise tax, if the seller reports and pays income under the reduced B&O rate.
- Small harvesters may claim a \$100,000 B&O deduction, replacing the B&O exemption for small harvesters. Small harvesters are no longer required to file an annual survey.
- Some definitions are amended. "Recycled paper" is deleted from the definition of timber products. Three definitions are added: "paper," "paper product," and "timber."

HB 1549: EXEMPTING WHOLESALE SALES OF BULK UNPROCESSED MILK FROM THE BUSINESS AND OCCUPATION TAX

Prime Sponsor: Representative Linville

(SB 5641 Senator Rasmussen)

** Signed by the Governor*

- Amounts from wholesale sales of unprocessed milk are exempt from the business and occupation tax.

SHB 1566: MODIFYING THE RURAL COUNTY TAX CREDIT

Prime Sponsor: Representative VanDeWege

(SSB 5573 Senator Hatfield)

** Signed by the Governor*

- Makes the rural county job creation business and occupation credit easier to claim by: (1) changing the base year from a calendar year to the previous four calendar quarters; (2) expanding the definition of a "qualified employment position" to include positions that are temporarily vacant or seasonal; and (3) permitting businesses to apply for the tax credits within 90 days after creating and filling the new employment positions.

ESHB 1649: AUTHORIZING THE PURCHASE OF AN INCREASED BENEFIT MULTIPLIER FOR PAST JUDICIAL SERVICE FOR JUDGES IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE TEACHERS' RETIREMENT SYSTEM

Prime Sponsor: Representative Fromhold

** Signed by the Governor*

- Allows judges participating in the Judicial Benefit Multiplier (JBM) program in the Public Employees' Retirement System or the Teachers' Retirement System to purchase an upgrade of prior service as a judge to the higher benefit multiplier at a reduced cost, provided that the purchase is made by December 31, 2007.
- Provides a partial refund to members that already purchased an upgrade of prior service credit under the JBM program at full actuarial cost.

HB 1674: AUTHORIZING THE GOVERNOR TO ENTER INTO A CIGARETTE TAX CONTRACT WITH THE SPOKANE TRIBE

Prime Sponsor: Representative Hunter

(SB 5380 Senator Prentice)

** Signed by the Governor*

- Allows the Spokane Tribe to join the 25 other tribes listed in RCW 43.06.460 that can enter into a cigarette contract with the state.

SHB 1679: DETERMINING MEMBERSHIP ON THE LAW ENFORCEMENT OFFICERS' AND FIREFIGHTERS' RETIREMENT SYSTEM PLAN 2 BOARD

Prime Sponsor: Representative Ericks

(SB 5590 Senator Tom)

** Signed by the Governor*

- Clarifies that one fire fighter position and/or one law enforcement officer position on the Law Enforcement Officers' and Fire Fighters' Retirement System Plan 2 Retirement Board (LEOFF 2 Board) may be held by a retiree rather than an active employee.
- Requires that one LEOFF 2 Board position (employee, employer, or legislator) be filled by a LEOFF 2 retiree.

HB 1680: ADDRESSING TRANSFERS OF SERVICE CREDIT FOR EMERGENCY MEDICAL TECHNICIANS UNDER THE LAW ENFORCEMENT OFFICERS' AND FIREFIGHTERS' RETIREMENT SYSTEM PLAN 2

Prime Sponsor: Representative Hunter

(SB 5591 Senator Roach)

** Signed by the Governor*

- Allows a disabled emergency medical technician (EMT) or the survivor of an EMT who dies to complete the transfer of service credit from the Public Employees' Retirement System (PERS) to the Law Enforcement Officers' and Fire Fighters' Retirement System Plan 2 (LEOFF 2) if the member's injury or death occurs before the member has completed the purchase of prior service credit transfer, allowing the entire disability or survivor benefit to be calculated in LEOFF 2.
- If the member or surviving spouse is unable or chooses not to pay the remaining amount due, he or she may accept an actuarial reduction to the continuing monthly benefit calculated in LEOFF 2 that reflects the amount of the unpaid obligation.

E2SHB 1705: CREATING HEALTH SCIENCES AND SERVICES AUTHORITIES

Prime Sponsor: Representative Barlow

(SB 5616 Senator Marr)

** Signed by the Governor*

- Allows for the creation of health sciences and services authorities to promote bioscience-based economic development and advance new therapies and procedures to combat disease and promote public health.
- An authority can incur general indebtedness to finance its grants and programs. This indebtedness can be retired through funds distributed to the authority by the Department of Revenue.
- Funding is provided from a .020 percent sales tax that is credited against the state portion of the sales tax within the boundary of the authority.

SHB 1784: ELIMINATING LIMITATIONS ON THE INVESTMENT OF CERTAIN STATE MONEYS

Prime Sponsor: Representative Kenney

(SB 5766 Senator Fraser)

** Signed by the Governor*

- Removes a statutory restriction under which public university trust land revenues may only be invested in governmental securities and certificates of deposit.
- Bill is effective only if the voters approve a constitutional amendment permitting investment of the university permanent funds in private equities.

SHB 1891: PROVIDING A BUSINESS AND OCCUPATION TAX DEDUCTION FOR THE SALE OF CERTAIN PRESCRIPTION DRUGS

Prime Sponsor: Representative Linville

** Signed by the Governor*

- The bill provides a deduction from the business and occupation tax for physicians and clinics from sales of prescription drugs for infusion or injection by physicians or their agents.
- The deduction is limited to amounts covered, or required as co-payments or deductibles, under a government-sponsored health care service program.
- To qualify for the deduction, the drugs must not be sold for an amount that exceeds the rate at which the federal government reimburses under Medicare Part B, and any charges must be separately stated on the billing statement.
- The effective date is October 1, 2007.

EHB 1902: CONCERNING THE SALES AND USE TAXATION OF REPAIRS TO FARM MACHINERY AND EQUIPMENT

Prime Sponsor: Representative Grant

(SB 5765 Senator Rasmussen)

** Signed by the Governor*

** EHB 1902 incorporates components of SB 5764.*

- Extends the sales and use tax exemption for replacement parts for farm machinery and equipment to include replacement parts for farm vehicles. Labor to install replacement parts on qualifying farm machinery and equipment, as well as repairs made to such equipment, is exempt from sales and use tax.
- The exemption is available to farmers who sell or harvest over \$10,000 of agricultural products per year. To determine if the income requirement is met, either a copy of the federal income tax return or a signed declaration must be submitted to the Department of Revenue to receive an exemption certificate.

ESHB 1981: CONCERNING THE EXCISE TAXATION OF ELECTRONICALLY DELIVERED FINANCIAL INFORMATION

Prime Sponsor: Representative Hunter

(SB 5768 Senator Kilmer)

** Signed by the Governor*

- A sales and use tax exemption is provided for electronically delivered standard financial information to financial institutions and investment management companies.

2SHB 1992: CREATING COMMUNITY PRESERVATION AND DEVELOPMENT AUTHORITIES

Prime Sponsor: Representative Santos

** 2SHB 1992 is incorporated in part into SSB 6156.*

SHB 2008: CREATING A COOPERATIVE AGREEMENT RELATING TO THE TIMBER HARVEST EXCISE TAXATION OF TIMBER HARVESTS WITHIN THE QUINAULT INDIAN RESERVATION

Prime Sponsor: Representative VanDeWege

(SSB 5903 Senator Hargrove)

** Signed by the Governor*

- The bill authorizes the Governor to enter into a timber harvest excise tax agreement with the Quinault Nation.
- The tribal timber harvest excise tax must be equal to 100 percent of the state timber harvest excise tax.
- Tax revenue retained by the tribe through the timber harvest excise tax will be used for essential government services.
- The bill provides a reimbursement to counties from the state's timber tax distribution account for forest excise tax revenues that counties will no longer receive if an agreement goes into effect.

HB 2032: CONCERNING THE TAX DEFERRAL APPLICATION PROCESS FOR FRUIT AND VEGETABLE PROCESSING AND STORAGE

Prime Sponsor: Representative Takko

** Signed by the Governor*

- The sales tax deferral program enacted in 2005 for construction of fruits and vegetable warehouses and related equipment has an effective date of July 1, 2007. Applications must be approved by the Department of Revenue prior to the construction or the purchase of equipment.
- Entities are allowed to apply to the Department of Revenue for the program prior to July 1, 2007.

SHB 2087: REGARDING THE CERTIFICATION AND RECERTIFICATION OF HEALTH CARE FACILITIES

Prime Sponsor: Representative Fromhold

(SB 5941 Senator Jacobsen)

** Signed by the Governor*

- When the federal government does not provide sufficient funding, the Department of Health is authorized to assess fees to conduct federal certifications and recertifications for health care facilities that serve Medicaid or Medicare clients.

SHB 2158: CONCERNING THE SALES OF VEHICLES AND ASSOCIATED SERVICES TO NONRESIDENTS OF WASHINGTON

Prime Sponsor: Representative Hasegawa

(SSB 5967 Senator Pridemore)

** Signed by the Governor*

- Sellers of motor vehicles cannot be found liable for the retail sales tax, if the seller retains copies of documents that are listed in the bill.
- Sellers who fail to retain these documents are personally liable for the amount of tax due.
- If the Department of Revenue has information that the buyer is a Washington resident, the department may contact the buyer to verify their eligibility for the exemption.
- The sales tax exemption for certain nonresidents includes replacement parts, but not labor.

HB 2163: CREATING THE PUBLIC EMPLOYEES' BENEFITS BOARD MEDICAL BENEFITS ADMINISTRATION ACCOUNT

Prime Sponsor: Representative Cody

(SB 5988 Senator Prentice)

** Signed by the Governor*

- Creates a new Public Employee Benefits Board Medical Benefits Administration Account (PEBB MBA Account) in the custody of the State Treasurer.
- The PEBB MBA Account may be used for expenditures related to the operation of new self-insured medical plans that may be offered by the Public Employee Benefits Board.

ESHB 2164: REQUIRING APPROVAL FROM CERTAIN STATE INSTITUTIONS OF HIGHER EDUCATION TO LOCATE NEW OR REHABILITATED MULTIPLE-UNIT HOUSING WITHIN THE BOUNDARIES OF A CAMPUS FACILITIES MASTER PLAN FOR PROPERTY TAX EXEMPTION PURPOSES

Prime Sponsor: Representative Dunshee

** Signed by the Governor*

- On or after July 1, 2007, a city may not designate an area within the campus facilities master plans of the branch campuses of the University of Washington as a targeted area for the purposes of the multiple unit housing property tax exemption.
- In addition, an application may not be approved if any part of the proposed project site is within the campus facilities master plan of either campus.

SHB 2335: EXEMPTING CERTAIN AMATEUR RADIO REPEATERS FROM LEASEHOLD EXCISE TAXES

Prime Sponsor: Representative Priest

** Signed by the Governor*

- Leasehold interests in public facilities that are used for the placement of amateur radio repeaters are exempt from the leasehold excise tax, if the repeaters are made available to public agencies for emergency communications.

ESHB 2352: PROVIDING EXCISE TAX RELIEF FOR CERTAIN FARM SERVICES

Prime Sponsor: Representative Grant

** Signed by the Governor*

** SB 5059 and SB 5595 were not enacted, but the provisions are similar to those in ESHB 2352.*

- Farmers who do plowing, cultivation, planting, and harvesting for other farmers are not required to pay business and occupation (B&O) tax on the value of this farm work.
- Persons that perform farm management services to another farmer are exempt from the B&O tax if the persons are related.
- Hauling of agricultural products or farm machinery for a farmer is exempt from the public utility tax if the persons are related.
- To qualify for these exemptions, specified eligibility requirements must be met.

HB 2357: ALLOWING A SCHOOL DISTRICT TO TRANSFER CERTAIN REVENUE INTO THE DISTRICT'S CAPITAL PROJECTS ACCOUNT

Prime Sponsor: Representative McIntire

** Signed by the Governor*

- To the extent not necessary for debt repayment, school districts are authorized to transfer distributions of state forest land revenues from their Debt Service Funds to their Capital Project Funds.

SHB 2366: REQUIRING OVERSIGHT OF STATE AGENCY HOUSING DECISIONS

Prime Sponsor: Representative Dunshee

** Signed by the Governor*

- Increases accountability and oversight of leasing of major state facilities.

EHB 2388: FINANCING REGIONAL CENTERS WITH SEATING CAPACITIES LESS THAN TEN THOUSAND THAT ARE ACQUIRED, CONSTRUCTED, FINANCED, OR OWNED BY A PUBLIC FACILITIES DISTRICT

Prime Sponsor: Representative Alexander

** Signed by the Governor*

** SB 5184, SB 5390, SB 5440 were not enacted, but the provisions are substantially similar to those in EHB 2388.*

- The bill will allow the city of Kent and Lewis County to create a public facility district.
- These public facility districts may impose a 0.033 percent sales tax that is credited against the state portion of the sales tax to fund regional centers. This is not an increase in tax to consumers.
- Allows public facility districts in Yakima and Longview to impose a 0.025 percent and a .020 percent sales tax, respectively, that is credited against the state tax for purposes of improving theaters.

EHB 2391: ELIMINATING RETIREMENT SYSTEM GAIN-SHARING AND PROVIDING ALTERNATE PENSION BENEFITS

Prime Sponsor: Representative Fromhold

** Signed by the Governor*

- Repeals the gain-sharing benefits in the Public Employees', Teachers', and School Employees' Retirement Systems (PERS, TRS, and SERS) after the 2008 distribution.
- Replaces gain-sharing in Plan 1 with an additional Uniform Cost-of-Living-Adjustment (Uniform COLA) increase equal to 40 cents minus the 2008 gain-sharing increase.
- Replaces gain-sharing in Plan 3 with unreduced retirement from age 62 and reduced early reduction benefit reductions between age 61 and 55 for members of Plan 2 and Plan 3 of PERS, TRS, and SERS.

HB 2396: REGARDING INVESTMENTS OF THE PERMANENT COMMON SCHOOL CONSTRUCTION FUND

Prime Sponsor: Representative Fromhold

** Signed by the Governor*

- The Legislature declares its intent to clarify the law authorizing investment of the Permanent Common School Fund (CSF) in equities when the investment is in the best interest of the state and the CSF.
- The Washington State Investment Board has the authority to invest the CSF to achieve a balance of long-term growth and current income.

SHJR 4215: ELIMINATING PROHIBITIONS ON THE INVESTMENT OF CERTAIN STATE MONEYS

Prime Sponsor: Representative Kenney

(SJR 8220 Senator Fraser)

- Asks the voters to amend the state constitution to permit investment of the university permanent funds in private stocks and bonds.
- The university permanent funds were established at statehood with federal lands entrusted to the state to support operation of public colleges and universities. The funds presently total about \$600 million.
- The permanent funds could earn a considerably higher rate of return if they were invested in a diversified portfolio. This would result in more money being available to pay for facility construction and renovation at the six public universities. However, there is also increased risk with stock market investment.