



DIGEST SUPPLEMENT

To Legislative Digest and History of Bills
Supplement No. 15*

FIFTY-EIGHTH LEGISLATURE

Monday, February 3, 2003

22nd Day - 2003 Regular

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SB 5027	Supp. 1	SB 5058	Supp. 1
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HOUSE

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HB 1008	Supp. 1	HB 1036	Supp. 1
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HB 1017	Supp. 1	HB 1046	Supp. 2
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HB 1027	Supp. 1	HB 1056	Supp. 2

*To be discarded upon receipt of Edition No. 1 of the Legislative Digest and History of Bills

House Bills

HB 1121-S by House Committee on Transportation (originally sponsored by Representatives Wallace, Clibborn, Murray, Romero, Hatfield, Kessler, Miloscia, Cooper, Simpson, Darneille, Lovick, Hunter, O'Brien, Veloria, Moeller, Eickmeyer, Hunt, Kenney, Schual-Berke, Fromhold, Conway, Wood, Linville, Berkey, Sullivan, McDermott, Haigh, Rockefeller, McCoy, Campbell, Upthegrove and Ruderman)

Implementing performance audits of transportation-related agencies.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that it is essential that the legislature improve the accountability and efficiency of transportation-related agencies. Taxpayers must know that their tax dollars are being well spent to deliver critically needed transportation projects and services. To accomplish this, a transportation accountability process must be established to provide oversight and accountability of transportation-related agencies.

Requires the joint legislative audit and review committee, in consultation with the legislative transportation committee, to review the performance and outcome measures of transportation-related agencies. The purpose of these reviews is to ensure that the legislature has the means to adequately and accurately assess the performance and outcomes of those agencies and departments.

Requires that, to the greatest extent possible, the legislative auditor shall contract with and consult with private independent professional and technical experts to optimize the independence of the reviews and performance audits.

Directs the joint legislative audit and review committee to develop a schedule and common methodology for conducting these reviews. The performance and outcome measures of each agency or department must be reviewed at least every five years.

Requires the reviews to include at least: (1) A determination of whether the performance and outcome measures are consistent with legislative mandates, strategic plans, mission statements, and goals and objectives, and whether the legislature has established clear mandates, strategic plans, mission statements, and goals and objectives that lend themselves to performance and outcome measurement;

(2) An examination of how agency management uses the measures to manage resources in an efficient and effective manner;

(3) An assessment of how performance benchmarks are established for the purpose of assessing overall performance compared to external standards and benchmarks;

(4) An examination of how an analysis of the measurement data is used to make planning and operational improvements;

(5) A determination of how performance and outcome measures are used in the budget planning, development, and allotment processes and the extent to which the agency is in compliance with its responsibilities under RCW 43.88.090;

(6) A review of how performance data are reported to and used by the legislature both in policy development and resource allocation;

(7) An assessment of whether the performance measure data are reliable and collected in a uniform and timely manner;

(8) A determination whether targeted funding investments and established priorities of government actually produce the intended and expected services and benefits; and

(9) Recommendations as necessary or appropriate.

-- 2003 REGULAR SESSION --

Jan 29 TR - Majority; 1st substitute bill be substituted, do pass.

Jan 31 Rules suspended.
Placed on second reading.

HB 1122-S by House Committee on Transportation (originally sponsored by Representatives Morris, Murray, Romero, Hatfield, Kessler, Miloscia, Cooper, Simpson, Darneille, Lovick, Hunter, O'Brien, Veloria, Moeller, Eickmeyer, Hunt, Kenney, Schual-Berke, Fromhold, Conway, Wood, Linville, Berkey, Sullivan, McDermott, Haigh, Rockefeller, McCoy, Upthegrove and Ruderman)

Streamlining transportation governance.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Recognizes the need to streamline governance of the transportation system in order to increase efficiency and accountability to the people it serves.

Declares an intent to create a single point of accountability for the performance of the state's transportation system by making the management of the department of transportation directly accountable to the governor. The legislature also desires to further streamline governance structures.

Declares that a review and analysis of the current duties and responsibilities of the transportation commission must be conducted to determine where these functions are best carried out.

Requires the legislative transportation committee to conduct a review and analysis of the statutory duties, roles, and functions of the transportation commission. The committee shall determine which responsibilities are administrative or ministerial in nature and should be transferred to the executive, and which responsibilities are policy-setting in nature and should be transferred to the legislature.

Provides that, by December 15, 2003, the legislative transportation committee shall make recommendations to the house and senate transportation committees for streamlining, consolidating, or eliminating the duties, roles, and functions of the transportation commission. The legislative transportation committee shall consult with affected agencies and other stakeholders in conducting its analysis. The committee may consult with and retain private professional and technical experts as necessary to ensure an independent review and analysis.

-- 2003 REGULAR SESSION --

Jan 29 TR - Majority; 1st substitute bill be substituted, do pass.

Jan 31 Rules suspended.
Placed on second reading.

HB 1214-S2 by House Committee on Appropriations (originally sponsored by Representatives Cody, Pflug, Conway, Cooper, McCoy, Berkey, Veloria, Schual-Berke, Bush, Lovick, Hunt, Campbell, Kirby, Hudgins, Dickerson, Pettigrew, Pearson, Wood, Fromhold, Upthegrove, Schindler, McDermott, Wallace, Rockefeller, Morrell, Simpson, Anderson, McMahan, Darneille, Chase, Woods and Clements; by request of Governor Locke)

Making prescription drugs more available.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Declares an intent to: (1) Develop a comprehensive prescription drug education and utilization system in Washington state that will ensure best prescribing practices and pharmaceutical use, reduce administrative burdens on providers, increase consumer understanding of and compliance with appropriate use of prescription drugs, help to control increases in consumer and state health care spending, and improve prescription drug purchasing through a sound evidence-based process that evaluates the therapeutic value and cost-effectiveness of prescription drugs; and

(2) Develop a program to promote access to affordable prescription drug coverage to low-income aged or disabled persons who do not otherwise have adequate coverage to purchase necessary and appropriate prescription drugs.

Creates the prescription drug quality improvement and purchasing board within the authority.

Provides that, to the extent funds are appropriated specifically for this purpose, and subject to any conditions placed on appropriations made for this purpose, the department shall design the medicaid prescription drug assistance program. Neither the benefits of, nor eligibility for, the program is considered to be an entitlement.

Declares that eligibility for this program is limited to persons: (1) Who are eligible for medicare or age sixty-five and older;

(2) Whose family income does not exceed two hundred percent of the federal poverty level as adjusted for family size and determined annually by the federal department of health and human services;

(3) Who do not otherwise have insurance that provides prescription drug coverage; and

(4) Who are not otherwise eligible under Title XIX of the federal social security act.

Declares that this program will be terminated within twelve months after implementation of a prescription drug benefit under Title XVIII of the social security act.

Requires the department to provide recommendations to the appropriate committees of the senate and house of representatives by November 15, 2003, on financing options available to support the medicaid prescription drug assistance program. In recommending financing options, the department shall explore every opportunity to maximize federal funding to support the program.

Requires the administrator to, directly or by interagency agreement or contract, establish and operate a statewide senior prescription drug information clearinghouse. The clearinghouse shall: (1) Promote access to necessary prescription drugs for persons over age sixty-five who reside in Washington state;

(2) Make information available on a statewide basis regarding private and public programs that provide financial assistance to seniors for the purchase of prescription drugs;

(3) Provide educational information about the preferred drug list and methods to purchase prescription drugs most cost-effectively and efficiently, including information about

generic drugs and the potential for dangerous drug interactions; and

(4) Provide individual education and assistance regarding prescription drug financial assistance programs.

Provides that, prior to July 1, 2005, the administrator shall provide for an evaluation of the effectiveness and potential continuation of the clearinghouse.

Directs the administrator to contract with an independent entity to evaluate the implementation and impacts of the prescription drug board's activities under this act.

Requires the results of the evaluation to be submitted to the governor and the legislature by January 1, 2007.

Declares that nothing in this act preempts state-owned or managed hospitals licensed under chapter 70.41 RCW from aggregate purchasing through other programs. These hospitals may choose to participate in the preferred drug list program under this act if drugs can be obtained at lower cost.

Does not apply to state purchased health care services that are purchased from or through managed care organizations, or group model health maintenance organizations that are accredited by the national committee for quality assurance.

Provides that the therapeutic consultation service operated by the department of social and health services, with the exception of the intensive benefits management and academic detailing components of the program, expires on July 1, 2005. However, the department shall terminate the therapeutic consultation service four brand limit program component earlier if, upon monitoring prescriber compliance with the preferred drug list and trends in the therapeutic consultation service four brand limit program component, the department determines the number of pharmacy claims that trigger the four brand edit exception under therapeutic consultation services is below the threshold indicated in the biennial omnibus operating budget bill for three consecutive months.

Provides that the act shall be null and void if appropriations are not approved.

-- 2003 REGULAR SESSION --

Jan 30 APP - Majority; 2nd substitute bill be substituted, do pass.

Minority; do not pass.

Jan 31 Passed to Rules Committee for second reading.

Rules suspended.

Rules Committee relieved of further consideration. Placed on second reading.

HB 1234-S by House Committee on Trade & Economic Development (originally sponsored by Representatives Pettigrew, Veloria, McCoy, Conway and Chase)

Establishing an industry cluster-based approach to economic development.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) Washington's quality of life, standard of living, and social and economic opportunity all depend on the vitality of the state's economy;

(2) Economic development tries to reinforce the natural way by which strong foundations in the areas of human resources, capital resources, technology, tax and regulatory, advanced physical infrastructure, information and

communication infrastructure, and quality of life strengthen the economy;

(3) The strength and vitality of the state's economy depends on the competitiveness of the state's industry clusters;

(4) Industry clusters can become a powerful magnet for businesses to locate in an area and create a spawning ground for start-up companies;

(5) Industry clusters create large, diverse pools of experienced workers, attract suppliers who tend to congregate in their vicinity for increased efficiency, and foster a competitive spirit that stimulates growth and innovative strategic alliances; and

(6) The state must first identify and understand the industry clusters before strategies can be developed to enhance their competitive position in the world.

Declares an intent to establish an industry cluster-based approach to economic development as a component of a statewide strategy to address economic growth and quality of life issues.

Directs the department to work with identified industry clusters, private sector organizations, federally recognized tribes, local governments, local economic development organizations, and higher education and training institutions to assist in the development of strategies designed to strengthen the competitiveness of the state's industry clusters.

-- 2003 REGULAR SESSION --

Jan 30 TED - Majority; 1st substitute bill be substituted, do pass.

HB 1578 by Representatives Haigh, Cairnes, Gombosky, Benson, Fromhold, Rockefeller, Lantz, Anderson and Alexander; by request of Department of Health

Using fees to develop and maintain a web-based vital records system.

Uses fees for certified copies of vital records to develop and maintain a web-based vital records system.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Appropriations.

HB 1579 by Representatives O'Brien, Delvin, Kagi, Mastin, Sullivan and Wood

Decriminalizing "fine only" criminal statutes.

Decriminalizes "fine only" criminal statutes.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Criminal Justice & Corrections.

HB 1580 by Representatives Lantz, Carrell, Flannigan, Campbell, Morris and Pettigrew

Revising provisions of the personality rights act.

Declares that chapter 63.60 RCW does not apply to the distribution, promotion, transfer, or license of a photograph or other material containing an individual's or personality's name, voice, signature, photograph, or likeness to a third party for use in a manner which is lawful under this chapter, or to a third party for further distribution, promotion, transfer, or license for use in a manner which is lawful under this chapter.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Judiciary.

HB 1581 by Representatives Gombosky, Wood, Ahern and Sullivan

Modifying parking and business improvement area provisions.

Revises parking and business improvement area provisions.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Trade & Economic Development.

HB 1582 by Representatives Schual-Berke, Rockefeller and Sullivan; by request of Insurance Commissioner

Forming market assistance plans and joint underwriting associations.

Provides that a market assistance plan may be established only if the commissioner determines a sufficient number of insurers are willing to insure risks to create a market where insurance is available to standard risks at adequate coverage limits.

Finds that availability of commercial liability insurance is essential to economic vitality and quality of life in the state of Washington. If adequate commercial liability insurance is not available, the viability of some business operations and services is threatened.

Gives the commissioner authority to ensure continued availability of essential commercial liability insurance in this state. The commissioner may establish a temporary market for commercial liability insurance coverage if: (1) Commercial liability insurance of a particular class or type is not available from the voluntary market; or

(2) There are so few insurers selling insurance in a particular class or type of casualty insurance that a competitive market does not exist.

Repeals RCW 48.88.010, 48.88.020, 48.88.030, 48.88.040, 48.88.050, and 48.88.070.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Financial Institutions & Insurance.

HB 1583 by Representatives Kirby and Campbell

Changing requirements for issuing salary warrants for judges.

Revises requirements for issuing salary warrants for judges.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Judiciary.

HB 1584 by Representatives Lantz, Carrell, Flannigan and Campbell; by request of Administrative Office of the Courts

Changing provisions relating to the administrative office of the courts.

Revises provisions relating to the administrative office of the courts.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Judiciary.

HB 1585 by Representatives Simpson, Lovick, Cooper, Cairnes, Conway, Roach, O'Brien, Hinkle, Delvin, Rockefeller and Sullivan

Governing the Washington state patrol retirement system, plan 1.

Declares it is the intent of this act to: (1) Establish a board of trustees responsible for the adoption of actuarial standards to be applied to the plan;

(2) Direct the board to zealously manage the trust funds for the benefit of the members and beneficiaries of the plan, including exercising a preference for enhancing plan benefits rather than decreasing contribution rates;

(3) Exercise fiduciary responsibility in the oversight of those pension management functions assigned to the board;

(4) Provide effective monitoring of the plan by providing an annual report to the legislature, to the members and beneficiaries of the plan, and to the public;

(5) Establish contribution rates for employees and the state of Washington that will guaranty viability of the plan, subject to the limitations provided for in this act;

(6) Provide for an annual budget and to pay costs incurred by the board in performing its functions under this act from the interest earnings of the trust, as part of the normal cost of the plan; and

(7) Enable the board to retain professional and technical advisors as necessary for the fulfillment of their statutory responsibilities.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Appropriations.

HB 1586 by Representatives Schual-Berke, Roach, Priest, Upthegrove, Simpson, Shabro, Ruderman, Miloscia, Nixon and O'Brien

Requiring consideration of home-based instruction when siting secure community transition facilities.

Finds that home-based instruction is no more compatible with the immediate proximity of secure community transition facilities than a public or private school.

Declares that homes in which children receive home-based instruction deserve protection as risk potential activities or facilities.

Provides that, when the department seeks to site a secure community transition facility, the department shall request the locations of known home-based instruction from the superintendent of public instruction or the school district in which a potential site for a secure community transition facility is located.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Criminal Justice & Corrections.

HB 1587 by Representatives Hudgins, Conway, Campbell, Hunt, Simpson, Cooper, Wood, McCoy and Kenney

Concerning industrial insurance medical examinations.

Revises provisions relating to industrial insurance medical examinations.

Repeals RCW 51.32.114.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Commerce & Labor.

HB 1588 by Representatives Kenney, Conway, Campbell, Wood and Simpson

Concerning the duty of good faith and fair dealing to injured workers.

Declares that the department, employer, employer representative, and other persons have a duty to injured workers of good faith and fair dealing relating to all aspects of Title 51 RCW. This duty is violated if: (1)(a) The department, employer, or employer representative denies or delays payment of benefits, including medical benefits, without a reasonable basis; and (b) The department, employer, or employer representative knew, or should have known, there was not a reasonable basis for denying or delaying payment of benefits. A reasonable basis is an objective standard based on the information available at the time.

(2) An employer, employer representative, or any person: (a) Induces or coerces a worker not to report an industrial accident or file an application for benefits; (b) Induces or coerces a worker to treat an industrial accident as an off-the-job injury; (c) Persuades a worker to accept less than the compensation due under this title; (d) Induces or coerces a worker who is entitled to temporary total disability under this title to return to work in contravention of RCW 51.32.090(4); or (e) Fails to comply with the rules of the department regarding reports or other requirements necessary for adjudicating claims under this title.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Commerce & Labor.

HB 1589 by Representatives Murray and Woods

Allowing annual permits for oversize towing operations.

Provides for annual permits for oversize towing operations.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Transportation.

HB 1590 by Representatives Murray and Woods

Paying for tow truck services required by an automobile accident.

Provides that, after the effective date of this act, a new automobile liability insurance policy or policy renewal may not be issued unless the policy includes coverage for the actual cost of tow truck services required by an automobile accident.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Financial Institutions & Insurance.

HB 1591 by Representatives Gombosky, Cairnes and McIntire; by request of Department of Revenue

Modifying excise tax interest provisions.
Revises excise tax interest provisions.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Finance.

HB 1592 by Representatives Simpson and Ericksen

Regulating special license plates.

Finds that there has been an increase in the demand from constituent groups seeking recognition and funding through the establishment of commemorative or special license plates. The high cost of implementing a new special license plate series coupled with the uncertainty of the state's ability to recoup its costs, has led the legislature to delay the implementation of new special license plates.

Declares that, in order to address these issues, it is the intent of the legislature to create a mechanism that will allow for the evaluation of special license plate requests and establish a funding policy that will alleviate the financial burden currently placed on the state. Using these two strategies, the legislature will be better equipped to efficiently process special license plate legislation.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Transportation.

HB 1593 by Representatives Berkey, Mielke, Dunshee, Haigh, Benson, Romero, Ahern, Moeller, Wood, Hinkle and Sullivan

Requiring the delivery of endorsements by recording officers.

Requires the delivery of endorsements by recording officers.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Local Government.

HB 1594 by Representatives Berkey, Haigh, Dunshee, Romero, Mielke, Benson, Ahern, Moeller, Wood, Alexander, Hinkle and Sullivan

Clarifying the role of a chief financial officer in a charter county.

Clarifies the role of a chief financial officer in a charter county.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Local Government.

HB 1595 by Representatives Benson and Boldt

Providing health benefits for certificated instructional staff.

Provides that districts that grant insurance benefits to certificated instructional staff at or in excess of the per unit insurance benefit in the 2001-03 supplemental appropriations act may not increase the per unit insurance benefit granted to certificated instructional staff beyond the increase in future state appropriated health benefit per unit allocations.

Provides that the terms of any contract in force on the effective date of this act that provide insurance benefits in excess of the limits under this act continue in effect until the

contract expiration date as it exists on the effective date of this act.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Education.

HB 1596 by Representatives Dunshee, Romero, Haigh, Benson, Wood, Moeller and Sullivan

Increasing the surcharge for the preservation of historical documents.

Increases the charge from two dollars to five dollars.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Local Government.

HB 1597 by Representatives Mielke, Armstrong, Boldt, Orcutt, Wood, Woods, Kristiansen, Campbell, Hatfield, Sump and Schoesler

Allowing holders of commercial drivers' licenses to delay a physical examination.

Finds that commercial drivers who may not currently be working may not be able to afford the expense of a required physical in order to maintain their commercial driver's license.

Finds that Washington's commercial driver's license statutes should be harmonized with federal requirements, which require proof of a physical capacity to drive a commercial vehicle, along with a valid commercial driver's license, but do not link the two requirements.

Finds that allowing commercial drivers to delay getting a physical until they are actually employed as a commercial truck driver will prevent the imposition of unnecessary expense and hardship on Washington's commercial vehicle drivers.

Provides that a person may not drive a commercial motor vehicle unless he or she is physically qualified to do so and, except as provided in 49 C.F.R. Sec. 391.67, has on his or her person the original, or a photographic copy, of a medical examiner's certificate that he or she is physically qualified to drive a commercial motor vehicle.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Transportation.

HB 1598 by Representatives Schual-Berke, McMahan, Lantz, Moeller, Ruderman, Cody, Pflug, Morrell, McDermott, Quall, Kenney, Rockefeller, Wood, Anderson, Kagi, Hunt, Campbell and Miloscia

Prohibiting tobacco product sampling.

Prohibits tobacco product sampling.
Repeals RCW 70.155.060 and 82.24.270.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Health Care.

HB 1599 by Representatives Conway, Cairnes, Cooper, Delvin, Haigh, Linville, Schoesler, Hunt, Sullivan and Kenney

Allowing public safety workers to retire early in the public employees' retirement system, plan 2.

Authorizes public safety workers to retire early in the public employees' retirement system, plan 2.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Appropriations.

HB 1600 by Representatives Linville, Cairnes, O'Brien, Delvin, Simpson, Sullivan and Campbell

Addressing the liquor control board law enforcement officers' membership in the law enforcement officers' and fire fighters' retirement system plan 2 for periods of future service.

Revises provisions addressing the liquor control board law enforcement officers' membership in the law enforcement officers' and fire fighters' retirement system plan 2 for periods of future service.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Appropriations.

HB 1601 by Representatives Anderson, Sullivan, Campbell, McMahan and Talcott

Allowing police cars to use HOV lanes.

Declares that, for the purposes of this act, "law enforcement vehicle" means an official marked or unmarked vehicle, equipped with emergency lights and siren, issued by a state, local, or county law enforcement agency and operated by on-duty state patrol, local, or county law enforcement personnel.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Transportation.

HB 1602 by Representatives Morrell, Campbell, Edwards and Simpson

Enacting the Washington state patient safety act requiring hospital staffing plans for nursing services and establishing recordkeeping and reporting requirements.

Enacts the Washington state patient safety act requiring hospital staffing plans for nursing services and establishes recordkeeping and reporting requirements.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Health Care.

HB 1603 by Representatives Flannigan, Campbell, Fromhold, Moeller, Armstrong, Cairnes, Simpson, O'Brien and Delvin

Revising standards for antiharassment protection order hearings.

Revises standards for antiharassment protection order hearings.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Judiciary.

HB 1604 by Representatives Cody, Edwards, Conway, Schual-Berke, Morrell, Moeller, Clibborn, Simpson, Wood and Campbell

Increasing the number of health care facilities that are prohibited from requiring employees to perform overtime work.

Increases the number of health care facilities that are prohibited from requiring employees to perform overtime work.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Commerce & Labor.

HB 1605 by Representatives Ruderman, Anderson, Sullivan and Miloscia

Creating a statewide justice information network.

Declares that the purpose of this act is to develop and maintain, in a cost-effective manner, a statewide network of criminal justice information that enables sharing and integrated delivery of justice information maintained in the state's independent information systems and that will: (1) Maximize standardization of data and communications technology among law enforcement agencies, jails, prosecuting attorneys, the courts, corrections, and licensing; (2) Reduce redundant data collection and input efforts; (3) Reduce or eliminate paper-based information exchanges;

(4) Improve work flow within the criminal justice system;

(5) Provide complete, accurate, and timely information to criminal justice agencies and courts in a single computer session; and

(6) Maintain security and privacy rights respecting criminal justice information.

Requires the board to file a report with the governor, the supreme court, and the chairs and ranking minority members of the senate and house committees with jurisdiction over criminal justice funding and policy by September 1, 2004, and not less than every two years thereafter. The report shall make recommendations concerning legislative changes and appropriations needed to implement, operate, and enhance a statewide justice information network to assure the availability of complete, accurate, and timely justice information.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Technology, Telecommunications & Energy.

Senate Bills

SB 5018-S by Senate Committee on Judiciary (originally sponsored by Senators Roach, Winsley, Zarelli, Honeyford, Johnson, Carlson, Schmidt, Mulliken, Esser, T. Sheldon, Franklin, Fraser, McCaslin, Kastama, Keiser, Kline, Regala, Sheahan and Kohl-Welles)

Revising laws against voyeurism.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 9A.44.115 to provide that a person commits the crime of voyeurism if, for the purpose of arousing or gratifying the sexual desire of any person, he or she knowingly views, photographs, or films the intimate areas of another person without that person's knowledge and consent and under circumstances where the person has a reasonable expectation of privacy, whether in a public or private place.

Provides that if a person is convicted of a violation of this act, the court may order the destruction of any photograph, motion picture film, digital image, videotape, or any other recording of an image that was made by the person in violation of this act.

-- 2003 REGULAR SESSION --

Jan 30 JUD - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5074-S by Senate Committee on Natural Resources, Energy & Water (originally sponsored by Senators Morton, Oke, Doumit, T. Sheldon, Fraser and Rasmussen; by request of Commissioner of Public Lands)

Establishing contract harvesting of timber on state trust lands.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that it is in the best interest of the trust beneficiaries to capture additional revenues while providing for additional environmental protection on timber sales.

Finds that contract harvesting is one method to achieve these desired outcomes.

Directs the department of natural resources to establish and implement contract harvesting where there exists the ability to increase revenues for the beneficiaries of the trusts while obtaining increases in environmental protection.

Requires the board of natural resources to determine whether any special appraisal practices are necessary for logs sold by the contract harvesting processes, and if so, to adopt the special appraisal practices or procedures.

Requires the board of natural resources to establish and adopt policy and procedures by which the department evaluates and selects certified contract harvesters. The procedures must include a method whereby a certified contract harvester may appeal a decision by the department or board of natural resources to not include the certified contract harvester on the list of approved contract harvesters.

Requires the department of natural resources to provide a report to the appropriate committees of the legislature concerning the costs and effectiveness of the contract harvesting program. The report must be submitted by December 31, 2006.

Appropriates the sum of two hundred fifty thousand dollars for the biennium ending June 30, 2005, from the resource management cost account to the contract harvesting revolving account for the purposes of this act.

Appropriates the sum of two hundred fifty thousand dollars for the biennium ending June 30, 2005, from the forest development account to the contract harvesting revolving account for the purposes of this act.

-- 2003 REGULAR SESSION --

Jan 30 NR - Majority; 1st substitute bill be substituted, do pass.
And refer to Ways & Means.
Referred to Ways & Means.

SB 5088-S by Senate Committee on Natural Resources, Energy & Water (originally sponsored by Senators Regala, Winsley, Franklin and Fraser)

Recognizing that the use of certain land in Tacoma, for school purposes, is valid and meets the requirements of section 2, chapter 123, Laws of 1907.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Recognizes that the use of certain land in Tacoma for school purposes is valid and meets the requirements of section 2, chapter 123, Laws of 1907.

-- 2003 REGULAR SESSION --

Jan 30 NR - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5198-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Parlette, Winsley, Deccio, Thibaudeau, Keiser, Franklin and Brandland)

Revising authority of public hospital districts to pay recruitment expenses and employee training and education expenses.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes contracts with current or prospective employees or medical staff members providing for the payment or reimbursement by the public hospital district of health care training or education expenses, including but not limited to debt obligations, incurred by current or prospective employees or medical staff members in return for their agreement to provide services beneficial to the public hospital district.

-- 2003 REGULAR SESSION --

Jan 30 HEA - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5236-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Parlette, Thibaudeau, Winsley, Keiser, Carlson, Honeyford, McAuliffe, Mulliken, Kohl-Welles, Hale, Roach, Esser, Brandland and Eide)

Offering health care benefit plans to school district employees.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, beginning September 1, 2003, the authority shall collect from each participating school district and educational service district an amount equal to the

composite rate charged to state agencies, plus an amount equal to the employee premiums by plan and family size as would be charged to state employees, for groups of district employees enrolled in authority plans as of January 1, 2003.

Provides that notwithstanding RCW 41.05.050 and RCW 41.05.065(3), the authority may allow districts enrolled on a tiered rate structure prior to September 1, 2002, to continue participation based on the same rate structure and under the same conditions and eligibility criteria.

-- 2003 REGULAR SESSION --

Jan 30 HEA - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5581 by Senators Haugen, Mulliken, Schmidt and Kastama

Authorizing assumption of water-sewer district functions by an association.

Provides that, if the board of commissioners of a water-sewer district find it more conducive to the public health, safety, welfare, or convenience that water-sewer services be provided by a cooperative or mutual association or corporation organized under Title 24 RCW or chapter 23.86 RCW, the board may adopt a resolution calling for disincorporation of the district and the transfer to such association or corporation of all the property constituting its system of sewerage, system of water, or combined water and sewerage system, together with any of its other real or personal property used or useful in connection with the operation, maintenance, repair, or replacement of that system, and the association or corporation may acquire such property on such terms as may be mutually agreed upon by the association or corporation and the board of commissioners.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Land Use & Planning.

SB 5582 by Senators Haugen, Mulliken and Winsley

Defining terms used in the growth management act.

Amends RCW 36.70A.030 relating to defining terms used in the growth management act.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Land Use & Planning.

SB 5583 by Senators Haugen, Shin, T. Sheldon, Hale and Rasmussen

Promoting economic development through tax credits and exemptions.

Promotes economic development through tax credits and exemptions.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Economic Development.

SB 5584 by Senators Swecker, Jacobsen, T. Sheldon, Morton, Deccio, Rossi and Sheahan

Providing for dissolution of regional transportation authorities.

Provides that a regional transportation authority may be dissolved by a vote of the people residing within the boundaries of the authority. Any referendum petition to dissolve the authority must be filed with the legislative authority of each county that is within, in whole or in part, the boundaries of the authority.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Highways & Transportation.

SB 5585 by Senators Swecker, Jacobsen, Oke, Spanel, Prentice, Haugen, Rasmussen, Parlette, Mulliken, Zarelli, Hale, Finkbeiner, Deccio and Horn

Expanding the authority of transportation benefit districts.

Increases the authority of transportation benefit districts.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Highways & Transportation.

SB 5586 by Senators Hargrove, Hewitt, Carlson, Oke, Fraser, Regala, Keiser and Kline

Granting authority to the department of ecology to address concerns with lead-based paint activities.

Declares that, for the welfare of the people of the state of Washington, this act establishes a lead-based paint activities program within the department of ecology to protect the general public from exposure to lead hazards and to ensure the availability of a trained and qualified work force to identify and address lead-based paint hazards.

Requires the department to administer and enforce a state program for worker training and certification, and training program accreditation, which shall include those program elements necessary to assume responsibility for federal requirements for a program as set forth in Title IV of the toxic substances control act (15 U.S.C. Sec. 2601 et seq.), the residential lead-based paint hazard reduction act of 1992 (42 U.S.C. Sec. 4851 et seq.), 40 C.F.R. Part 745, Subparts L and Q (1996), and Title X of the housing and community development act of 1992 (P.L. 102-550).

Requires the department to establish a program for certification of persons involved in lead-based paint activities and for accreditation of training providers in compliance with federal laws and rules.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Natural Resources, Energy & Water.

SB 5587 by Senators Fairley, Keiser, Kline, Winsley, Kohl-Welles and Rasmussen

Requiring voting devices to be accessible to individuals with disabilities.

Directs the secretary of state to adopt rules and establish standards for voting technology and systems used by the state or any political subdivision to be accessible for

individuals with disabilities, including nonvisual accessibility for the blind and visually impaired, in a manner that provides the same opportunity for access and participation, including privacy and independence, as other voters.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Government Operations & Elections.

SB 5588 by Senators Kline, Esser, Roach and Kohl-Welles; by request of Sentencing Guidelines Commission

Requiring a plan to establish pilot regional correctional facilities.

Provides that, not later than December 31, 2003, the sentencing guidelines commission shall present to the legislature a plan for establishing pilot regional correctional facilities.

Requires the plan for establishing pilot regional correctional facilities to include, but is not limited to, the following: (1) A plan for increasing the space availability in local and county jails for pretrial detainees;

(2) An efficient and effective plan for joint use of total confinement beds by local and state government;

(3) A description of proposed shared and/or revised jurisdiction and operational responsibility, including the possibility of establishing a regional corrections authority;

(4) A summary of proposed changes to the criminal code reflecting revised housing jurisdiction;

(5) A description of the inmate population eligible for placement in pilot regional correctional facilities;

(6) A review of treatment services and programs intended to meet the needs of special populations including drug and substance abuse, mental health, and special medical needs;

(7) An estimate of potential benefits to local and county jail operators and to the state, which could be realized by implementation of pilot programs;

(8) A proposed method for identifying pilot regional correctional facility sites;

(9) A methodology for evaluating the costs benefit of operation of pilot facilities; and

(10) Recommendations for shared funding of the construction and operation cost of the facilities from state and local resources.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Children & Family Services & Corrections.

SB 5589 by Senator Morton

Revising design and construction standards for a boarding home converting to a nursing home in a small county.

Declares that noncompliance with a design or construction standard shall not be a reason to deny or revoke a nursing home license if the building is in a county with fewer than forty thousand people, and the building for which the license is sought or held is licensed as a boarding home and meets the design and construction standards of the licensed nursing home to which it was attached at the time of original construction, provided that the number of licensed nursing home beds is not increased.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Health & Long-Term Care.

SB 5590 by Senators Morton, Fraser, Honeyford, Hewitt, Doumit and Regala; by request of Environmental Hearings Office

Determining the appeals period for certain environmental appeals.

Establishes provisions determining the appeals period for certain environmental appeals.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Natural Resources, Energy & Water.

SB 5591 by Senators Schmidt, Poulsen, Reardon, Esser, B. Sheldon and Kohl-Welles; by request of Department of Social and Health Services

Modifying provisions of the Washington telephone assistance program.

Finds that: (1) It is in the public interest to take steps to mitigate the effects of these changes on low-income persons; and

(2) Advances in telecommunications technologies, such as community service voice mail provide new and economically efficient ways to secure many of the benefits of universal service to low-income persons who are not customers of local exchange telephone service.

Authorizes a discount on a community service voice mailbox that provides recipients with: (1) An individually assigned telephone number;

(2) The ability to record a personal greeting; and

(3) A secure private security code to retrieve messages.

Directs the department to enter into an agreement with the department of community, trade, and economic development for an amount not to exceed eight percent of the prior fiscal year's total revenue for the administrative and program expenses of providing community service voice mail services. The community service voice mail service may include toll-free lines in community action agencies through which recipients can access their community service voice mailboxes at no charge.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Technology & Communications.

SB 5592 by Senators Mulliken, Eide, Johnson, Haugen, Sheahan and McCaslin

Allowing attorney issued garnishments and simplifying garnishment answer forms.

Provides that writs of garnishment may be issued with like effect by the attorney of record for the judgment creditor, and the form of writ shall be substantially the same as when issued by the court except that it shall be subscribed only by the signature of such attorney.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Judiciary.

SB 5593 by Senators Shin, Haugen, Fairley and Regala

Adjusting fuel taxes and distributions.

Recognizes that taxpayers desire a voice in the imposition of taxes and fees. It is therefore the intent of the legislature to provide both the immediate response to critical transportation issues by providing phased-in fuel tax increases in the 2003 legislative session and sending additional fuel tax increases to a public vote in 2004, to be effective in 2005 and 2006.

Directs the secretary of state to submit section 3 of this act to the people for their adoption and ratification, or rejection, at the general election to be held in this state in November 2004, in accordance with Article II, section 1 of the state Constitution and the laws adopted to facilitate its operation.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Highways & Transportation.

SB 5594 by Senators Morton, Fraser, Regala, Hewitt and Rasmussen; by request of Department of Ecology

Addressing problems of hazardous waste facilities.

Declares that the management, regulation, and oversight of wastes at hazardous waste management facilities, including recyclers and used oil processors, is essential to prevent adverse effects on the environment and the economy and to protect public health and safety. Toward that end, the legislature determines that the department, in consultation with representatives of the waste management industry, business, local government, environmental groups, and other interested parties, shall take the following actions: (1) By July 1, 2004, adopt amended rules, chapter 173-303 WAC, governing the financial assurance, pollution liability, and closure plans at facilities, including recyclers and used oil processors, to assure that adequate funds will be available to pay for safe and orderly cleanup and/or closure at those facilities;

(2) By July 1, 2004, adopt a rule to establish a system for authorizing recycling and used oil processing operations that are not currently subject to hazardous waste permits; and

(3) By September 30, 2003, submit recommendations to the legislature for the 2004 legislative session, addressing a fee-based system to provide adequate funding for the department's permitting, compliance, and assistance programs for hazardous waste facilities, including recyclers and used oil processors.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Natural Resources, Energy & Water.

SB 5595 by Senators Morton, Fraser, Regala, Hewitt and Winsley; by request of Department of Ecology

Changing the public notification requirements with respect to wastewater discharge permits.

Requires that, upon receipt by the department of an application, it shall immediately send notice thereof containing pertinent information to potentially affected state agencies. The department shall also provide public notice of

and an opportunity for public comment on proposed or draft permits or permit denials.

Requires the department to provide public notice in a manner reasonably calculated to give actual notice to the persons potentially affected by the proposed discharge and the department's actions with respect to the proposed discharge.

Provides that the department shall provide a minimum of thirty days for interested persons to comment on proposed draft permits or permit denials.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Natural Resources, Energy & Water.

SB 5596 by Senators Stevens, Hargrove, McAuliffe, Parlette and Winsley

Requiring that custodial assaults at juvenile rehabilitation facilities and institutions be reported to law enforcement.

Requires adoption of rules to be applied in all facilities and institutions used for juvenile rehabilitation that: (1) State what constitutes custodial assault; and

(2) Require that all custodial assaults on employees be reported to law enforcement.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Children & Family Services & Corrections.

SB 5597 by Senators Oke, T. Sheldon, Swecker, Thibaudeau, Carlson, Shin, Winsley, Spanel, Kline, Regala, Haugen, Jacobsen, Poulsen, B. Sheldon, Stevens, Keiser, Kohl-Welles and Rasmussen

Prohibiting tobacco product sampling.

Declares an intent to protect minors from the influence of tobacco sampling by eliminating the distribution of samples in this state.

Repeals RCW 70.155.060 and 82.24.270.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Health & Long-Term Care.

SB 5598 by Senators Prentice, Thibaudeau and Kohl-Welles

Enacting the Washington state patient safety act requiring hospital staffing plans for nursing services and establishing recordkeeping and reporting requirements.

Enacts the Washington state patient safety act requiring hospital staffing plans for nursing services and establishes recordkeeping and reporting requirements.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Health & Long-Term Care.

SB 5599 by Senators Schmidt, Kohl-Welles, Horn, Finkbeiner, Esser, Reardon, Rossi, Stevens and Winsley

Prohibiting theft of solid waste or recyclable materials.

Declares that a person is guilty of theft of solid waste or recyclable materials if he or she takes or wrongfully

obtains any solid waste or recyclable materials placed in or immediately adjacent to a bin or a container as part of a solid waste or recycling collection program operated by or under contract with a city, town, county, special purpose district, or other governmental entity without the consent of the generator or collector of such solid waste or recyclable materials or the owner or operator of the bin or container.

Declares that theft of solid waste or recyclable materials, not amounting to theft in the first degree, theft in the second degree, or theft in the third degree, is a misdemeanor.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Natural Resources, Energy & Water.

SB 5600 by Senators Schmidt, Kohl-Welles, Esser, Finkbeiner, Rossi, Horn and Winsley

Regulating disposition of returned license plates.

Authorizes the department to, upon request, provide license plates that have been used and subsequently returned to the department to individuals for nonvehicular use. The department shall charge a fee of up to five dollars per plate to cover costs of recovery, postage, and handling. The department may waive the fee for plates used in educational projects, and may, by rule, provide standards for the fee waiver and restrictions on the number of plates provided to any one person.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Highways & Transportation.

SB 5601 by Senators McCaslin and Deccio

Including charity care in the good samaritan law.
Includes charity care in the good samaritan law.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Judiciary.

SB 5602 by Senators Kline, Mulliken, Shin, Reardon, T. Sheldon, Esser, Oke, Sheahan, Hewitt, Prentice, Doumit, Keiser and Kohl-Welles

Concerning the accommodation of housing and employment growth under local comprehensive plans.

Provides that local jurisdictions that are required or choose to plan under RCW 36.70A.040 shall ensure that no reduction in their capacity to accommodate projected housing and employment growth occurs as a result of amendments to their comprehensive plans and/or development regulations.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Land Use & Planning.

SB 5603 by Senators Swecker, Jacobsen, Sheahan, Shin, Oke, Kastama, Hargrove, Stevens, Winsley and Rasmussen

Providing for a family preservation education program.

Provides that each school district board of directors shall develop and adopt a family preservation education program curricula.

Requires a student to participate in the family preservation education program unless the student's parent or guardian objects in writing to the student's participation.

Directs the office of superintendent of public instruction to develop a family preservation education program model curricula that is available to each of the school district board of directors.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Education.

SB 5604 by Senators Schmidt, Kohl-Welles, Deccio, Keiser, Fairley, Jacobsen and Winsley

Revising initiative filing fee procedures.

Requires deposit of either a fee of one hundred dollars or signatures of one hundred registered voters. If the fee is deposited, it is fully refundable upon either: (1) The filing of an affidavit from a printer affirming that sufficient petitions have been printed and delivered to the petitioner to permit the filing of the number of signatures required by Article II, section 1 of the state Constitution; or

(2) The filing of the required number of signatures.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Government Operations & Elections.

SB 5605 by Senators Benton, Oke, Swecker, Rossi, West and Hale

Allowing single-occupant vehicles to pay to use HOV lanes.

Directs the department to issue annually, at the time of vehicle registration or renewal, optional permits in the form of a decal, label, or other identifier that will entitle the operator of the vehicle to use special lanes as specified in RCW 46.61.165 and 47.52.025, regardless of the number of occupants.

Provides that the optional permit will be issued upon payment of a fee of five hundred dollars, to be deposited in the motor vehicle account.

Requires the applicant to pay to the director, county auditor, or other agent a fee of five dollars for each authorized single-occupant vehicle permit application in addition to any other fees required by law.

-- 2003 REGULAR SESSION --

Jan 31 First reading, referred to Highways & Transportation.

Senate Joint Memorials

SJM 8002-S by Senate Committee on Natural Resources, Energy & Water (originally sponsored by Senators Morton, Hewitt, Sheahan, Stevens, Parlette, Mulliken, Oke and Roach)

Requesting forest health-related management activities on all state and national forests in Washington state.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requests forest health-related management activities on all state and national forests in Washington state.

-- 2003 REGULAR SESSION --

Jan 30 NR - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

LIST OF BILLS IN DIGEST SUPPLEMENTS CONT.

SENATE

SB 5559	Supp. 14
SB 5560	Supp. 14
SB 5561	Supp. 14
SB 5562	Supp. 14
SB 5563	Supp. 14
SB 5564	Supp. 14
SB 5565	Supp. 14
SB 5566	Supp. 14
SB 5567	Supp. 14
SB 5568	Supp. 14
SB 5569	Supp. 14
SB 5570	Supp. 14
SB 5571	Supp. 14
SB 5572	Supp. 14
SB 5573	Supp. 14
SB 5574	Supp. 14
SB 5575	Supp. 14
SB 5576	Supp. 14
SB 5577	Supp. 14
SB 5578	Supp. 14
SB 5579	Supp. 14
SB 5580	Supp. 14
SJM 8000	Supp. 2
SJM 8001	Supp. 3
SJM 8002	Supp. 3
SJM 8003	Supp. 7
SJM 8004	Supp. 8
SJM 8005	Supp. 9
SJM 8006	Supp. 9
SJM 8007	Supp. 10
SJM 8008	Supp. 11
SJM 8009	Supp. 11
SJM 8010	Supp. 11
SJM 8011	Supp. 12
SJR 8200	Supp. 1
SJR 8201	Supp. 1
SJR 8202	Supp. 2
SJR 8203	Supp. 3
SJR 8204	Supp. 3
SJR 8204-S	Supp. 13
SJR 8205	Supp. 5
SJR 8206	Supp. 5
SJR 8207	Supp. 6
SJR 8208	Supp. 6
SJR 8209	Supp. 8
SJR 8210	Supp. 9
SCR 8400	Supp. 1
SCR 8401	Supp. 4
SCR 8402	Supp. 5

HOUSE

HB 1553	Supp. 14
HB 1554	Supp. 14
HB 1555	Supp. 14
HB 1556	Supp. 14
HB 1557	Supp. 14
HB 1558	Supp. 14
HB 1559	Supp. 14
HB 1560	Supp. 14
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HB 1575	Supp. 14
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HJM 4005-S	Supp. 12
HJM 4006	Supp. 6
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HJM 4008	Supp. 10
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HJM 4010	Supp. 11
HJR 4200	Supp. 5
HJR 4201	Supp. 6
HJR 4202	Supp. 6
HJR 4203	Supp. 7
HJR 4204	Supp. 7
HJR 4205	Supp. 8
HJR 4206	Supp. 12
HCR 4400	Supp. 1
HCR 4401	Supp. 1