

# of the State of Washington

# **DIGEST SUPPLEMENT**

To Legislative Digest and History of Bills **Supplement No. 28\*** 

# FIFTY-EIGHTH LEGISLATURE

Thursday, February 20, 2003

39th Day - 2003 Regular

SENATE			HOUSE		
SB 5140-S SB 5157-S SB 5196-S SB 5205-S SB 5215-S SB 5223-S SB 5234-S SB 5234-S SB 5432-S SB 5409-S SB 5490-S SB 5472-S SB 5680-S SB 5775-S SB 5893 SB 5894 SB 5895	SB 5896 SB 5897 SB 5898 SB 5899 SB 5900 SB 5901 SB 5902 SB 5903 SB 5904 SB 5905 SB 5906 SB 5907 SB 5908 SB 5909 SB 5910 SB 5911 SB 5912	SJM 8017	HB 1380-S HB 1487-S HB 1498-S HB 1625-S HB 1996 HB 1997 HB 1998 HB 1999 HB 2000 HB 2001 HB 2002 HB 2003 HB 2004 HB 2005 HB 2005 HB 2006 HB 2007 HB 2008	HB 2009 HB 2010 HB 2011 HB 2011 HB 2012 HB 2013 HB 2014 HB 2015 HB 2016 HB 2017 HB 2018 HB 2019 HB 2020 HB 2021 HB 2021 HB 2022 HB 2023 HB 2024 HB 2025	HB 2026 HB 2027 HB 2028 HB 2029 HB 2030 HB 2031 HB 2032

#### **House Bills**

HB 1380-S by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Ericksen, Sump, Mielke, Ahern, Clements, Hatfield, Pearson, Buck, Sullivan and Carrell)

Criminalizing interference with certain mining rights and activities.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that a person commits the crime of mineral trespass if the person intentionally and without the permission of the claim holder: (1) Enters a mining claim posted as required in chapter 78.08 RCW and disturbs, removes, or attempts to remove any mineral from the claim site:

(2) Tampers with or disturbs a flume, rocker box, bedrock sluice, sluice box, dredge, quartz mill, or other mining equipment at a posted mining claim; or

(3) Defaces a location stake, side post, corner post, landmark, monument, or posted written notice within a posted mining claim.

Declares that mineral trespass is a gross misdemeanor. Declares that a person commits the crime of interfering with a lawful small scale mining operation that is in full compliance with state and federal laws if the person intentionally: (1) Interferes with a lawful small scale mining operation; or

(2) Stops, or causes to be stopped, a lawful small scale mining operation.

Provides that interfering with a lawful small scale mining operation is a gross misdemeanor.

### -- 2003 REGULAR SESSION --

Feb 18 AGNR - Majority; 1st substitute bill be substituted, do pass.

HB 1487-S by House Committee on Education (originally sponsored by Representatives Haigh, Schoesler, Miloscia, Cox, Hunt, Kenney, Rockefeller and Santos)

Providing courses of study options in public high schools.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that all school districts with public high schools shall provide, directly or in cooperation with a community or technical college, a skills center, an apprenticeship committee, or another school district, the opportunity for students to take the following courses of study: (1) A course of study for students whose educational plans include application for entrance to a baccalaureate-granting institution after being granted a high school diploma. The program shall help these students to meet at least the minimum entrance requirements under RCW 28B.10.050;

- (2) A course of study for students whose educational plans include the pursuit of a professional or technical certificate or degree that requires less than four years of postsecondary education; and
- (3) A course of study for students who are planning to defer further educational plans and enter the world of work upon graduation from high school.

Provides that the courses of study provided under this act shall: (1) Help students demonstrate the application of essential academic learning requirements to the world of work, occupation-specific skills, knowledge of more than one career within their chosen pathway, and employability and leadership skills; and/or

(2) Help students demonstrate the knowledge and skill needed to prepare for industry certification upon completion of the program, and/or have the opportunity to articulate to postsecondary education and training programs related to their secondary program.

# -- 2003 REGULAR SESSION --

Feb 13 ED - Majority; 1st substitute bill be substituted, do pass.

Feb 19 Referred to Appropriations.

HB 1498-S by House Committee on Health Care (originally sponsored by Representatives Morrell, Campbell, Cody, Kagi and Santos)

Modifying the scope of care provided by physical therapists.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that the purpose of this act is to protect the public health, safety, and welfare, and to provide for state administrative control, supervision, licensure, and regulation of the practice of physical therapy.

Declares an intent that only individuals who meet and maintain prescribed standards of competence and conduct be allowed to engage in the practice of physical therapy as defined and authorized by this act.

Declares it is unlawful for any person to practice or in any manner hold himself or herself out to practice physical therapy or designate himself or herself as a physical therapist, unless he or she is licensed in accordance with this act.

Provides that physical therapists are responsible for patient care given by assistive personnel under their direct supervision. A physical therapist may delegate to assistive personnel and supervise selected acts, tasks, or procedures that fall within the scope of physical therapy practice but do not exceed the education or training of the assistive personnel.

Declares that nothing in this act may be construed to prohibit other licensed health care providers from using the services of physical therapist assistants, physical therapist aides, or other assistive personnel as long as the licensed health care provider is responsible for the activities of such assistants, aides, and other personnel and provides appropriate supervision.

#### -- 2003 REGULAR SESSION --

Feb 18 HC - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.

HB 1625-S by House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Linville and Schoesler; by request of Department of Agriculture)

Levying an assessment on certain agricultural plants.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that the annual assessment for horticultural plants of the genera Chaenomeles, Cydonia, Craetagus, Malus, Prunus, Pyrus, and Sorbus established under this act may be increased in excess of the fiscal growth factor as provided in RCW 43.135.055 for the fiscal year ending June 30, 2004.

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

### -- 2003 REGULAR SESSION --

Feb 18 AGNR - Majority; 1st substitute bill be substituted, do pass.

**HB 1996** by Representatives Morrell, McDonald and Kagi

Clarifying the eligibility for local funds of building operation and maintenance costs of housing projects eligible to receive housing trust funds.

Clarifies that building operation and maintenance costs of housing projects or units within housing projects eligible to receive housing trust funds, that are affordable to very low-income persons with incomes at or below fifty percent of the area median income, are eligible for local funds.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Local Government.

HB 1997 by Representatives Cox, Priest, Kenney, Jarrett, Clements, Fromhold, Buck, Moeller, Edwards and Chase

Assisting institutions of higher education in managing overenrollment.

Declares an intent to provide policy tools to assist the institutions of higher education in managing overenrollment of students, including students who may be enrolling in Washington institutions with resident status who should be considered nonresidents.

Declares an intent to encourage students to make prudent choices and maximize the taxpayer investment in supporting their higher education. Students who are not making wise use of the opportunities provided by public institutions of higher education should not expect public support of their education to continue indefinitely.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Higher Education.

HB 1998 by Representatives Delvin, Lovick, O'Brien, Clements, Eickmeyer, Dickerson, Pettigrew, Roach, Schoesler, Newhouse, Armstrong, Hinkle, Cooper, Conway, Murray, Hatfield, Simpson, Hankins, Kenney and Edwards

Regarding examinations for promotions in the state patrol.

Revises provisions for examinations for promotions in the state patrol to the rank of captain.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to State Government.

HB 1999 by Representatives Grant, Schoesler, Linville, Chandler, Morris, Hunt and

Holmquist

Concerning nonuse of water for water conservation measures.

Revises provisions concerning nonuse of water for water conservation measures.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Agriculture & Natural Resources.

HB 2000 by Representatives Pettigrew, Dickerson, McCoy, Kenney and Santos

Changing provisions pertaining to third-party custody proceedings involving the Indian Child Welfare Act.

Revises provisions pertaining to third-party custody proceedings involving the Indian Child Welfare Act.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Juvenile Justice & Family Law.

**HB 2001** by Representatives Murray, Skinner and Hudgins

Providing property tax exemptions for nonprofit organizations supporting artists.

Provides that the real and personal property owned or used by a nonprofit organization is exempt from taxation if the property is used for solicitation or collection of gifts, donations, or grants for the support of individual artists and the organization meets all of the following conditions: (1) The organization is organized and conducted for nonsectarian purposes.

- (2) The organization is qualified for exemption under section 501(c)(3) of the federal internal revenue code.
- (3) The organization is governed by a volunteer board of directors of at least eight members.
- (4) The gifts, donations, and grants are used by the organization for grants, fellowships, information services, and educational resources in support of individual artists engaged in the production or performance of musical, dance, artistic, dramatic, or literary works.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Finance.

HB 2002 by Representatives Kirby, Orcutt, Mielke, Murray, Hinkle, Dunshee, Armstrong, Newhouse, Holmquist, Clements, Talcott, Condotta, Blake, Wood, Morrell, Kagi and Hudgins

Preventing the use of law enforcement profiling on the basis of whether a person is riding a motorcycle or wearing motorcycle-related paraphernalia.

Requires local law enforcement agencies to: (1) Adopt a written policy designed to condemn and prevent motorcycle profiling;

- (2) Review and audit their existing procedures, practices, and training to ensure that they do not enable or foster the practice of motorcycle profiling;
- (3) Institute training to address the issues related to motorcycle profiling. Officers should be trained in how to better interact with persons they stop so that legitimate

police actions are not misperceived as motorcycle profiling; and

(4) Work with the motorcycle groups in their communities to appropriately address the issue of motorcycle profiling.

Directs the Washington Association of Sheriffs and Police Chiefs to coordinate with the criminal justice training commission to ensure that issues related to motorcycle profiling are addressed in basic law enforcement training and offered in regional training for in-service law enforcement officers at all levels.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Criminal Justice & Corrections.

HB 2003 by Representatives Veloria, Chase and Santos

Changing provisions relating to equal access and opportunity in public employment, public education, and public contracting.

Repeals RCW 49.60.400 and 49.60.401.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Judiciary.

**HB 2004** by Representatives Hudgins, Veloria and Upthegrove

Describing the route of SR 99.

Establishes a state highway to be known as state route number 99 as follows: Beginning at a junction with state route number 18 in the vicinity of Federal Way, thence northerly by way of Midway, to a junction with state route 518 in Tukwila; also, beginning at a junction with state route number 599 in the vicinity of Tukwila, thence northerly by way of Seattle, Edmonds, and Lynnwood to a junction with state route number 5 in Everett.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Transportation.

HB 2005 by Representatives Gombosky, Schindler,
Cairnes, Sump, Cox, Crouse, Wood,
Clements and Edwards

Providing tax deductions and exemptions for postage costs.

Provides tax deductions and exemptions for postage costs.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Finance.

by Representatives Schindler, Gombosky, Ahern, Sump, Wood, Jarrett, Crouse, Pearson, Clements, Ericksen and Moeller

Authorizing nuisance abatement powers of county governments.

Declares that counties have the power to declare by ordinance what shall be deemed nuisances within the county; to prevent, remove, and abate nuisances at the expense of the parties creating, causing, or committing or maintaining them; and to levy a special assessment on the land or premises on which the nuisance is situated to defray

the cost, or to reimburse the county for the cost of abating it, and this assessment shall constitute a lien against the property which shall be of equal rank with state, county, and municipal taxes.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Local Government.

HB 2007 by Representatives Nixon, Ruderman, Bush, Dickerson and Hudgins

Prohibiting unsolicited commercial text messages.

Declares that no person conducting business in the state may initiate or assist in the transmission of an electronic commercial text message to a telephone number assigned to a Washington resident for cellular telephone or pager service that is equipped with short message capability or any similar capability allowing the transmission of text messages.

Declares it is not a violation of this act if: (1) The commercial electronic text message is transmitted at the direction of a person offering cellular telephone or pager service and the subscriber has elected to receive these text messages;

- (2) The commercial electronic text message is transmitted by a person that has an existing business relationship with the subscriber and the subscriber has elected to receive these text messages; or
- (3) The commercial electronic text message is transmitted by an affiliate of a person who has an existing business relationship with the subscriber and the subscriber has provided consent to the person with whom he or she has an existing business relationship to receive these messages from affiliates of the person.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Technology, Telecommunications & Energy.

HB 2008 by Representatives Boldt, Schindler and McMahan

Protecting an unborn quick child from harm by the use of any illicit drugs such as cocaine, methamphetamines, and heroin.

Protects an unborn quick child from harm by the use of any illicit drugs such as cocaine, methamphetamines, and heroin.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Criminal Justice & Corrections.

HB 2009 by Representatives Santos, McDermott, Moeller, Quall and Hudgins

Requiring public school instruction in financial literacy.

Directs the state board of education to develop or adopt, and to make available to schools, one or more model programs for youth financial education. A program under this act shall be designed to incorporate financial education throughout the curriculum for grades kindergarten through twelve and shall be based on the concept of achieving financial literacy through the teaching of personal financial management skills and the basic principles involved with earning, spending, saving, and investing.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Education.

HB 2010 by Representatives McDermott, Hunt, Murray, Santos, Moeller, Edwards, Kagi, Darneille, Chase and Hudgins

Providing bereavement leave for state employees.

Authorizes bereavement leave of five working days, not to be deducted from vacation or sick leave.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to State Government.

**HB 2011** by Representatives Schual-Berke, Campbell, Cody, Morrell, Benson, Edwards

and Chase

Establishing requirements for state agency contracts with pharmaceutical benefit management companies.

Provides that any contract between the administrator or any other agency administering a state purchased health care program and a pharmacy benefit management company must include the following provisions: (1) Disclosure of any agreements between the pharmacy benefit management company and a pharmaceutical manufacturer, its contractors, or an affiliate of a pharmaceutical manufacturer related to the use of that pharmaceutical manufacturer's products. Agreements to be disclosed include but are not limited to: (a) Agreements for the submission of data to pharmaceutical manufacturers or their contractors and any remuneration received from the manufacturer for supplying the data; (b) Rebate agreements or contracts with pharmaceutical manufacturers related to use of that manufacturer's products or the use of another manufacturer's products; (c) Payments by a drug manufacturer to the pharmacy benefits management company for switching consumer purchases to a drug produced or distributed by that pharmaceutical manufacturer; and (d) Any other payment to the pharmacy benefit management company by a pharmaceutical manufacturer or its contractors; and

(2) An affirmative statement that the pharmacy benefits management company will be capable of administering, and agree to abide by the terms of, any preferred drug list developed for use by state purchased health care programs.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Health Care.

HB 2012 by Representatives Fromhold, Cox, Kenney, Hunter, Quall, Moeller, Chase and Santos

Creating a special services pilot program.

Creates the special services pilot program. The purpose of the program is to encourage participating school districts to provide early intensive reading and language assistance to students who are struggling academically. The goal of such assistance is to effectively address reading and language difficulties resulting in a substantially greater proportion of students meeting the progressively increasing performance standards for both the aggregate and disaggregated subgroups under federal law. The pilot program will remove the financial disincentive that will occur if the number of students eligible for specialized programs is reduced as a result of this effective early intervention.

Provides that, by December 15, 2007, the superintendent of public instruction shall submit a report to the governor and legislature that summarizes the effectiveness of the pilot program. The report shall also include a recommendation as to whether or not the pilot program should be continued, expanded, or otherwise modified.

Expires June 30, 2010.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Education.

# **HB 2013** by Representatives Pearson and Edwards

Allocating costs for railroad crossings of private roads.

Finds that railroad crossings of private roads can pose a danger to the property owner on which such crossings are located and to the public at large.

Declares an intent to allocate the cost of placing safety devices at such crossings in an equitable manner according to the benefits that the railroads, the property owners, the local municipalities, and the state enjoy from such safety devices.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Transportation.

HB 2014 by Representatives Flannigan, Delvin, Kirby, Moeller, Lovick, Lantz, Simpson, Shabro, Edwards and Kagi

Preventing denial of insurance coverage for injuries caused by narcotic or alcohol use.

Provides that an insurer may not deny coverage for the treatment of an injury solely because the injury was sustained as a consequence of the insured'sbeing intoxicated or under the influence of a narcotic.

Repeals RCW 48.20.272.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Health Care.

by Representatives Kessler, Cody, Grant, Kenney, Ruderman, Edwards and Santos

Providing for greater access to health insurance for small employers and their employees.

Provides for greater access to health insurance for small employers and their employees.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Health Care.

HB 2016 by Representatives Conway, Hudgins, Campbell, Cody, Kenney, Blake, Miloscia, Romero, Wallace, O'Brien, Wood, Chase, Simpson, Berkey, Darneille, Hunt, Moeller, Upthegrove, Edwards, Kagi and Santos

Prohibiting use of public funds to encourage or discourage unionization.

Finds that the state currently places no limitation on the use of its funds to either encourage or discourage unionization, and as a result, public funds have been used by employers when there are efforts to unionize their work force.

Declares that it is the policy of this state to recognize the right of employees to freedom of association in the workplace and freedom of choice in who will represent employees in collective bargaining.

Declares that the expenditure of public funds to support an employer's support or opposition to unionization of the employer's workers does not serve the purposes for which the public funds were provided to the employer and, thus, the expenditure of those funds to support or oppose unionization is a misuse and waste of public funds.

Declares an intent to ensure that public funds are not used to encourage or discourage employees from choosing union representation.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Commerce & Labor.

HB 2017 by Representatives Conway, Carrell and Darneille

Regulating siting of essential state community justice facilities.

Establishes regulations for the siting of essential state community justice facilities.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Criminal Justice & Corrections.

**HB 2018** by Representatives Cody, Morrell, Santos, Darneille and Edwards

Concerning eligibility requirements for the Washington state health insurance pool.

Revises eligibility requirements for the Washington state health insurance pool.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Health Care.

HB 2019 by Representatives Cody, Morrell, Edwards, Santos and Dickerson

Revising provisions for nonsubsidized basic health plan coverage.

Revises provisions for nonsubsidized basic health plan coverage.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Health Care.

HB 2020 by Representatives Lantz, Benson, Veloria, Kessler, Mielke, Gombosky, Simpson, Cooper, Buck and Clibborn

Limiting liability for condominium construction and certain management decisions.

Limits liability for condominium construction and certain management decisions.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Judiciary.

HB 2021 by Representatives Wallace, Boldt, Moeller, Upthegrove and Kenney

Disclosing rebuilt vehicles in private sales.

Requires that, when a vehicle is sold by a private party transaction between the registered owner and a private buyer, the registered owner must disclose if the vehicle being sold was ever, to his or her knowledge, involved in an accident that destroyed the vehicle causing it to be subsequently rebuilt.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Transportation.

**HB 2022** by Representatives Pflug, Cody, Moeller, Talcott, Benson and Skinner

Concerning medical assistance eligibility requirements for long-term care services.

Declares an intent that eligibility for medical assistance, for the provision of long-term care services, be limited to people who do not have the ability to pay for the care they need, and that eligibility for medical assistance be set at the minimum threshold, with regard to assets, required for participation in the federal medicaid program under Title XIX of the social security act.

Declares an intent to establish a process for offering information and referral to private sector financing mechanisms that will allow people to draw upon their fixed assets to finance their long-term care service needs. It is the further intent that by taking these measures, eligibility for the medical assistance program will be reserved for the people in greatest financial need, and that we will be better able to afford to provide good quality care to those who are eligible.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Health Care.

### **HB 2023** by Representative Linville

Regarding the dairy nutrient management program.

Revises provisions relating to the dairy nutrient management program.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Agriculture & Natural Resources.

# **HB 2024** by Representatives Mielke and Orcutt

Designating highways of statewide significance.

Designates that portion of state route number 502 that runs from a junction with state route number 5, thence easterly to a junction with state route number 503 at Battleground.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Transportation.

# HB 2025 by Representatives Haigh, Hatfield, Darneille, Lovick, O'Brien, Romero and Blake

Revising provisions for detaining persons with mental illness.

Directs the criminal justice training commission to develop training for local law enforcement agencies targeted toward developing collaborative approaches to dealing with individuals with mental illness. The purpose of the training is to facilitate cooperative mental health-police efforts and enhanced community protection by establishing crisis intervention protocols, de-escalating potentially volatile situations, assessing an individual's smedication information and relevant history, and evaluating an individual's social support system.

Provides that a person detained and taken into custody under this act by a county designated mental health professional or a peace officer shall not be charged with assault if physically resisting under diminished capacity conditions and at least one of the following conditions is present: (1) Proper and adequate crisis intervention training for detaining a person with mental illness was not provided to the detaining person;

- (2) No permanent bodily harm was done to the detaining person;
- (3) The detainee was psychotic at the time he or she was taken into custody;
  - (4) The detainee was acting in a defensive manner; or
  - (5) The detainee was not armed.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Criminal Justice & Corrections.

HB 2026 by Representatives Hunt, Shabro, McDermott, Nixon, Wallace, Armstrong, Simpson, Darneille, Moeller and Berkey

Counting absentee ballots daily.

Amends RCW 29.62.020 relating to daily counting of absentee ballots.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to State Government.

HB 2027 by Representatives Kirby, Delvin, Morris, DeBolt and Sullivan

Regulating the sale of cigarettes.

Declares that no person shall mail, ship, or otherwise deliver cigarettes in connection with a delivery sale unless prior to the first delivery sale to the consumer the person: (1) Obtains from the prospective consumer a certification that includes: (a) A reliable confirmation that the consumer is at least the legal minimum purchase age; and (b) a statement signed by the prospective consumer in writing that certifies the prospective consumer's address and that the consumer is at least eighteen years of age.

- (2) Makes a good faith effort to verify the information contained in the certification provided by the prospective consumer pursuant to this act against a commercially available data base, or obtains a photocopy or other image of the valid, government-issued identification stating the date of birth or age of the individual placing the order;
- (3) Provides to the prospective consumer, via e-mail or other means, a notice that meets the requirements of this act;
- (4) In the case of an order for cigarettes pursuant to an advertisement on the internet, receives payment for the delivery sale from the prospective consumer by a credit or debit card that has been issued in the consumer's name or by check.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Technology, Telecommunications & Energy.

HB 2028 by Representatives Schoesler, Schindler, Buck and Mielke

Adjusting the composition of JARRC.

Amends RCW 34.05.610 relating to composition of the joint administrative rules review committee.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to State Government.

by Representatives Schoesler, Schindler, Buck, Armstrong and Mielke

Expanding legislative oversight of agency rules. Expands legislative oversight of agency rules.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to State Government.

HB 2030 by Representatives Kessler, Cairnes, Talcott, McDonald, Schindler, Shabro, Pearson and Holmquist; by request of Governor Locke

Changing requirements regarding state and local tax to provide for municipal business and occupation tax uniformity and fairness.

Finds that businesses in Washington are concerned about the potential for multiple taxation that arises due to the various city business and occupation taxes and are concerned about the lack of uniformity among city jurisdictions. The current system has a negative impact on Washington's business climate.

Finds, also, that local business and occupation tax revenue provides a sizable portion of city revenue that is used for essential services.

Recognizes that local government services contribute to a healthy business climate.

Declares an intent to provide for a more uniform system of city business and occupation taxes that eliminates multiple taxation, while allowing for some continued local control and flexibility to cities.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Finance.

HB 2031 by Representatives Clements, Grant, Chandler, Priest, Ericksen, Boldt, Cox, Armstrong, Delvin, Schindler, Nixon and Mielke

Directing the University of Washington to contract with private entities in the provision of student food services.

Declares an intent to conduct a pilot test to determine whether providing student food services through contracts with local restaurants, restaurant franchises, or other private food purveyors can be cost-effective and have a positive impact on student satisfaction with food services.

Provides that, beginning July 1, 2003, the board of regents of the University of Washington shall designate a portion of student food services to be provided through contracts under this act.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Higher Education.

# **HB 2032** by Representative Linville

Adopting a schedule for establishing instream flows by rule. Declares that the state adopts as its recommended schedule for establishing instream flows by rule the schedule for setting such flows contained in the December 12, 2002, document prepared by the department entitled "Work Plan for Instream Flow Setting Through 2010."

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Agriculture & Natural Resources.

#### **Senate Bills**

SB 5140-S by Senate Committee on Parks, Fish & Wildlife (originally sponsored by Senator

Carlson)

Using revenues under the county conservation futures levy.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that conservation futures are a useful tool for counties to preserve lands of public interest for future generations. Counties are encouraged to use some conservation futures as one tool for salmon restoration purposes.

Provides that the amount of revenue used for maintenance and operations of parks and recreational facilities may not exceed twenty-five percent of the total amount collected from the tax levied under RCW 84.34.230 in the preceding calendar year. Revenues from this tax may not be used to supplant existing maintenance and operation funding. Any rights or interests in real property acquired under this act must be located within the assessing county.

Provides that in counties with a population of five hundred thousand or more, the board of county commissioners or county legislative authority shall develop a process to ensure a distribution of conservation futures funds, over time, throughout the county.

# -- 2003 REGULAR SESSION --

Feb 19 PFW - Majority; 1st substitute bill be substituted, do pass.

Held for further consideration.

SB 5157-S by Senate Committee on Agriculture (originally sponsored by Senators Morton, Rasmussen, Hewitt, Mulliken and Swecker)

Changing qualifications for appointment to the veterinary board of governors.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires that at least two licensed members shall be from eastern Washington. At least one licensed member shall be in active practice with a speciality in the practice of veterinary medicine on agricultural animals raised for commercial purposes.

### -- 2003 REGULAR SESSION --

Feb 18 AG - Majority; 1st substitute bill be substituted, do pass.

Feb 19 Passed to Rules Committee for second reading.

SB 5196-S by Senate Committee on Agriculture (originally sponsored by Senators Swecker, Rasmussen, Sheahan, Jacobsen and Brandland; by request of Department of Agriculture)

Regulating the sale, processing, or purchase of agricultural products.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Establishes provisions regulating the sale, processing, or purchase of agricultural products.

### -- 2003 REGULAR SESSION --

Feb 18 AG - Majority; 1st substitute bill be substituted, do pass.

Feb 19 Passed to Rules Committee for second reading.

SB 5205-S by Senate Committee on Children & Family Services & Corrections (originally sponsored by Senators Roach, Shin, Hewitt, Horn, Thibaudeau, Schmidt, McCaslin, Benton, Franklin, Keiser, McAuliffe, Oke, Rasmussen, T. Sheldon and Eide)

Providing for electronic monitoring for all level 2 and level 3 sex offenders.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent that a pilot project be undertaken to assess the viability of passive data logging global positioning system based electronic monitoring.

Directs the Washington association of sheriffs and police chiefs to work with the department of corrections and the department of social and health services to establish a pilot project to test the availability, reliability, and effectiveness of an electronic monitoring system based on passive data logging global positioning system technology.

Requires the Washington association of sheriffs and police chiefs to report to the appropriate committees of the legislature and the governor on the results of the pilot project by December 1, 2003.

### -- 2003 REGULAR SESSION --

Feb 18 CFC - Majority; 1st substitute bill be substituted, do pass.

Feb 19 On motion, referred to Ways & Means.

SB 5215-S by Senate Committee on Parks, Fish & Wildlife (originally sponsored by Senators Hargrove and Jacobsen)

Modifying the personal use shellfish license fee.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that, in addition to the fees authorized in chapter 77.32 RCW, the department shall include a surcharge to fund monitoring by the Olympic region harmful algal bloom program of the Olympic natural resources center at the University of Washington.

Provides that the surcharge imposed in this act shall be implemented in the department of fish and wildlife's license fee structure for the license year beginning April 1, 2004.

### -- 2003 REGULAR SESSION --

Feb 19 PFW - Majority; 1st substitute bill be substituted, do pass.
On motion, referred to Ways & Means.

SB 5223-S by Senate Committee on Children & Family Services & Corrections (originally sponsored by Senators Keiser, Parlette, Hargrove, Deccio and Kline)

Authorizing mental health advance directives.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) A mental health advance directive must provide the individual with a full range of choices;

- (2) Mentally ill individuals have varying perspectives on whether they want to be able to revoke a directive during periods of incapacity;
- (3) For a mental health advance directive to be an effective tool, individuals must be able to choose how they want their directives treated during periods of incapacity; and
- (4) There must be clear standards so that treatment providers can readily discern an individual's treatment choices.

Affirms that, pursuant to other provisions of law, a validly executed mental health advance directive is to be respected by agents, guardians, and other surrogate decision makers, health care providers, professional persons, and health care facilities.

# -- 2003 REGULAR SESSION --

Feb 18 CFC - Majority; 1st substitute bill be substituted, do pass.

Feb 19 Passed to Rules Committee for second reading.

SB 5234-S by Senate Committee on Parks, Fish & Wildlife (originally sponsored by Senators Shin, Rasmussen, Keiser, Reardon, Kohl-Welles and Fairley)

Requiring helmets within public skate parks.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that any person using or riding on a skateboard, bicycle, scooter, or roller skates within a publicly owned or operated skate park shall wear an approved protective helmet.

Authorizes the management of the publicly owned or operated skate park to remove from or deny access to the skate park anyone violating that requirement.

Declares that nothing in this act creates a duty on behalf of owners or operators of public skate parks to enforce this act.

#### -- 2003 REGULAR SESSION --

Feb 19 PFW - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 5281-S by Senate Committee on Government Operations & Elections (originally sponsored by Senators Roach, Kastama, Fairley, Rasmussen, Horn, Eide, Oke, Regala, Franklin, McCaslin, Brandland, Esser, McAuliffe and Shin)

Requiring jail booking fees to be based on actual costs.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires jail booking fees to be based on actual costs.

#### -- 2003 REGULAR SESSION --

Feb 19 GO - Majority; 1st substitute bill be substituted, do pass.

SB 5358-S by Senate Committee on Education (originally sponsored by Senators West, Shin, Sheahan, Honeyford, Hewitt, Roach, Finkbeiner, Hale, Kline, McAuliffe, Winsley, Mulliken, Rasmussen and Schmidt)

Authorizing issuance of high school diplomas to veterans of the Korean conflict who were honorably discharged and left high school before graduation to serve in the Korean conflict.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes issuance of high school diplomas to veterans of the Korean conflict who were honorably discharged and left high school before graduation to serve in the Korean conflict.

# -- 2003 REGULAR SESSION --

Feb 19 EDU - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 5409-S by Senate Committee on Land Use & Planning (originally sponsored by Senators Mulliken, T. Sheldon, Roach, Fairley, Schmidt, Kline, Swecker, Reardon, Deccio, Doumit, McCaslin, Parlette, Esser, Rasmussen and Shin)

Providing for direct petition annexations.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Recognizes that on March 14, 2002, the Washington state supreme court decided in *Grant County Fire Protection District No. 5 v. City of Moses Lake*, 145 Wn.2d 702 (2002), that the petition method of annexation authorized by RCW 35.13.125 through 35.13.160 and 35A.14.120 through 35A.14.150 is unconstitutional.

Recognizes that on October 11, 2002, the Washington state supreme court granted a motion for reconsideration of this decision.

Declares an intent to provide a new method of direct petition annexation that enables property owners and registered voters to participate in an annexation process without the constitutional defect identified by the court.

### -- 2003 REGULAR SESSION --

Feb 19 LU - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 5432-S by Senate Committee on Government Operations & Elections (originally sponsored by Senators Roach, Kastama, Stevens and Fairley)

Modifying the sale of real property by water-sewer districts.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that there shall be no private sale of real property where the initial appraised value exceeds the sum of two thousand five hundred dollars. An initial appraised value shall be determined by the board of commissioners based upon an appraisal from a real estate appraiser as it considers appropriate.

Provides that, where the initial appraised value exceeds two thousand five hundred dollars, a formal appraised value shall be established by a written appraisal made not more than six months prior to the date of sale by three disinterested real estate brokers licensed under the laws of the state or by three professionally designated real estate appraisers as defined in RCW 74.46.020.

# -- 2003 REGULAR SESSION --

Feb 19 GO - Majority; 1st substitute bill be substituted, do pass.

SB 5472-S by Senate Committee on Land Use & Planning (originally sponsored by Senators Mulliken, Hewitt, Morton, McCaslin, T. Sheldon and Rasmussen)

Providing a tax exemption for property that has declined in value due to shoreline regulation.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that eligible regulated real property is exempt from taxation from regular property tax levies by the state. Eligible regulated real property means real property for which the land value has been reduced by twenty-five percent or more after November 20, 2002, as a result of regulation under a shoreline master program adopted under chapter 90.58 RCW. The exemption continues until the cumulative tax savings due to the exemption equals or exceeds the reduction in value.

### -- 2003 REGULAR SESSION --

Feb 19 LU - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
On motion, referred to Ways & Means.

SB 5680-S by Senate Committee on Land Use & Planning (originally sponsored by Senators Mulliken, T. Sheldon and Morton)

Allowing counties with low population densities to make a declaration to be not subject to certain GMA review requirements.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Allows counties with low population densities to make a declaration to be not subject to certain GMA review requirements.

#### -- 2003 REGULAR SESSION --

Feb 19 LU - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 5775-S by Senate Committee on Parks, Fish & Wildlife (originally sponsored by Senators Oke, Doumit, Swecker, Carlson, McAuliffe, Rasmussen, Winsley, Regala, Brown, Prentice, Fairley, Schmidt, Kohl-Welles, Shin and Jacobsen)

Providing funding for state parks and outdoor recreation facilities.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares it is the policy of the state to provide a dedicated source of funding for capital improvements and maintenance of state parks and outdoor recreation lands to protect the state's investment in these lands.

Creates the parks and outdoor recreation lands investment account in the state treasury. Money placed in the account includes tax receipts identified for this purpose under RCW 82.49.030, and any other money appropriated to the account by the legislature.

Provides that expenditures from the account may be used only for operation, maintenance, and capital improvements of state parks and outdoor recreation lands, and appropriated as follows: (1) Twenty percent to the department of fish and wildlife;

- (2) Twenty percent to the department of natural resources; and
- (3) Sixty percent to the state parks and recreation commission. The percentage appropriated to the state parks and recreation commission must be reduced by the estimated amount to be collected during the biennium from a vehicle parking permit.

Provides that an excise tax is imposed for the privilege of using a motor home, travel trailer, or camper in this state, except those exempt under this act.

Declares that the annual amount of the excise tax for a motor home, travel trailer, or camper in this act is eighttenths of one percent of fair market value.

#### -- 2003 REGULAR SESSION --

Feb 19 PFW - Majority; 1st substitute bill be substituted, do pass.
On motion, referred to Ways & Means.

# SB 5893 by Senator Oke

Allowing the fish and wildlife commission to set a transaction fee on recreational documents issued through an automated licensing system.

Authorizes the fish and wildlife commission to set a transaction fee on recreational documents issued through an automated licensing system.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Parks, Fish & Wildlife.

# SB 5894 by Senator Keiser

Shortening the time for voiding an election.

Provides that, in order for an election to be voided, the complaint that initiated an investigation conducted by or on behalf of the commission that formed the basis of the commission's findings must have been filed with the commission no more than six months after the date of the election in question. If the investigation conducted by or on behalf of the commission that formed the basis for the commission's findings was based upon the commission's own motion, rather than a complaint, the investigation must have been initiated no more than six months after the date of the election in question.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Government Operations & Elections.

SB 5895 by Senators Rasmussen, Swecker, Shin and Sheahan

Increasing the apple commission from thirteen to fifteen members.

Increases the apple commission from thirteen to fifteen members.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Agriculture.

SB 5896 by Senators Schmidt, Prentice, Winsley, Fairley, Roach and Franklin

Modifying vehicle broker provisions.

Declares that a "broker" means any person, partnership, corporation, or association acting independently, who for a commission, fee, or any other form of compensation arranges or engages in the wholesale or retail purchase, sale, or lease with option to purchase of a vehicle.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Commerce & Trade.

SB 5897 by Senators Franklin, Hargrove, Stevens, McAuliffe, Regala, Kline, Rasmussen, Fairley, Spanel, Fraser, Keiser, Kohl-Welles and B. Sheldon

Prohibiting the use of genetic information in employment decisions.

Declares that it shall be unlawful for any person, firm, corporation, or the state of Washington, its political subdivisions, or municipal corporations to require, directly or indirectly, that any employee or prospective employee submit genetic information or submit to screening for genetic information as a condition of employment or continued employment.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Commerce & Trade

SB 5898 by Senators Oke, Doumit, Esser, Jacobsen, Swecker, Fraser and Shin

Studying recreational boating safety.

Directs the Washington state parks and recreation commission and the boating safety advisory council to research and recommend ways to reduce boating accidents, fatalities, and near misses. The Washington state parks and recreation commission should also include in its research recognition of the need for homeland security safety precautions for boaters.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Parks, Fish & Wildlife

SB 5899 by Senators Finkbeiner, Reardon, Esser, Hewitt and Schmidt

Regulating the provision of wholesale telecommunications services by public utility districts.

Provides that, when a public utility district provides wholesale telecommunications services, it shall create a separate utility function for the provision of such services and shall separately account for the revenues, expenses, property, allocation of costs to its internal telecommunications needs, and the amount of funds required from other utility functions to support the provision of wholesale telecommunications services.

Provides that a public utility district providing wholesale telecommunications services shall submit a report to the appropriate committees of the legislature by December 1st of the first year of each biennium. The report must include, at a minimum: (1) A description of all activities relating to the construction, acquisition, operation, marketing, and leasing of telecommunications facilities and wholesale telecommunications services; and

(2) A description of the number of new locations connected to the telecommunications facilities resulting from the provision of wholesale telecommunications services to internet service providers and entities authorized to provide telecommunications services to the general public.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Technology & Communications.

SB 5900 by Senators Horn, Reardon, Rossi, T. Sheldon, Mulliken, Esser and Schmidt; by request of Governor Locke

Changing requirements regarding state and local tax to provide for municipal business and occupation tax uniformity and fairness.

Finds that businesses in Washington are concerned about the potential for multiple taxation that arises due to the various city business and occupation taxes and are concerned about the lack of uniformity among city jurisdictions. The current system has a negative impact on Washington's business climate.

Finds, also, that local business and occupation tax revenue provides a sizable portion of city revenue that is used for essential services.

Recognizes that local government services contribute to a healthy business climate.

Declares an intent to provide for a more uniform system of city business and occupation taxes that eliminates multiple taxation, while allowing for some continued local control and flexibility to cities.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Ways & Means.

SB 5901 by Senators Kohl-Welles, Jacobsen, Schmidt, Shin, Kline and B. Sheldon

Requiring part-time faculty to be paid at the same time as full-time faculty.

Provides that, beginning with the second contiguous term of employment, excluding summer term, part-time faculty members at community and technical colleges and four-year institutions must be paid on the same schedule as full-time faculty, except when the first paydate for a given term occurs prior to the commencement of a part-time faculty member's duties for that term.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Higher Education.

SB 5902 by Senators Kohl-Welles and Schmidt

Providing additional funding for the support of the common schools and state institutions of higher education.

Provides additional funding for the support of the common schools and state institutions of higher education. Repeals RCW 6.15.025.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Ways & Means.

SB 5903 by Senators Hargrove, Stevens and Carlson

Providing additional sentencing alternatives for juvenile offenders.

Provides additional sentencing alternatives for juvenile offenders.

Directs the Washington state institute for public policy to develop standards for measuring effectiveness of treatment programs under the mental health disposition alternative. The standards shall be developed and presented to the governor and legislature not later than January 1, 2004.

Provides that the standards shall include methods for measuring success factors following treatment. The standards shall include, but not be limited to, continued use of alcohol or controlled substances, arrests, violations of terms of community supervision, and convictions for subsequent offenses. These standards shall be utilized by the court in determining the continued use of this alternative and the success of treatment providers and programs.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Children & Family Services & Corrections.

SB 5904 by Senators Deccio, Thibaudeau, Winsley, Franklin, Parlette, Keiser, Brandland, Benton, Carlson, Hale, Johnson, Kline, McAuliffe, McCaslin, Mulliken, Oke, Rasmussen, West, Finkbeiner, Kohl-Welles, Shin, Stevens, Esser and B. Sheldon

Concerning prescription drug assistance programs for seniors.

Declares an intent to develop programs to provide prescription drugs at an affordable price to those in need, and increase public awareness regarding their safe and costeffective use.

Establishes a program to be known as the medicaid senior prescription drug program.

Directs the department to obtain necessary federal waivers to implement the medicaid senior prescription drug program. Consistent with federal waiver conditions, the department may charge enrollment fees, premiums, or point-of-service cost-sharing to enrollees of the program.

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

- (2) Whose family income does not exceed one hundred fifty 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 otherwise are eligible under Title XIX and the state's federal prescription drug waiver program.

Directs the health care authority to implement a program whereby it negotiates with prescription drug manufacturers for price discounts, comparable to those negotiated for its preferred prescription drugs, to be available to any Washington resident as indicated.

Requires each of the state's area agencies on aging to implement a program intended to inform and train persons sixty-five years and older in the safe and appropriate use of prescription and nonprescription medications. To further this purpose, the department shall award a development grant of no more than five thousand dollars to each of the agencies upon a showing that: (1) The agency has the ability to effectively administer such a program, including an understanding of the relevant issues and appropriate outreach and follow-up;

- (2) The agency can bring resources to the program in addition to those funded by the grant; and
- (3) The program will be a collaborative effort between the agency and other health care providers and programs in the location to be served, including doctors, pharmacists, and long-term care providers.

Provides that, by January 1, 2005, the administrator of the health care authority and the director of the department of social and health services shall submit to the governor and the legislature a progress report regarding the implementation of the programs created in this act.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Health & Long-Term Care.

# SB 5905 by Senators Swecker and Rasmussen

Preventing the spread of animal diseases.

Provides that the director may issue a quarantine order and enforce the quarantine of any animal or its reproductive products when any animal or its reproductive products are affected with or have been exposed to disease or when there is reasonable cause to investigate whether any animal or its reproductive products are affected with or have been exposed to disease, either within or outside the state. Overt disease or exposure to disease in any animal or its reproductive products need not be immediately obvious for a quarantine order to be issued or enforced. The quarantine shall remain in effect as long as the director deems necessary.

Provides that, where disease or contamination is suspected, the director may seize those items necessary to conduct the tests, inspections, or examinations.

Provides that if the director is denied access to the animal premises or the animals for purposes of conducting tests, inspections, or examinations or the animal owner fails to comply with an order of the director, the director may apply to a court of competent jurisdiction for an administrative search warrant.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Agriculture.

SB 5906 by Senators Mulliken, Hargrove, Hewitt,
Doumit, T. Sheldon, Finkbeiner, Haugen,
Honeyford, Stevens, Morton, Johnson and Esser

Exempting school districts with fewer than three thousand students from certain statutes and rules.

Exempts school districts with fewer than three thousand students from certain statutes and rules.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Education.

SB 5907 by Senators Horn, Reardon, Doumit and Morton

Enhancing maritime safety.

Finds reason to augment significant improvements brought about by the international maritime organization, the oil pollution act of 1990, and United States coast guard and industry safety initiatives to further protect Washington waters through the establishment of a targeted systemwide tug safety net plan.

Finds cost-effective protection for all state waters to be superior to a single tug, single location approach.

Requires the department of ecology to prepare the following reports by October 1, 2003: (1) A summary of all drift groundings within Washington waters of commercial vessels over three hundred gross tons that have resulted in oil releases and that addresses the potential mitigation of tug use during each of the oil spill incidents.

- (2) A review of all current state prevention activities that lists in order of priority where tug mitigation funding ranks and whether current resources need to be reprogrammed to fund such activities.
- (3) The department shall work with the office of the attorney general and the United States coast guard to list all potential uses of oil pollution act of 1990 funding for the mitigation benefits of targeted tug use.
- (4) The department shall work with the office of the attorney general to list all past uses of the state-funded Neah Bay tug that were candidates for salvage claim awards.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Highways & Transportation.

SB 5908 by Senators Zarelli, Rossi, Carlson, Kohl-Welles, Fairley, B. Sheldon, Keiser, McAuliffe, West and Winsley

Enacting the building Washington's future act.

Declares that the state's institutions of higher education are a vital component of the future economic prosperity of our state. In order to ensure that Washington continues to be able to provide a highly qualified work force that can attract businesses and support the economic vitality of the state, it is the intent of this bond act to provide new money for capital projects to help fulfill higher education needs across the state.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Ways & Means.

SB 5909 by Senators Reardon, Rossi, Roach, Poulsen, Hewitt, Shin, Doumit, Zarelli, Eide, Kline, Stevens, Keiser, McCaslin, West, Hale, McAuliffe, Parlette, Rasmussen, Sheahan and Schmidt

Assessing the efficiency and effectiveness of state government.

Finds that: (1) Public confidence in government is essential. Public programs must continuously improve in quality, efficiency, and effectiveness in order to increase public trust;

- (2) Washington state government and other entities that receive tax dollars must continuously improve the way they operate and deliver services so citizens receive maximum value for their tax dollars;
- (3) State government must establish priorities for the delivery of governmental services and continually reassess the ability of state agencies, programs, and activities to contribute to those priorities. The highest priority programs must be evaluated to determine if they are operating at maximum efficiency, while the lowest priority programs must be assessed to determine their continued viability;
- (4) Fair, independent, professional performance audits of state agencies by the state auditor are essential to improving the efficiency and effectiveness of government.

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

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Ways & Means.

SB 5910 by Senators Roach, McCaslin, Rasmussen, T. Sheldon, Stevens, Mulliken, Oke and Schmidt

Protecting sport shooting ranges.

Finds that sport shooting ranges in this state offer valuable hunter and firearm safety training, legitimate and important forms of recreation to the general public, and provide the opportunity for many law enforcement agencies to maintain necessary firearms skills efficiently and at little or no cost.

Finds that the continued existence and viability of sport shooting ranges is impacted by burdensome retroactive regulation and lawsuits, thereby potentially threatening the availability of low-cost firearms training to some local law enforcement agencies, as well as hunter and firearms safety training and recreation to the general public.

Provides that, notwithstanding any other provision of law, a person who operates or uses a sport shooting range in this state is not subject to civil liability or criminal prosecution in a matter relating to noise or noise pollution resulting from the operation or use of the range if the range is in compliance with any noise control laws or ordinances that applied to the range and its operation at the time of construction or initial operation of the range.

#### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Judiciary.

SB 5911 by Senators Kline, Fairley and Thibaudeau

Removing robbery 2 from the list of most serious offenses. Deletes robbery 2 from the list of most serious offenses.

### -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Judiciary.

SB 5912 by Senators Mulliken, Haugen, Sheahan, Horn, Parlette, Rasmussen and Spanel

Creating the Produce Railcar Pool.

Declares an intent to authorize and direct the Washington department of transportation to develop a railcar program for Washington's sperishable commodity industries to be known as the Washington Produce Railcar Pool. This railcar program should be modeled from the Washington Grain Train program, but be made flexible enough to work with entities outside state government in order to fulfill its mission, including, but not limited to, the federal and local governments, commodity commissions, and private entities.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Highways & Transportation.

#### **Senate Joint Memorials**

SJM 8017 by Senators Kohl-Welles, Thibaudeau, Regala and Kline

Requesting the federal government to create a national data base for ammunition identification.

Requests the federal government to create a national data base for ammunition identification.

# -- 2003 REGULAR SESSION --

Feb 19 First reading, referred to Judiciary.

SENATE		HOUSE		
SB 5055-S Supp. 24	SB 5129 Supp. 3 SB 5130 Supp. 3	HB 1051 Supp. 2 HB 1052 Supp. 2	HB 1120 Supp. 5	
SB 5056 Supp. 1 SB 5057 Supp. 1	SB 5130 Supp. 3 SB 5130-S Supp. 23	HB 1052 Supp. 2 HB 1053 Supp. 2	HB 1121 Supp. 5 HB 1121-S Supp. 15	
SB 5058 Supp. 1	SB 5131 Supp. 3	HB 1053-S Supp. 14	HB 1122 Supp. 5	
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SB 5061 Supp. 1	SB 5133-S Supp. 26	HB 1054-S Supp. 23	HB 1123-S Supp. 23	
SB 5062 Supp. 1 SB 5063 Supp. 1	SB 5134 Supp. 3 SB 5135 Supp. 3	HB 1055 Supp. 2 HB 1056 Supp. 2	HB 1124 Supp. 5 HB 1125 Supp. 5	
SB 5063-S Supp. 19	SB 5135-S Supp. 20	HB 1056-S Supp. 26	HB 1126 Supp. 5	
SB 5064 Supp. 2	SB 5136 Supp. 3	HB 1057 Supp. 2	HB 1127 Supp. 5	
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SB 5067 Supp. 2	SB 5139 Supp. 3	HB 1058-S Supp. 20	HB 1129 Supp. 5	
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SB 5070 Supp. 2	SB 5142 Supp. 3	HB 1060 Supp. 2	HB 1132 Supp. 5	
SB 5071 Supp. 2 SB 5072 Supp. 2	SB 5143 Supp. 3 SB 5144 Supp. 3	HB 1061 Supp. 2 HB 1062 Supp. 3	HB 1133 Supp. 5 HB 1134 Supp. 5	
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SB 5076 Supp. 2 SB 5077 Supp. 2	SB 5149 Supp. 3 SB 5150 Supp. 3	HB 1067 Supp. 3 HB 1068 Supp. 3	HB 1139 Supp. 6 HB 1140 Supp. 6	
SB 5078 Supp. 2	SB 5151 Supp. 3	HB 1069 Supp. 3	HB 1141 Supp. 6	
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SB 5081 Supp. 3 SB 5082 Supp. 3	SB 5155 Supp. 4 SB 5155-S Supp. 21	HB 1072 Supp. 3 HB 1073 Supp. 3	HB 1145 Supp. 6 HB 1146 Supp. 6	
SB 5083 Supp. 3	SB 5156 Supp. 4	HB 1074 Supp. 3	HB 1147 Supp. 6	
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SB 5086-S Supp. 20 SB 5087 Supp. 3	SB 5159 Supp. 4 SB 5160 Supp. 4	HB 1076-S Supp. 21 HB 1077 Supp. 3	HB 1151 Supp. 6 HB 1152 Supp. 6	
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SB 5088-S Supp. 15 SB 5089 Supp. 3	SB 5161 Supp. 4 SB 5162 Supp. 4	HB 1079 Supp. 3 HB 1080 Supp. 3	HB 1153-S Supp. 21 HB 1154 Supp. 6	
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SB 5095 Supp. 3	SB 5168 Supp. 5	HB 1086 Supp. 3	HB 1159 Supp. 6	
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SB 5098 Supp. 3	SB 5169-S Supp. 24	HB 1088 Supp. 3	HB 1160-S Supp. 20	
SB 5099 Supp. 3 SB 5100 Supp. 3	SB 5170 Supp. 5 SB 5171 Supp. 5	HB 1089 Supp. 3 HB 1090 Supp. 3	HB 1161 Supp. 6 HB 1162 Supp. 6	
SB 5101 Supp. 3	SB 5172 Supp. 5	HB 1091 Supp. 3	HB 1163 Supp. 6	
SB 5102 Supp. 3 SB 5103 Supp. 3	SB 5173 Supp. 5	HB 1092 Supp. 3 HB 1093 Supp. 3	HB 1164 Supp. 6 HB 1164-S Supp. 21	
SB 5104 Supp. 3	SB 5174 Supp. 5 SB 5175 Supp. 5	HB 1094 Supp. 3	HB 1165 Supp. 6	
SB 5105 Supp. 3 SB 5106 Supp. 3	SB 5176 Supp. 5 SB 5177 Supp. 5	HB 1095 Supp. 3 HB 1096 Supp. 4	HB 1166 Supp. 6	
SB 5106-S Supp. 26	SB 5178 Supp. 5	HB 1097 Supp. 4	HB 1167 Supp. 6 HB 1167-S Supp. 22	
SB 5107 Supp. 3	SB 5178-S Supp. 17 SB 5179 Supp. 5	HB 1098 Supp. 4 HB 1099 Supp. 4	HB 1168 Supp. 6	
SB 5108 Supp. 3 SB 5109 Supp. 3	SB 5179 Supp. 5 SB 5179-S Supp. 23	HB 1099 Supp. 4 HB 1100 Supp. 4	HB 1169 Supp. 6 HB 1169-S Supp. 26	
SB 5110 Supp. 3	SB 5180 Supp. 5	HB 1101 Supp. 4	HB 1170 Supp. 6	
SB 5111 Supp. 3 SB 5112 Supp. 3	SB 5181 Supp. 5 SB 5182 Supp. 5	HB 1102 Supp. 4 HB 1103 Supp. 4	HB 1171 Supp. 6 HB 1172 Supp. 6	
SB 5113 Supp. 3	SB 5183 Supp. 5	HB 1104 Supp. 4	HB 1173 Supp. 6	
SB 5114 Supp. 3 SB 5115 Supp. 3	SB 5184 Supp. 5 SB 5185 Supp. 5	HB 1105 Supp. 4 HB 1106 Supp. 5	HB 1173-S Supp. 22 HB 1174 Supp. 6	
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SB 5117 Supp. 3 SB 5118 Supp. 3	SB 5187 Supp. 5 SB 5188 Supp. 5	HB 1108 Supp. 5 HB 1109 Supp. 5	HB 1175-S Supp. 22 HB 1176 Supp. 6	
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