

DIGEST SUPPLEMENT

To Legislative Digest and History of Bills **Supplement No. 27***

FIFTY-NINTH LEGISLATURE

Wednesday, February 16, 2005

38th Day - 2005 Regular

| | SENATE | | НОП | JSE | |
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| SB 5146-S SB 5158-S SB 5177-S SB 5289-S SB 5495-S SB 5922 | SB 5933 SB 5934 SB 5935 SB 5936 SB 5937 SB 5938 SB 5939 SB 5940 | HB 1090-S HB 1104-S HB 1114-S HB 1132-S HB 1144-S HB 1151-S HB 1153-S HB 1179-S HB 1230-S HB 1243-S HB 1243-S HB 1358-S HB 1358-S HB 1359-S HB 1461-S HB 1475-S HB 2004 HB 2005 | HB 2007 HB 2008 HB 2009 HB 2010 HB 2011 HB 2012 HB 2013 HB 2014 HB 2015 HB 2016 HB 2017 HB 2018 HB 2019 | HB 2023 HB 2024 HB 2025 HB 2026 HB 2027 HB 2029 HB 2030 HB 2031 HB 2031 HB 2033 HB 2033 HB 2035 HB 2036 HB 2037 HB 2038 HB 2039 | HB 2040 HB 2041 HB 2042 HB 2043 HB 2045 HB 2045 HB 2046 HB 2047 HB 2048 HB 2049 HB 2050 HJM 4017 |

House Bills

HB 1090-S by House Committee on Transportation (originally sponsored by Representatives Hudgins, Jarrett, Sommers, Bailey, Morris, Strow, Nixon, Kenney, Hasegawa, Lantz, Flannigan, Santos, Murray, Wood, Upthegrove, Dickerson, B. Sullivan, Schual-Berke, Cody, Pettigrew, Conway, Simpson, Woods, McIntire, Kagi, Chase, Tom, Morrell and Kilmer)

Using pictograms in transportation signs.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to promote the use of icons and pictograms that incorporate the use of commonly accepted symbols that can be understood and interpreted by a variety of people from all walks of life and different nations in order to assist them in the navigation of this state.

Authorizes these signs to be used on roadways and for other transportation-related facilities such as transit stations, airports, bus and train stations, and ferry terminals.

Declares an intent to have icons and pictograms in use as new systems are put into service to promote tourism and be in place by 2010 to assist international visitors coming to Washington during the Olympic Games in Vancouver, British Columbia, Canada.

-- 2005 REGULAR SESSION --

Feb 10 TR - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Passed to Rules Committee for second reading.

Modifying the disposal of surplus funds of candidates or political committees.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 42.17.095 relating to the disposal of surplus funds of candidates or political committees.

-- 2005 REGULAR SESSION --

Feb 11 SGOA - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Passed to Rules Committee for second reading.

https://docs.com/https:

Allowing longer candidates' statements on the secretary of state's web site.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that candidates' statements that appear on the web site of the secretary of state may contain up to one thousand words. The secretary of state shall absorb within existing resources any increased costs due to the maximum number of words in this act.

Provides that candidates' statements that appear on the web sites of county auditors may contain up to one thousand words.

-- 2005 REGULAR SESSION --

Feb 11 SGOA - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Referred to Appropriations.

HB 1132-S by House Committee on State Government Operations & Accountability (originally sponsored by Representatives Nixon, Haigh and Shabro)

Allowing more candidates to file with the secretary of state.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes filings with the secretary of state for declarations of candidacy for the state legislature, the court of appeals, and the superior court when the candidate is seeking office in a district comprised of voters from two or more counties.

Provides that the secretary of state and the county auditor may accept declarations of candidacy for candidates for the state legislature, the court of appeals, and the superior court when the candidate is seeking office in a district comprised of voters from one county.

-- 2005 REGULAR SESSION --

Feb 11 SGOA - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Passed to Rules Committee for second reading.

https://doi.org/10.1003/php.10

Making restrictions on campaign funding.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) Timely disclosure to voters of the identity and sources of funding for electioneering communications is vitally important to the integrity of state, local, and judicial elections.

- (2) Electioneering communications that identify political candidates for state, local, or judicial office and that are distributed sixty days before an election for those offices are intended to influence voters and the outcome of those elections.
- (3) The state has a compelling interest in providing voters information about electioneering communications in political campaigns concerning candidates for state, local, or judicial office so that voters can be fully informed as to the: (a) Source of support or opposition to those candidates; and (b) identity of persons attempting to influence the outcome of state, local, and judicial candidate elections.

- (4) Nondisclosure of financial information about advertising that masquerades as relating only to issues and not to candidate campaigns fosters corruption or the appearance of corruption. These consequences can be substantially avoided by full disclosure of the identity and funding of those persons paying for such advertising.
- (5) The United States supreme court held in *McConnell* et al. v. Federal Elections Commission, 540 U.S. 93, 124 S.Ct. 619, 157 L.Ed.2d 491 (2003) that speakers seeking to influence elections do not possess an inviolable free speech right to engage in electioneering communications regarding elections, including when issue advocacy is the functional equivalent of express advocacy. Therefore, such election campaign communications can be regulated and the source of funding disclosed.
- (6) The state also has a sufficiently compelling interest in preventing corruption in political campaigns to justify and restore contribution limits and restrictions on the use of soft money in RCW 42.17.640. Those interests include restoring restrictions on the use of such funds for electioneering communications, as well as the laws preventing circumvention of those limits and restrictions.

Declares that, based upon the findings, this act is narrowly tailored to accomplish the following and is intended to: (1) Improve the disclosure to voters of information concerning persons and entities seeking to influence state, local, and judicial campaigns through reasonable and effective mechanisms, including improving disclosure of the source, identity, and funding of electioneering communications concerning state, local, and judicial candidate campaigns;

- (2) Regulate electioneering communications that mention state, local, and judicial candidates and that are broadcast, mailed, erected, distributed, or otherwise published right before the election so that the public knows who is paying for such communications;
- (3) Reenact and amend the contribution limits in RCW 42.17.640 (6) and (14) and the restrictions on the use of soft money, including as applied to electioneering communications, as those limits and restrictions were in effect following the passage of chapter 2, Laws of 1993 (Initiative No. 134) and before the state supreme court decision in Washington State Republican Party v. Washington State Public Disclosure Commission , 141 Wn.2d 245, 4 P.3d 808 (2000). The commission is authorized to fully restore the implementation of the limits and restrictions of RCW 42.17.640 (6) and (14) in light of McConnell et al. v. Federal Elections Commission, 540 U.S. 93, 124 S.Ct. 619, 157 L.Ed.2d 491 (2003). The United States supreme court upheld the disclosure and regulation of electioneering communications in political campaigns, including but not limited to issue advocacy that is the functional equivalent of express advocacy;
- (4) Authorize the commission to adopt rules to implement this act.

-- 2005 REGULAR SESSION --

Feb 11 SGOA - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

Feb 15 Passed to Rules Committee for second reading.

HB 1151-S by House Committee on Judiciary (originally sponsored by Representatives Lovick, Campbell, Lantz, Jarrett, Simpson, Williams, Murray and B. Sullivan)

Regulating the keeping of dangerous wild animals.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that a person shall not own, possess, keep, harbor, bring into the state, or have custody or control of a potentially dangerous wild animal, except as provided in this act.

Declares that a person shall not breed a potentially dangerous wild animal.

Provides that a person in legal possession of a potentially dangerous wild animal prior to the effective date of this act and who is the legal possessor of the animal may keep possession of the animal for the remainder of the animal's life. The person must maintain veterinary records, acquisition papers for the animal, if available, or other documents or records that establish that the person possessed the animal prior to the effective date of this act. The person shall have the burden of proving that he or she possessed the animal prior to the effective date of this act.

Provides that the animal control authority or a law enforcement officer may immediately confiscate a potentially dangerous wild animal if: (1) The animal control authority or law enforcement officer has probable cause to believe that the animal was acquired after the effective date of this act in violation of this act; or

(2) The animal poses a public safety or health risk.

Authorizes a city or county to adopt an ordinance governing potentially dangerous wild animals that is more restrictive than this act. However, nothing in this act requires a city or county to adopt an ordinance to be in compliance with this act.

Provides that a person who violates section 4 of this act is liable for a civil penalty of not less than two hundred dollars and not more than two thousand dollars for each animal with respect to which there is a violation and for each day the violation continues.

Provides that the animal control authority and its staff and agents, local law enforcement agents, and county sheriffs are authorized and empowered to enforce the provisions of this act.

Provides that, if a locality does not have a local animal control authority, the department of fish and wildlife shall enforce the provisions of this act.

-- 2005 REGULAR SESSION --

Feb 11 JUDI - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 15 Passed to Rules Committee for second reading.

HB 1153-S by House Committee on Local Government (originally sponsored by Representatives Springer, Nixon, Clibborn, Jarrett, Simpson, P. Sullivan, Shabro and B. Sullivan)

Equalizing the costs of providing municipal services to newly annexed areas.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that a voter-approved temporary annexation surtax on utility services would provide the revenues needed to provide vital municipal services paid for by the residents of the annexation area. Because utility taxes are paid by property owners and renters alike, the temporary surtax will spread the burden upon all residents in annexation areas.

Declares that, because it is temporary, it will provide revenue during a transition period necessary to establish those municipal services needed in the newly annexed area. Declares an intent of this act to provide an additional tool to enable cities to annex unincorporated areas that lie within designated urban growth areas when the residents of those annexation areas vote to approve the annexation.

-- 2005 REGULAR SESSION --

Feb 10 LG - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

HB 1179-S by House Committee on Transportation (originally sponsored by Representatives Murray, Shabro, Wallace, Woods, Jarrett, Simpson, Springer, Dickerson, Quall, Armstrong, Kenney, Clibborn and McIntire; by request of Department of Transportation)

Authorizing a pilot project for high-occupancy toll lanes.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Recognizes that the Puget Sound region is faced with growing traffic congestion and has limited ability to expand freeway capacity due to financial, environmental, and physical constraints. Freeway high-occupancy vehicle lanes have been an effective means of providing transit, vanpools, and carpools with a fast trip on congested freeway corridors, but in many cases, these lanes are themselves getting crowded during the peak commute times, while some are being underused at off-peak times.

Declares an intent to maximize the effectiveness and efficiency of the freeway system. To evaluate methods to accomplish this, it is beneficial to evaluate alternative approaches to managing the use of freeway high-occupancy vehicle lanes, including pilot projects to determine and demonstrate the effectiveness and benefits of implementing high-occupancy toll lanes.

Declares an intent of this act is to direct that the department of transportation, as a pilot project, develop and operate a high-occupancy toll lane on state route 167 in King county and to conduct an evaluation of that project to determine impacts on freeway efficiency, effectiveness for transit, feasibility of financing improvements through tolls, and the impacts on freeway users.

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

-- 2005 REGULAR SESSION --

Feb 10 TR - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.

Feb 15 Passed to Rules Committee for second reading.

HB 1230-S by House Committee on Local Government (originally sponsored by Representatives Upthegrove, Schindler, Simpson and Schual-Berke)

Changing provisions relating to boards of commissioners of water-sewer districts.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises provisions relating to boards of commissioners of water-sewer districts.

-- 2005 REGULAR SESSION --

Feb 10 LG - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Passed to Rules Committee for second reading.

HB 1243-S by House Committee on Health Care (originally sponsored by Representatives Green, Cody, Morrell, Appleton, Moeller, Darneille, Lovick, Kessler, Dickerson, Campbell, Linville, Chase, Ormsby, Haigh and Santos)

Increasing patient safety through disclosure and analysis of adverse events.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that our health care and medical liability systems are not structured to promote disclosure and analysis of medical errors, whether they result in patient harm or not. Each medical error provides an opportunity to learn how to avoid future errors.

Declares an intent to promote full disclosure of medical errors and adverse health events, and to use the experience and knowledge gained from analysis of those events to advance patient safety in a nonpunitive manner.

Declares a further intent to promote full disclosure of medical errors to patients by substantially reducing the risk of liability exposure associated with such disclosure.

Requires each medical facility to report to the department the occurrence of any adverse event. The report must be submitted to the department within forty-five days after occurrence of the event has been confirmed.

Provides that if, in the course of investigating a complaint received from an employee of a licensed medical facility, the department determines that the facility has not undertaken efforts to investigate the occurrence of an adverse event, the department shall direct the facility to undertake an investigation of the event. If a complaint related to a potential adverse event involves care provided in an ambulatory surgical facility, the department shall notify the facility and request that they undertake an investigation of the event. The protections of RCW 43.70.075 apply to complaints related to adverse events or incidents that are submitted in good faith by employees of medical facilities.

Provides that medical facilities licensed by the department shall have in place policies to assure that, when appropriate, information about unanticipated outcomes is provided to patients or their families or any surrogate decision makers identified pursuant to RCW 7.70.065. Notifications of unanticipated outcomes under this section do not constitute an acknowledgment or admission of liability, nor can the fact of notification or the content disclosed be introduced as evidence in a civil action.

Provides that, beginning January 1, 2006, the department shall, during the annual survey of a licensed medical facility, ensure that the policy required in subsection (1) of this section is in place.

Provides that, when a report of an adverse event or incident under this act is made by or through a coordinated quality improvement program under RCW 43.70.510 or 70.41.200, or by a peer review committee under RCW 4.24.250, information and documents, including complaints and incident reports, created specifically for and collected and maintained by a quality improvement committee for the purpose of preparing a report of an adverse event or incident shall be subject to the confidentiality protections of those laws and RCW 42.17.310(1)(hh).

-- 2005 REGULAR SESSION --

Feb 11 HC - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

HB 1266-S by House Committee on Transportation (originally sponsored by Representatives Murray, Woods and Kenney; by request of Department of Licensing)

Updating laws on drugs and alcohol use by commercial drivers.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Updates laws on drugs and alcohol use by commercial drivers.

-- 2005 REGULAR SESSION --

Feb 10 TR - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Passed to Rules Committee for second reading.

HB 1358-S by House Committee on Judiciary (originally sponsored by Representatives Flannigan, Jarrett, Grant, Walsh, Kirby, Appleton, Kagi, Pettigrew, Darneille, Lovick, Lantz, Fromhold, Haigh, Hasegawa, Kenney, McIntire and Chase)

Regarding recidivism reduction through discharge of convicted felons.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) Record numbers of our citizens have been sentenced to prison over the past two decades, more than ninety percent of whom will be reentering society.

- (2) The successful reentry and reintegration of previously incarcerated men and women is important to the public safety of the state of Washington, to the health of our communities, and to the reduction of the growing costs of the criminal justice system.
- (3) A comprehensive reentry program, including the removal of unreasonable barriers to reentry, offers the best opportunity for released persons to become productive citizens.
- (4) Receipt of a certificate of discharge is critical to a released person's ultimate reintegration into society and avoidance of recidivism, including better employability, housing, and the exercise of civil rights.
- (5) It is in the public interest that a person who has satisfied all incarceration and supervision requirements of his or her sentence receive a certificate of discharge if he or she has made a good faith effort to satisfy all legal financial obligations, according to his or her means, and the legal financial obligations remain enforceable by all parties as a civil judgment.

-- 2005 REGULAR SESSION --

Feb 11 JUDI - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 15 Passed to Rules Committee for second reading.

HB 1359-S by House Committee on Judiciary (originally sponsored by Representatives Darneille, Jarrett, Grant, Appleton, Kirby, Walsh, Kagi, Pettigrew, Lovick, Lantz, Campbell, Fromhold, Haigh, Priest, Kessler, Hinkle, Buck, Ormsby, Upthegrove, Dickerson, McIntire, Chase, McDermott and Holmquist)

Revising the interest rate on legal financial obligations.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 10.82.090 to revise the interest rate on legal financial obligations.

-- 2005 REGULAR SESSION --

Feb 11 JUDI - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

Feb 15 Referred to Appropriations.

HB 1461-S by House (originally sponsored by Representatives Linville, Buri and Pettigrew; by request of Conservation Commission)

Changing conservation assistance revolving account provisions.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 89.08.550 relating to the conservation assistance revolving account.

-- 2005 REGULAR SESSION --

Feb 11 EDAT - Majority; 1st substitute bill be substituted, do pass.

Feb 15 Referred to Capital Budget.

HB 1475-S by House Committee on Transportation (originally sponsored by Representatives Schual-Berke, Jarrett, Murray, Kessler, Wood, Skinner, Hankins, Woods, Dunshee, Wallace, Dickerson, Upthegrove, Curtis, Lovick and Morrell)

Modifying child passenger restraint provisions.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises child passenger restraint provisions.

Provides that a person who has a current national certification as a child passenger safety technician and who in good faith provides inspection, adjustment, or educational services regarding child passenger restraint systems is not liable for civil damages resulting from any act or omission in providing the services, other than acts or omissions constituting gross negligence or willful or wanton misconduct.

-- 2005 REGULAR SESSION --

Feb 10 TR - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 15 Passed to Rules Committee for second reading.

HB 2004 by Representatives Flannigan, Campbell, Ormsby, Hankins, Pettigrew, Darneille, Moeller, O'Brien, Hasegawa, Hudgins and Simpson

Addressing accrual and limitations of actions or claims arising from construction.

Amends RCW 4.16.310 and 4.16.326 relating to accrual and limitations of actions or claims arising from construction.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Judiciary.

HB 2005 by Representatives Santos, Upthegrove, Schindler, Pettigrew, Murray, Williams, McCoy, Kenney and Wood

Removing barriers to admission into publicly funded classrooms.

Requires that traditional and alternative educational opportunities shall be made available to students on a general, uniform, and equal basis. Schools shall not create barriers to admission for students who would otherwise benefit from traditional or alternative educational opportunities.

Provides that the admission criteria for any traditional or alternative common school program shall not include any written or verbal requirement or expectation that parents or family members must volunteer or participate in school activities for a child to attend the program. Parent and family involvement in school programs and activities shall be valued and encouraged but not required for school or program admission.

Provides that a child shall not be denied admission into any traditional or alternative classroom because of disabilities caused by a family's economic or social status, including the inability or unwillingness of a parent or family member to volunteer, provide transportation, or participate in school activities. Traditional and alternative common school programs shall be free of tuition whether required in the form of dollars or hours of labor.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Education.

HB 2006 by Representatives Moeller, Curtis and Nixon

Authorizing utility hookups for parcels adjacent to urban growth areas.

Provides that a parcel in a rural area may receive domestic water supply, storm, or sanitary sewer service if it abuts a street that is located in or adjacent to the urban growth area and that contains a domestic water supply, storm, or sanitary sewer line, or if the parcel is within a mile of the urban growth area and contains an existing church, school, or campground.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Local Government.

HB 2007 by Representatives Moeller, Dunn, Fromhold, Wallace and Clibborn

Changing requirements for petitions in cities and towns.

Amends RCW 35.21.005 relating to requirements for certified bylaws to be attached to certain petitions in cities and towns.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Local Government.

HB 2008 by Representatives Pearson, Kristiansen, Strow, Ahern, Kretz and Condotta

Ensuring compliance with state election law by public election officers.

Prescribes penalties to ensure compliance with state election law by public election officers.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Criminal Justice & Corrections.

HB 2009 by Representatives Pearson and Lovick

Requiring the registration of certain felony offenders.

Provides that a person who has been convicted of a felony drug offense under chapter 69.50 RCW or a felony assault offense under chapter 9A.36 RCW against a minor, shall register with the county sheriff for the county of the person's residence, or if the person is not a resident of Washington, the county of the person's school, or place of employment or vocation, or as otherwise specified in this act.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Criminal Justice & Corrections.

HB 2010 by Representatives Fromhold and Moeller

Authorizing a county real estate excise tax to fund a geographic information system.

Declares an intent to provide funding for counties for planning, implementing, and maintaining digital geographic information systems for use by counties in administering the ad valorem property tax system of the state, and for related purposes as authorized by chapter 82.46 RCW.

Finds that the use of digital geographic information systems provides an efficient means for counties to prepare and possess parcel maps as described under RCW 84.40.160 for lands within the counties of the state, and to continually update these maps to reflect transfers, acquisitions, conveyances, and other events that change the boundary of parcels.

Finds that digital geographic information systems provide efficient and effective means to map and geographically analyze data created and compiled in meeting the requirements of Washington's planning enabling act and growth management act.

Finds that digital geographic information systems provide capabilities to store and analyze information that improves the health, welfare, and security of the citizens of the state of Washington by providing accurate property information, parcel maps, and addresses for emergency services response and other public safety needs.

Finds that due to the numerous users of property information, and the many entities that rely on the accuracy and timeliness of the information provided by geographic information systems, it is in the best interest of the citizens

of the state to provide a means for counties to fund these systems.

Authorizes the legislative authority of any county to impose an additional excise tax on each sale of real property in the county at a rate not to exceed one-eighth of one percent of the selling price. The proceeds of the tax shall be used exclusively for planning, implementing, and maintaining geographic information systems for use in administering the ad valorem property tax system of the state, and for related purposes as authorized by this chapter.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Finance.

HB 2011 by Representatives Anderson and McDermott

Regarding decisions by regional committees on school district organization.

Finds that the citizens of Washington have long enjoyed the right to petition for a transfer of territory between one school district and another and to have their petition decided upon by a neutral body separate from either school district. Recent legislation intended to encourage decisions about school boundaries to be made at the local level by the affected school boards was not intended to abrogate the right of citizens to have their petition heard and decided by the educational service district regional committee.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Education.

HB 2012 by Representatives Dunn and Moeller

Concerning planning by selected cities and counties.

Amends RCW 36.70A.130 relating to comprehensive plans.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Local Government.

HB 2013 by Representatives Sells, Pettigrew, Miloscia, Ormsby, McCoy, Lovick, Chase and Darneille

Prohibiting discrimination based on lawful source of income.

Declares that "lawful source of income" means verifiable legal income, including income derived from employment, social security, supplemental security income, other retirement programs, child support, alimony, and any federal, state, local, or nonprofit-administered benefit or subsidy programs, including housing assistance, public assistance, and general assistance programs.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Housing.

HB 2014 by Representatives Sells, B. Sullivan, Curtis, Dunshee, Williams, Kristiansen, Nixon and Darneille

Limiting expenditures for works of art at correctional facilities.

Limits expenditures for works of art at correctional facilities.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Capital Budget.

HB 2015 by Representatives Kagi, O'Brien, Hinkle, Fromhold, Darneille, Upthegrove, Tom, Kenney and Dickerson

Changing provisions relating to judicially supervised substance abuse treatment.

Revises provisions relating to judicially supervised substance abuse treatment.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Criminal Justice & Corrections.

HB 2016 by Representatives Kagi, O'Brien, Upthegrove, Appleton, Nixon, Chase, Kenney, Roberts, Dickerson, McDonald, Wood and Darneille

Revising partial confinement options for certain drug offenders.

Revises partial confinement options for certain drug offenders.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Criminal Justice & Corrections.

HB 2017 by Representatives Schual-Berke, Pettigrew, Kenney, Kagi, Darneille, Dickerson, Cody, Conway, McDermott, Kessler, Morrell, Lovick, Flannigan, Hudgins, Hunt, Hasegawa, O'Brien, Moeller, Chase, Quall, B. Sullivan, McIntire, P. Sullivan, Williams, Ormsby, Kirby, Ericks and Upthegrove

Regulating the making of small loans.

Amends RCW 31.45.073 relating to making small loans.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Financial Institutions & Insurance.

HB 2018 by Representatives Schual-Berke, Pettigrew, Kenney, Kagi, Dickerson, Cody, Conway, Darneille, McDermott, Kessler, Green, Lovick, Flannigan, Hudgins, Hunt, Hasegawa, Morrell, O'Brien, Moeller, Chase, B. Sullivan, Quall, McIntire, P. Sullivan, Ormsby, Kirby, Ericks and Upthegrove

Placing limits on the amount, interest, and fees for small loans.

Amends RCW 31.45.073 to place limits on the amount, interest, and fees for small loans.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Financial Institutions & Insurance.

HB 2019 by Representatives Green, Schual-Berke, Kenney, Darneille, Cody, Dickerson, Kagi, Hasegawa, McCoy, McDermott, Lantz, Lovick, Hudgins, Conway, Kessler, P. Sullivan, Hunt, Flannigan, Morrell, O'Brien, B. Sullivan, Moeller, Chase, Quall, McIntire, Williams, Kirby, Ericks, Ormsby and Upthegrove

Offering a small loan borrower a repayment option. Provides a small loan borrower a repayment option.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Financial Institutions & Insurance.

by Representatives Schual-Berke, Pettigrew, Kenney, Darneille, Cody, Dickerson, Kagi, Hasegawa, McCoy, McDermott, Lantz, Lovick, Flannigan, Hudgins, Hunt, P. Sullivan, Kessler, Conway, Green, Morrell, Ormsby, O'Brien, Chase, Moeller, Quall, B. Sullivan, McIntire, Williams, Kirby, Ericks and Upthegrove

Regulating payday lending practices.

Requires the director to implement a common data base with real-time access through an internet connection for licensees who make small loans. The data base must allow the licensees and the department of financial institutions to verify whether any small loans are outstanding for a particular person.

Requires a licensee to access the data base established in this act and verify the number of outstanding small loans and payment plans with an outstanding principal balance made to the borrower. A licensee may not make a small loan to a borrower unless the borrower has fewer than: (1) Four small loans with outstanding principal balances with any one licensee or all licensees combined;

- (2) Four payment plans with outstanding balances with any one licensee or all licensees combined; or
- (3) A combination of four: (a) Small loans with outstanding principal balances; and (b) payment plans with outstanding balances with any one licensee or all licensees combined.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Financial Institutions & Insurance.

HB 2021 by Representatives Kenney and Cox; by request of Committee on Advanced College Tuition Payment

Modifying provisions in the advanced college tuition payment program.

Revises provisions in the advanced college tuition payment program.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Higher Education.

HB 2022 by Representatives Kessler, Grant, Linville, Kilmer, McCoy, Blake, Chase, Wallace, Kenney, Morrell, Pettigrew and Kagi

Modifying the requirements for fiscal notes.

Requires that, for fiscal notes on bills making tax law changes, the department of revenue shall estimate the direct impact a tax law change will have on revenue, as well as

expected changes in taxpayer behavior and overall economic activity, including expected changes in the level of employment and state expenditures that would occur due to a tax law change.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Finance.

HB 2023 by Representatives Clibborn, Jarrett, McIntire, Tom, Dunn, Upthegrove, Kilmer, Anderson and Simpson

Creating the growth management infrastructure account.

Finds that population growth in many areas of the state requires new, improved, or additional infrastructure to accommodate growth.

Finds that the needed infrastructure identified in the capital facilities elements of comprehensive plans adopted by counties and cities far exceed the existing funding available to county, city, or state agencies responsible for constructing or operating the needed infrastructure.

Establishes the growth management infrastructure account to assist counties and cities in financing and constructing those infrastructure projects needed to accommodate growth, as identified in the capital facilities elements of growth management plans.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Local Government.

HB 2024 by Representatives Haigh, Hankins, Wallace, Haler, Grant, Strow, Sells, Hasegawa, Conway, Williams, Ormsby, Green, Hunt, Chase and Kenney

Mandating open and fair public work contract bidding.

Finds that: (1) Fair and open competition is a basic tenet of public work procurement;

- (2) Fair and open competition reduces the appearance of, and opportunity for, favoritism and inspires public confidence that public work contracts are awarded equitably and economically; and
- (3) Preservation of the integrity of the competitive bid system dictates that a public work contract should be awarded to the lowest responsible bidder unless good cause is shown.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to State Government Operations & Accountability.

HB 2025 by Representatives Murray, Miloscia, Moeller, Hunt, Chase, Williams, Pettigrew, Santos, Cody, Wood, Kagi and Darneille

Abolishing the death penalty.

Abolishes the death penalty. Repeals provisions of chapter 10.95 RCW.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Judiciary.

HB 2026 by Representatives Ormsby, Holmquist, Fromhold, Dunn, Pettigrew, Sells, McCune, Haler, Chase, Wood, Santos and Darneille

Establishing the Washington rental assistance program.

Finds that existing state and federal programs and funding are insufficient to meet the needs of qualifying low-income residents seeking to obtain or to continue residing in safe, decent, and affordable housing. For many low-income persons, this assistance is critical in determining whether a family or individual will inhabit a housing unit satisfying basic needs or whether such persons will be subjected to the uncertainties and limitations of substandard dwellings or homelessness.

Declares an intent to establish the Washington rental assistance program, a new tenant-based emergency and longer-term rental assistance program, without eliminating or reducing existing state or federal housing programs or funds for such programs, whereby qualifying low-income families and individuals may receive such assistance in accordance with legislative directives.

Establishes the Washington rental assistance program to provide tenant-based rental assistance in the form of a payment to the landlord on behalf of low-income single persons, families, or unrelated persons living together: (1) Whose income is at or below forty percent of the median income, adjusted for household size, for the county of residence, as determined by the federal department of housing and urban development; and

(2) Who are not receiving such assistance through a program authorized by section 8 of the United States housing act of 1937, 42 U.S.C. Sec. 1437f or any other federal, state, or local rental assistance program.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Housing.

HB 2027 by Representatives Green, Nixon, Haigh, Kessler and Kagi; by request of Secretary of State

01 2000

Changing the date of the primary.

Changes the date of the primary to the third Tuesday in August.

Repeals RCW 29A.04.158.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to State Government Operations & Accountability.

https://doi.org/10.1016/j.ps. by Representatives Kagi and Darneille; by request of Office of Public Defense

Regarding the advisory committee of the office of public defense.

Amends RCW 2.70.030 relating to the advisory committee of the office of public defense.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Judiciary.

HB 2029 by Representatives Kagi, Hinkle, Darneille, Williams, Haler, Rodne, Kirby, Pettigrew, Chase and Kenney; by request of Office of Public Defense

Requiring the director of the office of public defense to oversee and monitor legal representation of parents in dependency and termination proceedings.

Provides that, subject to the availability of funds, the office shall oversee and monitor dependency and termination legal representation for parents statewide. The goal shall be to enhance the quality of legal representation in dependency and termination hearings. To meet this goal, attorneys and agencies providing such representation shall comply with the following: (1) Meet maximum caseload requirements for dependency and termination cases, in accordance with standards published by the office of public defense;

(2) Implement enhanced defense attorney practice standards published by the office of public defense, including but not limited to those related to reasonable case preparation and the delivery of adequate client advice; and

(3) Use investigative and expert services in appropriate cases.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Judiciary.

https://doi.org/10.1003/php.10

Services

Revising provisions relating to guardianship of dependent children.

Finds that guardianship can be an appropriate permanent plan for some children who have been found to be dependent children under chapter 13.34 RCW and who cannot live with their parents.

Declares an intent to strengthen stability and permanency for children by recognizing the value of a guardianship placement with relatives or other long-term caregivers, dismissal of dependencies, elimination of the need for continued governmental intervention in family life, and provision of support to the guardianship.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Children & Family Services.

HB 2031 by Representatives Linville, Talcott, B. Sullivan, Grant, Hunt, Lovick, Williams, Campbell, Kessler, Kristiansen, Chase and Morrell

Authorizing a program to develop proposed legislation that provides business and occupation tax credits to physicians serving uninsured, medicare, and medicaid patients.

Requires the department of health to develop, in consultation with the department of revenue, a program to provide business and occupation tax credits for physicians who serve uninsured, medicare, and medicaid patients in a private practice or a reduced fee access program for the uninsured and shall submit proposed legislation to the legislature by December 15, 2005.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Appropriations.

HB 2032 by Representatives Linville, Anderson, Morris, Kilmer and Chase

Providing economic development tax credits for employee training.

Provides economic development tax credits for employee training.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Finance.

HB 2033 by Representatives McIntire, Orcutt, Conway, Hunter, Chase and Santos

Modifying municipal business and occupation taxation.

Provides that, notwithstanding RCW 35.102.130, a city that imposes a business and occupation tax shall allocate a person's gross income from the activities of printing, and of publishing newspapers, periodicals, or magazines, to the commercial domicile of the taxpayer. As used in this act, the activities of printing, and of publishing newspapers, periodicals, or magazines, have the same meanings as attributed to those terms in RCW 82.04.280(1) by the department of revenue.

Takes effect January 1, 2008.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Finance.

HB 2034 by Representatives Hunt, McDermott and Jarrett

Modifying the impact of statewide initiatives on local tax authority.

Provides that any provision within an initiative approved by the voters that amends, repeals, or otherwise modifies a local tax imposed by any county, city, town, or other municipal corporation shall take effect only if a majority of the voters voting on the initiative who live within the boundaries of the county, city, town, or municipal corporation approve the initiative.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to State Government Operations & Accountability.

HB 2035 by Representatives Wallace, Jarrett, Simpson, Shabro, Wood, Skinner, Upthegrove and Haler

Modifying city and town use of state fuel tax distributions. Amends RCW 46.68.110 relating to city and town use of state fuel tax distributions.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Transportation.

HB 2036 by Representatives Talcott, McDermott, Shabro, Haigh, Anderson, Flannigan, Tom, Kenney, Kagi and Santos

Creating the "ready to read" community assistance program.

Establishes the "ready to read" community assistance program in the office of the superintendent of public instruction. The purpose of the program is to encourage local public-private partnerships that enhance preliteracy and reading readiness efforts. The responsibilities of the program shall include but need not be limited to: (1) The preparation and dissemination of one or more models to stimulate community support for preliteracy foundations;

- (2) The stimulation of community efforts to introduce parents of newborn children to the importance of reading to their children and other preliteracy activities; and
- (3) The stimulation of efforts to educate parents and guardians of preschool age children about child development and literacy.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Education.

HB 2037 by Representatives Upthegrove, Santos, Kenney, Hudgins, B. Sullivan, McCoy, Roberts and Hasegawa

Regarding academic achievement for immigrant students.

Declares an intent to support a pilot program that will help immigrant students in the state's transitional bilingual program continue to pursue a high school diploma beyond the twelfth grade by enrolling in an integrated program of academic and language skills development that is offered by a community college or technical college, in cooperation with the office of the superintendent of public instruction and local school districts.

Establishes the forward start pilot program. The purpose of the program is to provide, in an age-appropriate setting, an integrated program of academic and English language skills development for students who both are eligible for the state's transitional bilingual program and have met all state and district graduation requirements with the exception of the acquisition of a certificate of academic achievement. Instruction may be offered either in a community college or technical college, or in a school district facility through a community college or technical college.

Provides that phase one of the pilot shall occur during the 2005-06 and 2006-07 school years. During phase one, up to fifty students may be selected to participate in the pilot.

Provides that phase two of the pilot shall occur during the 2007-08 and 2008-09 school years. During phase two, up to two hundred fifty students may participate in the first year, and up to a maximum of four hundred students may participate in the second year of the pilot.

Requires the office of the superintendent of public instruction to track the progress of participants and, in collaboration with the state board for community and technical colleges, to evaluate the results of the pilot program. By October 31, 2009, the office shall provide a final report on the pilot program to the governor, the house of representatives and senate education and fiscal committees, and other interested parties. The report shall include an evaluation of student success and recommendations on whether the program should be continued, modified, or eliminated.

Creates the joint select committee on immigrant education.

Authorizes the joint select committee to form one or more advisory committees that may include, but need not be limited to, representation from the Washington state commissions on African-American affairs, Asian Pacific American affairs, and Hispanic affairs.

Requires the joint select committee to report its findings and recommendations, by December 15, 2005, to the governor, the house of representatives and senate fiscal and education committees, the superintendent of public instruction, the state board of education, the professional educator standards board, and the higher education coordinating board.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Education.

HB 2038 by Representatives McDermott, Tom, Cody, Roberts, Miloscia, Murray, Green, Haler, Kagi and Darneille

Enacting a complete statewide smoking ban in public places.

Enacts a complete statewide smoking ban in public places including restaurants, bars, taverns, bowling alleys, and skating rinks.

Provides that a person who violates RCW 70.160.050 is guilty of an infraction punishable by: (1) A warning to the owner or person in charge for the first violation that occurs within a calendar year;

- (2) A fine not exceeding one hundred dollars for a second violation that occurs within a calendar year; and
- (3) A fine not exceeding five hundred dollars for each additional violation that occurs within a calendar year.

Repeals RCW 70.160.040 and 70.160.060.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Health Care.

HB 2039 by Representatives Roberts, Hinkle, Dickerson, Pettigrew, Kagi, Green, Darneille, Schual-Berke, Moeller, Chase, Kenney and Santos

Changing provisions relating to mental health services for children.

Revises provisions relating to mental health services for children.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Children & Family Services.

HB 2040 by Representatives Woods, Simpson, Orcutt, Eickmeyer, Holmquist and Curtis

Modifying the tax exemption for sales of motorcycles and off-road vehicles to nonresidents.

Provides that vehicles that are either motorcycles or offroad vehicles will be transported to the purchaser's state of residence using a motor vehicle or trailer licensed in the purchaser's state of residence. For the purposes of this act, "motorcycle," "motor vehicle," "off-road vehicle," and "trailer" have the same meanings as provided in Title 46 RCW.

-- 2005 REGULAR SESSION --

Feb 15 Held on first reading.

HB 2041 by Representatives Woods, Talcott, Curtis and Simpson

Delaying the time when Washington assessment of student learning scores will be displayed on high school transcripts.

Delays the time when Washington assessment of student learning scores will be displayed on high school transcripts to 2008.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Education.

HB 2042 by Representatives Woods, Kilmer, Appleton, Lantz and Haigh

Enhancing Seattle-Bremerton ferry service.

Requires the department to assign two super-class ferry vessels or equivalent vessels in terms of auto and passenger capacity and speed to the Seattle-Bremerton ferry run. This action is aimed at improving service in the corridor in order to provide greater passenger capacity during peak periods and provide once-hourly frequency of service, which must include a 5:20 a.m. departure from Bremerton.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Transportation.

HB 2043 by Representatives Conway, Cox, Sells, Kenney, Simpson and Chase

Creating the office of student services.

Establishes a student services office as a pilot program in the employment security department to coordinate job placement activities and resources for graduate and professional students at the University of Washington and Washington State University career services departments, while acting as a liaison between the employment security department WorkSource program, and the business community and graduate and professional students of the University of Washington and Washington State University. This pilot program begins July 1, 2005, and expires June 30, 2007.

Provides that, by December 1, 2006, the student services office advisory board shall report to appropriate committees of the legislature on the impact of the pilot program in this act on job placement services for graduate and professional students at the University of Washington and Washington State University.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Higher Education.

HB 2044 by Representatives Hunter, O'Brien, Tom, Linville, Jarrett, Grant and Morrell

Requiring the equitable enforcement of traffic laws.

Declares an intent that law enforcement apply the traffic laws to all motorists equitably without preferential treatment as to a person's career, stature, or political affiliation.

Declares an intent to not apply Article II, section 16 of the state Constitution, which exempts members of the legislature from being subject to any civil process during the legislative session, to traffic infractions.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Judiciary.

by Representatives Hunter, Tom, Dunshee, Jarrett, Fromhold, Anderson, Hunt, Linville

and Haigh

Providing a salary bonus for teachers who maintain certification from the national board for professional teaching standards.

Provides a salary bonus for teachers who maintain certification from the national board for professional teaching standards.

Provides that, by August 1, 2008, the Washington professional educator standards board shall review the national board certification standards to determine whether the standards are sufficiently rigorous and aligned to student achievement. The board shall also determine whether additional requirements are needed to ensure that the national standards meet the needs of Washington's students.

national standards meet the needs of Washington's students.

Provides that, by December 15, 2010, the Washington professional educator standards board shall report to the appropriate house of representatives and senate committees on the results and accomplishments of the salary bonuses. The report may include recommendations for the continuation, modification, or elimination of the bonuses.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Education.

HB 2046 by Representatives Hunter, Orcutt, Linville, Kilmer, Campbell, Kristiansen, Chase, Morrell, Dickerson, Haigh and Darneille

Permitting tuition waivers for dependents of national guard members ordered to active duty to serve overseas in a war or conflict.

Provides that, subject to the limitations of RCW 28B.15.910, the governing boards of the state universities, the regional universities, The Evergreen State College, and the community colleges may waive all or a portion of tuition and fees for students who: (1) Are dependent children of members of the Washington national guard who have been ordered into federal active military service for a period exceeding thirty days to serve in a war or conflict fought on foreign soil; and

(2) Qualify as a resident student under RCW 28B.15.012, except RCW 28B.15.012(2)(g).

Provides that if a governing board exercises the authority under this act, the board shall also adopt policies that provide a full or partial refund of tuition already paid for a quarter or semester during which a student becomes eligible for the waiver under this act.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Higher Education.

HB 2047 by Representatives Hunter, Schual-Berke and Simpson

Providing a sales and use tax exemption for certain medical equipment.

Provides that "home medical equipment" means medical equipment, supplies, or devices prescribed by a person licensed under chapter 18.57 or 18.71 RCW for use by a patient at home for the treatment of a medical condition. Home medical equipment is equipment that would not be useful to a person in the absence of illness or injury. Home medical equipment includes, but is not limited to, wound care supplies, wheelchairs, hospital beds, standing aids, walking aids, bathroom aids, respirators, splints, crutches, lifting chairs connected and used in conjunction with a lifting device, and parts and accessories of such items.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Finance.

Creating a joint task force on K-12 finance.

Creates the joint task force on K-12 finance to study the common school finance system and to develop alternative funding models for that finance system. The alternatives shall include one or more models that can be fully funded within the existing total federal, state, and local capital and operating expenditures for public schools and may include alternatives that require new or additional funding.

Requires the task force to report findings and recommendations to the legislature by October 1, 2006.

Expires June 30, 2007.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Education.

HB 2049 by Representatives Kilmer, Haler, Wallace, Walsh, Sells, Springer, Upthegrove, Simpson, Chase and Linville

Authorizing enhanced permit assistance pilot programs.

Declares an intent to provide financial assistance to local permitting departments to assist them in enhancing service, improving process efficiency, and increasing predictable permitting outcomes.

Requires the office of regulatory assistance to disseminate information about best permitting practices to local government permitting departments.

Selects two local government permitting offices to participate in an enhanced permit assistance pilot program. Such enhancements may include, but are not limited to: (1) Creation of local and state interagency permit review teams;

- (2) Use of advanced online permit applications;
- (3) Streamlining permit processes;
- (4) Using loaned executives; and
- (5) Additional technical assistance and guidance for permit applicants.

Appropriates the sum of two hundred thousand dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2006, from the general fund to the office of regulatory assistance for the purposes of this act.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Local Government.

HB 2050 by Representatives Kirby, Chase and McDonald

Prohibiting insurers from having a financial interest in automotive repair facilities.

Provides that an insuring entity may not have any ownership interest in an automotive repair facility. An insuring entity that has an ownership interest in an automotive repair facility shall fully divest itself of ownership interest by July 1, 2006.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Financial Institutions & Insurance.

House Joint Memorials

HJM 4017 by Representatives Ahern, Rodne, Priest, Holmquist, Orcutt, Chandler, Kretz, Alexander, McDonald, McCune, Sump, Shabro, Serben, Schindler, Armstrong, Anderson, Ericksen, Talcott, Bailey, Kristiansen, DeBolt, Jarrett, Campbell, Newhouse, Pearson, Strow, Skinner, Nixon, Dunn, Clements, Curtis, Buck, Hankins, Roach, Hinkle, Crouse, Haler and Condotta

Concerning the elections in Iraq.
Applauds the elections in Iraq.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to State Government Operations & Accountability.

Senate Bills

SB 5035-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Thibaudeau, Brandland and Franklin)

Eliminating the state forensic pathology fellowship program. Revised for 1st Substitute: Revising the forensic pathology program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Directs the Washington state forensic investigations council to study and make recommendations to the legislature regarding the need for a state forensic pathologist program. The council may include in its recommendations information regarding the state forensic pathologist's annual salary, budget, and duties.

Requires the study and recommendations to be presented to the legislature by December 1, 2005.

Repeals RCW 28B.20.426.

-- 2005 REGULAR SESSION --

Feb 14 HEA - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

Feb 15 Made eligible to be placed on second reading.

SB 5146-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Parlette, Kastama and Brandland)

Allowing quality improvement committee confidentiality.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that all meetings, proceedings, and deliberations of a quality improvement committee established under RCW 4.24.250, 43.70.510, or 70.41.200 and all meetings, proceedings, and deliberations of the board of commissioners, its staff or agents, to review the report or the activities of a quality improvement committee established under RCW 4.24.250, 43.70.510, or 70.41.200

may, at the discretion of the quality improvement committee or the board of commissioners, be confidential and may be conducted in executive session.

Provides that any review conducted by the board of commissioners or quality improvement committee, or their staffs or agents, shall be subject to the same protections, limitations, and exemptions that apply to quality improvement committee activities under RCW 4.24.240, 4.24.250, 43.70.510, and 70.41.200. However, any final action of the board of commissioners on the report of the quality improvement committee shall be done in public session.

-- 2005 REGULAR SESSION --

Feb 14 HEA - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

Feb 15 Made eligible to be placed on second reading.

SB 5158-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Brandland, Kastama, Parlette and Benson)

Modifying the uniform health care information act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Makes certain provisions in the uniform health care information act consistent with the health insurance portability and accountability act privacy regulation, by addressing the period of validity of an authorization, accounting for disclosures, reporting of criminal activities, sharing quality improvement information, and modifying provisions on payment for health care, health care operations, and related definitions.

-- 2005 REGULAR SESSION --

Feb 14 HEA - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 5177-S by Senate Committee on Transportation (originally sponsored by Senators Swecker, Jacobsen, Haugen and Oke)

Modifying transportation benefit district provisions.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises transportation benefit district provisions.

-- 2005 REGULAR SESSION --

Feb 14 TRAN - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

Feb 15 Made eligible to be placed on second reading.

SB 5289-S by Senate Committee on Early Learning, K-12 & Higher Education (originally sponsored by Senators McAuliffe, Hargrove, Stevens, Regala, Mulliken and Benton)

Disregarding from federal accountability reporting those students receiving home-based instruction who participate in running start.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that a student receiving home-based instruction enrolling in a public high school for the sole purpose of participating in courses or programs offered by institutions of higher education shall not be counted by the school district in any required state or federal accountability reporting if the student's parents or guardians filed a declaration of intent to provide home-based instruction and the student received home-based instruction during the school year before the school year in which the student intends to participate in courses or programs offered by the institution of higher education.

Provides that students receiving home-based instruction under chapter 28A.200 RCW and students attending private schools approved under chapter 28A.195 RCW shall not be required to meet the student learning goals, obtain a certificate of academic achievement or a certificate of individual achievement to graduate from high school, or to master the essential academic learning requirements.

-- 2005 REGULAR SESSION --

Feb 14 EKHE - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 5495-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Kline, Deccio, Thibaudeau and Shin; by request of Department of Health)

Providing the secretary of health with authority to administer grants.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides the secretary of health with authority to administer grants.

-- 2005 REGULAR SESSION --

Feb 14 HEA - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 5922 by Senators Stevens, Hargrove, Roach, Schmidt, Zarelli, Carrell and Finkbeiner

Changing procedures for investigations of child abuse or neglect.

Declares an intent to ensure the integrity of medical and other health care records used by the state to evaluate the risk of harm to children in their care.

Provides that the training of child protective workers shall include but is not limited to the worker's legal duties to protect the constitutional and statutory rights of a child and the child's family member throughout the child and family member's period of involvement with the department beginning with the child abuse report and ending with the department's closure of the case. The curriculum used for the training shall specifically include instruction on the

fourth amendment to the Constitution of the United States and parents' legal rights.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Human Services & Corrections.

SB 5923 by Senator Kastama

Changing timelines for required comprehensive plan and development regulation updates.

Revises timelines for required comprehensive plan and development regulation updates.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Government Operations & Elections.

SB 5924 by Senators Thibaudeau, Fairley, Keiser, Doumit, Jacobsen and Rasmussen

Providing for a centralized technology assessment pilot project.

Requires the health care authority to design and implement a centralized technology assessment pilot project to strengthen the capacity of state health care agencies and others to obtain and evaluate scientific evidence regarding evolving health care procedures, services, and technology in support of appropriate coverage and medical necessity decisions and criteria. A preliminary evaluation of the project is due to the legislature by May 2007, with a final evaluation by March 2008.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Health & Long-Term Care.

SB 5925 by Senators Rasmussen, Finkbeiner, Sheldon, Kastama, Shin, Hewitt, Delvin and Mulliken

Authorizing a study to propose tax incentives that would promote investment in small business incubators.

Authorizes CTED to develop state tax incentive proposals for persons that invest or otherwise provide financial assistance to clients of qualified small business incubators certified by the Washington association of small business incubators. The department shall submit a report to the appropriate committee of the house of representatives and senate of the state of Washington, by December 1, 2005, with recommendations on state tax incentives that should be considered by the legislature to encourage investment in the clients serviced by qualified small business incubators certified by the Washington association of small business incubators.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Agriculture & Rural Economic Development.

SB 5926 by Senators McAuliffe, Schmidt, Pridemore, Kohl-Welles, Rockefeller and Shin; by request of Committee on Advanced College Tuition Payment Modifying provisions in the advanced college tuition payment program.

Revises provisions in the advanced college tuition payment program.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Early Learning, K-12 & Higher Education.

SB 5927 by Senators Kastama, Schmidt, Benson and Rockefeller; by request of Secretary of State

Changing the date of the primary.

Changes the date of the primary to the third Tuesday in August.

Repeals RCW 29A.04.158.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Government Operations & Elections.

SB 5928 by Senators Haugen, Stevens and Kline; by request of Office of Public Defense

Regarding the advisory committee of the office of public defense.

Amends RCW 2.70.030 relating to the advisory committee of the office of public defense.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Judiciary.

SB 5929 by Senator Rockefeller

Placing a two-strike rule on intermediate drivers' licenses.

Provides that on the second conviction or finding, the department shall cancel the person's intermediate driver's license and the person shall surrender it to the department. The person may apply for a driver's instruction permit. The person may not reapply for a driver's license for a period of six months or until the person reaches eighteen years of age, whichever occurs first.

Provides that if the person holding the driver's instruction permit previously held an intermediate driver's license that was cancelled under RCW 46.20.267, then a licensed driver with at least ten years of driving experience must occupy the seat beside the driver.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Transportation.

SB 5930 by Senators Kastama and Mulliken

Establishing compliance tiers for review and revision requirements mandated by RCW 36.70A.130.

Establishes compliance tiers for review and revision requirements mandated by RCW 36.70A.130.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Government Operations & Elections.

SB 5931 by Senator Fraser

Requiring removal of hazardous materials in accordance with state and federal laws before conducting planned structure fires for fire fighter training.

Requires removal of hazardous materials in accordance with state and federal laws before conducting planned structure fires for fire fighter training.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Water, Energy & Environment.

SB 5932 by Senators Esser and Schmidt

Creating a housing allowance program for public school teachers.

Declares that, as the disparity in the cost-of-living between school districts across the state has grown in recent years, the purchasing power of equalized salaries has become more disparate for K-12 employees. A major contributor to these costs is housing. The purpose of this act is to authorize a housing allowance for public school teachers in order to encourage these employees to live in the districts in which they work.

Provides that school districts may provide a housing allowance for public school teachers with revenues raised from a housing allowance levy authorized under this act.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Early Learning, K-12 & Higher Education.

SB 5933 by Senators Schmidt, Schoesler, Finkbeiner, Stevens and Oke

Improving opportunities to develop outdoor recreational ballfields on agricultural land.

Provides opportunities to develop outdoor recreational ballfields on agricultural land.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Government Operations & Elections.

SB 5934 by Senators Parlette and Jacobsen

Authorizing a limited ceremonial and subsistence fishery for the Wenatchi Indians.

Finds that the Wenatchis have been repeatedly promised in multiple agreements a fishery in their aboriginal territory and that the establishment of such a fishery would benefit the Wenatchi people.

Finds that it is important to recognize the cultural importance of salmon fishing to only the Wenatchi Indians by authorizing these people a ceremonial and subsistence fishery, while also preserving the state's ability to conserve and manage the salmon resource.

Directs the department to work with the Wenatchi members of the Confederated Tribes of the Colville Reservation, as identified by the Colville business council, to identify an area to take salmon for ceremonial and subsistence purposes in either the Icicle river or Wenatchee river

Declares that the permit system shall provide that permits must be issued to up to fifty Wenatchi members of the Confederated Tribes of the Colville Reservation as identified by the Colville business council.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Natural Resources, Ocean & Recreation.

SB 5935 by Senators Kohl-Welles, Schmidt, Parlette, Brown and Jacobsen

Creating the office of student services.

Establishes a student services office as a pilot program in the employment security department to coordinate job placement activities and resources for graduate and professional students at the University of Washington and Washington State University career services departments, while acting as a liaison between the employment security department WorkSource program, and the business community and graduate and professional students of the University of Washington and Washington State University. This pilot program begins July 1, 2005, and expires June 30, 2007.

Provides that, by December 1, 2006, the student services office advisory board shall report to appropriate committees of the legislature on the impact of the pilot program in this act on job placement services for graduate and professional students at the University of Washington and Washington State University.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Labor, Commerce, Research & Development.

SB 5936 by Senators Kastama, Rockefeller and Esser

Limiting the effect of construction contract provisions affecting the claim rights of contractors.

Provides that any clause in a construction contract, as defined in RCW 4.24.370, that purports to waive, release, or extinguish the claim rights of a contractor, subcontractor, or supplier to damages or an equitable adjustment based on failure to submit claim notice or claim-related documentation in a specified time frame or form is enforceable to the extent that the party failing to receive such notice or documentation was prejudiced thereby.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Government Operations & Elections.

SB 5937 by Senators Mulliken, Jacobsen, Hewitt and Schoesler

Applying a use attainability analysis throughout a federal reclamation project.

Provides that the rules adopted by the department shall support and protect the federal reclamation project water supplies and provide for the need to construct, operate, and maintain the federal reclamation project as a system unimpaired by incompatible, nonagricultural aquatic uses. The use attainability analysis conducted under this act and the resulting designated uses may be applied to all other water bodies within the boundaries of the federal reclamation project that have similar construction, operation, and maintenance characteristics without the need to conduct

separate use attainability analysis to establish the designated uses of such water bodies.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Water, Energy & Environment.

SB 5938 by Senators Rasmussen, Schmidt, McAuliffe, Berkey, Jacobsen, Kohl-Welles, Regala and Shin

Creating the joint select committee on equitable opportunity for all.

Recognizes that research from the office of the superintendent of public instruction concludes that low-income and minority students encounter fewer opportunities to learn, inadequate instruction and support, and lower expectations from their schools and teachers, and that schools are not sufficiently inclusive of all cultures represented in the state's public schools.

Finds that the academic achievement gap is the result of many factors, including poverty, educational opportunity of parents, recent immigration, family mobility, societal and institutional bias, and the fact that English is not the primary language in many homes.

Finds that in order to close the achievement gap, the educational system will need to change how it approaches learning and teaching through a greater understanding of the impact of language, culture, race, and poverty on student achievement.

Declares that closing the achievement gap will require a comprehensive and coordinated approach designed to: (1) Create more learning environments that are intolerant of racism and exclusion and in which high expectations are held for all students;

- (2) Develop curricula and teaching practices that recognize the differences in ethnicity, language, and culture; and
- (3) Require that teacher training and professional development programs include opportunities to learn cultural responsiveness skills and effective instructional strategies that are successful in raising the academic achievement of traditionally underachieving students.

Creates the joint select committee on equitable opportunity for all.

Requires the joint select committee to report its findings and recommendations, including a reasonable timeline for implementation that is prioritized based on existing efforts already under way and the resources necessary to fully implement the action item, by September 1, 2006, to the senate committee on early learning, K-12 and higher education and the house of representatives committee on education. The report shall include a determination of the actions and resources necessary to complete the action steps in this act, including whether existing basic education moneys can be used and the amount of additional funding needed.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Early Learning, K-12 & Higher Education.

SB 5939 by Senators Fairley, Delvin, Kohl-Welles, Rockefeller, Oke, Rasmussen and Shin

Requiring police reports to be given to victims of identity theft.

Provides that, in order to facilitate the exercise of a consumer's right to block information in his or her consumer report, all police and sheriff's departments in Washington state shall provide police reports at the request of victims of identity theft.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Financial Institutions, Housing & Consumer Protection.

SB 5940 by Senators Thibaudeau, Fraser and Kohl-Welles

Funding the conservation of the state art collection. Funds the conservation of the state art collection.

-- 2005 REGULAR SESSION --

Feb 15 First reading, referred to Ways & Means.

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