

# of the State of Washington

# **DIGEST SUPPLEMENT**

To Legislative Digest and History of Bills **Supplement No. 30\*** 

### FIFTY-NINTH LEGISLATURE

Monday, February 21, 2005

43rd Day - 2005 Regular

	SENATE		HOUSE	
SB 5387-S SB 5397-S SB 5445-S SB 5664-S SB 5676-S SB 5984 SB 5985 SB 5986 SB 5987 SB 5988 SB 5989 SB 5990 SB 5990 SB 5991 SB 5992 SB 5993 SB 5994 SB 5995	SB 5996 SB 5997 SB 5998 SB 5999 SB 6000 SB 6001 SB 6002 SB 6003 SB 6004 SB 6005 SJM 8018 SJR 8211 SJR 8212	HB 1011-S HB 1012-S HB 1084-S HB 1127-S HB 1158-S HB 1226-S HB 1343-S HB 1413-S HB 1441-S HB 1453-S HB 1463-S HB 1478-S HB 1478-S HB 1493-S HB 1634-S HB 1663-S HB 1663-S HB 117	HB 2118 HB 2119 HB 2120 HB 2121 HB 2122 HB 2123 HB 2124 HB 2125 HB 2126 HB 2127 HB 2128 HB 2128 HB 2130 HB 2131 HB 2132 HB 2131	HB 2135 HB 2136

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SI 330 Supp. 12	SB 5024 Supp. 1	HI 330 Supp. 12	HB 1025 Supp. 1
SI 336 Supp. 12	SB 5024-S Supp. 16	HI 336 Supp. 12	HB 1026 Supp. 1
SB 5000 Supp. 1	SB 5025 Supp. 1	HB 1000 Supp. 1	HB 1027 Supp. 1
SB 5001 Supp. 1	SB 5026 Supp. 1	HB 1000-S Supp. 17	HB 1028 Supp. 1
SB 5002 Supp. 1	SB 5027 Supp. 1	HB 1001 Supp. 1	HB 1028-S Supp. 14
SB 5002-S Supp. 23	SB 5027-S Supp. 29	HB 1002 Supp. 1	HB 1029 Supp. 1
SB 5003 Supp. 1	SB 5028 Supp. 1	HB 1003 Supp. 1	HB 1030 Supp. 1
SB 5004 Supp. 1	SB 5029 Supp. 1	HB 1004 Supp. 1	HB 1031 Supp. 1
SB 5005 Supp. 1	SB 5030 Supp. 1	HB 1005 Supp. 1	HB 1032 Supp. 2
SB 5005-S Supp. 16	SB 5031 Supp. 1	HB 1006 Supp. 1	HB 1033 Supp. 2
SB 5006 Supp. 1	SB 5032 Supp. 1	HB 1007 Supp. 1	HB 1033-S Supp. 24
SB 5007 Supp. 1	SB 5033 Supp. 1	HB 1008 Supp. 1	HB 1034 Supp. 2
SB 5008 Supp. 1	SB 5034 Supp. 1	HB 1009 Supp. 1	HB 1035 Supp. 2
SB 5009 Supp. 1	SB 5034-S Supp. 20	HB 1009-S Supp. 16	HB 1035-S Supp. 17
SB 5009-S Supp. 15	SB 5035 Supp. 1	HB 1010 Supp. 1	HB 1036 Supp. 2
SB 5010 Supp. 1	SB 5035-S Supp. 27	HB 1011 Supp. 1	HB 1037 Supp. 2
SB 5011 Supp. 1	SB 5036 Supp. 1	HB 1012 Supp. 1	HB 1038 Supp. 2
SB 5012 Supp. 1	SB 5037 Supp. 1	HB 1013 Supp. 1	HB 1039 Supp. 2
SB 5013 Supp. 1	SB 5038 Supp. 1	HB 1014 Supp. 1	HB 1040 Supp. 2
SB 5013-S Supp. 23	SB 5039 Supp. 2	HB 1014-S Supp. 12	HB 1041 Supp. 2
SB 5014 Supp. 1	SB 5040 Supp. 2	HB 1015 Supp. 1	HB 1042 Supp. 2
SB 5015 Supp. 1	SB 5040-S Supp. 16	HB 1016 Supp. 1	HB 1043 Supp. 2
SB 5016 Supp. 1	SB 5041 Supp. 2	HB 1017 Supp. 1	HB 1044 Supp. 2
SB 5017 Supp. 1	SB 5042 Supp. 2	HB 1018 Supp. 1	HB 1045 Supp. 2
SB 5018 Supp. 1	SB 5043 Supp. 3	HB 1019 Supp. 1	HB 1046 Supp. 2
SB 5019 Supp. 1	SB 5044 Supp. 3	HB 1020 Supp. 1	HB 1046-S Supp. 28
SB 5020 Supp. 1	SB 5045 Supp. 3	HB 1020-S Supp. 16	HB 1047 Supp. 2
SB 5021 Supp. 1	SB 5046 Supp. 3	HB 1021 Supp. 1	HB 1048 Supp. 3
SB 5022 Supp. 1	SB 5047 Supp. 3	HB 1022 Supp. 1	HB 1049 Supp. 3
SB 5023 Supp. 1	SB 5048 Supp. 3	HB 1023 Supp. 1	HB 1050 Supp. 3
SB 5023-S Supp. 25	SB 5049 Supp. 3	HB 1024 Supp. 1	HB 1050-S Supp. 15
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### **House Bills**

HB 1011-S by House (originally sponsored by Representatives Morris, Hudgins, Linville and B. Sullivan)

Adopting distributed generation interconnection procedures.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds it is in the public interest to adopt this act to simplify the process of interconnecting distributed generation facilities that will be used for net metered customers.

Declares that this act is intended to both identify a class of distributed generators that, because of their selected point of common coupling, can be interconnected with ease and expedition as well as the standards to be used for ordinary interconnections by all utilities.

Creates the interconnection technical advisory group.

### -- 2005 REGULAR SESSION --

Feb 17 TEC - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

HB 1012-S by House (originally sponsored by Representatives Morris, Hudgins, Simpson, Nixon, Anderson, Morrell, Linville, B. Sullivan and Ormsby)

Regulating computer spyware.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that it is unlawful for a person who is not an owner or operator to transmit computer software to the owner or operator's computer with actual knowledge or with conscious avoidance of actual knowledge and to use such software to do any of the following: (1) Modify, through intentionally deceptive means, settings that control any of the following: (a) The page that appears when an owner or operator launches an internet browser or similar computer software used to access and navigate the internet; (b) the default provider or web proxy the owner or operator uses to access or search the internet; and (c) the owner or operator's list of bookmarks used to access web pages;

- (2) Collect, through intentionally deceptive means, personally identifiable information: (a) Through the use of a keystroke-logging function that records all keystrokes made by an owner or operator and transfers that information from the computer to another person; (b) in a manner that correlates such information with data respecting all or substantially all of the web sites visited by an owner or operator, other than web sites operated by the person collecting such information; and (c) described in section 1(10) (d), (e), or (f)(i) or (ii) of this act by extracting the information from the owner or operator's hard drive;
- (3) Prevent, through intentionally deceptive means, an owner or operator's reasonable efforts to block the installation or execution of, or to disable, computer software by causing the software that the owner or operator has properly removed or disabled automatically to reinstall or reactivate on the computer;

- (4) Intentionally misrepresent that computer software will be uninstalled or disabled by an owner or operator's action; and
- (5) Through intentionally deceptive means, remove, disable, or render inoperative security, antispyware, or antivirus computer software installed on the computer.

Declares that it is unlawful for a person who is not an owner or operator to transmit computer software to the owner or operator's computer with actual knowledge or with conscious avoidance of actual knowledge and to use the software to do any of the following: (1) Take control of the computer by: (a) Accessing or using the modem or internet service for such computer to cause damage to the computer or cause an owner or operator to incur financial charges for a service that is not authorized by the owner or operator; (b) opening multiple, sequential, stand-alone advertisements in the owner or operator's internet browser without the authorization of an owner or operator and that a reasonable computer user cannot close without turning off the computer or closing the internet browser;

- (2) Modify any of the following settings related to the computer's access to, or use of, the internet: (a) Settings that protect information about the owner or operator in order to steal the owner or operator's personally identifiable information; and (b) security settings in order to cause damage to a computer; and
- (3) Prevent an owner or operator's reasonable efforts to block the installation of, or to disable, computer software by doing any of the following: (a) Presenting the owner or operator with an option to decline installation of computer software with knowledge that, when the option is selected, the installation nevertheless proceeds; and (b) falsely representing that computer software has been disabled.

Declares that it is unlawful for a person who is not an owner or operator to do any of the following with regard to the owner or operator's computer: (1) Induce an owner or operator to install a computer software component onto the computer by intentionally misrepresenting the extent to which installing the software is necessary for security or privacy reasons or in order to open, view, or play a particular type of content; and

(2) Deceptively cause the execution on the computer of a computer software component with the intent of causing an owner or operator to use the component in a manner that violates any other provision of this act.

Authorizes a person who is injured under this act to bring a civil action in the superior court to enjoin further violations, or to seek up to one thousand dollars per violation, or actual damages, whichever is greater. The injured individuals may not bring their cause of action as a class action. Nothing in this section prohibits the attorney general from bringing a class action suit under chapter 19.86 RCW.

Provides that, in an action under this act, a court may increase the damages up to three times the damages allowed if the defendant has engaged in a pattern and practice of violating this act. The court may also award costs and reasonable attorneys' fees to the prevailing party.

Declares an intent that this act is a matter of statewide concern. This act supersedes and preempts all rules, regulations, codes, ordinances, and other laws adopted by a city, county, city and county, municipality, or local agency regarding spyware and notices to consumers from computer software providers regarding information collection.

### -- 2005 REGULAR SESSION --

Feb 17 TEC - Majority; 1st substitute bill be substituted, do pass.

HB 1084-S by House Committee on Local Government (originally sponsored by Representatives Dunshee, Lovick and Pearson)

Authorizing limited recreational activities, playing fields, and supporting facilities existing before January 1, 2004, on designated recreational lands in jurisdictions planning under RCW 36.70A.040.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes limited recreational activities, playing fields, and supporting facilities existing before January 1, 2004, on designated recreational lands in jurisdictions planning under RCW 36.70A.040.

Recognizes the need for playing fields and supporting facilities for sports played on grass as well as the need to preserve agricultural land of long-term commercial significance. With thoughtful and deliberate planning, and adherence to the goals and requirements of the growth management act, both needs can be met.

Acknowledges the state's interest in preserving the agricultural industry and family farms, and recognizes that the state's rich and productive lands enable agricultural production. Because of its unique qualities and limited quantities, designated agricultural land of long-term commercial significance is best suited for agricultural and farm uses, not recreational uses.

Acknowledges also that certain local governments have either failed or neglected to properly plan for population growth and the sufficient number of playing fields and supporting facilities needed to accommodate this growth.

Recognizes also that many local governments face difficult choices when determining whether to adequately fund needed services or to provide outdoor recreational facilities that enhance the health and quality of life of its citizenry.

Declares an intent to establish a study committee on outdoor recreation to examine relevant issues and seek longterm solutions for local governments as they respond to growing needs for recreational facilities.

### -- 2005 REGULAR SESSION --

Feb 16 LG - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

HB 1127-S by House Committee on Financial Institutions & Insurance (originally sponsored by Representatives B. Sullivan, Rodne, P. Sullivan, Jarrett, Kirby, Nixon, McCoy and Shabro)

Changing bidding requirements for wastewater projects.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 48.30.270 to revise bidding requirements for wastewater projects.

### -- 2005 REGULAR SESSION --

Feb 16 FII - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

**HB 1158-S** by House Committee on Local Government (originally sponsored by Representatives Takko and Alexander)

Modifying county treasurer administrative provisions.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises county treasurer administrative provisions.

### -- 2005 REGULAR SESSION --

Feb 15 LG - Majority; 1st substitute bill be substituted, do pass.

Feb 18 Passed to Rules Committee for second reading.

HB 1226-S by House Committee on State Government Operations & Accountability (originally sponsored by Representatives Schual-Berke, Tom, Haigh, Cody, Fromhold, Jarrett, Hudgins, Conway, Appleton, Flannigan, Murray, McCoy, Lantz, Hasegawa, Williams, Kagi, Ormsby, Morrell, Chase, Dickerson, Kenney and Sells)

Adjusting application of campaign contribution limits.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that the contribution limits in RCW 42.17.640 apply to: (1) Candidates for state legislative office;

- (2) Candidates for state office other than state legislative office;
- (3) Candidates for county office in a county that has over two hundred thousand registered voters;
- (4) A special purpose district office if that district is authorized to provide freight and passenger transfer and terminal facilities and that district has over two hundred thousand registered voters;
- (5) Persons holding an office in this provision against whom recall charges have been filed or to a political committee having the expectation of making expenditures in support of the recall of a person holding the office;
  - (6) Caucus political committees; and
  - (7) Bona fide political parties.

Provides that no person may make contributions to a candidate for superior court judge that in the aggregate exceed six hundred seventy-five dollars or to a candidate for the state supreme court or court of appeals that in the aggregate exceed one thousand three hundred fifty dollars for each election in which the candidate is on the ballot or appears as a write-in candidate.

Provides that contributions to other candidates subject to the contribution limits of this act made and received before the effective date of this act are considered to be contributions under RCW 42.17.640 through 42.17.790. Contributions that exceed the contribution limitations and that have not been spent by the recipient of the contribution by the effective date of this act must be disposed of in accordance with RCW 42.17.095.

### -- 2005 REGULAR SESSION --

Feb 16 SGOA - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

by House Committee on State Government Operations & Accountability (originally sponsored by Representatives P. Sullivan, Walsh, Simpson, Green, Buri, Kessler, Haler, Morrell, McCoy, Williams, Linville, Hasegawa, Roberts, Sells, McDermott, Chase and Ormsby)

Providing a life insurance policy for national guard members called to active duty.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Directs the military department to reimburse active duty national guard members the cost of life insurance premiums for insurance purchased through the federal service members' group life insurance program. Reimbursements shall be made for premiums up to two hundred fifty thousand dollars in coverage and shall be made only when national guard members are on active duty. Under this section, "active duty" means deployed outside the United States.

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

### -- 2005 REGULAR SESSION --

Feb 16 SGOA - Majority; 1st substitute bill be substituted, do pass.

HB 1413-S by House Committee on Capital Budget (originally sponsored by Representatives Dunshee, Jarrett, Hunt, Nixon, Linville, Anderson, Sells, Tom, Appleton, Eickmeyer, B. Sullivan, Ericks, Chase, Lantz, Flannigan, Green, Ormsby, Upthegrove, Blake, O'Brien, Priest, Morrell, Clibborn, Kagi, Williams, Moeller, McCoy, Miloscia, Campbell and Simpson)

Expanding the criteria for habitat conservation programs.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Expands the criteria for habitat conservation programs.

### -- 2005 REGULAR SESSION --

Feb 16 CB - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 18 Referred to Appropriations.

HB 1441-S by House Committee on Health Care (originally sponsored by Representatives Clibborn, Morrell, Campbell, Cody, Tom, Moeller, Schual-Berke, Wallace, Grant, Williams, Lovick, Ormsby, Chase, Kessler, Kagi, Hunt, Appleton, Darneille, Upthegrove, Sells, Roberts, Conway, Miloscia, Fromhold, P. Sullivan, Santos, Takko, Green, Wood, Simpson, Hasegawa and Dickerson)

Providing access to health insurance for children.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides access to health insurance for children.

Provides that the department shall not establish premium requirements for children or pregnant women eligible for medical assistance as defined in RCW 74.09.510 or the children's health program as defined in RCW 74.09.415.

Provides that in the event that available funding is not sufficient to provide the amount, duration, and scope of services provided to children under medical assistance, the department shall make every effort to define covered services in a manner that provides coverage for clinically proven preventive services and meets the needs of children with special health care needs.

Declares that enrollment in the children's health program shall not result in expenditures that exceed the amount that has been appropriated for the program in the operating budget. If it appears that continued enrollment will result in expenditures exceeding the appropriated level for a particular fiscal year, the department may freeze new enrollment in the program for that year.

### -- 2005 REGULAR SESSION --

Feb 15 HC - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 18 Referred to Appropriations.

HB 1453-S by House Committee on Criminal Justice & Corrections (originally sponsored by Representatives Ahern, O'Brien, Holmquist, Lovick, Orcutt, Williams, Roach, Pearson, Rodne, Campbell, Strow, McDonald, Serben, Crouse, Haler, Pettigrew, P. Sullivan and Simpson)

Removing the statute of limitations for certain sex offenses.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Deletes the statute of limitations for certain sex offenses.

### -- 2005 REGULAR SESSION --

Feb 15 CJC - Majority; 1st substitute bill be substituted, do pass.

**HB 1463-S** by House Committee on Health Care (originally sponsored by Representatives Green, Rodne, Cody and Moeller)

Requiring schools to provide information on meningococcal immunization.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, beginning with sixth grade entry, every public and private school in the state shall provide parents and guardians with information about meningococcal disease and its vaccine at the beginning of every school year. The information about meningococcal disease shall include: (1) Its causes and symptoms, how meningococcal disease is spread, and the places where parents and guardians may obtain additional information and vaccinations for their children; and

(2) Current recommendations from the United States centers for disease control and prevention regarding the receipt of vaccines for meningococcal disease and where the vaccination can be received.

Declares that this provision shall not be construed to require the department of health or the school to provide meningococcal vaccination to students.

Does not create a private right of action.

Directs the superintendent of public instruction to adopt rules to implement the requirements of this act and shall annually attest that the program has been implemented.

### -- 2005 REGULAR SESSION --

Feb 15 HC - Majority; 1st substitute bill be substituted, do pass.

Feb 18 Passed to Rules Committee for second reading.

HB 1476-S by House Committee on Criminal Justice & Corrections (originally sponsored by Representatives Kagi, O'Brien and Simpson)

Altering the amount of earned release time available for certain jail inmates. Revised for 1st Substitute: Clarifying earned release provisions that apply to city and county jails.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises the amount of earned release time available for certain jail inmates.

Declares that the changes to the maximum percentages of earned release time in this act do not create any expectation that the percentage of earned release time cannot be revised and offenders have no reason to conclude that the maximum percentage of earned release time is an entitlement or creates any liberty interest.

Declares that the legislature retains full control over the right to revise the percentages of earned release time available to offenders at any time.

Applies to persons convicted on or after the effective date of this act.

### -- 2005 REGULAR SESSION --

Feb 15 CJC - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

Feb 18 Passed to Rules Committee for second reading.

HB 1478-S by House Committee on Criminal Justice & Corrections (originally sponsored by Representatives Kagi, O'Brien, Simpson, Morrell, Lovick, Kenney, P. Sullivan, Nixon and Chase)

Increasing penalties for failure to secure a vehicle load on a public highway.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Increases penalties for failure to secure a vehicle load on a public highway.

### -- 2005 REGULAR SESSION --

Feb 15 CJC - Majority; 1st substitute bill be substituted, do pass.

Feb 18 Referred to Appropriations.

HB 1493-S by House (originally sponsored by Representatives B. Sullivan, Upthegrove, Buck, Orcutt and Eickmeyer; by request of Commissioner of Public Lands)

Allowing certain state-owned filled tidelands and shorelands to be designated as aquatic investment properties.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that a high percentage of state-owned tidelands and shorelands were sold into private ownership as part of the state legislature's earliest efforts to foster Washington's economic expansion. The remaining state-owned tideland and shoreland ownership is fragmented and some state-owned tidelands and shorelands have been altered by fill to such a degree that they have the characteristics of uplands.

Declares that these filled lands may no longer provide public benefits as aquatic lands as described in RCW 79.90.450 and 79.90.455 and remain underutilized as dry land because they are subject to a management philosophy dedicated to the protection of submerged lands.

Recognizes that certain state-owned filled tidelands and filled shorelands should be designated as aquatic investment properties and commercially managed in order to generate funding for the acquisition, protection, and management of functioning aquatic lands.

Declares an intent to authorize the department of natural resources to buy and sell certain filled tidelands and shorelands which, if bought or sold, would not cause the loss of aquatic ecological functions, public access opportunities, or interfere with water-dependent activities and businesses.

Appropriates the sum of five hundred thousand dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2007, from the aquatic sustaining investment account to the department of natural resources for the purposes described in this act.

Repeals RCW 79.90.250.

### -- 2005 REGULAR SESSION --

Feb 15 NREP - Majority; 1st substitute bill be substituted, do pass.

Feb 18 Referred to Capital Budget.

HB 1634-S by House (originally sponsored by Representatives Grant, Haler, Walsh, Hankins, Darneille and Haigh)

Allowing terminally ill members to remove themselves from their retirement plan.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes terminally ill members to remove themselves from their retirement plan.

### -- 2005 REGULAR SESSION --

Feb 16 APP - Majority; 1st substitute bill be substituted, do pass.

Feb 18 Passed to Rules Committee for second reading.

HB 1663-S by House Committee on Children & Family Services (originally sponsored by Representatives Kagi, Dickerson, Darneille, Walsh, Roberts, McDonald, Pettigrew, McIntire, Tom, Hunter, Nixon, Clibborn, Santos, Rodne, Kenney and Simpson)

Creating the prevention and intervention investment council.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the prevention and intervention investment council to direct and support the following: (1) The investment of state resources in evidence-based prevention and intervention programs in the state; and

(2) Ongoing research and evaluation of sound, theorybased prevention and intervention programs with the goal of expanding the number and type of available evidence-based programs.

Provides that in conducting its work, the council shall consult a broad range of available research, including research conducted by the Washington state institute for public policy on prevention and early intervention programs.

Directs the prevention and intervention investment council to develop and maintain a defined menu of evidence-based prevention and intervention programs that have been demonstrated to achieve significantly more benefits than costs with respect to the two following outcomes: Reduction in child abuse; and reduction in child neglect.

Requires that twenty percent of state spending for alternate response systems, family preservation services, and early intervention public health nurse services shall be spent on evidence-based prevention and intervention programs identified by the prevention and intervention investment council pursuant to this act. This funding shall be limited to spending for services to families involved with the child welfare system.

Provides that, with the approval of the council, the department of social and health services may spend up to ten percent of the amount provided in this section to meet costs of staffing, training, and information system changes necessary to implement this act.

Provides that existing state entities that support prevention and intervention programs, including but not limited to the Washington council for the prevention of child abuse and neglect, the family policy council, and the governor's juvenile justice advisory committee, shall focus on funding sound, theory-based prevention and intervention programs with the goal of expanding the number and type of available evidence-based programs. These state entities shall coordinate their activities with the activities of the prevention and intervention investment council.

### -- 2005 REGULAR SESSION --

Feb 16 CFS - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 18 Referred to Appropriations.

HB 2117 by Representatives Fromhold and Dunshee

Concerning planning by selected cities and counties.

Amends RCW 36.70A.130 relating to allowing cities and counties critical areas time extensions for the purpose of participation in the public works trust fund.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Local Government.

HB 2118 by Representatives Schindler, Simpson, Ahern, Clibborn and Woods

Modifying penalties for violating conditions of an intermediate driver's license.

Finds that two-thirds of teen passenger deaths occur when another teen is driving.

Finds that states with teenage driver restrictions experience a decrease in teenage car crashes.

Finds that teenagers are often distracted when other teens are in the vehicle.

Declares that the purpose of this act is to reduce vehicle collisions by providing penalties for the number of teenage passengers in a vehicle with a teenage driver.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Transportation.

**HB 2119** by Representatives Haler, Hinkle, Walsh, Curtis, Anderson, Dunn, Ericksen and

Rodne

Privatizing child support enforcement.

Finds that: (1) With increasing demands for public services and limited resources for additional state personnel, the state needs to be more effective and responsive in ensuring that parents meet their child support obligations; and

(2) Private and nonprofit entities are able to provide high quality services more cost-effectively than the state because of management flexibility and better access to technology.

Declares that the purpose of this act is to improve customer service, increase collection of child support owed to custodial parents, and improve the lives of affected children.

Requires that, by July 1, 2005, the secretary shall initiate a process under RCW 41.06.142 (1), (4), and (5) for the purpose of contracting with one or more private or nonprofit entities or employee business units, as defined in RCW 41.06.142, for services in administering all aspects of child support enforcement functions under this chapter and chapter 74.20A RCW. However, the requirement in RCW 41.06.142(1)(e) for determining savings or efficiency improvements shall be deemed to be satisfied if the successful bidder or bidders for the contract reasonably demonstrate the methods by which savings or efficiency improvements, or both, will be achieved.

Provides that, beginning December 1, 2007, and each December 1st thereafter, the secretary must report to the governor and the appropriate committees of the legislature on the operation and performance of the program contracted under this act. The report must include an assessment of the effectiveness and success of the contracted program in enhancing child support collection and provide any plans or recommendations for improving the effectiveness and success of the contracted program in achieving the purposes of this act.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Juvenile Justice & Family Law.

### **HB 2120** by Representatives McIntire and Ericks

Establishing urban impact districts.

Finds that it is in the best interest of the people of the state of Washington to be able to establish urban impact districts as municipal corporations and independent taxing units to address the particular needs of unincorporated areas that are characterized by urban growth and demand for urban governmental services. These districts are intended to facilitate the annexation or incorporation of unincorporated areas that lie within designated urban growth areas and to provide resources to support the provision of urban governmental services to areas that remain unincorporated.

Provides that the legislative authority of any county that is required to plan under chapter 36.70A RCW is authorized to establish one or more urban impact districts within the county for the purpose of: (1) Providing significant incentives and financial support to cities to promote annexation of unincorporated areas that lie within designated urban growth areas;

(2) Providing incentives and financial support to new cities that may be incorporated within such areas; and

(3) Providing resources to support the provision by the county of urban governmental services to areas that remain outside of incorporated cities.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Local Government.

HB 2121 by Representatives DeBolt, Holmquist, Haigh, Campbell, Miloscia, Crouse, Hankins, Buri, Ericksen, Buck, Wallace, Dunn, Woods, Priest and Serben

Concerning health benefit plans.

Provides that, notwithstanding any other provision of RCW 48.21.045, an insurer offering any health benefit plan to a small employer may offer small group health benefit plans that provide coverage for fifteen mandated benefits required under chapter 48.21 RCW. An employee covered by such a small group health benefit plan may select the fifteen mandated benefits to be covered. If an employee requests a small group benefit plan with more than fifteen mandated benefits, the additional cost of such coverage must be split equally between the employer and the employee.

Provides that, notwithstanding any other provision of RCW 48.44.023, an insurer offering any health benefit plan to a small employer may offer small group health benefit plans that provide coverage for fifteen mandated benefits required under chapter 48.44 RCW. An employee covered by such a small group health benefit plan may select the fifteen mandated benefits to be covered. If an employee requests a small group benefit plan with more than fifteen mandated benefits, the additional cost of such coverage must be split equally between the employer and the employee.

Provides that, notwithstanding any other provision of RCW 48.46.066, an insurer offering any health benefit plan to a small employer may offer small group health benefit plans that provide coverage for fifteen mandated benefits required under chapter 48.46 RCW. An employee covered by such a small group health benefit plan may select the fifteen mandated benefits to be covered. If an employee requests a small group benefit plan with more than fifteen mandated benefits, the additional cost of such coverage must be split equally between the employer and the employee.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Health Care.

HB 2122 by Representatives Ericks, Santos, Hankins, Morrell, Lantz, Blake, Darneille, Ormsby, Wood, Chase, Linville, Kenney, Tom, McDermott and Hasegawa

Protecting confidentiality of domestic violence information.

Provides that a domestic violence advocate may not, without the consent of the victim, be examined as to any communication made by the victim to the domestic violence advocate.

Declares that for purposes of this act, "domestic violence advocate" means the employee or volunteer from a domestic violence shelter, victim assistance unit, program, or association, that provides information, medical or legal advocacy, counseling, or support to victims of domestic violence, who is designated by the victim to accompany the victim to proceedings concerning the alleged acts of domestic violence, including police and prosecution interviews, court proceedings, and to the hospital or other health care facility.

Provides that a domestic violence advocate may disclose a confidential communication without the consent of the victim if failure to disclose is likely to result in a clear, imminent risk of serious physical injury or death of

the victim or another person. Any domestic violence advocate participating in good faith in the disclosing of records and communications under this act is immune from any liability, civil, criminal, or otherwise, that might result from the action. In any proceeding, civil or criminal, arising out of a disclosure under this act, the good faith of the domestic violence advocate who disclosed the confidential communication shall be presumed.

Provides that except as authorized in this act, a domestic violence program, an individual who assists a domestic violence program in the delivery of services, or an agent, employee, or volunteer of a domestic violence program may not disclose information about a recipient of shelter, advocacy, or counseling services without the informed authorization of the recipient. In the case of an unemancipated minor, the minor and the parent or guardian must provide the authorization.

Requires the secretary to adopt rules to establish procedures to protect the confidentiality and prevent the disclosure of information that may impair the safety of past and current victims of domestic violence and stalking. At a minimum, the rules shall address the sharing of information among state agencies and other partners and modifying or improving existing data bases to protect from unauthorized information sharing and disclosure.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Judiciary.

https://doi.org/10.1016/10.101

Requiring adoption of rules regulating off-campus conduct.

Requires each institution of higher education to adopt rules regarding disruptive off-campus conduct of students, including sanctions. Sanctions may include, but are not limited to, counseling, probation, suspension, or expulsion.

Declares that, as used in this act, "disruptive offcampus conduct" means any conduct that results in a citation or conviction for the violation of laws or ordinances and that: (1) Interferes with the institution of higher education's relationship with the surrounding community;

- (2) Harms the reputation of the institution of higher education; or
- (3) Violates the institution of higher education's policies.

Requires each institution of higher education to report the substance of the rules adopted under this act to the higher education committees of the legislature by December 1, 2005.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Higher Education.

HB 2124 by Representatives Murray, Jarrett, Simpson, Hudgins, Upthegrove, Sells, Wallace, Dickerson, B. Sullivan, Moeller, Kenney and Hasegawa

Increasing state participation in public transportation service and planning.

Declares an intent that the state department of transportation be a leader in public transportation in the state. The department shall play a guiding role in coordinating decentralized public transportation services, increasing connectivity between them, advocating for public transportation as a means to increase corridor efficiency, and

increasing the integration of public transportation and the highway system.

Requires the secretary to establish an office of transit mobility to ensure the integration of decentralized public transportation services with the state transportation system. The director of the office must report directly to the secretary.

Creates the regional mobility steering committee.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Transportation.

### **HB 2125** by Representative Simpson

Modifying impact fee requirements.

Provides that, under no circumstances shall a county, city, town, or school district be required to transfer funds to an impact fee account from another agency account.

Declares that the impact fee schedule shall not be adjusted to offset impact fees not collected from an exempt low-income housing development or from another exempt development activity with broad public purposes.

Provides that a low-income housing development granted an exemption under this act shall be conditioned on the requirement that the developer record a covenant prohibiting the use of the property for any purpose other than low-income housing for a period of not less than twenty years.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Local Government.

HB 2126 by Representatives Lantz, Kenney, Kessler, Rodne, Linville, Hankins, Grant, Takko, Newhouse, Williams, Flannigan, Sells, Ormsby, Chase and Serben

Providing accommodations to dependent persons who are victims and witnesses.

Recognizes that it is important that dependent persons who are witnesses and victims of crime cooperate with law enforcement and prosecutorial agencies and that their assistance contributes to state and local enforcement efforts and the general effectiveness of the criminal justice system.

Finds that the state has an interest in making it possible for courts to adequately and fairly conduct cases involving dependent persons who are victims of crimes.

Declares an intent, by means of this act, to insure that all dependent persons who are victims and witnesses of crime are treated with sensitivity, courtesy, and special care and that their rights be protected by law enforcement agencies, prosecutors, and judges in a manner no less vigorous than the protection afforded to other victims, witnesses, and criminal defendants.

Provides that the failure to provide notice to a dependent person of the rights enumerated in this act or the failure to provide the rights enumerated shall not result in civil liability so long as the failure was in good faith.

Declares that nothing in this act shall be construed to limit a party's ability to bring an action, including an action for damages, based on rights conferred by other state or federal law.

Provides that, whenever a dependent person, as defined in RCW 9A.42.010, is offered as a witness and the court finds that varying the form and administration of the oath would avoid confusion for the dependent person, the court may vary the oath to be more easily understood by the

dependent person while still conveying the solemn and obligatory nature of the oath.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Judiciary.

HB 2127 by Representatives Sells, Chase and Linville

Providing property tax exemptions for persons with disabilities related to the performance of military duties.

Finds that veterans with service-connected disabilities deserve property tax relief in recognition of their service to our country.

Provides that any veteran of the armed forces of the United States with a ten percent or more service-connected disability, regardless of age or income, shall receive an exemption of two hundred fifty dollars from all regular property taxes in addition to other exemptions for which the veteran may qualify under this act.

Applies to taxes levied for collection in 2006 and thereafter.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Finance.

### **HB 2128** by Representatives Kirby and Roach

Regulating out-of-state banks, savings banks, and mutual savings banks branches.

Establishes provisions to regulate out-of-state banks, savings banks, and mutual savings banks branches.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Financial Institutions & Insurance.

### **HB 2129** by Representatives Serben and Ahern

Providing a use tax exemption for certain tangible goods purchased outside the state.

Provides a use tax exemption for certain tangible goods purchased outside the state.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Finance.

### **HB 2130** by Representatives Serben and Simpson

Modifying the taxation of omitted property.

Amends RCW 84.40.080 relating to the taxation of omitted property.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Finance.

# by Representatives Conway and Springer; by request of Department of Licensing

Concerning the master licensing service.

Provides that, subject to the availability of amounts appropriated for this specific purpose, the department shall administer a performance-based grant program that provides funding assistance to public agencies that issue business

licenses and that wish to join with the department's master licensing service.

Authorizes the department to determine among interested grant applicants the order and the amount of the grant. In making grant determinations, consideration must be given, but not limited to, the following criteria: Readiness of the public agency to participate; the number of renewable licenses; and the reduced regulatory impact to businesses subject to licensure relative to the overall investment required by the department.

Requires the department to invite and encourage participation by all Washington city and county governments having interests or responsibilities relating to business licensing.

Declares that the total amount of grants provided under this act may not exceed seven hundred fifty thousand dollars in any one fiscal year.

Declares that the source of funds for this grant program is the master license account.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Commerce & Labor.

HB 2132 by Representatives Alexander, Simpson, DeBolt, Williams, Holmquist and Kenney

Encouraging agricultural zoning that supports family farm ownership.

Finds that for many counties the adoption of zoning maps and development regulations that identify and protect agricultural resource lands of commercial significance is problematic. Complexities arise from the growth management act and rulings by the growth management hearings boards that do not allow counties to consider other important factors when designating agricultural resource lands of commercial significance.

Declares an intent to give counties flexibility in the establishment of zoning maps and development regulations to assure there is a viable agricultural industry in this state.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Local Government.

HB 2133 by Representatives Morrell, Campbell, Cody, Green, Schual-Berke, Clibborn, Moeller, Appleton, Lantz, Williams, Ormsby, Chase and Conway

Addressing access to individual health insurance coverage. Revises provisions relating to access to individual health insurance coverage.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Health Care.

HB 2134 by Representatives Conway, Roach, Lantz, Shabro, Kirby, Talcott, Kilmer, Darneille and McDonald

Providing a sales and use tax deferral for the construction of a historic automobile museum.

Provides that the governing board of a nonprofit organization, corporation, or association may apply for deferral of taxes on the construction of buildings, site

preparation, and the acquisition of related machinery and equipment for a historic automobile museum.

Directs the department of revenue to issue a sales and use tax deferral certificate for state and local sales and use taxes due under chapters 82.08, 82.12, and 82.14 RCW related to the construction of the historic automobile museum.

Requires the nonprofit organization, corporation, or association to begin paying the deferred taxes in the fifth year after the date certified by the department of revenue as the date on which the historic automobile museum is operationally complete.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Finance.

by Representatives Orcutt, Takko, Curtis, Blake, Jarrett, Holmquist, Strow and Talcott

Extending the deadlines and update frequency of comprehensive plan updates.

Amends RCW 36.70A.130 relating to extending the deadlines and update frequency of comprehensive plan updates.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Local Government.

HB 2136 by Representatives Linville, Ericksen, Eickmeyer and Haler

Authorizing a business and occupation tax credit study.

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.

Provides that the program must relate the amount of any tax credit to the extent to which a provider serves uninsured, medicare, and medicaid patients, such that providers who serve the greatest number of uninsured, medicare, and medicaid patients receive the greatest tax credit.

Declares that the program also should recommend a minimum threshold of uninsured, medicare, or medicaid patients that a provider must serve in order to qualify for the tax credit.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Finance.

### **Senate Bills**

SB 5387-S by Senate Committee on Water, Energy & Environment (originally sponsored by Senators Regala, Fraser, Rockefeller, Franklin, Pridemore, Keiser and Kline)

Requiring water conservancy board commissioners to disclose certain financial information.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that boards shall annually provide to the department information disclosing all payments or donations of moneys, services, and the provision of donated facilities and equipment for the support of any of the board's activities during the preceding year. Such disclosure does not include the donation of services by a commissioner carrying out board responsibilities, and does not include donations by a commissioner of moneys or the provision of facilities or equipment where the value of the donation does not exceed one thousand dollars.

Requires the information to identify the payor or donor, describe the amount or type of payment or donation, and the activity or activities that it supports. The department shall incorporate a summary of the information in its biennial report required by RCW 90.80.150.

### -- 2005 REGULAR SESSION --

Feb 17 WEE - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 5397-S by Senate Committee on Water, Energy & Environment (originally sponsored by Senators Rockefeller, Swecker, Poulsen, Oke, Kohl-Welles, Schmidt, Brown, Esser, Weinstein, Pridemore, Prentice, Keiser, Kline, Fairley, Regala, Fraser, Jacobsen, Shin and Spanel)

Changing vehicle emission standards provisions.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, pursuant to the federal clean air act, the legislature adopts the California motor vehicle emission standards in Title 13 of the California Code of Regulations, effective January 1, 2005.

Provides that, by December 31, 2005, the department of ecology shall adopt rules to implement the emission standards of the state of California for passenger cars, light duty trucks, and medium duty passenger vehicles, and shall amend the rules from time to time, to conform to the requirements of the federal clean air act. Rules shall be applicable to motor vehicles with a model year 2009 and later.

Does not limit the department of ecology's authority to regulate motor vehicle emissions for any other class of vehicle.

Provides that, after adoption of rules specified in this act, no vehicle shall be registered in the state for model year 2009 or later unless the vehicle: (1) Is consistent with the vehicle emission standards adopted by the department of ecology; or

(2) Has seven thousand five hundred miles or more. The department of licensing, in consultation with the department of ecology, may adopt rules necessary to implement this act.

Repeals RCW 70.120.200, and 1991 c 199 s 229 (uncodified).

### -- 2005 REGULAR SESSION --

Feb 17 WEE - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 5445-S by Senate Committee on Water, Energy & Environment (originally sponsored by Senators Kline, Pridemore, Esser, Brown, Finkbeiner, Jacobsen, Benson, Swecker, Spanel, Regala, Poulsen, Rockefeller, Rasmussen, Kohl-Welles, Weinstein and McCaslin)

Clarifying Initiative 297.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that the cleanup priority act makes the cleanup of contamination the top priority at sites with hazardous or mixed waste contamination. Consistent with that priority, the legislature finds that adding more wastes to sites with mixed radioactive and hazardous wastes where there have been releases into the environment detracts from cleanup, and from the work needed to bring wastes into compliance.

Finds that nothing in the cleanup priority act is intended to, or has the effect of, preventing the movement of waste from one facility or unit within a site to another as part of an approved cleanup order, agreement, or plan, or pursuant to permits.

Finds that the cleanup priority act does not regulate the materials or facilities used in the processing of radioactive substances, including those with nonradioactive components, to produce radioactive isotopes for beneficial use, such as calibrations, research, and medical use. In accordance with this finding, the cleanup priority act is not intended to, and shall not be interpreted to, regulate those radioactive or otherwise hazardous materials that may be imported to Washington state, or generated within the state, to be processed for the production of beneficial products, such as medical isotopes.

Declares that court challenges have raised possible interpretations of the cleanup priority act that the legislature finds are not consistent with the clear intent. It is in the interest of the state to clarify as quickly as possible that the cleanup priority act does not impact any business operation, or federal or private facility, that was not intended to be impacted by the cleanup priority act. Consistent with the intent of the voters, the legislature finds that the universe of regulated hazardous or dangerous wastes was not expanded by the passage of the cleanup priority act.

Declares that nothing in chapter 70.105E RCW prohibits mixed wastes generated on-site as part of a remedial or corrective action from being transferred to, stored, treated, recycled, or disposed of at a facility or unit within the site subject to applicable permits, plans, agreements, consent orders, or conditions of an approved remedy or corrective action under the federal superfund law, 42 U.S.C. Sec. 9601 et seq., chapter 70.105D RCW, chapter 70.105 RCW, or the federal resource conservation and recovery act, 42 U.S.C. Sec. 6921 et seq.

Provides that new land disposal facilities may be permitted by the department to accomplish the closure, remediation, or cleanup of facilities or units at a site subject to RCW 70.105E.040(6), if there are releases or suspected releases of hazardous substances at the site that are not investigated and being controlled under chapter 70.105 RCW, chapter 70.105D RCW, CERCLA 42 U.S.C. Sec. 9601 et seq., or RCRA 42 U.S.C. Sec. 6921 et seq.

Declares that this chapter does not regulate radioactive materials or substances, or the safety of facilities storing or processing such radioactive materials, where such radioactive materials or facilities are regulated exclusively by the federal government pursuant to the federal atomic energy act, 42 U.S.C. Sec. 2011 et seq., absent explicit delegation by congress to the state of such authority.

Declares that the voters passed this chapter intending to prevent the addition of more hazardous or mixed wastes to mixed wastes sites with releases of hazardous substances that are impacting the environment or pose a risk to public health. The department must implement this policy using its authority under the hazardous waste management act, chapter 70.105 RCW, the model toxics control act, chapter 70.105D RCW, and the state environmental policy act, chapter 43.21C RCW. The department shall adopt rules necessary to carry out the intent of this chapter.

### -- 2005 REGULAR SESSION --

Feb 17 WEE - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 5664-S by Senate Committee on Early Learning, K-12 & Higher Education (originally sponsored by Senators McAuliffe, Eide, Brandland, Regala, Thibaudeau, Stevens, Keiser, Kline and Rasmussen)

Improving teachers' skills with regard to children with learning differences.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 28A.415.023 to provide that the school-based plan shall address issues of research-based assessment and instructional strategies for students with dyslexia, dysgraphia, and language disabilities when addressing learning goal one under RCW 28A.655.110, as applicable and appropriate for individual certificated instructional staff.

### -- 2005 REGULAR SESSION --

Feb 17 EKHE - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 5676-S by Senate Committee on Water, Energy & Environment (originally sponsored by Senators Poulsen, Kline, Shin, Spanel, Fraser and Kohl-Welles)

Requiring oil spill contingency plans to include shellfish beds.

### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 90.56.210 and 88.46.060 to require oil spill contingency plans to include shellfish beds.

### -- 2005 REGULAR SESSION --

Feb 17 WEE - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

### SB 5984 by Senator Kline

Changing the clerk's fee for processing an ex parte order.

Provides that, for processing an ex parte order, a fee of thirty dollars must be charged.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Judiciary.

SB 5985 by Senators Kline, Franklin, Keiser and Kohl-Welles

Requiring the posting of certain clinical trial results.

Declares an intent to require public institutions in this state that take part in human clinical trials of drugs to release complete results of the clinical trials.

Provides that, for the purposes of this act, "drugs" has the same meaning as defined in 21 U.S.C. Sec. 321(g)(1) and (p) of the federal food, drug, and cosmetic act (21 U.S.C. Sec. 301 et seq.).

Requires any state-funded public institution in this state that takes part in human clinical trials of drugs to post a summary of the clinical trials, in a timely manner, on the institution's web site.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Health & Long-Term Care.

SB 5986 by Senators Kline, Franklin, Keiser and Kohl-Welles

Revising prescription drug product liability.

Declares an intent through this act to create an exception to the "learned intermediary doctrine" for prescription products advertised directly to consumers, and that the state supreme court holding in Terhune v. A.H. Robins Co., and subsequent cases, to the extent that they are inconsistent with this intent, are no longer valid.

Provides that where a consumer has sought a prescription product in response to an advertisement for that product, the manufacturer of that product, who would otherwise be subject to liability under chapter 7.72 RCW, is not relieved of that liability solely because the manufacturer warned the practitioner who prescribed the product of its proper use and attendant dangers.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Judiciary.

### SB 5987 by Senator Honeyford

Changing membership on the electrical board.

Increases membership on the electrical board to fifteen members.

Provides that one member shall be a certified electrician who is a representative of an industrial manufacturer that employs plant electricians.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Labor, Commerce, Research & Development.

SB 5988 by Senator Honeyford

Changing membership on the electrical board.

Increases membership on the electrical board to fifteen members.

Provides that one member shall be the owner or manager of an appliance repair business.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Labor, Commerce, Research & Development.

SB 5989 by Senator Honeyford

Changing membership on the electrical board.

Increases membership on the electrical board to fifteen members.

Provides that one member shall be the owner or manager of a heating, ventilating, or air conditioning business.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Labor, Commerce, Research & Development.

SB 5990 by Senators Regala, Carrell, Rasmussen, Hewitt, Swecker, Franklin, Zarelli and

Doumit

Providing a sales and use tax deferral for the construction of a historic automobile museum.

Provides that the governing board of a nonprofit organization, corporation, or association may apply for deferral of taxes on the construction of buildings, site preparation, and the acquisition of related machinery and equipment for a historic automobile museum.

Directs the department of revenue to issue a sales and use tax deferral certificate for state and local sales and use taxes due under chapters 82.08, 82.12, and 82.14 RCW related to the construction of the historic automobile museum.

Requires the nonprofit organization, corporation, or association to begin paying the deferred taxes in the fifth year after the date certified by the department of revenue as the date on which the historic automobile museum is operationally complete.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

SB 5991 by Senators Franklin, Kline and Kohl-Welles

Implementing tax reform.

Declares that it is the intent of the legislature in adopting this title to provide the necessary revenues for the support of vital state services on a more stable and equitable basis.

Repeals RCW 6.15.025.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

SB 5992 by Senators Kohl-Welles and Parlette

Modifying self-insurer assessments under the second injury fund.

Provides that the experience rating factor must provide equal weight to the ratio between payments made by the second-injury fund for claims of the self-insurer to the total payments made by the second-injury fund by all self-insurers for the prior three fiscal years and the ratio of workers' compensation claim payments under this title made by the self-insurer to the total worker's compensation payments made by all self-insurers under this title for the prior three fiscal years. This average must be divided by the latter ratio to arrive at the experience factor.

Applies to self-insurer assessments for the industrial insurance second injury fund that are imposed on or after July 1, 2008.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Labor, Commerce, Research & Development.

SB 5993 by Senators Prentice, Doumit, Zarelli, Rasmussen and Kohl-Welles; by request of Office of Financial Management

Providing additional funding for crime victims' compensation.

Appropriates the sum of three million six hundred twenty-seven thousand dollars for fiscal year ending June 30, 2005, from the state public safety and education account to the department of labor and industries for the additional costs incurred by the department in the crime victims compensation program.

Appropriates the sum of three million six hundred twenty-seven thousand dollars for fiscal year ending June 30, 2005, from the state general fund to the state public safety and education account for the additional costs incurred by the department of labor and industries in the crime victims compensation program.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

SB 5994 by Senators Prentice and Rasmussen

Limiting the number and location of house-banked card

Limits the number and location of house-banked card rooms.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Labor, Commerce, Research & Development.

SB 5995 by Senator Hargrove

Recognizing a parent's preference in the placement of a child in shelter care.

Recognizes a parent's preference in the placement of a child in shelter care.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Human Services & Corrections.

### **SB 5996** by Senator Franklin

Providing a procedure for court-ordered contact with a child for nonparents.

Provides a procedure for court-ordered contact with a child for nonparents.

Affirms that parents have a paramount right to raise their minor children.

Recognizes that this paramount right must be considered in conjunction with a minor child's interest in maintaining the strong emotional bonds with others that the child has developed and relies upon.

Declares an intent to establish internally consistent and rigorous standards that must be met for a nonparent to obtain visitation with a minor child.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Human Services & Corrections.

### SB 5997 by Senators Spanel and Benton

Regulating out-of-state banks, savings banks, and mutual savings banks branches.

Establishes provisions to regulate out-of-state banks, savings banks, and mutual savings banks branches.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Financial Institutions, Housing & Consumer Protection.

### SB 5998 by Senator Jacobsen

Authorizing the University of Washington to set building fees.

Amends RCW 28B.15.069 to authorize the University of Washington to set building fees.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Early Learning, K-12 & Higher Education.

### SB 5999 by Senators Prentice and Brown

Exempting service contracts to administer parking and business improvement areas from excise taxation.

Exempts service contracts to administer parking and business improvement areas from excise taxation.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

### SB 6000 by Senators Zarelli and Mulliken

Providing a sales and use tax exemption for privately produced trout purchased by the department of fish and wildlife.

Provides a sales and use tax exemption for privately produced trout purchased by the department of fish and wildlife.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

SB 6001 by Senators Zarelli, Eide, Rockefeller, Kline and Kohl-Welles

Regarding training for school administrators and security personnel in the use of force.

Provides that, by December 30, 2005, the Washington state school safety center advisory committee, in consultation with the criminal justice training commission, shall develop a model policy and training standards for school building administrators and other school security personnel relative to the use of force and physical restraint in the common schools.

Requires the Washington state school safety center advisory committee to report to the appropriate committees of the legislature regarding the model policy and training standards for school building administrators and other school security personnel relative to the use of force and physical restraint.

Provides that, by March 30, 2006, the model policy and training standards developed under this act shall be made available to serve as guidance to school districts and educational service districts and shall be posted on the superintendent of public instruction's web site.

Provides that, by June 1, 2006, the criminal justice training commission, in cooperation with the Washington state school safety center advisory committee, shall develop training materials in support of the model policy on the use of force and physical restraint.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Early Learning, K-12 & Higher Education.

### SB 6002 by Senators Benton and Zarelli

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

### SB 6003 by Senator Jacobsen

Modifying the commute trip reduction tax credit.

Revises provisions relating to commute trip reduction tax credit.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Transportation.

SB 6004 by Senators Franklin, Kline and Kohl-Welles

Authorizing an intangible personal property tax.

Finds that intangible wealth, such as stocks and bonds, represents approximately one-fourth to one-third of all property wealth with a taxable situs in this state.

Finds that the present system of taxing all tangible property with limited exceptions and of exempting all intangible property from taxation is regressive, in that such a system inures to the benefit of the more affluent residents and businesses in Washington who have sufficient wealth to make substantial investments in or own substantial intangible property.

Finds that while the transfer, sale, or use of tangible personal property is subject to various excise taxes in the state of Washington, as a general rule, no comparable taxes are imposed on intangible property.

Finds that persons of limited wealth with limited income may own intangible property and for this reason relatively small holdings of intangible property should be exempt from any tax on the ownership of intangible property.

Declares the purpose of this act is to subject intangible personal property to a tax on the privilege of ownership of the property, subject to the exemptions contained in this chapter for the limited intangible holdings of individuals, in order to provide a more equitable and fair system of taxation of both tangible and intangible wealth in this state.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

SB 6005 by Senators Rockefeller, Honeyford, Haugen, Regala and Kohl-Welles; by request of Secretary of State

Regarding preservation of state publications by the state library services.

Recognizes that an informed citizenry is indispensable to the proper functioning of a democratic society. It is the basic right of citizens to know about the activities of their government, to benefit from the information developed at public expense, and to have permanent access to the information published by state agencies.

Declares that the state library within the office of the secretary of state should ensure permanent public access to public state government publications, regardless of the format, and prescribe the conditions for use of state publications in depository libraries.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Government Operations & Elections.

### **Senate Joint Memorials**

SJM 8018 by Senators Fraser, Parlette, Poulsen, Hewitt, Berkey, Zarelli, Prentice, Doumit, Rockefeller, Fairley, Rasmussen, Kohl-Welles, Schoesler, Brandland, Schmidt, Shin, Pridemore, Mulliken, Honeyford, Brown, Kline and Regala

Requesting that the proposal to transition the Bonneville Power Administration from cost-based rates to market-based rates be rejected.

Requests that the proposal to transition the Bonneville Power Administration from cost-based rates to market-based rates be rejected.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Water, Energy & Environment.

### **Senate Joint Resolutions**

SJR 8211 by Senators Franklin, Kline and Kohl-Welles

Amending the Constitution to allow an income tax.

Proposes an amendment to the state Constitution to allow an income tax.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

SJR 8212 by Senators Franklin, Kline and Kohl-Welles

Amending the Constitution to allow the taxation of intangible personal property.

Proposes an amendment to the state Constitution to allow the taxation of intangible personal property.

### -- 2005 REGULAR SESSION --

Feb 18 First reading, referred to Ways & Means.

SENATE				HOUS	E	
SB 5050 Supp. 3 SB 5123	. Supp.	4	НВ 1051	Supp. 3	HB 1	120 Supp. 5
SB 5051 Supp. 3 SB 5123-S			HB 1052			121 Supp. 5
SB 5052 Supp. 3 SB 5124		4	HB 1053		HB 1	122 Supp. 6 123 Supp. 6
SB 5054 Supp. 3 SB 5126	. Supp.	4	HB 1054-S	Supp. 20	HB 1	124 Supp. 6
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SB 5194         Supp. 6         SB 5270         Supp. 8         HB 1193         Supp. 7         HB 1261         Supp. SB 5195         Supp. 6         SB 5271         Supp. 8         HB 1194         Supp. 7         HB 1262         Supp. Supp. Supp. 6         SB 5272         Supp. 8         HB 1195         Supp. 7         HB 1263         Supp. Supp. Supp. 6         SB 5273         Supp. 8         HB 1196         Supp. 7         HB 1264         Supp. Supp. Supp. 6         SB 5273         Supp. 8         HB 1196         Supp. 7         HB 1264         Supp. Supp. Supp. Supp. 7         SB 5274         Supp. 8         HB 1196         Supp. 7         HB 1265         Supp. Supp. Supp. Supp. 7         SB 5275         Supp. 8         HB 1196         Supp. 21         HB 1265         Supp. Supp. Supp. Supp. 7         SB 5275         Supp. 8         HB 1197         Supp. 7         HB 1266         Supp. Supp	8
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SB 5197         Supp. 6         SB 5273         Supp. 8         HB 1196         Supp. 7         HB 1264         Supp. SB 5198           SB 5198         Supp. 6         SB 5274         Supp. 8         HB 1196         Supp. 21         HB 1265         Supp. Supp. Supp. 7         SB 5275         Supp. 8         HB 1197         Supp. 21         HB 1266         Supp. Supp. Supp. 7         SB 5275         Supp. 8         HB 1197         Supp. 7         HB 1266         Supp. Supp. 7         SB 5275         Supp. Supp. 20         HB 1197         Supp. 21         HB 1266         Supp. Supp. 7         SB 5275         Supp. Supp. 7         HB 1266         Supp. Supp. 7         HB 1266         Supp. Supp. 7         SB 5275         Supp. Supp. Supp. 7         HB 1266         Supp. S	8
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SB 5202         Supp. 7         SB 5277         Supp. 8         HB 1199         Supp. 7         HB 1268         Supp. 8           SB 5203         Supp. 7         SB 5278         Supp. 8         HB 1200         Supp. 7         HB 1269         Supp. 8           SB 5204         Supp. 7         SB 5278-S         Supp. 23         HB 1201         Supp. 7         HB 1270         Supp. 8           SB 5205         Supp. 7         SB 5279         Supp. 8         HB 1202         Supp. 7         HB 1271         Supp. 8           SB 5206         Supp. 7         SB 5280         Supp. 8         HB 1203         Supp. 7         HB 1271         Supp. 8           SB 5207         Supp. 7         SB 5281         Supp. 8         HB 1204         Supp. 7         HB 1273         Supp. 8           SB 5208         Supp. 7         SB 5282         Supp. 8         HB 1204         Supp. 7         HB 1273         Supp. 8           SB 5209         Supp. 7         SB 5282         Supp. 8         HB 1205-S         Supp. 7         HB 1274         Supp. 8           SB 5210         Supp. 7         SB 5283         Supp. 8         HB 1206-S         Supp. 7         HB 1276-S         Supp. 8           SB 5211         Supp. 7	8 27
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SB 5209         Supp. 7         SB 5282-S         Supp. 28         HB 1205-S         Supp. 25         HB 1275         Supp. Supp. Supp. 3         Supp. Supp. 3         Supp. Supp. 3	8
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