



# WASHINGTON STATE LEGISLATURE



## Legislative Digest No. 58

SIXTIETH LEGISLATURE

Friday, April 6, 2007

89th Day - 2007 Regular Session

SENATE SB 5080-S SB 5498 SB 5557-S2 SB 5905-S SCR 8407-S

HOUSE HB 2378-S HB 2401 HJM 4023

This publication includes digest and history for bills, joint memorials, joint resolutions, concurrent resolutions, initiatives, and substitutes. Engrossed measures may be republished if the amendment makes a substantive change.

Electronic versions of Legislative Digests are available at <http://apps.leg.wa.gov/billinfo/digests.aspx?year=2007>.

### House Bills

**HB 2378-S** by House Committee on Transportation (originally sponsored by Representatives Flannigan, Jarrett, Clibborn, Eddy, Seaquist, and Roberts)

Expediting new vessel construction for Washington state ferries.

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

Finds that the Washington state ferry system has an excellent safety record and has commenced a long-term vessel procurement plan to ensure the replacement of older and outdated ferry vessels. The legislature further finds that the current vessel procurement process must move forward with all due speed, balancing the interests of both the taxpayers and shipyards. The commencement of construction of new vessels is important not only for safety reasons, but also to keep skilled marine construction jobs in the Puget Sound region and to sustain the capacity of the region to meet the ongoing preservation needs of the ferry system fleet of vessels.

Finds that the balancing of interests described in this act may necessitate the department of transportation to consider in the department's current new 144--auto ferries request for proposals a single proposal submitted jointly by the current best-qualified proposers. The department may, therefore, consider and accept or reject in the department's discretion such a single proposal, and the current best-qualified proposers may meet and confer to discuss matters that are reasonably necessary to determine whether to submit such a single proposal and to implement a single final contract if the proposal is accepted by the department.

Provides that, to further facilitate the balancing of interests described in this act, the department of transportation may, in its discretion, make revisions to the request for proposals that the department deems necessary or appropriate to balance such interests.

Provides that, if at any point there is only a single best-qualified proposer participating in the competitive design-build procurement process prior to the submission of bids in phase three, or if there is only a single responsive and responsible bid submitted in phase three, or if the current best-qualified proposers elect to jointly submit a

single proposal, the department may negotiate a fair-value contract with the proposer or joint proposers.

-- 2007 REGULAR SESSION --

- Mar 29 Public hearing in committee.
- Mar 30 Executive session in committee.  
TR - Majority; 1st substitute bill be substituted, do pass.
- Apr 2 Passed to Rules Committee for second reading.
- Apr 4 Placed on second reading by Rules Committee.

**HB 2401** by Representatives B. Sullivan, Strow, Dunshee, Roberts, and Santos

Imposing a fee on professional athletes to fund community outdoor athletic facilities.

Provides that, for the privilege of performing before paying audiences in publicly financed facilities, a fee is imposed on each member of a professional athletic team and each member of a sports entertainment business, for each duty day that occurs in the state of Washington. The fee is fifty dollars per member per duty day.

Provides that the revenue from fees collected under this act must be deposited into the youth athletic facility account created in RCW 43.99N.060.

-- 2007 REGULAR SESSION --

- Apr 4 First reading, referred to Agriculture & Natural Resources.

### House Joint Memorials

**HJM 4023** by Representatives Sells, Strow, B. Sullivan, Pearson, Eddy, Kristiansen, Ericks, Bailey, Blake, Ericksen, Chase, Williams, Morris, Kelley, Linville, Hunt, Kenney, and Hudgins

Honoring Lloyd Meeds.

Requests that the United States Department of the Interior commence proceedings to dedicate a portal facility at the Alpine Lakes Wilderness Area in honor of Lloyd Meeds.

-- 2007 REGULAR SESSION --  
 Apr 5 First reading, referred to Agriculture &  
 Natural Resources.

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### Senate Bills

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**SB 5080-S** by Senate Committee on Transportation  
 (originally sponsored by Senators Marr,  
 Swecker, Murray, Weinstein, Kauffman, Rasmussen,  
 Hatfield, Hobbs, Berkey, Pridemore, Regala, Tom,  
 McCaslin, Oemig, Jacobsen, and Rockefeller)

Extending tire replacement fees.

(AS OF SENATE 2ND READING 4/4/2007)

Extends the time period for waste tire removal fees and  
 revises the disposition of the fees.

Restates the goal to fully clean up unauthorized waste  
 tire piles in Washington state in an expeditious fashion. In  
 partnership with local governments and the private sector,  
 the legislature encourages ongoing efforts to prevent the  
 creation of future unauthorized waste tire piles. The  
 legislature notes a positive trend in tire recycling in recent  
 years and encourages all parties to continue these strong  
 recycling efforts.

Provides that, on September first of even-numbered  
 years, the department of ecology shall provide a report to  
 the house and senate transportation committees on the  
 progress being made on the cleanup of unauthorized waste  
 tire piles in the state and efforts underway to prevent the  
 formation of future unauthorized waste tire piles. The  
 report should detail any additional unauthorized waste tire  
 piles discovered since the last report and present a plan to  
 clean up these new unauthorized waste tire piles if they  
 have not already done so, as well as include a listing of  
 authorized waste tire piles and transporters. The report  
 shall also include the status of funds available to the  
 program and a needs assessment of the program. On  
 September 1, 2008, the department shall also make  
 recommendations to the committees for an ongoing  
 program to prevent the formation of future unauthorized  
 waste tire piles. Such a program, if required, must include  
 joint efforts with local governments and the tire industry.

-- 2007 REGULAR SESSION --

Jan 16 Public hearing in committee.  
 Jan 18 Executive session in committee.  
 Jan 22 TRAN - Majority; 1st substitute bill be  
 substituted, do pass.  
 Minority; do not pass.  
 Passed to Rules Committee for second  
 reading.  
 Feb 7 Made eligible to be placed on second  
 reading.  
 Mar 6 Placed on second reading by Rules  
 Committee.  
 Mar 8 1st substitute bill substituted.  
 Mar 9 Held on second reading.  
 Apr 4 Floor amendment(s) adopted.  
 Rules suspended. Placed on Third  
 Reading.  
 Third reading, passed; yeas, 38; nays, 10;  
 absent, 0; excused, 1.

**SB 5498** by Senators Regala, Clements, Morton,  
 Brandland, Pridemore, Delvin, Prentice,  
 Hatfield, and Rasmussen

Revising voter-approved funding sources for local taxing  
 districts.

(AS OF SENATE 2ND READING 4/2/2007)

Revises voter-approved funding sources for local  
 taxing districts.

Declares that, for purposes of this act, existing funds  
 means the actual operating expenditures for the calendar  
 year in which the ballot measure is approved by voters.  
 Actual operating expenditures excludes lost federal funds,  
 lost or expired state grants or loans, extraordinary events  
 not likely to reoccur, changes in contract provisions beyond  
 the control of the county or city receiving the services, and  
 major nonrecurring capital expenditures.

-- 2007 REGULAR SESSION --

Jan 22 First reading, referred to Government  
 Operations & Elections.  
 Feb 6 Public hearing in committee.  
 Feb 8 Executive session in committee.  
 Feb 12 GO - Majority; do pass.  
 And refer to Ways & Means.  
 Minority; do not pass.  
 Minority; without recommendation.  
 Referred to Ways & Means.  
 Feb 19 Public hearing in committee.  
 Mar 5 Executive session in committee.  
 WM - Majority; do pass.  
 Minority; do not pass.  
 Minority; without recommendation.  
 Passed to Rules Committee for second  
 reading.  
 Mar 6 Made eligible to be placed on second  
 reading.  
 Mar 8 Placed on second reading by Rules  
 Committee.  
 Apr 2 Floor amendment(s) adopted.  
 Rules suspended. Placed on Third  
 Reading.  
 Third reading, passed; yeas, 46; nays, 0;  
 absent, 0; excused, 3.  
 -- IN THE HOUSE --  
 Apr 4 First reading, referred to Finance.

**SB 5557-S2** by Senate Committee on Ways & Means  
 (originally sponsored by Senators Hargrove,  
 Prentice, Zarelli, Hatfield, Brandland, Brown, Poulsen,  
 Pridemore, and McAuliffe)

Concerning public facilities for economic development  
 purposes.

(AS OF SENATE 2ND READING 4/2/2007)

Revises provisions concerning public facilities for  
 economic development purposes.

-- 2007 REGULAR SESSION --

Feb 9 Public hearing in committee.  
 Feb 23 Executive session in committee.  
 Mar 1 Public hearing in committee.  
 Mar 5 Executive session in committee.  
 WM - Majority; 2nd substitute bill be  
 substituted, do pass.  
 Passed to Rules Committee for second  
 reading.

- Mar 8 Made eligible to be placed on second reading.
- Mar 10 Placed on second reading by Rules Committee.
- Apr 2 2nd substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 46; nays, 0; absent, 0; excused, 3.  
-- IN THE HOUSE --
- Apr 4 First reading, referred to Finance.

**SB 5905-S** by Senate Committee on Ways & Means (originally sponsored by Senators Franklin, Pflug, Keiser, Tom, Zarelli, Marr, and Carrell)

Concerning certificate of capital authorization.

(AS OF SENATE 2ND READING 4/2/2007)

Declares that, in processing and approving certificates of capital authorization, priority shall be given to construction or major renovation of existing facilities or replacement facilities. Those existing or replacement facilities with the greatest length of time between its last major renovation or construction shall be given first priority. A certificate of capital authorization is only required for capital expenditures exceeding the expenditure minimum as defined in RCW 70.38.025.

Provides that certificates of capital authorization for new facilities shall receive last priority and be assigned on a first-come, first-served basis.

Requires that certificate of capital authorization applications be filed with the department by the end of the previous state fiscal year to be considered for priority assignment in the following state fiscal year beginning July 1st.

Provides that projects shall be considered on an emergency basis if the construction or renovation must be completed as soon as possible to: (1) Retain a facility's license or certification;

(2) Protect the health or safety of the facility's residents; or

(3) Avoid closure.

-- 2007 REGULAR SESSION --

- Mar 5 Public hearing and executive action taken in committee. WM - Majority; 1st substitute bill be substituted, do pass. Passed to Rules Committee for second reading.
- Mar 10 Made eligible to be placed on second reading.
- Mar 23 Placed on second reading by Rules Committee.
- Apr 2 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 46; nays, 0; absent, 0; excused, 3.  
-- IN THE HOUSE --
- Apr 4 First reading, referred to Appropriations.

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### Senate Concurrent Resolutions

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**SCR 8407-S** by Senate Committee on Labor, Commerce, Research & Development (originally sponsored by Senators Kohl-Welles, Clements, Keiser, and Parlette)

Addressing liquor laws.

(AS OF SENATE 2ND READING 4/3/2007)

Resolves, that a joint select committee on the state liquor laws be established to review liquor licensing and tied house laws to determine whether they should be continued in their present form or reformulated to decrease the number of bills introduced in the legislature each year.

Resolves, that the committee report its findings and recommendations to the legislature at the regular session held in 2008.

-- 2007 REGULAR SESSION --

- Mar 9 Public hearing and executive action taken in committee.
- Mar 12 LCRD - Majority; 1st substitute bill be substituted, do pass. Passed to Rules Committee for second reading.
- Mar 23 Placed on second reading by Rules Committee.
- Apr 3 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 47; nays, 0; absent, 0; excused, 2.  
-- IN THE HOUSE --
- Apr 5 First reading, referred to Commerce & Labor.