



WASHINGTON STATE LEGISLATURE



Legislative Digest No. 10

SIXTY-FIRST LEGISLATURE

Monday, January 26, 2009

15th Day - 2009 Regular Session

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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=2009>.

House Bills

HB 1021-S by House Committee on Health Care & Wellness (originally sponsored by Representatives Campbell, Morrell, and Moeller)

Concerning notice of hospital audits.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of social and health services to make unannounced inspections of all hospitals.

Prohibits the department of social and health services from issuing its final report regarding an unannounced inspection until: (1) The hospital is given at least two weeks following the inspection to provide any information or documentation requested by the department during the unannounced inspection that was not available at the time of the request; and

(2) At least one person from the department conducting the inspection meets personally with the chief administrator or executive officer of the hospital following the inspection or the chief administrator or executive officer declines such a meeting.

-- 2009 REGULAR SESSION --

Jan 20 Public hearing in the House Committee on Health Care & Wellness at 1:30 PM.

Jan 22 HCW - Majority; 1st substitute bill be substituted, do pass.

Executive session in the House Committee on Health Care & Wellness at 8:00 AM.

HB 1033-S by House Committee on Environmental Health (originally sponsored by Representatives Campbell, Morrell, Hudgins, Hunt, Chase, Wood, and Dickerson)

Requiring the use of alternatives to lead wheel weights.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) Environmental health hazards associated with lead wheel weights are a preventable problem. People are exposed to lead fragments and dust when lead wheel weights fall from vehicles on Washington roadways and are then abraded and pulverized by traffic. Lead wheel weights on and alongside roadways can contribute to soil, surface, and groundwater contamination and pose a hazard to downstream aquatic life;

(2) Lead negatively affects every bodily system. While injurious to individuals of all ages, it is especially harmful to children, fetuses, and adults of childbearing age. Effects of lead on a child's cognitive, behavioral, and developmental abilities may necessitate large expenditures of public funds for health care and special education. Irreversible damage to children and subsequent expenditures could be avoided if exposure to lead is reduced; and

(3) There are no federal regulatory controls governing use of lead wheel weights. The legislature recognizes the state's need to protect the public from exposure to lead hazards.

Requires the department of ecology to: (1) Prepare and distribute information to persons in the tire and wheel weight manufacturing, distribution, wholesale, retail, an auto manufacturing industries, to the maximum extent practicable, to assist them in identifying environmentally preferred wheel weights;

(2) Issue a warning letter to a person in the tire distribution, wholesale, retail, auto manufacturing, or associated industry who violates the requirements of the act; and

(3) Offer information or other appropriate assistance to the person in (2) above.

Provides penalties.

-- 2009 REGULAR SESSION --

Jan 14 Public hearing in the House Committee on Environmental Health at 1:30 PM.

Jan 21 ENVH - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Executive action taken in the House Committee on Environmental Health at 1:30 PM.

Jan 23 Passed to Rules Committee for second reading.

HB 1537 by Representatives Appleton, McCune, and Rolfes

Requiring notification to property owners of emergency responses to property titled in their name.

Requires a municipal agency, a county agency, the Washington state patrol, and a fire protection district to notify a property owner of its response to an emergency on property titled in the owner's name within twenty-four hours of the response.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Local Government & Housing.

HB 1538 by Representatives O'Brien, Warnick, and Johnson

Concerning the reporting requirements of small domestic wineries.

Regulates reporting requirements of small domestic wineries.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Commerce & Labor.

HB 1539 by Representatives Springer, O'Brien, Warnick, Hasegawa, and Ormsby

Restricting the use of consignment contracts in the sale of used manufactured/mobile homes.

Restricts the use of consignment contract sales for used manufactured/mobile homes.

Declares an intent to require the use of a listing contract for the sale of a used manufactured/mobile home to ensure a transparent transaction between the parties.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Commerce & Labor.

HB 1540 by Representatives Orwall, Armstrong, Hunt, Alexander, Appleton, Williams, Roberts, Upthegrove, and Ormsby; by request of Statute Law Committee

Making technical corrections to gender-based terms.

Makes technical corrections to gender-based terms.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Judiciary.

HB 1541 by Representatives Seaquist, Conway, Crouse, and Simpson; by request of Select Committee on Pension Policy

Granting half-time service credit for half-time educational employment prior to January 1, 1987, in plans 2 and 3 of the school employees' retirement system and the public employees' retirement system.

Grants half-time service credit for half-time educational employment prior to January 1, 1987, in plans 2 and 3 of the school employees' retirement system and the public employees' retirement system.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1542 by Representatives Seaquist, Conway, Bailey, and Crouse; by request of Select Committee on Pension Policy

Repealing certain obsolete state retirement system statutes. Repeals obsolete state retirement system statutes.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1543 by Representatives Crouse and Conway; by request of Select Committee on Pension Policy

Lowering the general salary increase assumption for the actuarial funding of certain public retirement systems.

Lowers the general salary increase assumption from 4.5 percent to 4.25 percent for the actuarial funding of the public employees' retirement system, the teachers' retirement system, plan 1 of the law enforcement officers' and firefighters' retirement system, the school employees' retirement system, the public safety employees' retirement system, and the Washington state patrol retirement system.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1544 by Representatives Crouse, Conway, Bailey, and Seaquist; by request of Select Committee on Pension Policy

Addressing the state actuary's recommendations for assumptions used in the actuarial funding of the state retirement systems.

Authorizes the state actuary to consider the demographic components of total salary growth and make recommendations to the pension funding council concerning any changes to the demographic assumptions within total salary growth, when making recommendations regarding the general salary increase assumption.

Directs the state actuary to make recommendations to the pension funding council regarding the long-term demographic assumptions for the state retirement systems.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1545 by Representatives Conway, Seaquist, Bailey,

Crouse, Hasegawa, Kenney, Simpson, Morrell, and Ormsby; by request of Select Committee on Pension Policy

Authorizing the higher education coordinating board to offer higher education annuities and retirement income plans.

Authorizes the higher education coordinating board to offer higher education annuities and retirement income plans, subject to the following: The board is prohibited from offering or funding a purchased annuity or retirement income plan authorized under the act for the benefit of any retiree who is receiving or accruing a retirement allowance from a public employees' retirement system under Title 41 RCW or chapter 43.43 RCW.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1546 by Representatives Conway, Seaquist, and Crouse; by request of Select Committee on Pension Policy

Transferring public employees' retirement system plan 2 members to the school employees' retirement system plan 2.

Modifies provisions relating to transferring public employees' retirement system plan 2 members to the school employees' retirement system plan 2.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1547 by Representatives Bailey, Conway, Seaquist, Crouse, Kenney, Simpson, and Ormsby; by request of Select Committee on Pension Policy and LEOFF Plan 2 Retirement Board

Increasing the duty-related death benefit for public employees.

Increases the duty-related death benefit for public employees.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1548 by Representatives Bailey, Conway, Seaquist, Crouse, Kenney, Kelley, Simpson, Morrell, and Ormsby; by request of Select Committee on Pension Policy and LEOFF Plan 2 Retirement Board

Addressing interruptive military service credit within plans 2 and 3 of the public employees' retirement system, plans 2 and 3 of the school employees' retirement system, plans 2 and 3 of the teachers' retirement system, plan 2 of the law enforcement officers' and firefighters' retirement system, plan 2 of the Washington state patrol retirement system, and the public safety employees' retirement system.

Addresses interruptive military service credit in certain retirement system plans.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1549 by Representatives Conway, Crouse, Seaquist,

and Simpson; by request of Select Committee on Pension Policy

Studying disability benefit options for members of the public employees' retirement system plan 2 and plan 3, the teachers' retirement system plan 2 and plan 3, and the school employees' retirement system plan 2 and plan 3.

Directs the Washington state institute for public policy, with the assistance and support of the office of the state actuary, to study, during the 2009 legislative interim, the options available to the legislature for addressing the needs of members of the public employees' retirement system plan 2 and plan 3, the teachers' retirement system plan 2 and plan 3, and the school employees' retirement system plan 2 and plan 3, to have adequate disability benefit coverage through disability benefits under the public pension systems, through access to long-term disability insurance coverage, or a combination of both.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1550 by Representatives Seaquist, Conway, Crouse, Bailey, and Simpson; by request of Select Committee on Pension Policy

Extending the survivor annuity option for preretirement death in plan 1 of the public employees' retirement system to members who die after leaving active service.

Extends the survivor annuity option for preretirement death in plan 1 of the public employees' retirement system to members who die after leaving active service.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1551 by Representatives Conway, Bailey, Crouse, Seaquist, Kenney, Simpson, Morrell, and Ormsby; by request of Select Committee on Pension Policy and LEOFF Plan 2 Retirement Board

Addressing the survivor benefits of employees who die while honorably serving in the national guard or military reserves during a period of war.

Addresses survivor benefits of employees who die while honorably serving during a period of war in the national guard or military reserves.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1552 by Representatives Kretz, Blake, Short, Nelson, Smith, Uptegrove, and McCune

Regarding public access at open public meetings.

Requires a public meeting, with the exception of an executive session, to either be recorded or documented and that the recording or documentation be a public record.

Prohibits a governing body of a public agency from adopting any ordinance, resolution, rule, regulation, order, or directive, before a formal public testimony period has been allowed.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to State Government & Tribal Affairs.

HB 1553 by Representatives Takko, Goodman,

Williams, Hurst, Pedersen, and Campbell

Addressing claims for damages against the state and local governmental entities.

Addresses claims for damages against the state and local governmental entities.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Judiciary.

HB 1554 by Representatives Conway, Chase, Dickerson, Green, Goodman, Rolfes, Morrell, Cody, Simpson, Campbell, Ormsby, Van De Wege, Appleton, Flannigan, Seaquist, Miloscia, Hunt, Blake, Williams, Hudgins, Kenney, Priest, Sullivan, Eddy, White, Hasegawa, and Wood

Authorizing the department of labor and industries to issue stop work orders for violations of certain workers' compensation provisions.

Authorizes the director of the department of labor and industries to issue a stop work order against an employer requiring the cessation of all business operations of the employer if the employer is found to be in violation of certain worker's compensation provisions.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Commerce & Labor.

HB 1555 by Representatives Conway, Chase, Green, Dickerson, Rolfes, Goodman, Campbell, Morrell, Cody, Simpson, Ormsby, Van De Wege, Seaquist, Appleton, Miloscia, Hunt, Blake, Williams, Hudgins, Kenney, Sullivan, Priest, Eddy, and Wood

Addressing the recommendations of the joint legislative task force on the underground economy in the construction industry.

Requires the department of labor and industries to: (1) Approve training on state law for applicants for contractor registration;

(2) Work with representatives of the business community to explore the need for continuing education for contractors;

(3) Conduct education and outreach to employers on workers' compensation requirements and premium responsibilities, including independent contractor issues; and

(4) Work with new employers on an individual basis and also establish mass education campaigns.

Requires a contractor to maintain and have available for inspection by the department of labor and industries a list of all direct subcontractors and a copy of their certificate of registration.

Prohibits a local government from issuing a business license to a person required to be registered under chapter 18.27 RCW (registration of contractors) without verifying that the person is registered under that chapter and meets other requirements.

Provides that any employer who fails to keep and preserve certain work records required by RCW 50.12.070 is subject to a penalty determined by the commissioner of the employment security department but not to exceed two hundred fifty dollars or two hundred percent of the quarterly tax for each offense, whichever is greater.

Creates an interagency advisory committee on the underground economy to conduct a continuing study of the underground economy of the construction industry with the goal of reducing or eliminating the underground economy in this state.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Commerce & Labor.

HB 1556 by Representatives Warnick and Hinkle

Regarding the installation and maintenance of a dock on state-owned aquatic lands.

Permits an abutting residential owner to state-owned aquatic lands, who has installed a dock on the area, to install and maintain a boat lift, or other construction primarily used to provide safe moorage for a boat or to safely remove and store a boat above the water level, that is intended to operate in conjunction or association with the dock.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ecology & Parks.

HB 1557 by Representatives Warnick, Blake, Kretz, Hinkle, Chandler, McCune, and Johnson

Requiring that first-year taxes paid on new farm structures be used to offset any permit and inspection fees.

Finds that Oregon does not charge any fees for their farm structures and there is a need for farmers in Washington to have competitive parity with our neighboring state.

Declares an intent that first-year taxes paid on a new farm structure be used to offset any permit and inspection fees the county planning department would charge.

Prohibits a county from imposing permit fees or inspection charges for the construction or remodel of agricultural structures.

Provides that an amount equal to any reduction in revenue resulting from the agricultural structure permit fee and inspection charge exemptions must be allocated from the county general levy imposed on the agricultural structure to the county planning department.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Local Government & Housing.

HB 1558 by Representatives Haigh, Finn, Quall, and Rolfes

Regarding enrollment calculations for certain K-12 programs.

Clarifies provisions regarding enrollment calculations for certain K-12 programs based on a three-year average of annual enrollment.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

HB 1559 by Representatives Haigh, Kirby, and Chase

Regarding the application of motor vehicle warranty provisions to motor homes.

Revises the application of motor vehicle warranty provisions to motor homes.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Commerce & Labor.

HB 1560 by Representatives Conway, Wood, and Simpson

Regarding collective bargaining at institutions of higher education.

Modifies collective bargaining provisions for employees of institutions of higher education.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Commerce & Labor.

HB 1561 by Representatives Morrell, Priest, Simpson, Miloscia, and Dammeier

Authorizing certain areas in cities or towns to annex to a fire protection district.

Authorizes certain areas in cities or towns with a population greater than five thousand but less than ten thousand to annex to a fire protection district.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Local Government & Housing.

HB 1562 by Representatives Liias, Priest, Quall, Sullivan, Kenney, Simpson, McCune, and Ormsby; by request of Superintendent of Public Instruction

Changing the requirements for graduating without a certificate of academic achievement or a certificate of individual achievement.

Changes the requirements for graduating without a certificate of academic achievement or a certificate of individual achievement.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Education.

HB 1563 by Representatives Kirby, Williams, Hasegawa, Simpson, and Morrell; by request of Insurance Commissioner

Requiring annuities sold in Washington to be suitable to the age and financial situation of the purchaser.

Finds that consumers rely heavily on the insurance producers and insurers selling annuities for accurate, descriptive information when purchasing annuities and may be easily misled about the risks and benefits of the product being purchased.

Requires an annuity sold in Washington to be suitable to the age and financial situation of the owner. Purchasers are entitled to a clear written description of the annuity at the time of solicitation on a summary disclosure form adopted by rule of the insurance commissioner. Prior to issuing an annuity, the insurer must obtain sufficient information from the purchaser to verify the suitability of the proposed sale and to enable the prospective owner to make an informed purchase.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions & Insurance.

HB 1564 by Representatives Rodne, Kirby, Kelley, Roach, Williams, Hasegawa, Simpson, and Nelson; by request of Insurance Commissioner

Requiring the disclosure of information on flood insurance coverage.

Requires every insurer to provide written notice at policy issuance and annually thereafter to homeowner, condominium unit owner, residential tenant, and residential fire insurance policyholders that clearly and conspicuously discloses that the policy does not cover damage caused by flooding.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions & Insurance.

HB 1565 by Representatives Kirby, Kelley, Williams, and Simpson; by request of Insurance Commissioner

Expanding the scope of business continuity plans for domestic insurers.

Requires each domestic insurer to create and maintain a written business continuity plan identifying procedures relating to a local, state, or national emergency or significant business disruption.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions & Insurance.

HB 1566 by Representatives Kirby, Williams, and Simpson; by request of Insurance Commissioner

Granting the insurance commissioner certain authority when the governor declares a state of emergency.

Authorizes the insurance commissioner to, when the governor declares a state of emergency, issue an order that addresses any or all of the following matters related to insurance policies issued in this state: (1) Reporting requirements for claims;

(2) Grace periods for payment of insurance premiums and performance of other duties by insureds;

(3) Temporary postponement of cancellations and renewals; and

(4) Medical coverage to ensure access to care.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions & Insurance.

HB 1567 by Representatives Bailey, Kirby, and Roach; by request of Insurance Commissioner

Addressing insurance, generally.

Removes the legislature's authority to transfer money from the insurance commissioner's regulatory account to the Washington state heritage center account.

Requires, for tax purposes, premiums to be reported on a written basis or a paid-for basis consistent with the annual statement.

Sets forth the conditions under which medicare supplement insurance coverage must be offered without evidence of insurability.

- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to Financial Institutions & Insurance.
- HB 1568** by Representatives Bailey, Kirby, Rodne, Roach, Kelley, and Simpson; by request of Insurance Commissioner
 Regulating persons selling, soliciting, or negotiating insurance.
 Regulates persons selling, soliciting, or negotiating insurance.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to Financial Institutions & Insurance.
- HB 1569** by Representatives Liias, O'Brien, Hope, Sells, Dunshee, Kagi, McCoy, Morrell, and Ormsby
 Establishing local public works assistance funds.
 Authorizes a county legislative authority to establish local public works assistance funds for the purpose of funding public works projects located wholly or partially within the county.
 Authorizes a county, in consultation with cities and towns within the county, to make loans to local governments from funds established under the act for the purpose of assisting local governments in funding public works projects.
 Requires a county legislative authority to: (1) Using or providing money under the act, develop a prioritization process for funding public works projects that gives priority to projects necessary to address public health needs, substantial environmental degradation, or increases existing capacity necessary to accommodate projected population and employment growth;
 (2) Providing funding to other local governments under the act, consider, through a competitive application process, certain factors in assigning a priority to and funding a project; and
 (3) Providing funding for public works projects under the act, keep proper records of accounts.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to Local Government & Housing.
- HB 1570** by Representatives Liias, Hope, and O'Brien
 Concerning the conservation of forest lands.
 Reduces the county population from one million to six hundred thousand as a qualifier for certain transfers resulting in exemption from compensating taxes due to the removal of designated forest land from the current use valuation tax program.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to Finance.
- HB 1571** by Representatives Blake and Chandler; by request of Department of Ecology
 Regarding the adjudication of water rights.
 Modifies provisions regarding the adjudication of water rights.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to Agriculture & Natural Resources.
- HB 1572** by Representatives Hunt, Liias, Appleton, Miloscia, and Williams
 Adopting all mail voting.
 Establishes all-mail elections, but allows for designated in-person voting centers.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to State Government & Tribal Affairs.
- HB 1573** by Representatives Appleton, Newhouse, Conway, Hunt, Green, Armstrong, Condotta, and Kelley; by request of State Board of Accountancy
 Protecting financial and medical information presented to the board of accountancy.
 Provides that the financial records of certified public accountants and clients that are provided to the board of accountancy in the course of an investigation or in conjunction with an application for licensure under chapter 18.04 RCW are not subject to disclosure under the public records act, chapter 42.56 RCW, are privileged, and are not subject to discovery, subpoena, or other means of legal process or introduction into evidence in any civil action or arbitration.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to State Government & Tribal Affairs.
- HB 1574** by Representatives Kagi and Rodne; by request of Washington State Patrol
 Addressing motor carrier compliance review.
 Revises penalties for motor carriers.
 Doubles the penalty amount for high-risk carriers that have repeat violations of the same violation during a follow-up compliance review.
 Authorizes motor carriers, except for high-risk carriers, to request penalty mitigation.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to Transportation.
- HB 1575** by Representatives Sells, McCoy, Kristiansen, Hope, Pearson, Dunshee, and Liias
 Requiring a state route number 2 route development plan.
 Requires the department of transportation to conduct a state route number 2 route development plan to identify essential improvements needed between the port of Everett/Naval Station and approaching the state route number 9 interchange near the city of Snohomish.
 Makes an appropriation.
 Expires July 1, 2011.
- 2009 REGULAR SESSION --
 Jan 23 First reading, referred to Transportation.
- HB 1576** by Representatives Clibborn, Liias, Roach, and

Rodne

Determining the amount of motor vehicle fuel tax moneys derived from tax on marine fuel.

Determines the amount of motor vehicle fuel tax moneys derived from tax on marine fuel.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Transportation.

HB 1577 by Representatives Driscoll, Ormsby, Wood, and Williams

Adding questions about wood burning appliances to the seller's disclosure statement for residential real property transfers.

Amends the seller's disclosure statement for residential real property transfers by including wood burning appliances.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Commerce & Labor.

HB 1578 by Representatives Driscoll, Ormsby, Wood, and Williams

Regarding the board of directors of an air pollution control authority.

Revises membership provisions for the board of directors of an air pollution control authority.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Local Government & Housing.

HB 1579 by Representatives Appleton, Hasegawa, and Nelson

Concerning a business and occupation tax exemption for nonprofit organizations that provide legal services to low-income individuals.

Provides a business and occupation tax exemption for nonprofit organizations primarily engaged in the provision of legal services to low-income individuals.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Finance.

HB 1580 by Representatives Kessler, Walsh, Santos, Morris, Blake, Takko, Chandler, McCoy, Newhouse, Kretz, Linville, Jacks, Ormsby, Van De Wege, Hurst, Warnick, Nelson, Hinkle, Springer, and Kenney

Establishing a pilot local water management program in one qualified jurisdiction.

Establishes a pilot local water management program in a basin located east of the crest of the Cascade mountains in a county with a population between fifty-five thousand and sixty thousand people, as reported in the 2000 census.

Expires June 30, 2019.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Agriculture & Natural Resources.

HB 1581 by Representatives Liias, Priest, Nelson,

Miloscia, Rolfes, Ormsby, Morrell, Green, Simpson, Appleton, and Kenney

Requiring a minimum of three years' notice on closures or conversions of mobile home parks and manufactured housing communities.

Requires a minimum of three years' notice on closures or conversions of mobile home parks and manufactured housing communities.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Judiciary.

HB 1582 by Representatives Rolfes, Priest, Miloscia, Ormsby, Nelson, White, Morrell, Liias, Green, Simpson, and Appleton

Creating a property tax exemption for manufactured/mobile home communities.

Creates a property tax exemption for manufactured/mobile home communities.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Finance.

HB 1583 by Representatives Alexander, Simpson, Angel, Miloscia, Short, and Nelson

Modifying provisions relating to county auditors.

Modifies county auditor provisions.

Repeals county auditor duties regarding school district warrants.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Local Government & Housing.

HB 1584 by Representative Upthegrove

Regarding state environmental policy act exemptions for air operating permits.

Clarifies that decisions to issue, renew, reopen, or revise an air operating permit under RCW 70.94.161 are not subject to the requirements of RCW 43.21C.030(2)(c) relating to the state environmental policy act.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ecology & Parks.

HB 1585 by Representatives Finn, McCoy, Crouse, Eddy, Hinkle, Van De Wege, Takko, Carlyle, Dunshee, Ericks, Haler, Liias, Clibborn, Kenney, Ericksen, Bailey, Sells, Springer, Morris, Kessler, Williams, Upthegrove, Kelley, Simpson, and Morrell

Concerning the regulation of certain internet protocol services.

Prohibits the regulation of certain internet protocol services.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Technology, Energy & Communications.

HB 1586 by Representatives Kirby, Bailey, Hurst, Roach, and Santos

Defining nontraditional mortgages.

Defines nontraditional mortgages.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions & Insurance.

HB 1587 by Representatives Kirby, Bailey, Hurst, Roach, and Simpson

Authorizing the consideration of mitigating factors for enforcement actions under the mortgage broker practices act.

Authorizes consideration of mitigating factors for enforcement actions under the mortgage broker practices act.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions & Insurance.

HB 1588 by Representatives Kirby, Bailey, Hurst, Roach, Simpson, and Morrell

Clarifying the ability to charge residential mortgage loan fees.

Clarifies the ability of a financial institution to charge residential mortgage loan fees.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions & Insurance.

HB 1589 by Representatives Green, Dickerson, and O'Brien

Addressing venue for hearings to modify or revoke an order for conditional release.

Addresses venue for hearings to modify or revoke an order for conditional release.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Human Services.

House Joint Memorials

HJM 4006 by Representatives Warnick, McCune, and Johnson

Requesting that the words "under God" remain in the Pledge of Allegiance.

Requests officers of the executive and legislative branches of both the federal and state governments to continue their efforts to ensure that the words "under God" remain in the Pledge of Allegiance.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Judiciary.

Senate Bills

SB 5151-S by Senate Committee on Judiciary (originally sponsored by Senators Kline, Rockefeller, and Kohl-Welles)

Authorizing the appointment of court commissioners to assist with criminal cases.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Allows, in counties with a population of more than four hundred thousand, by the presiding judge of the superior court having jurisdiction in that county, appointment of one or more attorneys to act as criminal commissioners to assist the superior court in disposing of adult criminal cases.

Requires the county legislative authority to approve the creation of criminal commissioner positions.

-- 2009 REGULAR SESSION --

Jan 16 Public hearing in the Senate Committee on Judiciary at 1:30 PM.

Jan 21 Executive action taken in the Senate Committee on Judiciary at 3:30 PM.

Jan 23 JUD - Majority; 1st substitute bill be substituted, do pass. Minority; without recommendation. Passed to Rules Committee for second reading.

SB 5473 by Senators Kastama, Kilmer, Pridemore, McAuliffe, and Sheldon

Expediting completion of projects of statewide significance. Expedites completion of projects of statewide significance.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Economic Development, Trade & Innovation.

SB 5474 by Senators Kastama, Kilmer, and Shin

Providing tax incentives for contributions for research and technology development grants.

Provides tax incentives for contributions for research and technology development grants.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Economic Development, Trade & Innovation.

SB 5475 by Senators Kastama and Pridemore

Regarding economic development planning.

Requires counties planning under RCW 36.70A.070 to complete the economic development element of their comprehensive plan by June 30, 2010, notwithstanding certain other provisions.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Economic Development, Trade & Innovation.

SB 5476 by Senators Murray, McDermott, Kline, Regala, and Kohl-Welles

Abolishing the death penalty.

Abolishes the death penalty.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Judiciary.

SB 5477 by Senators Shin, Carrell, Marr, Delvin, Sheldon, Fairley, Pridemore, Kastama, Jarrett, Tom, and Jacobsen

Providing visitation rights for grandparents.

Recognizes that the recent Washington state supreme court decision in *In re Parentage of C.A.M.A.* reaffirmed that Washington's grandparent visitation statutes are unconstitutional.

Declares an intent to bring the law in line with the court's holding in that case, in order to ensure that grandparents have a viable means of petitioning the court for visitation with their grandchildren.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Human Services & Corrections.

SB 5478 by Senator Hargrove; by request of Sentencing Guidelines Commission

Changing the definition of a juvenile.

Revises the definition of "juvenile," "youth," and "child" in chapter 13.40 RCW.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Human Services & Corrections.

SB 5479 by Senator Hargrove; by request of Sentencing Guidelines Commission

Concerning the transfer of juveniles to adult court.

Modifies provisions relevant to the transfer of a juvenile to adult court.

Prohibits a respondent under the age of fifteen from being transferred for adult criminal prosecution except when that respondent is charged with murder in the first degree, murder in the second degree, assault in the first degree, or an attempt to commit those crimes.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Human Services & Corrections.

SB 5480 by Senators Delvin, Franklin, Fairley, Keiser, and Shin; by request of Insurance Commissioner

Creating the Washington health care discount plan organization act.

Creates the Washington health care discount plan organization act to promote the public interest by establishing standards for discount plan organizations, to protect consumers from unfair or deceptive marketing, sales, or enrollment practices, and to facilitate consumer understanding of the role and function of discount plan organizations in providing discounts on charges for health care services.

Requires a person to obtain a license from the insurance commissioner to operate as a discount plan organization before conducting discount plan business to which the act applies.

Provides that any person, organization, or entity that has engaged in a discount plan business to which the act applies, and has done so on or before the effective date of the act, has six months following the effective date of the act to submit a substantially complete application for a license as provided in section 5 of the act and to otherwise come into compliance with the requirements of the act.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Health & Long-Term Care.

SB 5481 by Senators Marr, Becker, Hobbs, Haugen, Franklin, Parlette, Eide, Rockefeller, Hatfield, Jarrett, Jacobsen, Kilmer, Berkey, Tom, Swecker, King, Kastama, Shin, McDermott, Prentice, Fairley, Holmquist, Brandland, McCaslin, Ranker, McAuliffe, Roach, Honeyford, and Kauffman

Concerning veterans' burials.

Revises procedures regarding unclaimed human remains when certified by the department of veterans affairs to be those of a veteran.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Government Operations & Elections.

SB 5482 by Senators Haugen and Swecker; by request of Washington State Patrol

Modifying provisions governing two-wheeled and three-wheeled vehicles.

Revises provisions regarding two-wheeled and three-wheeled vehicles.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Transportation.

SB 5483 by Senators Murray, Holmquist, Hewitt, Marr, and Honeyford

Concerning the reporting requirements of small domestic wineries.

Regulates reporting requirements of small domestic wineries.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5484 by Senators Marr, Roach, Keiser, Tom, Hobbs, Kline, Oemig, Franklin, Shin, Kilmer, and Kauffman

Concerning developmental screening.

Requires the department of social and health services to select a developmental screening tool consistent with nationally accepted pediatric guidelines and to reimburse providers using the tool to conduct developmental screenings of children. The department shall also recommend a schedule for administering these developmental screens consistent with nationally accepted pediatric guidelines.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Health & Long-Term Care.

SB 5485 by Senators Rockefeller, Honeyford, Pridemore, and Kilmer

Authorizing water-sewer districts to construct, condemn and purchase, add to, maintain, and operate systems for wastewater reclamation.

Authorizes a water-sewer district to construct, condemn and purchase, add to, maintain, and operate systems of wastewater reclamation as authorized by chapter 90.46 RCW for the purpose of furnishing the district and the inhabitants thereof with reclaimed wastewater for all authorized uses and purposes, public and private, including with full authority to regulate the use and operation thereof and the service rates to be charged. In compliance with other sections of chapter 57.08 RCW, a district may also provide reclaimed wastewater services to persons outside the district.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Environment, Water & Energy.

SB 5486 by Senators Fraser, Carrell, Jacobsen, Swecker, Kilmer, and Shin

Requiring a comprehensive lakes management strategic plan.

Finds that: (1) Freshwater lakes are vital to the state's economy and environment, and serve as a source of recreational and scenic enjoyment;

(2) Currently more than two hundred lakes, or twenty-five percent of the publicly accessible lakes within Washington state, have impaired water quality conditions or are at risk for impairment; and

(3) Legislative studies a decade ago identified several programmatic recommendations to strengthen state and local responses to degradation in the health of lakes.

Directs that a comprehensive strategy for lakes protection and restoration be developed, portions of which may be implemented within current authority and funding, and that the strategy further include recommendations for further legislative authorization and funding to achieve a comprehensive statewide lakes protection and restoration program.

Requires the department of ecology to prepare a comprehensive lakes management strategic plan to guide state programs that provide technical and financial assistance to other state agencies, local governments, special purpose districts, and nongovernmental entities for the protection and restoration of the state's freshwater lakes.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Natural Resources, Ocean & Recreation.

SB 5487 by Senator Brandland

Changing the notification date for nonrenewal of a certificated employee's contract.

Changes the notification date for nonrenewal of contracts for certificated employees.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Early Learning & K-12 Education.

SB 5488 by Senators Kline, Carrell, Eide, and Roach

Modifying judicial election provisions.

Revises provisions regarding judicial elections.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Judiciary.

SB 5489 by Senators Keiser, Fraser, Marr, Regala, Tom, Hatfield, Carrell, and Franklin

Participating in insurance plans and contracts by separated plan 2 members of certain retirement systems.

Modifies provisions relevant to participation in insurance plans and contracts by separated plan 2 members of certain retirement systems.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

SB 5490 by Senators Fraser, McAuliffe, Regala, Keiser, Hatfield, Carrell, and Shin

Addressing postretirement employment.

Revises eligibility requirements for postretirement employment.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Ways & Means.

SB 5491 by Senators Brandland, Zarelli, and Becker

Requiring school districts or educational service districts to purchase employee health insurance coverage through the state health care authority.

Requires a school district or educational service district to purchase employee health insurance coverage through the state health care authority, except that the coverage may be purchased through other parties if required by any collective bargaining agreement signed before the effective date of the act.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Early Learning & K-12 Education.

SB 5492 by Senators Marr, Swecker, Kohl-Welles, Benton, Keiser, and Franklin

Applying RCW 41.56.430 through 41.56.490 to employees working under a site certificate issued under chapter 80.50 RCW.

Applies the provisions of RCW 41.56.430 through 41.56.470, 41.56.480, and 41.56.490 to the operating and maintenance employees of a joint operating agency as defined in RCW 43.52.250 who are employed at a commercial nuclear power plant operating under a site certificate issued under chapter 80.50 RCW, with certain exceptions.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5493 by Senators Murray, Jarrett, and Kohl-Welles

Creating a regional transportation corridor authority.

Authorizes establishment of a regional transportation corridor authority, within a county with a population greater than one million five hundred thousand and any adjoining counties with a population greater than five hundred thousand, to provide for a comprehensive and integrated corridor-based multimodal regional transportation system within a defined transportation corridor.

Directs a regional transportation corridor authority to prepare, adopt, and submit to regional voters a

comprehensive and integrated corridor-based multimodal corridor management and investment plan.

Authorizes a regional transportation corridor authority to: (1) As part of a corridor management and investment plan, recommend the imposition or authorization of some or all of certain revenue sources, which a regional transportation corridor authority may levy, impose, or authorize if contained in a plan approved by the voters;

(2) Issue general obligation bonds, not to exceed an amount, together with any other outstanding nonvoter-approved general obligation indebtedness, equal to one and one-half percent of the value of the taxable property within the authority; and

(3) With voter approval, impose a local surcharge of not more than eight-tenths of one percent of the value on vehicles registered to a person residing within the authority.

Makes an appropriation.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Transportation.

SB 5494 by Senators Haugen, Swecker, Marr, and Delvin
Determining the amount of motor vehicle fuel tax moneys derived from tax on marine fuel.

Determines the amount of motor vehicle fuel tax moneys derived from tax on marine fuel.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Transportation.

SB 5495 by Senators Hobbs, Schoesler, McCaslin, and Marr

Providing limitations on rental housing inspections.

Prohibits a local government from requiring or permitting a landlord to engage or hire a third party to conduct inspections or searches of dwelling units and common areas under RCW 59.18.150. A local government may not assess the cost of an inspection by a local building official under RCW 59.18.150 against the landlord or owner.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Financial Institutions, Housing & Insurance.

SB 5496 by Senators Becker and Swecker

Extending the time period for the department of transportation to enter into an agreement for a rail line over the Milwaukee Road corridor.

Extends the time period for a franchise agreement for a rail line over certain portions of the Milwaukee Road corridor.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Transportation.

SB 5497 by Senators Marr, Keiser, and Murray

Concerning telemedicine.

Regulates the delivery of home health care services through telemedicine.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Health & Long-Term Care.

SB 5498 by Senators Jarrett, King, and McAuliffe; by request of Superintendent of Public Instruction

Changing the requirements for graduating without a certificate of academic achievement or a certificate of individual achievement.

Changes the requirements for graduating without a certificate of academic achievement or a certificate of individual achievement.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Early Learning & K-12 Education.

SB 5499 by Senators Jarrett, Swecker, Haugen, Marr, and Shin; by request of Department of Transportation

Concerning bond amounts for department of transportation highway contracts.

Allows the department of transportation to authorize bonds in an amount less than the full contract price of a project on highway construction contracts administered by the department of transportation with an estimated contract price of two hundred fifty million dollars or more.

Expires June 30, 2016.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Transportation.

SB 5500 by Senators Keiser, Pflug, Franklin, Parlette, Murray, and Kohl-Welles

Concerning methicillin-resistant staphylococcus aureus.

Provides a process for screening for and reporting of methicillin-resistant staphylococcus aureus in Washington hospitals.

Establishes a hospital methicillin-resistant staphylococcus aureus risk assessment and surveillance program.

Requires a physician, physician assistant, or advanced registered nurse practitioner to, in completing a certificate of death in compliance with chapter 70.58 RCW (vital statistics), note the presence of methicillin-resistant staphylococcus aureus, if it is a cause or contributing factor in the patient's death.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Health & Long-Term Care.

SB 5501 by Senators Keiser, Pflug, Franklin, Parlette, Murray, and Kohl-Welles

Concerning the secure exchange of health information.

Finds that: (1) The inability to securely share critical health information between practitioners inhibits the delivery of safe, efficient care;

(2) Consumers are unable to act as fully informed participants in their care unless they have ready access to their own health information;

(3) The blue ribbon commission on health care costs and access found that the development of a system to provide electronic access to patient information anywhere in the state was a key to improving health care; and

(4) In 2005, the legislature established a health information infrastructure advisory board to develop a

strategy for the adoption and use of health information technologies that are consistent with emerging national standards and promote interoperability of health information systems.

Requires the administrator of the state health care authority to designate one or more lead organizations to coordinate development of processes, guidelines, and standards to improve patient access to and control of their own health care information and to implement methods for the secure exchange of clinical data.

Requires the office of financial management to contract with an independent research organization to evaluate implementation of the act's provisions.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Health & Long-Term Care.

SB 5502 by Senators Keiser, Pflug, Franklin, Murray, Roach, Marr, Kohl-Welles, and Shin

Establishing the primary care physician conditional tuition waiver program.

Finds that there is a critical shortage of primary care physicians in the state especially in rural areas.

Declares an intent to create incentives for medical school students to choose primary care practice for their medical careers.

Establishes the primary care physician conditional tuition waiver program to be administered by the University of Washington.

Creates the primary care physician conditional tuition waiver account.

Provides that, within funds appropriated to the department of health for this purpose, and with the goal of increasing the number of family medicine residency positions at community health centers, and thereby increasing the number of family medicine physicians working in underserved settings, a family medicine residency training grant program is created.

Creates the family medicine residency training account.

Requires funding for graduate medical education to be directed toward residents in training in family medicine, internal medicine, and pediatrics who plan to pursue primary care following their residency programs.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Higher Education & Workforce Development.

SB 5503 by Senators Pridemore, Kline, Jacobsen, Kohl-Welles, and Murray

Protecting lake water quality by reducing phosphorus from lawn fertilizers.

Finds that: (1) Phosphorus loading of surface waters can stimulate the growth of weeds and algae. This growth can have adverse environmental, health, and aesthetic effects;

(2) Lawn fertilizers contribute to phosphorus loading;

(3) Turf fertilizers containing no or very low amounts of phosphorus are readily available; and

(4) While significant reductions of phosphorus from laundry detergent and dishwashing detergent have been achieved, similar progress in reducing phosphorus contributions from turf fertilizer has not been accomplished.

Declares an intent to significantly limit the use of fertilizers containing the plant nutrient phosphorus.

Prohibits a person, under certain conditions, from applying a fertilizer containing the plant nutrient phosphorus to turf.

Prohibits a person from applying a fertilizer to an impervious surface.

Provides penalties.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Environment, Water & Energy.

SB 5504 by Senators Fraser, Honeyford, Rockefeller, Marr, Kline, and Morton; by request of Department of Ecology

Concerning reclaimed water permitting.

Modifies reclaimed water permitting provisions.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Environment, Water & Energy.

SB 5505 by Senators Hatfield, Holmquist, Sheldon, Delvin, Schoesler, Parlette, Hobbs, Murray, Hewitt, Honeyford, and Shin

Providing a consistent definition for renewable or alternative energy resources.

Finds that there is a need for a consistent definition of renewable or alternative resources in the energy independence act and the statutes concerning fuel mix disclosures for electric utilities, the green-power option program for electric utility customers, and integrated resource planning for electric utilities.

Provides a consistent definition for renewable or alternative energy resources.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Environment, Water & Energy.

SB 5506 by Senators Hatfield, Delvin, McAuliffe, Fairley, King, Kastama, Shin, Murray, Hobbs, and Jacobsen

Concerning child care providers.

Requires the department of social and health services, beginning with the 2017-2019 fiscal biennium, and in every fiscal biennium thereafter, to adjust the child care subsidy to make it equal to or greater than seventy-five percent of the actual charges of providing child care in a child care center.

Requires child care centers to distribute age-appropriate educational and parenting information provided by licensors, local resource centers, school districts, and other organizations to parents who bring their children to that child care center.

Directs the Washington basic health plan administrator to reserve ten percent of enrollment slots for child care providers working at child care centers that are licensed by the state under RCW 74.15.030 and have at least one child care slot filled by a child for whom it receives a subsidy.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Early Learning & K-12 Education.

Senate Joint Memorials

SJM 8004 by Senators Shin, Kastama, Hobbs, Swecker, Schoesler, Morton, Berkey, McDermott, Jarrett, Oemig, Honeyford, Marr, McAuliffe, Tom, and Pridemore

Requesting congress take action to maintain and develop a highly-skilled workforce in Washington.

Requests the President of the United States Senate, the Speaker of the United States House of Representatives, and the United States Senate and House of Representatives to actively support legislation: (1) Increasing the number of available H-1B visas; and

(2) Mandating that companies hiring highly skilled workers through the H-1B visa program pay the sum of ten thousand dollars per foreign worker, to go toward training domestic workers for highly skilled jobs.

-- 2009 REGULAR SESSION --

Jan 23 First reading, referred to Economic Development, Trade & Innovation.