



WASHINGTON STATE LEGISLATURE



Legislative Digest No. 19

SIXTY-FIRST LEGISLATURE

Friday, February 6, 2009

26th Day - 2009 Regular Session

SENATE	SB 5055-S	SB 5056-S	SB 5069-S	SB 5117-S	SB 5319-S	SB 5326-S	SB 5350-S
	SB 5422-S	SB 5430-S	SB 5437-S	SB 5473-S	SB 5478-S	SB 5678-S	SB 5866
	SB 5867	SB 5868	SB 5869	SB 5870	SB 5871	SB 5872	SB 5873
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HOUSE	HB 1004-S	HB 1010-S	HB 1134-S	HB 1291-S	HB 1369-S	HB 1371-S	HB 1906-S
	HB 1981	HB 1982	HB 1983	HB 1984	HB 1985	HB 1986	HB 1987
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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

-- 2009 REGULAR SESSION --

Feb 4 TEC - Majority; 1st substitute bill be substituted, do pass.

HB 1004-S by House Committee on Technology, Energy & Communications (originally sponsored by Representatives Morris, Chase, Morrell, Upthegrove, Hudgins, and Moeller)

Adding products to the energy efficiency code.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises the list of new products regulated by the energy efficiency code.

-- 2009 REGULAR SESSION --

Jan 26 Public hearing in the House Committee on Technology and Energy & Communications at 1:30 PM.

Feb 4 TEC - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

Feb 5 Passed to Rules Committee for second reading.

HB 1010-S by House Committee on Technology, Energy & Communications (originally sponsored by Representatives Morris, Chase, and Moeller)

Regarding the definition of a biofuel.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Adds the definition of "renewable diesel" to chapter 19.112 RCW, the motor fuel quality act.

HB 1134-S by House Committee on Technology, Energy & Communications (originally sponsored by Representatives McCoy, Chase, Armstrong, Hinkle, Condotta, and Warnick)

Creating customer rebates and public utility tax credits for light and power businesses and gas companies.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that: (1) Washington's growing population and economy will put a strain on energy supplies and threaten the ability of the state to meet its climate policy goals unless specific steps are taken to reduce demand and utilize energy more efficiently; and

(2) Solar water heaters can provide at least one-half of the hot water needs in the average home and reduce electric or natural gas consumption with free renewable energy from the sun.

Declares an intent to facilitate the installation of solar water heating systems in homes and businesses by providing: (1) A rebate to customers who install solar water heating systems; and

(2) A tax credit to the light and power business based on the amount of solar water heating systems installed by their customers.

Finds that the rebate and tax credit has broad application for the installation of solar water heating systems in urban, rural, business, and residential locations, as well as in any climate throughout the state.

Expires December 31, 2012.

- 2009 REGULAR SESSION --
- Jan 28 Public hearing in the House Committee on Technology and Energy & Communications at 8:00 AM.
- Feb 4 TEC - Majority; 1st substitute bill be substituted, do pass.
- HB 1291-S** by House Committee on Local Government & Housing (originally sponsored by Representatives Maxwell, Simpson, Green, Rodne, Clibborn, Hasegawa, Ormsby, Orwall, Lias, Hudgins, Johnson, Sullivan, and Hunter)
- Changing library district annexation provisions.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Revises library district annexation provisions.
- 2009 REGULAR SESSION --
- Jan 29 Public hearing in the House Committee on Local Government & Housing at 10:00 AM.
- Feb 2 LGH - Majority; 1st substitute bill be substituted, do pass.
- HB 1369-S** by House Committee on Local Government & Housing (originally sponsored by Representatives Haler, Takko, and Klippert)
- Addressing county elected officials keeping offices at the county seat.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Clarifies provisions regarding county elected officials keeping offices at the county seat.
- 2009 REGULAR SESSION --
- Feb 2 LGH - Majority; 1st substitute bill be substituted, do pass.
- HB 1371-S** by House Committee on Transportation (originally sponsored by Representatives Armstrong, Hunt, Ross, Walsh, Ormsby, Miloscia, Van De Wege, Shea, Priest, Hasegawa, Hope, and Uptegrove)
- Modifying limitations on the use of intermediate licenses.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Allows an intermediate licensee to drive at any hour without restrictions on the number of passengers in the vehicle if, for the twelve-month period following the issuance of the intermediate license, he or she has not been convicted of or found to have committed a traffic infraction related to an automobile accident.
- 2009 REGULAR SESSION --
- Feb 3 TR - Majority; 1st substitute bill be substituted, do pass.
- HB 1906-S** by House Committee on Commerce & Labor (originally sponsored by Representatives Conway, Kenney, Wood, Moeller, Green, Hudgins, Williams, Dickerson, Sells, Sullivan, Appleton, Morrell, Hasegawa, Darneille, Ormsby, Kagi, Van De Wege, Santos, Goodman, McCoy, Cody, Simpson, and Nelson)
- Improving economic security through unemployment compensation.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
- Improves economic security through unemployment compensation.
- 2009 REGULAR SESSION --
- Feb 4 CL - Majority; 1st substitute bill be substituted, do pass.
Minority; without recommendation.
- Feb 5 Placed on second reading.
- HB 1981** by Representatives Driscoll, Parker, Wood, and Ormsby
- Modifying the rural county tax credit provided in chapter 82.62 RCW.
Modifies the rural county tax credit provided in chapter 82.62 RCW (tax credits for eligible business projects in rural counties).
Provides that the act applies with respect to applications for credit under chapter 82.62 RCW received by the department of revenue on or after January 1, 2010.
- 2009 REGULAR SESSION --
- Feb 5 First reading, referred to Finance.
- HB 1982** by Representatives Wallace, Kessler, Blake, Hurst, Roach, Rodne, Moeller, and Johnson
- Concerning shared parental responsibility.
Provides a process for shared parental responsibility.
- 2009 REGULAR SESSION --
- Feb 5 First reading, referred to Judiciary.
- HB 1983** by Representatives Finn, Appleton, and Kirby
- Providing training for park rangers employed by the state parks and recreation commission.
Requires an applicant for a park ranger position to be a United States citizen who can read and write the English language.
Requires all park rangers hired after the effective date of the act to successfully complete the basic law enforcement academy course known as the basic course, or the basic law enforcement equivalency certification known as the equivalency course, provided by the criminal justice training commission.
- 2009 REGULAR SESSION --
- Feb 5 First reading, referred to Public Safety & Emergency Preparedness.
- HB 1984** by Representatives Finn, Armstrong, Uptegrove, and Wood
- Authorizing the use of a safe alternative refrigerant in motor vehicle air conditioning equipment.
Authorizes the use of a safe alternative refrigerant in motor vehicle air conditioning equipment.
- 2009 REGULAR SESSION --
- Feb 5 First reading, referred to Ecology & Parks.
- HB 1985** by Representatives Moeller and Pedersen
- Concerning public health financing.
Declares an intent to help provide local health jurisdictions with a more stable dedicated funding system by creating a single account through which all state funding for public health will be distributed.

Declares that local health jurisdictions receiving state funds be held accountable for the use of those funds based on the minimum standards of public health protection in the state's public health improvement plan.

Directs the secretary of the department of health to establish a review process for determining whether a local health jurisdiction is in substantial compliance with the minimum standards for public health protection established under RCW 43.70.520.

Requires the secretary of the department of health to notify the local health jurisdiction, in writing, and the state treasurer when the secretary finds that a local health jurisdiction is not in substantial compliance with the minimum standards for public health protection established under RCW 43.70.520.

Authorizes the secretary of the department of health to exempt a local health jurisdiction from the review process if the jurisdiction is accredited by an organization whose accreditation standards meet or exceed the minimum standards for public health protection established under RCW 43.70.520.

Creates the public health improvement account.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Health Care & Wellness.

HB 1986 by Representatives Hasegawa, Anderson, Wallace, White, and Sells

Authorizing a peer mentoring pilot program at Western Washington University and a community or technical college.

Requires Western Washington University to create and implement a pilot mentoring program to inspire academic success and introduce elementary students to educational opportunities. In addition to establishing a pilot project on its own campus, the university, in close collaboration with the state board for community and technical colleges, shall jointly identify a community or technical college to participate in the pilot program. The university and the state board shall identify the community or technical college by August 1, 2009.

Requires the higher education coordinating board, to the extent funds are appropriated for this specific purpose and within overall appropriations for the state work study program, to award grants to eligible institutions participating in the mentoring pilot project.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Higher Education.

HB 1987 by Representatives Takko, Herrera, and Ross

Authorizing limited outdoor burning.

Authorizes outdoor burning under certain conditions.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Environmental Health.

HB 1988 by Representatives Wood, Condotta, Conway, and Green

Regarding alcoholic beverage regulation.

Revises provisions regarding alcoholic beverage regulation.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Commerce & Labor.

HB 1989 by Representatives Warnick, O'Brien, and Hinkle

Providing immunity to public agencies regarding the use of navigational aids to mark hazards.

Declares that no public agency or its employees or agents may be liable for any civil damages as a result of any act or omission on the part of any person pertaining to the placement, nonplacement, movement, or removal of warning aids that mark hazards in public waters.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Judiciary.

HB 1990 by Representatives Clibborn, Anderson, Darneille, and Williams

Exempting language service providers from the definition of employment and worker for the purposes of unemployment compensation and industrial insurance.

Exempts language service providers from the definition of "employment" and "worker" for the purposes of unemployment compensation and industrial insurance.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Commerce & Labor.

HB 1991 by Representative Kirby

Removing the notice requirement when an attorney or private investigator requests vehicle owner information.

Eliminates the notice requirement when an attorney or private investigator requests vehicle owner information.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Judiciary.

HB 1992 by Representatives Conway, Simpson, Wood, Moeller, Williams, Lias, Sullivan, and Chase

Concerning the application of chapter 39.12 RCW to construction projects that involve tax incentives, loans, or public land or property that is sold or leased.

Describes the application of chapter 39.12 RCW (prevailing wages on public works) to construction projects that involve tax incentives, loans, or public land or property that is sold or leased.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Commerce & Labor.

HB 1993 by Representatives Cox, Schmick, Kenney, Flannigan, Hope, Hunt, Chase, Kristiansen, McCune, Ross, Sullivan, Roach, and Johnson

Allowing a fishing license holder to use two poles in selected state waters.

Allows the use of two fishing poles per fishing license holder for use on selected state waters.

Requires license holders to purchase a two-pole stamp for a fee of ten dollars to use a second pole.

Directs proceeds from the sale of the two-pole stamp to be deposited into the state wildlife account and used for enhancing game fish fisheries.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Agriculture & Natural Resources.

HB 1994 by Representatives Finn and Chase

Informing electric customers of the carbon dioxide emissions associated with the customer's electricity consumption.

Informs electric customers of carbon dioxide emissions associated with their electricity consumption.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Technology, Energy & Communications.

HB 1995 by Representative Blake

Allowing the department of fish and wildlife to accept commercial license or permit applications after the application deadline.

Allows the department of fish and wildlife to accept commercial license or permit applications submitted after the application deadline.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Agriculture & Natural Resources.

HB 1996 by Representatives Armstrong and Eddy

Concerning the ability to locate underground facilities.

Provides that an underground facility owner who is required to subscribe to the one-number locator service and fails to do so is liable for all damages to the owner's underground facilities and for any other damages that occur as a result of proper notice of a scheduled excavation through the one-number locator service.

Penalizes an owner of an underground facility located within a one-number locator service area that does not subscribe to the one-number locator service.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Technology, Energy & Communications.

HB 1997 by Representatives Finn, Rolfes, Smith, Dunshee, Upthegrove, Kretz, Chase, Dickerson, Liias, Kagi, Nelson, Kessler, Hunt, and Blake; by request of Puget Sound Partnership

Regarding Puget Sound scientific research.

Requires the Puget Sound science panel to develop and implement an appropriate process for peer review of monitoring, research, and modeling conducted as part of the strategic science program.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Ecology & Parks.

HB 1998 by Representatives Sullivan, Rodne, Simpson, and Anderson

Concerning public water systems.

Revises provisions relating to public water systems.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Environmental Health.

HB 1999 by Representatives Blake and Chase

Exempting from sales and use tax sales for and use by tribal administration and programs of any landless Washington state federally recognized Indian tribe.

Provides a sales and use tax exemption for tribal administration and programs of any landless Washington state federally recognized Indian tribe.

Requires the amount of local use tax liability that is subject to the exemption in and is reported to the department of revenue under section 2 of the act to be deposited in the local sales and use tax account from the state portion of taxes collected under chapter 82.08 RCW (retail sales tax) and chapter 82.12 RCW (use tax).

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to State Government & Tribal Affairs.

HB 2000 by Representatives Priest, Wallace, Anderson, and Sullivan

Providing a coordinated approach to creating an adequate supply of well-qualified mathematics and science teachers.

Requires the Washington professional educator standards board to serve as the lead agency in a coordinated approach with school districts, institutions of higher education, the office of the superintendent of public instruction, local and national nonprofit organizations, and the business community to create an adequate supply of well-qualified mathematics and science teachers for Washington's public schools.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Education.

HB 2001 by Representatives Kenney, Anderson, Sells, Hasegawa, Wallace, and Conway

Regarding insurance for higher education students participating in study or research abroad.

Authorizes a governing board of a state institution of higher education to require its students who participate in studies or research outside of the United States sponsored, arranged, or approved by the institution to purchase, as a condition of participation, certain insurance approved by the governing board.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Higher Education.

HB 2002 by Representatives Klippert, Morris, Blake, and Haler

Concerning the generation of electricity in carbonless energy parks.

Declares an intent to provide the opportunity for the restoration and redevelopment of unfinished nuclear power project sites for the purpose of creating carbonless energy parks for the generation of electricity.

Provides a tax exemption for the sale or use of machinery and equipment that is used to generate electricity

in carbonless energy parks. This exemption expires June 30, 2015.

-- 2009 REGULAR SESSION --

Feb 5 Held on first reading.

HB 2003 by Representatives Orwall, Sullivan, Quall, Priest, and Maxwell; by request of Governor Gregoire

Changing professional educator standards board provisions. Changes composition of the professional educator standards board and its duties.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Education.

HB 2004 by Representative Green

Authorizing the indirect supervision of certain health care services provided through naturopathic doctors.

Authorizes an unlicensed practitioner to practice colon hydrotherapy under certain conditions.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Health Care & Wellness.

HB 2005 by Representative Simpson

Allowing qualifying counties and cities to forgo the requirements of one review and revision cycle mandated under the growth management act.

Allows certain counties and cities to forgo the requirements of one review and revision cycle mandated under the growth management act.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Local Government & Housing.

HB 2006 by Representatives Simpson and Chase

Granting counties and cities two additional years to comply with review and revision requirements of the growth management act.

Grants certain counties and cities two additional years to comply with review and revision requirements of the growth management act.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Local Government & Housing.

HB 2007 by Representatives Ericksen, McCune, Pearson, Roach, and Kristiansen

Concerning the removal of gravel from waterways to reduce the impact of flooding.

Authorizes the legislative authority of certain counties to remove gravel from streams or other watercourses when the gravel removal is deemed by the county legislative authority to be beneficial in reducing the impact of potential flooding.

Authorizes a flood control district, when it is deemed by the board of directors of the flood control district to be beneficial in reducing the impact of potential flooding, to remove gravel from a stream or other watercourse, or

portion of a stream or other watercourse, located within the flood control district.

Authorizes a diking district, when it is deemed by the board of commissioners of the diking district to be beneficial in reducing the impact of potential flooding, to remove gravel from a stream or other watercourse, or portion of a stream or other watercourse, located within the diking district.

Prohibits the department of natural resources, the department of fish and wildlife, and the department of ecology from prohibiting, conditioning, penalizing, or requiring mitigation of a flood control district, a diking district, or a county legislative authority operating under the act when removing gravel from streams or other watercourses for flood control or flood impact reduction purposes.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Agriculture & Natural Resources.

HB 2008 by Representative Ericksen

Allowing a tax credit for unemployment contributions paid for services performed by corporate officers who are not eligible for unemployment benefits.

Allows a tax credit for unemployment contributions paid for services performed by corporate officers who are not eligible for unemployment benefits.

Expires June 30, 2019.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Finance.

HB 2009 by Representatives Ericksen and Herrera

Allowing purchases under the voluntary green power program to count toward the state's existing renewable energy targets.

Allows purchases under the voluntary green power program to count toward the state's existing renewable energy targets.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Technology, Energy & Communications.

Senate Bills

SB 5055-S by Senate Committee on Environment, Water & Energy (originally sponsored by Senators Brown, Fraser, Ranker, and Kline)

Protecting the interests of customers of public service companies in proceedings before the Washington utilities and transportation commission.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Protects the interests of customers of public service companies in proceedings before the Washington utilities and transportation commission.

-- 2009 REGULAR SESSION --

Jan 21 Public hearing in the Senate Committee on Environment and Water & Energy at 3:30 PM.

- Feb 5 EWE - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- SB 5056-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Brandland, Regala, Keiser, and McAuliffe)
Requiring health care professionals to report patient information in cases of violent injury.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Requires health care professionals to report patient information in cases of violent injury.
-- 2009 REGULAR SESSION --
Jan 22 Public hearing in the Senate Committee on Health & Long-Term Care at 10:00 AM.
Feb 4 HEA - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- SB 5069-S** by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senator Jacobsen)
Regarding recreational liability on public and private lands.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Clarifies provisions relating to recreational liability on public and private lands.
-- 2009 REGULAR SESSION --
Jan 22 Public hearing in the Senate Committee on Natural Resources and Ocean & Recreation at 10:00 AM.
Feb 5 NROR - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- SB 5117-S** by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Hargrove, Kauffman, Stevens, Kline, and Marr; by request of Department of Social and Health Services)
Establishing intensive behavior support services.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Recognizes that the number of children who have developmental disabilities along with intense behaviors is increasing, and more families are seeking out-of-home placement for their children.
Declares an intent to create services and develop supports for these children, family members, and others involved in the children's lives to avoid disruption to families and eliminate the need for out-of-home placement.
Directs the department of social and health services to:
(1) Maintain a federal waiver through which services may be provided to allow children with developmental disabilities and intense behaviors to maintain permanent and stable familial relationships; and
(2) Be the lead administrative agency for children's intensive behavior support services.
-- 2009 REGULAR SESSION --
Jan 28 Public hearing in the Senate Committee on Health & Long-Term Care at 8:00 AM.
- Feb 4 HEA - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- SB 5319-S** by Senate Committee on Labor, Commerce & Consumer Protection (originally sponsored by Senator Kohl-Welles; by request of Governor Gregoire)
Providing economic stimulus through the unemployment insurance program.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Provides economic stimulus through the unemployment insurance program.
-- 2009 REGULAR SESSION --
Jan 22 Public hearing in the Senate Committee on Labor and Commerce & Consumer Protection at 3:30 PM.
Feb 5 LCCP - Majority; 1st substitute bill be substituted, do pass.
And refer to Ways & Means.
Minority; without recommendation.
Referred to Ways & Means.
- SB 5326-S** by Senate Committee on Human Services & Corrections (originally sponsored by Senator Regala; by request of Sentencing Guidelines Commission)
Concerning notice to individuals convicted of a sex offense as a juvenile of their ability to terminate registration requirements.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Requires the Washington state patrol to notify, no less than annually, an offender having a duty to register under RCW 9A.44.130 for a sex offense or kidnapping offense committed when the offender was a juvenile of their ability to petition for relief from registration as provided in RCW 9A.44.140.
-- 2009 REGULAR SESSION --
Jan 20 Public hearing in the Senate Committee on Human Services & Corrections at 1:30 PM.
Feb 4 HSC - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- SB 5350-S** by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Haugen, Ranker, and Hatfield)
Changing special permit provisions for poultry slaughter, preparation, and care.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)
Revises provisions for special permits for poultry slaughter, preparation, and care.
-- 2009 REGULAR SESSION --
Jan 26 Public hearing in the Senate Committee on Agriculture & Rural Economic Development at 9:00 AM.
Feb 5 ARED - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5422-S by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Parlette, Jacobsen, Morton, Hewitt, Schoesler, Carrell, Swecker, Stevens, Delvin, and Sheldon)

Limiting liability for making certain land and water areas available for recreational use under a hydroelectric license.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Limits liability for making certain land and water areas available for recreational use under a hydroelectric license.

-- 2009 REGULAR SESSION --

Jan 22 Public hearing in the Senate Committee on Natural Resources and Ocean & Recreation at 10:00 AM.

Feb 5 NROR - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5430-S by Senate Committee on Environment, Water & Energy (originally sponsored by Senators Fraser, Pridemore, Swecker, Rockefeller, McDermott, and Shin)

Concerning water discharge fees.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Limits the annual fee paid by a municipality, as defined in 33 U.S.C. Sec. 1362, for all domestic wastewater facility permits issued under RCW 90.48.162 and 90.48.260 to eighteen cents per month per residence or residential equivalent contributing to the municipality's wastewater system.

Authorizes the department of ecology to: (1) Increase fees up to the fiscal growth factor for fiscal years 2010 and 2011, except there may be no increase in fees for fiscal year 2010 or 2011 for categories of dischargers whose fees exceed the costs of managing their permits; and

(2) Adjust the fee schedule annually through December 31, 2011.

-- 2009 REGULAR SESSION --

Feb 5 EWE - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
On motion, referred to Ways & Means.

SB 5437-S by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senators Schoesler, Hatfield, and Haugen; by request of Conservation Commission)

Regarding the operation and authority of the state conservation commission.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modifies the operation and authority of the state conservation commission.

-- 2009 REGULAR SESSION --

Jan 27 Public hearing in the Senate Committee on Agriculture & Rural Economic Development at 1:30 PM.

Feb 5 ARED - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5473-S by Senate Committee on Economic Development, Trade & Innovation (originally sponsored by Senators Kastama, Kilmer, Pridemore, McAuliffe, and Sheldon)

Expediting completion of projects of statewide significance.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Expedites completion of projects of statewide significance.

-- 2009 REGULAR SESSION --

Feb 5 EDTI - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5478-S by Senate Committee on Human Services & Corrections (originally sponsored by Senator Hargrove; by request of Sentencing Guidelines Commission)

Defining "juvenile" as it relates to automatic adult court jurisdiction for subsequent offenses committed as a juvenile.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises the definition of "juvenile," "youth," and "child" in chapter 13.40 RCW (juvenile justice act).

-- 2009 REGULAR SESSION --

Feb 5 HSC - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5678-S by Senate Committee on Agriculture & Rural Economic Development (originally sponsored by Senator Hatfield)

Regarding the use of milk products for animal food consumption.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the director of the department of agriculture to adopt rules establishing standards and requirements for milk, cream, or skim milk sold for animal food consumption.

Requires all license fees collected under chapter 15.37 RCW (milk and milk products for animal food) to be deposited in the dairy inspection account created in RCW 15.36.551.

-- 2009 REGULAR SESSION --

Feb 5 ARED - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5866 by Senators Kohl-Welles, Franklin, Kline, and Keiser

Requiring retailers to provide notice to their customers in the event of a product recall or safety warning.

Requires a retailer, if a product warning or recall is issued and available through <http://www.recalls.gov> or its successor web site, to provide notice to its customers by posting a copy of the actual recall notice, including posting the notice or a link to the notice on the retailer's web site.

- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Labor, Commerce & Consumer Protection.
- SB 5867** by Senators Fraser, Swecker, Pridemore, Ranker, Fairley, Kauffman, Marr, Regala, Morton, and Kline
 Verifying water supplies for new subdivisions.
 Declares that adequate provision for water supply to a subdivision be made at the time a city or county approves the subdivision and that the applicant for subdivision approval demonstrate that the water supply to the subdivision is secured.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Environment, Water & Energy.
- SB 5868** by Senators Pridemore, Fairley, and Shin; by request of Governor Gregoire
 Consolidating the cemetery board and the board of funeral directors and embalmers.
 Consolidates and modifies the duties of the cemetery board and the board of funeral directors and embalmers into one board to be known as the funeral and cemetery board.
 Consolidates the funeral directors and embalmers account and the cemetery account into one account to be known as the funeral and cemetery account.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Government Operations & Elections.
- SB 5869** by Senators Prentice and Shin; by request of Governor Gregoire
 Clarifying public employees' benefits board eligibility.
 Clarifies public employees' benefits board eligibility.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Ways & Means.
- SB 5870** by Senators Hargrove and McCaslin
 Concerning dogs running at large.
 Declares it is the duty of the sheriff or any deputy sheriff to kill any dog found running at large (after the first day of August of any year and before the first day of March in the following year) without a metal identification tag.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Judiciary.
- SB 5871** by Senators Swecker, Shin, Jacobsen, Hatfield, Haugen, Carrell, Roach, Stevens, and McCaslin
 Concerning sales and use tax exemptions for prescribed power wheelchairs.
 Provides a tax exemption on the sale or use of power wheelchairs and the related accessories and services as prescribed by a person licensed under the laws of this state to prescribe such equipment.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Ways & Means.
- SB 5872** by Senators Sheldon and Swecker
 Limiting the period of time in which level of service standards for local transportation facilities may be used to prohibit development under local comprehensive plans.
 Authorizes a local jurisdiction to prohibit the approval of a specific development for a single prohibition period totaling a maximum of twenty-four consecutive months from the time that the local jurisdiction determines that the proposed development will cause the level of service for a transportation facility to fall below the standards adopted in the transportation element of the comprehensive plan.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Government Operations & Elections.
- SB 5873** by Senators Kline, Keiser, Hobbs, Marr, Fairley, McAuliffe, Kohl-Welles, and Shin
 Regarding apprenticeship utilization.
 Authorizes the director of the department of labor and industries to revoke a training agent's status if the director finds that the training agent has more than one violation of a requirement of chapter 49.04 RCW (apprenticeship) or any apprenticeship rules adopted by the Washington state apprenticeship and training council.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Labor, Commerce & Consumer Protection.
- SB 5874** by Senators Marr and Schoesler
 Addressing the authority of the board of directors of a public facilities district.
 Requires the board of directors of certain public facilities districts, for promotional activities, to identify the proposed expenditure in its annual budget and adopt written rules governing promotional hosting by employees, agents, and the board.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Government Operations & Elections.
- SB 5875** by Senators Murray, Hewitt, Jacobsen, and Kohl-Welles
 Concerning the convention place station expansion.
 Authorizes the public nonprofit corporation referred to in RCW 67.40.020 to: (1) Proceed with convention place station expansion including the planning, environmental studies, design, preparation of construction plans and specifications, construction contracting, acquisition and transfers of interests in real and personal property, and other activities for the expansion; and
 (2) Proceed with long-term financing for the purpose of paying costs of constructing and equipping the expansion project upon authorization of the legislature of the long-term financing.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Ways & Means.

SB 5876 by Senator Kohl-Welles

Concerning the incentive in the motion picture competitiveness programs.

Increases the maximum funding assistance allowed from an approved motion picture competitiveness program.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5877 by Senators Prentice and Kohl-Welles; by request of Liquor Control Board

Concerning the sale of liquor-related products in state liquor stores.

Modifies provisions regarding liquor-related products in state liquor stores.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5878 by Senators Sheldon, Marr, and Shin; by request of Department of Licensing

Requiring criminal history record checks of current and prospective department of licensing employees who issue or may issue enhanced drivers' licenses and identicards.

Requires the director of the department of licensing to investigate the conviction records and pending charges of any current employee of or prospective employee being considered for any position with the department of licensing that has or will have the ability to create or modify records of applicants for enhanced drivers' licenses and identicards and the ability to issue enhanced drivers' licenses and identicards.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Transportation.

SB 5879 by Senators Kastama, Shin, and Delvin

Concerning entrepreneurial education and training.

Directs the economic development commission, in conjunction with the workforce training and education coordinating board, to: (1) Establish and maintain an inventory of the entrepreneurial education, training, and technical assistance services and programs available in the state;

(2) Evaluate the extent to which existing entrepreneurial training and technical assistance programs in the state are effective and represent a consistent, integrated approach to meeting the needs of start-up and existing entrepreneurs;

(3) Identify policies to reduce administrative and other barriers to efficient delivery and coordination of entrepreneurial assistance; and

(4) Distribute awards for excellence in entrepreneurial training and assistance.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Economic Development, Trade & Innovation.

SB 5880 by Senators McAuliffe, Oemig, Hobbs, and McDermott

Providing flexibility in the education system.

Provides flexibility in the education system to reduce costs.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Early Learning & K-12 Education.

SB 5881 by Senators McAuliffe, Hargrove, Regala, Jarrett, and King

Changing provisions involving truancy.

Declares an intent to encourage and support the development and expansion of community truancy boards and other diversion programs which are effective in promoting school attendance and preventing the need for more intrusive intervention by the court.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Human Services & Corrections.

SB 5882 by Senators Kauffman, McAuliffe, Regala, Shin, and Kline

Ordering an evaluation of recommendations made by the racial disproportionality advisory committee.

Directs the Washington state institute for public policy to: (1) Evaluate the use of structured decision-making practices by the children's administration in the department of social and health services to determine its impact on reducing the disproportionality of African-American, Native American, and latino children referred to the department of social and health services; and

(2) Evaluate the use of the family team decision-making model by the department of social and health services to determine whether the model reduces disproportionality in the placement and length of stay of children of color.

Expects the evaluation to be supported partly through state dollars and partly through private funding.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Human Services & Corrections.

SB 5883 by Senator Kline

Studying the linked deposit program.

Finds that: (1) The linked deposit program is not accessible to many certified small businesses that the program was created to serve; and

(2) The increased involvement of community development financial institutions in the linked deposit program could increase the participation of these small businesses.

Requires the office of minority and women's business enterprises to report to the legislature with an analysis of barriers faced by certified small businesses that are currently not able to participate in the linked deposit program and make recommendations on how to overcome those barriers. Expires July 1, 2010.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Financial Institutions, Housing & Insurance.

- SB 5884** by Senators Kline and Franklin
 Allowing loans to community development financial institutions under the linked deposit program.
 Allows loans to community development financial institutions under the linked deposit program.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Financial Institutions, Housing & Insurance.
- SB 5885** by Senators Kline, Franklin, and Keiser
 Removing public disclosure exemptions for tax exemption information.
 Removes public disclosure exemptions for tax exemption information.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Ways & Means.
- SB 5886** by Senator Kline
 Regulating legal proceedings involving public hazards.
 Regulates legal proceedings involving public hazards.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Judiciary.
- SB 5887** by Senators Parlette and Tom
 Implementing a proposed constitutional amendment to change school levy timing provisions.
 Implements a proposed constitutional amendment to change school levy timing provisions.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Early Learning & K-12 Education.
- SB 5888** by Senators Rockefeller, Fraser, and Regala
 Managing permit exempt groundwater withdrawals.
 Modifies provisions regarding permit exempt groundwater withdrawals.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Environment, Water & Energy.
- SB 5889** by Senators Hobbs, McAuliffe, McDermott, and Oemig
 Providing flexibility in the education system.
 Provides flexibility in the education system to reduce costs.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Early Learning & K-12 Education.
- SB 5890** by Senators McDermott, McAuliffe, Oemig, and Hobbs
 Providing flexibility in the education system.
 Provides flexibility in the education system to reduce costs.
- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Early Learning & K-12 Education.
- SB 5891** by Senator Keiser; by request of Governor Gregoire
 Establishing a forum for testing primary care medical home reimbursement pilot projects.
 Requires the health care authority and the department of social and health services to design, oversee implementation of, and evaluate one or more primary care medical home reimbursement pilot projects in the state to include as participants public payors, private health carriers, and health care providers.
 Expires July 1, 2013.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Health & Long-Term Care.
- SB 5892** by Senators Keiser and Shin; by request of Governor Gregoire
 Concerning prescription drug use in state purchased health care programs.
 Authorizes state purchased health care programs to maximize appropriate prescription drug use in a cost-effective manner.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Health & Long-Term Care.
- SB 5893** by Senators Berkey, Benton, Hobbs, Schoesler, and Shin
 Concerning actions by insurance companies against violators.
 Allows actions by insurance companies against violators.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Financial Institutions, Housing & Insurance.
- SB 5894** by Senators Haugen and Parlette
 Authorizing the utilities and transportation commission to forbear from rate and service regulation of certain transportation services.
 Authorizes the utilities and transportation commission to refrain from rate and service regulation of certain transportation services.
 -- 2009 REGULAR SESSION --
 Feb 5 First reading, referred to Transportation.
- SB 5895** by Senators Tom, Kohl-Welles, Fraser, and McDermott
 Addressing residential real property construction improvements through consumer education, warranty protections, legal remedies, municipal liability, third-party inspections, contractor registration requirements, worker certification standards, and bonding requirements.
 Finds that: (1) There is inadequate protection for consumers in the area of residential construction; and

(2) A significant amount of the problems in the construction of new residential real property, or the substantial remodel of existing residential real property, pertain to water intrusion and unstable foundations and develop from poor installation of roofing, siding, framing, foundations, doors, and windows.

Declares an intent to: (1) Modify the common law implied warranty of habitability to provide that this warranty may not be contractually disclaimed, waived, modified, or limited; and

(2) Establish a worker certification requirement for those doing construction work in the areas of roofing, siding, framing, foundations, doors, and windows.

Creates the office of consumer education for home construction in the office of the attorney general to be the primary point of contact for consumers in matters related to residential construction.

Requires a construction professional involved in the construction of new residential real property, or the substantial remodel of existing residential real property, to warrant that the work and any part thereof, will be suitable for the ordinary uses of real property of its type.

Requires any person applying for a building permit for construction of a residential building or substantial remodel to submit building enclosure design documents to the appropriate building department prior to the start of construction or substantial remodel.

Requires a registered contractor, by or against whom a petition in bankruptcy has been filed, to notify the department of labor and industries of the proceedings in bankruptcy, including the identity and location of the court in which the proceedings are pending, within ten days of the filing.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Labor, Commerce & Consumer Protection.

SB 5896 by Senators Pflug, Kastama, Zarelli, Delvin, and Shin

Establishing the Washington innovation grant authority.

Establishes the Washington innovation grant authority to act as a financial conduit to provide access to needed capital for those who have previously received life sciences discovery fund support or other technology development grants and are in need of additional funds to transfer their research and technology to the commercial marketplace.

Establishes a Washington innovation grant authority account for the receipt of funds from any source.

Allows a business and occupation tax credit in an amount equal to the amount of contributions made to the Washington innovation grant authority account.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Economic Development, Trade & Innovation.

SB 5897 by Senators Pflug, Kastama, Zarelli, and Delvin

Creating the technology discovery fund.

Declares that promoting the development of new technologies is a fundamental purpose of state government.

Declares it to be a clear public purpose and governmental function to promote technological advances through commercialization of new discoveries at the state's research institutions.

Finds that public support for and promotion and commercialization of new research will benefit the state and its residents through contributions to scientific knowledge and economic development, and this research will lead to breakthroughs and improvements that might not otherwise be discovered due to lack of existing market incentives.

Establishes a technology discovery fund authority with the power to contract to receive funding from a variety of sources, and to disburse those funds consistent with the purpose of the act. The technology discovery fund is intended to promote the best available research and commercialization activities through diverse Washington institutions and to build upon existing research strengths in order to spread economic benefits across the state.

Provides a business and occupation tax exemption on income received by the technology discovery fund authority.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Economic Development, Trade & Innovation.

SB 5898 by Senators Pflug, Keiser, and Zarelli

Creating a health care council.

Declares an intent to: (1) Preserve medical coverage for eligible enrollees in state-funded medical assistance programs while transforming the model of delivery, the financing mechanism, and the accessibility of such programs; and

(2) Fund only the most critical publicly funded medical assistance programs within the boundaries of current revenue projections.

Finds that it is necessary to temporarily adjust the state share of spending on other health benefit programs, including the state employee, school employee, and retiree benefits to better reflect the difficult budget choices being made in every department and agency of state government while allowing the flexibility of state employees to select different benefit designs that would present no additional financial burden.

Creates the Washington state apple health community care council as an emergency working group within the department of social and health services to work to preserve critical publicly funded medical assistance programs that provide medical coverage to families and adults while providing a solution for a single entry way for all medical programs available to the low-income populations in Washington state.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Health & Long-Term Care.

SB 5899 by Senators Kilmer, Franklin, Kastama, Shin, Marr, McAuliffe, Haugen, Brown, Berkey, Prentice, Fairley, Regala, Keiser, Eide, Rockefeller, Murray, Hatfield, Hargrove, Sheldon, Oemig, and Kline

Providing a business and occupation tax credit for qualified employment positions.

Provides a business and occupation tax credit for certain qualified employment positions.

-- 2009 REGULAR SESSION --

Feb 5 First reading, referred to Ways & Means.

SB 5900 by Senators Kastama and Shin
Regarding youth innovation education.
Modifies youth innovation education provisions.
Creates the youth innovation education account.
Makes an appropriation.
-- 2009 REGULAR SESSION --
Feb 5 First reading, referred to Early Learning & K-12 Education.

SB 5901 by Senator Kastama
Modifying provisions of the local infrastructure financing tool program.
Modifies local infrastructure financing tool program provisions.
-- 2009 REGULAR SESSION --
Feb 5 First reading, referred to Economic Development, Trade & Innovation.

Senate Joint Memorials

SJM 8008 by Senators Regala, Delvin, Rockefeller, and Kline
Requesting full federal funding for the cleanup of the Hanford Reservation.
Requests full federal funding for the cleanup of the Hanford Reservation.
-- 2009 REGULAR SESSION --
Feb 5 First reading, referred to Environment, Water & Energy.

SJM 8009 by Senators Kohl-Welles, Swecker, Holmquist, King, Keiser, Stevens, Franklin, Kline, Hargrove, Fraser, Prentice, and Tom
Requesting the department of homeland security and congress to examine the federal T visa program.
Requests the department of homeland security and congress to examine the federal T visa program.
-- 2009 REGULAR SESSION --
Feb 5 First reading, referred to Labor, Commerce & Consumer Protection.

SJM 8010 by Senators Tom, Jarrett, and Kline
Petitioning the federal government to eliminate federal financial benefits from accruing to colleges and universities that use legacy preferences in admissions.
Petitions the federal government to eliminate federal financial benefits from accruing to colleges and universities that use legacy preferences in admissions.
-- 2009 REGULAR SESSION --
Feb 5 First reading, referred to Higher Education & Workforce Development.

SJM 8011 by Senators Shin, Kastama, McAuliffe,

Holmquist, Marr, Hatfield, Berkey, Franklin, Hobbs, Delvin, and Jacobsen

Requesting the United States trade representative to create a federal-state international trade policy commission.
Requests the United States trade representative to create a federal-state international trade policy commission.
-- 2009 REGULAR SESSION --
Feb 5 First reading, referred to Economic Development, Trade & Innovation.

Senate Joint Resolutions

SJR 8211 by Senators Benton and McCaslin
Providing a constitutional amendment to limit growth of assessed valuation of real property.
Proposes an amendment to the state Constitution to limit growth of assessed valuation of real property.
-- 2009 REGULAR SESSION --
Feb 5 First reading, referred to Government Operations & Elections.