



WASHINGTON STATE LEGISLATURE



Legislative Digest No. 30

SIXTY-FIRST LEGISLATURE

Monday, February 23, 2009

43rd Day - 2009 Regular Session

SENATE	SB 5208-S	SB 5255-S	SB 5282-S	SB 5401-S	SB 5416-S	SB 5484-S	SB 5530-S
	SB 5624-S	SB 5659-S	SB 5719-S	SB 5725-S	SB 5730-S	SB 5768-S	SB 5802-S
	SB 5843-S	SB 5890-S	SB 5893-S	SB 5894-S	SB 5928-S	SB 6065	SB 6066
	SB 6067	SB 6068	SB 6069	SB 6070	SB 6071	SB 6072	SB 6073
HOUSE	HB 1009-S	HB 1070-S	HB 1292-S	HB 1308-S	HB 1402-S	HB 1715-S	HB 1741-S
	HB 1765-S	HB 1797-S	HB 1959-S	HB 2003-S	HB 2015-S	HB 2030-S	HB 2115-S
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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 1009-S by House Committee on Technology, Energy & Communications (originally sponsored by Representatives Morris, Chase, Lias, Anderson, Orcutt, Seaquist, Hudgins, and Moeller)

Extending the expiration dates for existing sales and use tax exemptions related to certain electricity generation.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Extends the sales and use tax exemption for eligible renewable energy and fuel cell machinery and equipment.

Specifies that the exemption is available to a qualifying utility under the energy independence act, or to a person contracting with a qualifying utility for the sale of electric power generated by eligible renewable energy and fuel cell machinery and equipment.

-- 2009 REGULAR SESSION --

Feb 9 Public hearing in the House Committee on Technology and Energy & Communications at 1:30 PM.

Feb 18 TEC - Majority; 1st substitute bill be substituted, do pass.

Executive action taken in the House Committee on Technology and Energy & Communications at 8:00 AM.

Feb 20 Referred to Finance.

HB 1070-S by House Committee on Commerce & Labor (originally sponsored by Representatives Moeller, Williams, Blake, Sells, and Morrell)

Concerning veteran lottery games.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the lottery commission to partner with the department of veterans affairs to promote veterans as a beneficiary of the lottery.

Requires the department of veterans affairs to partner with the lottery commission to promote veterans as a beneficiary of the lottery.

Adds the veterans innovation program as a beneficiary of the lottery under section 3 of the act.

Allows deposits from the shared game lottery account to the veterans innovations program account created in RCW 43.60A.185 of up to a maximum transfer annually of two million dollars.

-- 2009 REGULAR SESSION --

Feb 11 Public hearing in the House Committee on Commerce & Labor at 1:30 PM.

Feb 18 CL - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Executive action taken in the House Committee on Commerce & Labor at 1:30 PM.

HB 1292-S by House Committee on Education (originally sponsored by Representatives Newhouse, Chandler, and Simpson)

Authorizing waivers from the one hundred eighty-day school year requirement in order to allow four-day school weeks.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that school districts are seeking innovations to reduce operating costs and preserve limited resources for the primary purpose of student learning. Efficiencies in transportation, heat, lights, maintenance, and food expenses are possible from operating for four rather than five days per week, but current law poses a barrier to this innovation by requiring a set number of instructional days in each school year.

Declares an intent to permit school districts with under five hundred students to seek waivers from the school year requirement in order to operate on a four-day school week,

provided that adequate safeguards are put in place to prevent any negative impact on student learning.

Allows the state board of education to grant waivers from the requirement for a one hundred eighty-day school year under RCW 28A.150.220 and 28A.150.250 to school districts with under five hundred students that propose to operate one or more schools on a four-day school week for purposes of economy and efficiency as provided in the act.

Expires section 2 of the act on August 31, 2015.

-- 2009 REGULAR SESSION --

Jan 27 Public hearing in the House Committee on Education at 10:00 AM.

Feb 18 ED - Majority; 1st substitute bill be substituted, do pass.

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

HB 1308-S by House Committee on Health Care & Wellness (originally sponsored by Representatives Driscoll, Hinkle, Cody, Sells, Wood, Morrell, Kelley, Clibborn, Moeller, Pedersen, Hudgins, Ormsby, Parker, Chase, Kenney, Goodman, Bailey, Simpson, Herrera, and Nelson; by request of Insurance Commissioner)

Reducing organ transplant benefit waiting periods based upon prior creditable coverage.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Reduces organ transplant benefit waiting periods for covered persons who have had prior continuous coverage and have changed health carriers or health benefit plans.

-- 2009 REGULAR SESSION --

Feb 5 Public hearing in the House Committee on Health Care & Wellness at 8:00 AM.

Feb 19 HCW - Majority; 1st substitute bill be substituted, do pass.

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

HB 1402-S by House Committee on Commerce & Labor (originally sponsored by Representatives Williams, Campbell, Conway, Moeller, and Green)

Restricting contact with medical providers after appeals have been filed under industrial insurance.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Restricts contact with medical providers after appeals have been filed under industrial insurance.

Provides that the act applies to orders entered on or after the effective date of the act.

-- 2009 REGULAR SESSION --

Jan 28 Public hearing in the House Committee on Commerce & Labor at 1:30 PM.

Feb 18 CL - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.
Executive action taken in the House Committee on Commerce & Labor at 1:30 PM.

HB 1715-S by House Committee on Local Government

& Housing (originally sponsored by Representative Miloscia)

Addressing reporting requirements in the growth management act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of community, trade, and economic development to: (1) Develop criteria for evaluating county and city compliance with RCW 36.70A.070(2)(a) (comprehensive plans--mandatory elements);

(2) Consult with counties and cities planning under RCW 36.70A.040 in complying with this requirement;

(3) Submit to the appropriate committees of the house of representatives and the senate a report evaluating the county's and city's compliance; and

(4) Submit to the appropriate committees of the house of representatives and the senate a report analyzing compliance with the requirements of RCW 36.70A.210 (county-wide planning policies).

-- 2009 REGULAR SESSION --

Feb 11 Public hearing in the House Committee on Local Government & Housing at 8:00 AM.

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

Minority; do not pass.

Executive action taken in the House Committee on Local Government & Housing at 1:30 PM.

HB 1741-S by House Committee on Education (originally sponsored by Representatives Darneille, Quall, Lias, Santos, Van De Wege, Goodman, Dickerson, Jacks, Hurst, Haigh, Pettigrew, Kenney, Dammeier, and Morrell)

Expanding the list of crimes that require dismissal or certificate revocation for school employees.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Expands the list of crimes that require dismissal or certificate revocation for school employees.

-- 2009 REGULAR SESSION --

Feb 10 Public hearing in the House Committee on Education at 10:00 AM.

Feb 18 ED - Majority; 1st substitute bill be substituted, do pass.

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

HB 1765-S by House Committee on Health Care & Wellness (originally sponsored by Representatives Moeller, Campbell, and Morrell)

Concerning the license surcharge for the impaired physician program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Increases the surcharge the department of health may charge physicians and physician assistants for the impaired physician program.

-- 2009 REGULAR SESSION --

Feb 10 Public hearing in the House Committee on Health Care & Wellness at 1:30 PM.

Feb 19 HCW - Majority; 1st substitute bill be substituted, do pass.

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

HB 1797-S by House Committee on Local Government & Housing (originally sponsored by Representatives White, Priest, Springer, Anderson, Miloscia, Nelson, McCoy, Rodne, Simpson, and Sullivan)

Examining rural and resource lands.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to provide for an examination of the environmental, economic, and social consequences of current and expected patterns of growth in rural and resource lands, and to secure a common understanding of associated factors. The legislature intends for this examination to result in a widely accepted strategy for identifying how best to maintain the character of rural and resource lands in ways that: (1) Support the goals of the growth management act and the Puget Sound regional council's vision 2040, goals and objectives that direct growth into existing cities and towns;

(2) Respect landowner rights, values, and concerns;

(3) Assist in maintaining forest and farmlands and their associated employment; and

(4) Support Puget Sound restoration activities.

Requires the William D. Ruckelshaus center, subject to the availability of amounts for this specific purpose and in partnership with the Puget Sound regional council, to conduct an examination of trends affecting and policies guiding the maintenance of rural and resource lands in Washington.

Creates the rural and resource lands study account.

-- 2009 REGULAR SESSION --

Feb 12 Public hearing in the House Committee on Local Government & Housing at 10:00 AM.

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

Minority; do not pass.

Executive action taken in the House Committee on Local Government & Housing at 1:30 PM.

HB 1959-S by House Committee on Local Government & Housing (originally sponsored by Representatives Simpson, Rodne, Williams, and Armstrong; by request of Governor Gregoire)

Concerning land use and transportation planning for marine container ports.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to ensure that: (1) Local land use decisions are made in consideration of the long-term and widespread economic contribution of our international container ports and related industrial lands and transportation systems; and

(2) Container ports continue to function effectively alongside vibrant city waterfronts.

Declares key freight transportation corridors serving certain marine port facilities are of statewide significance.

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

-- 2009 REGULAR SESSION --

Feb 12 Public hearing in the House Committee on Local Government & Housing at 10:00 AM.

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

Executive action taken in the House Committee on Local Government & Housing at 1:30 PM.

HB 2003-S by House Committee on Education (originally sponsored by Representatives Orwall, Sullivan, Quall, Priest, and Maxwell; by request of Governor Gregoire)

Changing professional educator standards board provisions.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

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

-- 2009 REGULAR SESSION --

Feb 10 Public hearing in the House Committee on Education at 10:00 AM.

Feb 18 ED - Majority; 1st substitute bill be substituted, do pass.

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

HB 2015-S by House Committee on Education (originally sponsored by Representatives Liias, Upthegrove, Haler, Pedersen, Walsh, Maxwell, Nelson, Ormsby, Rolfes, Kagi, Carlyle, Probst, Orwall, Hasegawa, Morrell, Kenney, Quall, Moeller, Hunt, Sells, Williams, Sullivan, Dickerson, Van De Wege, Darneille, Santos, Chase, White, and Kessler)

Enhancing antiharassment strategies in public schools.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to expand the tools, information, and strategies that can be used to combat harassment, intimidation, and bullying of students, and increase awareness of the need for respectful learning communities in all public schools.

Directs the superintendent of public instruction, in consultation with representatives of parents, school personnel, the office of the education ombudsman, and other interested parties, to provide to the education committees of the legislature a revised and updated model harassment, intimidation, and bullying prevention policy and procedure.

Directs the office of the education ombudsman to serve as the lead agency to provide resources and tools to parents and families about public school antiharassment policies and strategies.

-- 2009 REGULAR SESSION --

Feb 10 Public hearing in the House Committee on Education at 10:00 AM.

Feb 18 ED - Majority; 1st substitute bill be substituted, do pass.

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

HB 2030-S by House Committee on Local Government & Housing (originally sponsored by Representatives Hunt and Williams)

Creating a capitol city district.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to create a capital city district to share revenue generated in the core city and on the capitol campus.

Authorizes a city in which the state capitol is located to designate by ordinance one capital city district that includes the capitol campus, along with the core downtown retail and service areas and traffic corridors that are most impacted by the location of the capitol campus and state buildings adjacent to the capitol campus.

Authorizes a capital city district to levy a sales and use tax of 0.9 percent, that must be a credit against the state's portion of the sales and use tax.

-- 2009 REGULAR SESSION --

Feb 16 Public hearing in the House Committee on Local Government & Housing at 1:30 PM.

Feb 18 LGH - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Executive action taken in the House Committee on Local Government & Housing at 8:00 AM.

HB 2115-S by House Committee on Public Safety & Emergency Preparedness (originally sponsored by Representative O'Brien)

Allowing booking photographs and electronic images at jails to be open to the public.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Allows booking photographs and electronic images at jails to be open to the public.

-- 2009 REGULAR SESSION --

Feb 17 Public hearing in the House Committee on Public Safety & Emergency Preparedness at 10:00 AM.

Feb 18 PSEP - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Executive action taken in the House Committee on Public Safety & Emergency Preparedness at 1:30 PM.

HB 2267 by Representatives Conway, Haigh, Hunt, and Kenney

Protecting the collective bargaining rights of certain exempt employees.

Protects collective bargaining rights of certain exempt employees.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Ways & Means.

HB 2268 by Representative McCoy

Concerning alternative, renewable, and efficient energy.

Addresses renewable energy, energy efficiency, and energy technologies.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Technology, Energy & Communications.

HB 2269 by Representative Anderson

Reforming the unemployment compensation system.

Reforms the unemployment compensation system.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Commerce & Labor.

HB 2270 by Representatives Finn, Takko, and Haigh

Regarding the powers of public corporations.

Addresses the powers of public corporations.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Local Government & Housing.

HB 2271 by Representatives Liias, Rodne, Sells, Clibborn, Johnson, Takko, Van De Wege, Springer, Williams, Finn, Nelson, Seaquist, and Simpson; by request of Department of Transportation

Authorizing state forces to perform work on ferry vessels or terminals when estimated costs are less than one hundred twenty thousand dollars.

Authorizes state forces to perform work on ferry vessels or terminals when the estimated cost of the work is less than one hundred twenty thousand dollars.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Transportation.

HB 2272 by Representatives Morrell, Pettigrew, and Cody

Repealing agency parity.

Repeals RCW 74.39A.310 (contracts for individual home care services providers--cost of increase in wages and benefits funded--formula).

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Health & Human Services Appropriations.

HB 2273 by Representatives Smith, Kretz, Nelson, Pearson, Chandler, and Bailey

Requiring certain persons convicted of negligent driving to retake and successfully pass the driver licensing examination in order to keep a driver's license.

Requires certain persons, upon subsequent violations of negligent driving in the first or second degree, to retake and pass the driver licensing examination in order to keep his or her driver's license.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Transportation.

HB 2274 by Representatives Flannigan and Simpson

Addressing the formation of local improvement districts and utility local improvement districts comprised of property in more than one city or town.

Authorizes a city or town to form local improvement districts or utility local improvement districts, upon approval by resolution of the legislative authority of an adjoining city or town, composed entirely or in part of territory within that adjoining city or town.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Local Government & Housing.

HB 2275 by Representatives Kretz, Springer, Shea, Sullivan, Blake, Jacks, Warnick, Short, Hinkle, Schmick, Armstrong, Parker, and McCune

Providing a sales and use tax exemption for the nonhighway use of propane by farmers.

Provides a tax exemption on the sale or use of propane fuel for a farm fuel user for nonhighway use.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Finance.

HB 2276 by Representatives Short, Quall, Ormsby, Kretz, Walsh, Cox, Priest, Sullivan, and Warnick

Establishing a school construction safety net grant program.

Requires the superintendent of public instruction to adopt rules to implement a school construction safety net grant program to assist school districts that do not meet the existing grant program requirements under RCW 28A.525.162.

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

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Capital Budget.

HB 2277 by Representatives Moeller, Williams, Clibborn, Sells, and Jacks

Concerning fuel taxes on exported fuel.

Imposes motor vehicle fuel and special fuel taxes on fuel exported from Washington to other states.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Transportation.

Senate Bills

SB 5208-S by Senate Committee on Judiciary (originally sponsored by Senators Brandland, Kline, Hargrove, Stevens, Regala, Sheldon, Marr, Kohl-Welles, Tom, Kilmer, and Shin; by request of Attorney General)

Ensuring punishment for domestic violence offenders.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Recognizes: (1) The substantial and great impact upon society, families, children, and the victims of offenses occurring between cohabitants;

(2) The continuing nature of domestic violence; and

(3) The lasting psychological trauma caused by such violence.

Finds that the prevention of domestic violence, and the proper punishment for such offenses, is a compelling state interest that has not been under current sentencing provisions. Toward this end, the act is necessary to ensure that domestic violence offenders are punished accordingly and that an end to domestic violence can be achieved.

-- 2009 REGULAR SESSION --

Jan 23 Public hearing in the Senate Committee on Judiciary at 1:30 PM.

Feb 17 Executive action taken in the Senate Committee on Judiciary at 10:00 AM.

Feb 20 JUD - Majority; 1st substitute bill be substituted, do pass.

And refer to Ways & Means.

Referred to Ways & Means.

SB 5255-S by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Jacobsen, Swecker, Regala, Morton, Kilmer, Pridemore, and Shin)

Regarding aquatic lands lease rates for marinas.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises the process for determining annual rent rates for the lease of state-owned aquatic lands for marinas.

Provides that sections 1 through 3 of the act apply to all annual rents for marinas determined initially or redetermined on or after January 1, 2010.

-- 2009 REGULAR SESSION --

Jan 28 Public hearing in the Senate Committee on Natural Resources and Ocean & Recreation at 8:00 AM.

Feb 19 Executive action taken in the Senate Committee on Natural Resources and Ocean & Recreation at 10:00 AM.

Feb 20 NROR - Majority; 1st substitute bill be substituted, do pass.

And refer to Ways & Means.

Referred to Ways & Means.

SB 5282-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Franklin, Kohl-Welles, Marr, Murray, McAuliffe, Regala, Oemig, Kilmer, Fairley, Pridemore, Ranker, and McDermott)

Regarding the use of bisphenol A.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Limits the use of bisphenol A.

Prohibits a manufacturer, wholesaler, or retailer from manufacturing, knowingly selling, offering for sale, distributing for sale, or distributing for use in this state any bottle or cup that contains bisphenol A.

Requires a manufacturer of products that are restricted under the act to notify persons that sell the manufacturer's products in this state about the provisions of the act no less than ninety days before the effective date of the restrictions.

Requires a manufacturer that produces, sells, or distributes a product prohibited from manufacture, sale, or distribution in this state under the act to recall the product and reimburse the retailer or any other purchaser for the product.

Prescribes penalties.

-- 2009 REGULAR SESSION --

Feb 4 Public hearing in the Senate Committee on Health & Long-Term Care at 8:00 AM.

Feb 19 Executive action taken in the Senate Committee on Health & Long-Term Care at 10:00 AM.

Feb 20 HEA - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.
Passed to Rules Committee for second reading.

SB 5401-S by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Morton, Jacobsen, Stevens, Ranker, Hatfield, Roach, and Kline)

Expanding the riparian open space program to include lands that contain critical habitat of threatened or endangered species.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the forest practices board to establish by rule a program for the acquisition of riparian open space and critical habitat for threatened or endangered species as designated by the forest practices board. Acquisition must be a conservation easement. Lands eligible for acquisition are forest lands within unconfined channel migration zones or forest lands containing critical habitat for threatened or endangered species as designated by the forest practices board.

-- 2009 REGULAR SESSION --

- Feb 4 Public hearing in the Senate Committee on Natural Resources and Ocean & Recreation at 8:00 AM.
- Feb 19 Executive action taken in the Senate Committee on Natural Resources and Ocean & Recreation at 10:00 AM.
- Feb 20 NROR - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5416-S by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Berkey, Franklin, and Shin; by request of Insurance Commissioner)

Addressing business continuity plans for domestic insurers.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

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.

Requires the insurance commissioner, after considering relevant standards adopted by the national association of insurance commissioners, other states, and other regulatory authorities that regulate financial institutions, to adopt, by rule, standards for insurers and insurance producers to follow for business continuity planning.

-- 2009 REGULAR SESSION --

- Feb 3 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 10:00 AM.
- Feb 18 Executive action taken in the Senate Committee on Financial Institutions and Housing & Insurance at 3:30 PM.
- Feb 20 FIHI - Majority; 1st substitute bill be substituted, do pass.
Minority; without recommendation.
Passed to Rules Committee for second reading.

SB 5484-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Marr, Roach, Keiser, Tom, Hobbs, Kline, Oemig, Franklin, Shin, Kilmer, and Kauffman)

Concerning developmental screening.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department of social and health services to:
(1) Select developmental screening tools consistent with nationally accepted pediatric guidelines and to reimburse providers using the tools to conduct developmental screenings of children; and

(2) Recommend a schedule for administering these developmental screens consistent with nationally accepted pediatric guidelines.

-- 2009 REGULAR SESSION --

- Feb 16 Public hearing in the Senate Committee on Health & Long-Term Care at 1:30 PM.
- Feb 19 Executive action taken in the Senate Committee on Health & Long-Term Care at 10:00 AM.
- Feb 20 HEA - Majority; 1st substitute bill be substituted, do pass.
And refer to Ways & Means.
Minority; without recommendation.
Referred to Ways & Means.

SB 5530-S by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Hobbs and Benton)

Creating the guaranteed asset protection waiver model act.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the guaranteed asset protection waiver model act.

Authorizes the insurance commissioner, subject to chapter 48.04 RCW (hearings and appeals), to take action that is necessary or appropriate to enforce the act and to protect guaranteed asset protection waiver holders in this state.

Provides that any person who markets, offers for sale or sells a guaranteed asset protection waiver, or acts as an obligor for a guaranteed asset protection waiver without a registration is acting in violation of section 9 of the act and is subject to the provisions of section 8 of the act. In addition, any person who knowingly violates section 9 of the act is guilty of a class B felony punishable under chapter 9A.20 RCW.

Creates the guaranteed asset protection waiver account.
Provides that the act is applicable to all guaranteed asset protection waiver agreements entered into on or after January 1, 2010.

-- 2009 REGULAR SESSION --

- Feb 17 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 10:00 AM.
- Feb 18 Executive action taken in the Senate Committee on Financial Institutions and Housing & Insurance at 3:30 PM.
- Feb 20 FIHI - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5624-S by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Kauffman, Keiser, Berkey, Kline, and Kohl-Welles)

Restricting the use of mechanical restraints and chemical sprays for discipline in public schools.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Limits the use of physical force, mechanical restraints, and chemical sprays for discipline in public schools.

Requires each school district to: (1) Establish a written policy regarding the use of physical force, mechanical restraints, and chemical sprays on students by school employees; and

(2) Report annually to the office of the superintendent of public instruction the total number of instances when physical force, mechanical restraint, or chemical spray was used.

-- 2009 REGULAR SESSION --

- Feb 16 Public hearing in the Senate Committee on Early Learning & K-12 Education at 1:30 PM.
- Feb 19 Executive action taken in the Senate Committee on Early Learning & K-12 Education at 10:00 AM.
- Feb 20 EDU - Majority; 1st substitute bill be substituted, do pass.
And refer to Ways & Means.
Minority; without recommendation.
Referred to Ways & Means.

SB 5659-S by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Berkey, Benton, and Marr)

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

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

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

-- 2009 REGULAR SESSION --

- Feb 4 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 3:30 PM.
- Feb 18 Executive action taken in the Senate Committee on Financial Institutions and Housing & Insurance at 3:30 PM.
- Feb 20 FIHI - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5719-S by Senate Committee on Transportation (originally sponsored by Senators Swecker and Brown)

Modifying title and registration requirements for kit vehicles.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises title and registration requirements for kit vehicles.

-- 2009 REGULAR SESSION --

- Feb 17 Public hearing in the Senate Committee on Transportation at 3:30 PM.
- Feb 18 Executive action taken in the Senate Committee on Transportation at 1:30 PM.
- Feb 20 TRAN - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5725-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senator Keiser)

Concerning health benefit plan coverage for organ transplants.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Prohibits a health benefit plan issued or renewed on or after January 1, 2010, that provides coverage for organ and tissue transplants, from permitting a separate lifetime limit on transplants of any less than three hundred fifty thousand dollars.

-- 2009 REGULAR SESSION --

- Feb 11 Public hearing in the Senate Committee on Health & Long-Term Care at 8:00 AM.
- Feb 19 Executive action taken in the Senate Committee on Health & Long-Term Care at 10:00 AM.
- Feb 20 HEA - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5730-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Keiser, Pflug, and Kohl-Welles)

Enhancing federal financing of health coverage.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Enhances federal financing of health coverage.

-- 2009 REGULAR SESSION --

- Feb 12 Public hearing in the Senate Committee on Health & Long-Term Care at 10:00 AM.
- Feb 19 Executive action taken in the Senate Committee on Health & Long-Term Care at 10:00 AM.
- Feb 20 HEA - Majority; 1st substitute bill be substituted, do pass.
And refer to Ways & Means.
Minority; without recommendation.
Referred to Ways & Means.

SB 5768-S by Senate Committee on Transportation (originally sponsored by Senators Murray, Jarrett, Swecker, Haugen, and Kohl-Welles)

Concerning the state route number 99 Alaskan Way viaduct replacement project.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the state to take the necessary steps to expedite the environmental review and design processes to replace the Alaskan Way viaduct with a deep bore tunnel under First Avenue from the vicinity of the sports stadiums in Seattle to Aurora Avenue north of the Battery Street tunnel.

Requires the state route number 99 Alaskan Way viaduct replacement project finance plan to include state funding not to exceed two billion four hundred million dollars and to also include at least four hundred million dollars in toll revenue.

Directs the department of transportation to prepare a traffic and revenue study for a state route number 99 deep bore tunnel for the purpose of determining the facility's potential to generate toll revenue.

-- 2009 REGULAR SESSION --

- Feb 10 Public hearing in the Senate Committee on Transportation at 3:30 PM.
- Feb 18 Executive action taken in the Senate Committee on Transportation at 1:30 PM.
- Feb 20 TRAN - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5802-S by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators Oemig, McAuliffe, Hobbs, Kauffman, Jarrett, Tom, and Shin; by request of Governor Gregoire)

Changing professional educator standards board provisions.
(DIGEST OF PROPOSED 1ST SUBSTITUTE)

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

-- 2009 REGULAR SESSION --

- Feb 16 Public hearing in the Senate Committee on Early Learning & K-12 Education at 1:30 PM.
- Feb 19 Executive action taken in the Senate Committee on Early Learning & K-12 Education at 10:00 AM.
- Feb 20 EDU - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Passed to Rules Committee for second reading.

SB 5843-S by Senate Committee on Natural Resources, Ocean & Recreation (originally sponsored by Senators Pridemore and Swecker)

Identifying qualified applicants and procedures within the Washington wildlife and recreation program.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Identifies qualified applicants and procedures within the Washington wildlife and recreation program.

-- 2009 REGULAR SESSION --

- Feb 16 Public hearing in the Senate Committee on Natural Resources and Ocean & Recreation at 1:30 PM.
- Feb 19 Executive action taken in the Senate Committee on Natural Resources and Ocean & Recreation at 10:00 AM.
- Feb 20 NROR - Majority; 1st substitute bill be substituted, do pass.
Minority; without recommendation.
Passed to Rules Committee for second reading.

SB 5890-S by Senate Committee on Early Learning & K-12 Education (originally sponsored by Senators McDermott, McAuliffe, Oemig, and Hobbs)

Providing flexibility in the education system.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides flexibility in the education system to reduce costs.

-- 2009 REGULAR SESSION --

- Feb 5 Public hearing in the Senate Committee on Early Learning & K-12 Education at 10:00 AM.
- Feb 18 Executive action taken in the Senate Committee on Early Learning & K-12 Education at 6:00 PM.
- Feb 20 EDU - Majority; 1st substitute bill be substituted, do pass.
Minority; without recommendation.
Passed to Rules Committee for second reading.

SB 5893-S by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senators Berkey, Benton, Hobbs, Schoesler, and Shin)

Establishing provisions for actions by insurance companies against violators.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Allows actions by insurance companies against violators.

-- 2009 REGULAR SESSION --

- Feb 17 Public hearing in the Senate Committee on Financial Institutions and Housing & Insurance at 10:00 AM.
- Feb 18 Executive action taken in the Senate Committee on Financial Institutions and Housing & Insurance at 3:30 PM.
- Feb 20 FIHI - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5894-S by Senate Committee on Transportation (originally sponsored by Senators Haugen and Parlette)

Authorizing the utilities and transportation commission to forbear from rate and service regulation of certain transportation services.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes the utilities and transportation commission to refrain from rate and service regulation of certain transportation services.

-- 2009 REGULAR SESSION --

- Feb 17 Public hearing in the Senate Committee on Transportation at 3:30 PM.
- Feb 18 Executive action taken in the Senate Committee on Transportation at 1:30 PM.
- Feb 20 TRAN - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 5928-S by Senate Committee on Financial Institutions, Housing & Insurance (originally sponsored by Senator Brown; by request of State Treasurer)

Concerning the powers of the public deposit protection commission in regard to banks, savings banks, and savings associations as public depositaries.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Modernizes and clarifies the powers of the public deposit protection commission in regard to banks, savings banks, and savings associations as public depositaries.

-- 2009 REGULAR SESSION --

Feb 18 Public hearing, executive action taken in the Senate Committee on Financial Institutions, and Housing & Insurance at 3:30 PM.

Feb 20 FIHI - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.

SB 6065 by Senators Fairley and Shin; by request of Governor Gregoire

Addressing the structure and authority of the liquor control board.

Creates the office of director of the liquor control board to supervise and administer the operation of the liquor control board.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Government Operations & Elections.

SB 6066 by Senators Marr, Ranker, Jarrett, and Brown

Prohibiting the use and sale of studded tires.

Prohibits the sale and use of studded tires.

Creates the pavement account.

Directs the state treasurer to: (1) On August 1, 2014, transfer ten million dollars from the motor vehicle account to the pavement account; and

(2) On August 1st of each even-numbered year thereafter, transfer an amount equal to ten million dollars, adjusted for inflation according to the construction cost index as calculated for the previous fiscal year, from the motor vehicle account to the pavement account.

Requires the department of transportation to: (1) Establish a studded tire pavement repair grant program to aid counties in funding pavement repairs necessitated primarily by damage caused from studded tires;

(2) Submit a prioritized list of all projects requesting funding to the legislature by September 15th of each even-numbered year beginning in 2014; and

(3) Report annually to the transportation committees of the legislature on the status of any grants projects funded by the program.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Transportation.

SB 6067 by Senator Kline

Imposing delayed sentencing for offenders with a standard range under one year.

Imposes delayed sentencing for offenders with a standard range under one year.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Judiciary.

SB 6068 by Senators Swecker, Haugen, King, and Shin; by request of Department of Licensing

Modifying the definition of "conviction" for the purposes of the uniform commercial driver's license act.

Revises the definition of "conviction" in chapter 46.25 RCW (uniform commercial driver's license act).

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Transportation.

SB 6069 by Senators Pridemore and Kline

Concerning tax incentives for renewable energy manufacturing facilities.

Allows a fifty percent business and occupation tax credit for each dollar of capital invested in renewable energy manufacturing expenditures, up to a maximum of twenty million dollars of credit.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Environment, Water & Energy.

SB 6070 by Senator Hatfield

Regarding disposal of dredged riverbed materials.

Extends the time for disposal of dredged riverbed materials from the Mt. St. Helens' eruption.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Natural Resources, Ocean & Recreation.

SB 6071 by Senator Haugen

Requiring the department of social and health services to include in its foster parent training program a section to address the needs of children with autism.

Requires the department of social and health services to, no later than January 1, 2010, develop for inclusion into its current foster parent training program a section devoted to the characteristics, management, and needs of children with autism.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Human Services & Corrections.

SB 6072 by Senator Hobbs

Requiring the department of transportation to begin the environmental planning process and prepare the final design for the state route number 9 Snohomish river bridge replacement project.

Requires the department of transportation to begin the environmental planning process as required under the state environmental policy act, or the national environmental policy act if applicable, for the state route number 9 Snohomish river bridge replacement project.

Makes an appropriation.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Transportation.

SB 6073 by Senators Oemig, Shin, Roach, Jarrett, and McDermott

Regarding profoundly capable divergent students.

Requires a student designated as profoundly divergent to be provided an educational opportunity in accordance with the special needs education provided for in RCW 28A.155.020. A student is eligible for special needs educational programs for profoundly divergent students if the student's intelligence quotient deviates from the mean by three or more standard deviations on an individually administered standardized test of intelligence.

-- 2009 REGULAR SESSION --

Feb 20 First reading, referred to Early Learning & K-12 Education.